

FIFTY-SEVENTH DAY

St. Paul, Minnesota, Friday, May 10, 1985

The Senate met at 10:00 a.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Joy M.K. Bussert.

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

Adkins	Dieterich	Kroening	Olson	Sieloff
Anderson	Frank	Kronebusch	Pehler	Solon
Belanger	Frederick	Laidig	Peterson, C.C.	Spear
Benson	Frederickson	Langseth	Peterson, D.C.	Storm
Berglin	Freeman	Lantry	Peterson, D.L.	Stumpf
Bernhagen	Gustafson	Lessard	Peterson, R.W.	Taylor
Bertram	Hughes	Luther	Petty	Vega
Brataas	Isackson	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	Mehrkins	Purfeerst	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	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 communication was received.

May 8, 1985

The Honorable David Jennings
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 Acts of the 1985 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1985	Date Filed 1985
783		81	May 8	May 8
1119		82	May 8	May 8
1329		83	May 8	May 8
	266	84	May 8	May 8
	267	85	May 8	May 8
	428	86	May 8	May 8
	537	87	May 8	May 8
	602	88	May 8	May 8
	907	89	May 8	May 8
	1197	90	May 8	May 8
	1198	91	May 8	May 8
	1226	92	May 8	May 8
	1093	Res. No. 4	May 8	May 8

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 File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 563: A bill for an act relating to education; requiring the state board of vocational technical education to adopt policies about minimum class size and placement ratios; exempting certain monetary distributions from certain contract procedures; amending Minnesota Statutes 1984, sections 123.33, subdivision 14; 125.031; 136C.04, subdivisions 9 and 12; 136C.042, subdivision 1; 136C.26, subdivision 1; 136C.28, subdivision 1; and 136C.31; repealing Minnesota Statutes 1984, sections 125.055 and 136C.27, subdivision 1.

Senate File No. 563 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 9, 1985

CONCURRENCE AND REPASSAGE

Mr. Stumpf moved that the Senate concur in the amendments by the House to S.F. No. 563 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 563: A bill for an act relating to education; requiring the state board of vocational technical education to adopt policies about minimum class size and placement ratios; exempting certain monetary distributions from certain contract procedures; validating certain adopted emergency

rules; amending Minnesota Statutes 1984, sections 123.33, subdivision 14; 125.031; 136C.04, subdivisions 9 and 12; 136C.042, subdivision 1; 136C.26, subdivision 1; 136C.28, subdivision 1; and 136C.31; repealing Minnesota Statutes 1984, sections 125.055 and 136C.27, subdivision 1.

Was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 46 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Kamrath	Novak	Schmitz
Anderson	Dicklich	Knaak	Olson	Spear
Belanger	Diessner	Kronebusch	Pehler	Storm
Benson	Dieterich	Lantry	Peterson, C. C.	Stumpf
Bernhagen	Frank	Lessard	Peterson, R. W.	Taylor
Bertram	Freeman	Luther	Pogemiller	Wegscheid
Brataas	Hughes	McQuaid	Purfeerst	
Chmielewski	Isackson	Moe, D. M.	Ramstad	
Dahl	Johnson, D. E.	Moe, R. D.	Reichgott	
Davis	Jude	Nelson	Renneke	

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 693: A bill for an act relating to crimes; providing for forfeitures of communications devices and proceeds derived from commission of designated offenses; amending Minnesota Statutes 1984, sections 152.19, subdivision 5; and 609.531.

Senate File No. 693 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 9, 1985

Mr. Spear moved that S.F. No. 693 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 1596, 1627 and 1623.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 9, 1985

FIRST READING OF HOUSE BILLS

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

H.F. No. 1596: A bill for an act relating to taxation; sales tax; providing for elimination of double taxation in sale and leaseback transactions; appropriating money; amending Minnesota Statutes 1984, sections 297A.01, subdivision 4; and 297A.15, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

H.F. No. 1627: A bill for an act relating to taxation; property; clarifying the process for appealing certain assessments to the tax or district court; delaying the effective date of the requirement of appearances before county board of equalization for tax appeals; amending Minnesota Statutes 1984, sections 271.01, subdivision 5; and 278.01, subdivision 1; Laws 1984, chapter 502, article 11, section 6.

Referred to the Committee on Taxes and Tax Laws.

H.F. No. 1623: A bill for an act relating to taxation; limiting tax on certain sales of horses; amending Minnesota Statutes 1984, section 297A.01, subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

SECOND READING OF SENATE BILLS

S.F. No. 1530 was read the second time.

MOTIONS AND RESOLUTIONS

S.F. No. 118 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 118

A bill for an act relating to public employee labor relations; regulating public employee mediation; regulating mediation and strikes concerning teachers; providing for arbitration awards in principal and assistant principal disputes; providing penalties; amending Minnesota Statutes 1984, sections 179A.14, subdivision 1; 179A.15; 179A.16, subdivision 7; 179A.17, subdivision 1; 179A.18, subdivisions 2 and 3; and 179A.20, subdivision 3.

April 25, 1985

The Honorable Jerome M. Hughes
President of the Senate

The Honorable David M. Jennings
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 118, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S.F. No. 118 be further amended as follows:

Delete everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1984, section 179A.04, subdivision 3, is amended to read:

Subd. 3. [OTHER DUTIES.] The director shall:

(a) provide mediation services as requested by the parties until the parties reach agreement. The director may continue to assist parties after they have submitted their final positions for interest arbitration;

(b) issue notices, subpoenas, and orders required by law to carry out duties under sections 179A.01 to 179A.25;

(c) certify to the board items of dispute between parties subject to action of the board under section 179A.16;

(d) assist the parties in formulating petitions, notices, and other papers required to be filed with the director or the board;

(e) certify the final results of any election or other voting procedure conducted under sections 179A.01 to 179A.25;

(f) adopt rules regulating the forms of petitions, notices, and orders; and the conduct of hearings and elections;

(g) receive, catalogue, and file all orders and decisions of the board, all decisions of arbitration panels authorized by sections 179A.01 to 179A.25, all grievance arbitration decisions, and the director's orders and decisions. All orders and decisions catalogued and filed shall be readily available to the public;

(h) adopt, subject to chapter 14, a grievance procedure to fulfill the purposes of section 179A.20, subdivision 4. The grievance procedure shall not provide for the services of the bureau of mediation services. The grievance procedure shall be available to any employee in a unit not covered by a contractual grievance procedure;

(i) conduct elections;

(j) maintain a schedule of state employee classifications or positions assigned to each unit established in section 179A.10, subdivision 2;

(k) collect such fees as are established by rule for empanelment of persons on the labor arbitrator roster maintained by the director or in conjunction with fair share fee challenges.

Sec. 2. Minnesota Statutes 1984, section 179A.05, subdivision 4, is amended to read:

Subd. 4. [OTHER POWERS.] In addition to the other powers and duties given it by law, the board has the following powers and duties:

(a) to hear and decide appeals from determinations of the director relating to "supervisory employee," "confidential employee," "essential employee," or "professional employee";

(b) to hear and decide appeals from determinations of the director relating to the appropriateness of a unit;

(c) to hear and decide on the record, determinations of the director relating to a fair share fee challenge;

(d) collect such fees as are established by rule for empanelment of persons on the labor arbitrator roster maintained by the board.

Sec. 3. Minnesota Statutes 1984, section 179A.14, subdivision 1, is

amended to read:

Subdivision 1. [INITIATION OF NEGOTIATION.] (a) When employees or their representatives desire to meet and negotiate an initial agreement establishing terms and conditions of employment, they shall give written notice to the employer and the director. The employer has ten days from receipt of the notice to object or refuse to recognize the employees' representative or the employees as an appropriate unit. If the employer does not object within ten days, the employer must recognize the employee representative for purposes of reaching agreement on terms and conditions of employment for the represented employees. If the employer does object, the employer or employees' representative may petition the director to take jurisdiction of the matter and the director shall investigate the petition.

(b) *When a party to a contract desires to meet and negotiate an agreement subsequent to the initial agreement, the party shall give written notice to the other party and to the director at least 60 days before the termination date of the existing contract. If a party fails to give the required 60-day notice, the party is subject to a fine of \$10 per day for each day the notice is late. The fine for late notice may be waived at the discretion of the director if the director finds that the failure to give timely notice did not prejudice the director or the other party in the fulfillment of their responsibilities and duties. The fine for late notice shall be the only penalty for late notice under this paragraph.*

Sec. 4. Minnesota Statutes 1984, section 179A.15, is amended to read:

179A.15 [MEDIATION.]

Once notice has been given under section 179A.14, the employer or the exclusive representative may petition the director for mediation services.

A petition by an employer shall be signed by the employer or an authorized officer or agent. A petition by an exclusive representative shall be signed by its authorized officer. All petitions shall be delivered to the director in person or sent by certified mail. The petition shall state briefly the nature of the disagreement of the parties. Upon receipt of a petition *and upon concluding that mediation would be useful*, the director shall fix a time and place for a conference with the parties to negotiate the issues not agreed upon, and shall then take the most expedient steps to bring about a settlement, including assisting in negotiating and drafting an agreement.

If the director may, at the request of a party to a labor dispute, assist in settling determines that mediation would be useful in resolving a dispute, the director may mediate the dispute even if no petition neither party has been filed a petition for mediation. In these cases, the director shall proceed as if a petition had been filed.

The director shall not furnish mediation services to any employee or employee representative who is not certified as an exclusive representative.

All parties shall respond to the summons of the director for conferences and shall continue in conference until excused by the director. ~~However, for other than essential employees, mediation conferences following: (1) the expiration date of a collective bargaining agreement; or (2) in the case of teachers, mediation over a period of 60 days after the expiration date of a~~

~~collective bargaining agreement shall continue only for durations agreeable to both parties.~~

Sec. 5. Minnesota Statutes 1984, section 179A.16, subdivision 7, is amended to read:

Subd. 7. [DECISION BY THE PANEL.] The panel's order shall be issued by a majority vote of its members. The order shall resolve the issues in dispute between the parties as submitted by the board. *For principals and assistant principals, the panel shall be restricted to selecting between the final offers of the parties on each impasse item. For other employees, if the parties agree in writing, the panel shall be restricted to selecting between the final offers of the parties on each impasse item, or the final offer of one or the other parties in its entirety.* In considering a dispute and issuing its order, the panel shall consider the statutory rights and obligations of public employers to efficiently manage and conduct their operations within the legal limitations surrounding the financing of these operations. The panel's decision and order shall be final and binding on all parties.

The panel shall render its order within ten days from the date that all arbitration proceedings have concluded. However, the panel must issue its order by the last date the employer is required by statute, charter, ordinance, or resolution to submit its tax levy or budget or certify its taxes voted to the appropriate public officer, agency, public body or office, or by November 1, whichever date is earlier. The panel's order shall be for the period stated in the order, except that orders determining contracts for teacher units shall be effective to the end of the contract period determined by section 179A.20.

The panel shall send its decision and orders to the board, the director, the appropriate representative of the public employer, and the employees. If any issues submitted to arbitration are settled voluntarily before the arbitrator issues a decision, the arbitrator shall report the settlement to the board and the director.

The parties may at any time prior to or after issuance of an order of the arbitration panel, agree upon terms and conditions of employment regardless of the terms and conditions of employment determined by the order. The parties shall, if so agreeing, execute a written contract or memorandum of contract.

Sec. 6. Minnesota Statutes 1984, section 179A.17, subdivision 1, is amended to read:

179A.17 [NEW EXCLUSIVE REPRESENTATIVES.]

Subdivision 1. [FOR TEACHERS.] If a new or different exclusive representative of teachers employed by a local school district is certified by the director at any time other than the period between 120 days before the termination date of a contract and the termination date of the contract, or if on July 1 of any odd-numbered year a representation proceeding involving the employer and the employer's teachers is before the director, section 179A.18, subdivision 2, clause (1), shall apply. In those cases, however, the employer and the exclusive representative of the teachers shall execute a written contract or memorandum of contract no later than 60 days after a certification by the director of a new or different exclusive representative or the resolution by the director of a representation proceeding. Either party may petition the

director of mediation services for assistance in reaching an agreement. If the employer and the exclusive representative of the teachers fail to execute a contract by 60 days after the certification of a new or different exclusive representative or the resolution by the director of a representation proceeding, they shall be conclusively presumed to be at an impasse after having participated in mediation sessions over a period of no less than 60 days as specified in section 179A.18, subdivision 2, clause (1)(b).

Sec. 7. Minnesota Statutes 1984, section 179A.18, subdivision 2, is amended to read:

Subd. 2. [SCHOOL DISTRICT REQUIREMENTS.] Except as otherwise provided by section 179A.17, subdivision 1, teachers employed by a local school district, other than principals and assistant principals, may strike only under the following circumstances:

(1)(a) the collective bargaining agreement between their exclusive representative and their employer has expired or, if there is no agreement, impasse under section 179A.17, subdivision 1, has occurred; and

(b) the exclusive representative and the employer have participated in mediation over a period of at least 60 days, 30 days of which have occurred after the expiration date of the collective bargaining agreement, provided that the mediation period established by section 179A.17, subdivision 1, shall govern negotiations pursuant to that section. For the purposes of this subclause the mediation period commences on the day following receipt by the director of a request for mediation that a mediator designated by the director first attends a conference with the parties to negotiate the issues not agreed upon; and

(c) neither party has requested interest arbitration or a request for binding interest arbitration has been rejected; or

(2) 45 days after impasse under section 179A.16, subdivision 1, neither party has requested interest arbitration; or

(3) the employer violates section 179A.13, subdivision 2, clause (9).

Sec. 8. Minnesota Statutes 1984, section 179A.18, subdivision 3, is amended to read:

Subd. 3. [NOTICE.] In addition to the other requirements of this section, no employee may strike unless written notification of intent to strike is served on the employer and the director by the exclusive representative at least ten days prior to the commencement of the strike. For all employees other than teachers, if more than 30 days have expired after service of a notification of intent to strike, no strike may commence until ten days after service of a new written notification. For teachers, no strike may commence more than 25 days after service of notification of intent to strike unless, before the end of the 25-day period, the exclusive representative and the employer agree that the period during which a strike may commence shall be extended for an additional period not to exceed five days. Teachers are limited to one notice of intent to strike for each contract negotiation period, provided, however, that a strike notice may be renewed for an additional ten days, the first five of which shall be a notice period during which no strike may occur, if the following conditions have been satisfied:

(1) an original notice was provided pursuant to this section; and

(2) a tentative agreement to resolve the dispute was reached during the original strike notice period; and

(3) such tentative agreement was rejected by either party during or after the original strike notice period.

The first day of the renewed strike notice period shall commence on the day following the expiration of the previous strike notice period or the day following the rejection of the tentative agreement, whichever is later. Notification of intent to strike under subdivisions 1, clause (1); and 2, clause (1), may not be served until the collective bargaining agreement has expired, or if there is no agreement, on or after the date impasse under section 179A.17 has occurred. Notification of intent to strike under subdivision 2, clause (2), may not be served before the 45th day following an impasse under section 179A.16, subdivision 1.

Sec. 9. [EFFECTIVE DATE.]

Sections 3 to 8 are effective the day following final enactment. However, the 60-day notice requirement imposed in section 3 does not apply in 1985 if sections 3 to 8 become effective after April 25, 1985. In this event, the notice required by section 3 must be given within 30 days of the effective date of sections 3 to 8.

Delete the title and insert:

“A bill for an act relating to public employee labor relations; regulating public employee mediation; regulating mediation and strikes concerning teachers; providing for arbitration awards in principal and assistant principal disputes; providing penalties; amending Minnesota Statutes 1984, sections 179A.04, subdivision 3; 179A.05, subdivision 4; 179A.14, subdivision 1; 179A.15; 179A.16, subdivision 7; 179A.17, subdivision 1; 179A.18, subdivisions 2 and 3.”

We request adoption of this report and repassage of the bill.

Senate Conferees: (Signed) Tom A. Nelson, Ronald R. Dicklich, Lyle G. Mehrkens

House Conferees: (Signed) Steve Sviggum, Harriet McPherson, Ken Nelson

Mr. Nelson moved that the foregoing recommendations and Conference Committee Report on S.F. No. 118 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S.F. No. 118 was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question was taken on the repassage of the bill, as amended by the Conference Committee.

The roll was called, and there were yeas 54 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Knaak and Merriam voted in the negative.

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Nelson moved that the following members be excused for a Conference Committee on H.F. No. 88:

Messrs. Nelson; Pehler; Peterson, R.W.; Ms. Peterson, D.C. and Mr. Peterson, D.L. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Stumpf moved that S.F. No. 1000, No. 14 on General Orders, be stricken and re-referred to the Committee on Education. The motion prevailed.

Mr. Ramstad moved that S.F. No. 137, No. 9 on General Orders, be stricken and re-referred to the Committee on Economic Development and Commerce. The motion prevailed.

Mr. Freeman moved that S.F. No. 981, No. 16 on General Orders, be stricken and re-referred to the Committee on Economic Development and Commerce. The motion prevailed.

Remaining on the Order of Business of Motions and Resolutions, pursuant to Rule 10, Mr. Moe, R.D., Chairman of the Subcommittee on Bill Scheduling, designated the General Orders Calendar a Special Orders Calendar to be heard immediately.

SPECIAL ORDER

S.F. No. 1036: A bill for an act relating to domestic abuse; providing for service by publication under certain circumstances under the Domestic Abuse Act; clarifying relief and providing for additional relief; amending Minnesota Statutes 1984, section 518B.01, subdivisions 4, 5, 6, and 7.

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 46 and nays 2, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Johnson, D.E.	Luther	Spear
Anderson	DeCramer	Jude	McQuaid	Storm
Belanger	Dicklich	Kamrath	Moe, D. M.	Stumpf
Benson	Diessner	Knaak	Moe, R. D.	Taylor
Berglin	Dieterich	Knutson	Olson	Wegscheid
Bernhagen	Frank	Kroening	Petty	Willet
Bertram	Freeman	Kronebusch	Pogemiller	
Brataas	Gustafson	Laidig	Purfeerst	
Chmielewski	Hughes	Langseth	Ramstad	
Dahl	Isackson	Lantry	Reichgott	

Messrs. Merriam and Sieloff voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 45: A bill for an act relating to drainage; recodifying the drainage law; amending Minnesota Statutes 1984, sections 40.072, subdivisions 3, 4, 5, 6, and 9; 40.073; 88.43, subdivision 2; 97.484; 97.50, subdivision 1; 105.42, subdivision 1; 105.471; 105.74; 105.81; 111.09, subdivision 2; 111.11; 111.13; 111.30; 111.31; 111.36; 111.78; 112.431, subdivision 2; 112.48, subdivision 1; 112.50; 112.501, subdivision 1; 112.541; 112.59; 112.60, subdivisions 1, 2, and 3; 112.64, subdivisions 2 and 3; 112.65, subdivision 1; 161.28, subdivision 1; 163.17; 357.021, subdivision 2; 375.471; 471.345, subdivision 3; 473.877, subdivision 1; and 473.878, subdivision 4; proposing coding for new law as Minnesota Statutes, chapter 106A; repealing Minnesota Statutes 1984, chapter 106 and section 109.38.

Mr. DeCramer moved to amend S.F. No. 45 as follows:

Page 13, lines 19 and 20, delete "*must be tried*" and insert "*are entitled to a trial*"

Page 13, line 21, after "*filed*" insert "*that is*"

Page 18, line 4, delete "*proposed*"

Page 18, line 5, after "*system*" insert "*proposed*"

Page 18, line 22, delete "*by tiling, enlarging, or extending*"

Page 21, line 29, after "*If*" insert "*part of*" and delete "*and*" and insert "*or*" and delete "*are*" and insert "*is*"

Page 21, line 31, delete "*joint county drainage authority*" and insert "*auditor*"

Page 28, line 35, delete "*is*" and insert "*does*" and delete everything after "*not*" and insert "*meet the legal requirements of this chapter*"

Page 28, line 36, delete everything before the comma

Page 29, line 3, delete "*They*" and insert "*The petitioners*"

Page 29, line 5, after "*If*" insert "*at the adjourned hearing*" and after "*meet*" insert "*the*" and delete "*other*" and insert a comma

Page 29, delete line 6

Page 29, line 7, delete "*and the hearing adjourned*"

Page 42, line 29, delete “: (1)”

Page 42, line 30, delete “, or (2) for a”

Page 42, delete lines 31 to 33

Page 42, line 34, before “the” insert “of” and delete “is located” and insert “proposed to be used as the outlet”

Page 42, line 36, after “of” insert “the”

Page 43, line 2, delete “who needs” and insert “seeking”

Page 50, line 10, delete “FOR EXCESSIVE” and insert “IF CONTRACT IS NOT AWARDED DUE TO”

Page 50, line 23, delete “Persons” and insert “A person”

Page 50, line 24, delete “they determine” and insert “the person determines”

Page 50, line 29, after the first “the” insert “person’s”

Page 50, line 33, after “person” insert “interested in the drainage system”

Page 57, line 25, delete “The”

Page 57, delete line 26

Page 57, line 27, delete everything before “The”

Page 58, line 32, after “statement” insert “under subdivision 2,”

Page 66, line 9, after “by” insert “the county notifying”

Page 66, line 10, delete “; these” and insert “. The”

Page 73, line 29, before “except” insert “whichever is greater,”

Page 76, line 34, delete “examine the drainage system and”

Page 77, line 17, after “repair” insert “proceeding”

Page 78, line 23, delete “board” and insert “drainage authority”

Page 82, line 7, delete “a” and insert “the” and after “system” insert “under this section that included the property that was not assessed”

Page 82, line 8, delete “the repair” and insert “repairing”

Page 82, line 9, delete “improvement” and insert “improving” and delete “alteration of” and insert “altering”

Page 91, line 4, reinstate the stricken “sections” and delete “sections”

The motion prevailed. So the amendment was adopted.

Mr. Bernhagen moved to amend S.F. No. 45 as follows:

Page 72, line 4, delete “originally constructed or subsequently improved” and insert “designed in the establishment of the ditch or, if the ditch has been improved pursuant to this chapter, as when designed in the improvement proceeding”

CALL OF THE SENATE

Mr. DeCramer imposed a call of the Senate for the balance of the pro-

ceedings on S.F. No. 45. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 20 and nays 26, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Johnson, D.E.	Laidig	Ramstad
Belanger	Frederick	Kamrath	Lessard	Renneke
Benson	Frederickson	Knaak	McQuaid	Schmitz
Bernhagen	Isackson	Kronebusch	Olson	Sieloff

Those who voted in the negative were:

Adkins	Dicklich	Jude	Purfeerst	Vega
Bertram	Diessner	Knutson	Reichgott	Wegscheid.
Chmielewski	Dieterich	Lantry	Samuelson	
Dahl	Frank	Luther	Solon	
Davis	Freeman	Merriam	Spear	
DeCramer	Hughes	Petty	Stumpf	

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

S.F. No. 45 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 34 and nays 23, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Langseth	Peterson, D.C.	Schmitz
Berglin	Diessner	Lantry	Peterson, R. W.	Solon
Bertram	Dieterich	Luther	Petty	Spear
Chmielewski	Frank	Merriam	Pogemiller	Stumpf
Dahl	Freeman	Nelson	Purfeerst	Vega
Davis	Hughes	Novak	Reichgott	Wegscheid
DeCramer	Jude	Pehler	Samuelson	

Those who voted in the negative were:

Anderson	Frederick	Kamrath	Lessard	Renneke
Belanger	Frederickson	Knaak	McQuaid	Sieloff
Benson	Gustafson	Knutson	Mehrrens	Taylor
Bernhagen	Isackson	Kronebusch	Olson	
Brataas	Johnson, D.E.	Laidig	Ramstad	

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

SPECIAL ORDER

S.F. No. 1103: A bill for an act relating to intoxicating liquor; permitting counties to issue off-sale licenses and combination licenses in towns; amending Minnesota Statutes 1984, section 340.11, subdivision 10a; repealing Minnesota Statutes 1984, section 340.11, subdivision 10b.

Mr. Dieterich moved to amend S.F. No. 1103 as follows:

Page 2, line 19, after "city" insert "*with a municipal liquor store*"

The motion prevailed. So the amendment was adopted.

S.F. No. 1103 was read the third time, as amended, and placed on its final

passage.

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

The roll was called, and there were yeas 32 and nays 32, as follows:

Those who voted in the affirmative were:

Berglin	Gustafson	Lessard	Peterson, R. W.	Stumpf
Chmielewski	Hughes	Luther	Petty	Vega
Dahl	Johnson, D. J.	Merriam	Pogemiller	Waldorf
DeCramer	Jude	Moe, D. M.	Reichgott	Willet
Dicklich	Kroening	Moe, R. D.	Samuelson	
Diessner	Langseth	Novak	Solon	
Freeman	Lantry	Peterson, D. C.	Spear	

Those who voted in the negative were:

Adkins	Davis	Kamrath	Olson	Schmitz
Anderson	Dieterich	Knaak	Pehler	Sieloff
Belanger	Frank	Knutson	Peterson, C. C.	Taylor
Benson	Frederick	Kronebusch	Peterson, D. L.	Wegscheid
Bernhagen	Frederickson	Laidig	Purfeerst	
Bertram	Isackson	McQuaid	Ramstad	
Brataas	Johnson, D. E.	Mehrkens	Renneke	

So the bill, as amended, failed to pass.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Spear moved that the following members be excused for a Conference Committee on S.F. No. 459 at 12:00 noon:

Messrs. Spear, Merriam and Sieloff. The motion prevailed.

SPECIAL ORDER

S.F. No. 1118: A bill for an act relating to agriculture; requiring lender's response for an agricultural production input lien be sent to borrowers; providing filing procedure; authorizing rules; amending Minnesota Statutes 1984, sections 514.952, subdivisions 2, 3, 4, and 5; 514.954, subdivision 1; 514.956, subdivision 3, and by adding a subdivision.

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 49 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	DeCramer	Johnson, D. E.	Luther	Reichgott
Belanger	Dicklich	Jude	McQuaid	Renneke
Benson	Dieterich	Kamrath	Mehrkens	Samuelson
Berglin	Frank	Knaak	Moe, D. M.	Solon
Bernhagen	Frederick	Knutson	Moe, R. D.	Stumpf
Bertram	Frederickson	Kroening	Olson	Taylor
Brataas	Freeman	Kronebusch	Petty	Vega
Chmielewski	Gustafson	Laidig	Pogemiller	Wegscheid
Dahl	Hughes	Langseth	Purfeerst	Willet
Davis	Isackson	Lantry	Ramstad	

So the bill passed and its title was agreed to.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 21, Mr. Langseth moved that the following members be excused for a Conference Committee on H.F. No. 1639 at 12:30 p.m.:

Messrs. Langseth, Purfeerst, Mrs. Lantry, Messrs. Schmitz and Mehrkens. The motion prevailed.

SPECIAL ORDER

S.F. No. 565: A bill for an act relating to animals; prohibiting the use of a decompression chamber to destroy an animal; imposing a penalty; proposing coding for new law in Minnesota Statutes, chapter 343.

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 38 and nays 18, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Lantry	Pehler	Samuelson
Anderson	Dieterich	Lessard	Peterson, C.C.	Solon
Bernhagen	Frank	Luther	Peterson, D.C.	Taylor
Bertram	Isackson	McQuaid	Peterson, D.L.	Vega
Chmielewski	Johnson, D.J.	Merriam	Peterson, R.W.	Waldorf
Dahl	Jude	Moe, D. M.	Petty	Willet
Davis	Knaak	Moe, R. D.	Pogemiller	
DeCramer	Knutson	Novak	Renneke	

Those who voted in the negative were:

Belanger	Frederick	Hughes	Ramstad	Stumpf
Benson	Frederickson	Johnson, D.E.	Reichgott	Wegscheid
Berglin	Freeman	Kamrath	Sieloff	
Brataas	Gustafson	Laidig	Spear	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 35: A bill for an act relating to agriculture; making certain changes in the family farm security program; amending Minnesota Statutes 1984, sections 16A.80, subdivision 2a; 41.56, subdivisions 3, 4, and 4a; 41.57, subdivisions 2 and 3; 41.59, subdivision 1; and 41.61, subdivision 1.

Mr. Davis moved to amend H.F. No. 35, the unofficial engrossment, as follows:

Page 7, after line 2, insert:

“Sec. 9. Minnesota Statutes 1984, section 583.04, is amended to read:

583.04 [MORTGAGOR MAY APPLY TO DISTRICT COURT FOR RELIEF.]

Any mortgagor, or owner in possession of the mortgaged premises, or anyone claiming under the mortgage, or anyone liable for the mortgage debt, may at any time after the issuance of the notice of the foreclosure proceedings and prior to the sale, petition the district court of the county where the foreclosure proceedings are pending, serving a summons and verified com-

plaint requesting that the sale in foreclosure be postponed for up to six months or, in the case of a farm homestead located on more than ten acres, for up to 12 months. A contract for deed vendee or anyone claiming under the contract or liable for the contract payment, in any case where the contract has not yet been terminated as of May 24, 1983, may petition the district court in the same manner, requesting that the contract termination be delayed for up to 90 days. *If the loan or contract for deed is guaranteed by the family farm security program under section 41.56 or 41.58, and the state has acquired the interest of the mortgagee or contract for deed vendor, the family farm security program participant may also request the court to postpone the sale in foreclosure or termination of the contract for up to 18 months for property described in sections 510.01 and 510.02.* Upon receiving the petition, the court shall order a stay in the foreclosure proceedings until after the hearing on the petition. As a condition precedent to the postponement of the foreclosure sale, the party serving the verified complaint shall file it and pay to the clerk for the person foreclosing the mortgage the actual costs incurred, including attorney's fees, in the foreclosure proceeding before postponement. As a condition precedent to delay of the contract termination, the party seeking relief shall file the verified complaint and pay to the clerk for the person canceling the contract, the actual costs, including attorney's fees incurred in the cancellation. If payment is made by other than cash or certified check, the order postponing the sale or termination is not final until after the check or other negotiable instrument has been paid.

Sec. 10. [REPEALER.]

Laws 1983, chapter 215, section 16, as amended by Laws 1984, chapter 474, section 7, is repealed."

Renumber the remaining section

Amend the title as follows:

Page 1, line 9, delete "and" and before the period, insert "; and 583.04; repealing Laws 1983, chapter 215, section 16, as amended"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 26 and nays 22, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Kroening	Pogemiller	Waldorf
Benson	Dicklich	Kronebusch	Renneke	Willet
Berglin	Freeman	Luther	Solon	
Chmielewski	Hughes	Moe, D. M.	Spear	
Dahl	Johnson, D.E.	Moe, R. D.	Stumpf	
Davis	Kamrath	Novak	Vega	

Those who voted in the negative were:

Anderson	Frank	Jude	McQuaid	Taylor
Belanger	Frederick	Knaak	Olson	Wegscheid
Bernhagen	Frederickson	Knutson	Peterson, C.C.	
Bertram	Gustafson	Laidig	Petty	
Brataas	Isackson	Lessard	Ramstad	

The motion prevailed. So the amendment was adopted.

Mr. Davis then moved to amend H.F. No. 35, the unofficial engrossment,

as follows:

Page 7, after line 2, insert:

"Sec. 9. Minnesota Statutes 1984, section 583.04, is amended to read:

583.04 [MORTGAGOR MAY APPLY TO DISTRICT COURT FOR RELIEF.]

Any mortgagor, or owner in possession of the mortgaged premises, or anyone claiming under the mortgage, or anyone liable for the mortgage debt, may at any time after the issuance of the notice of the foreclosure proceedings and prior to the sale, petition the district court of the county where the foreclosure proceedings are pending, serving a summons and verified complaint requesting that the sale in foreclosure be postponed for up to six months or, in the case of a farm homestead located on more than ten acres, for up to 12 months *for the entire homestead and a postponement of up to 18 months for the portion of the property described in sections 510.01 and 510.02, whether encumbered or not.* A contract for deed vendee or anyone claiming under the contract or liable for the contract payment, in any case where the contract has not yet been terminated as of May 24, 1983, may petition the district court in the same manner, requesting that the contract termination be delayed for up to 90 days. Upon receiving the petition, the court shall order a stay in the foreclosure proceedings until after the hearing on the petition. As a condition precedent to the postponement of the foreclosure sale, the party serving the verified complaint shall file it and *except for a farm homestead on more than ten acres, shall* pay to the clerk for the person foreclosing the mortgage the actual costs incurred, including attorney's fees, in the foreclosure proceeding before postponement. As a condition precedent to delay of the contract termination, the party seeking relief shall file the verified complaint and pay to the clerk for the person canceling the contract, the actual costs, including attorney's fees incurred in the cancellation. If payment is made by other than cash or certified check, the order postponing the sale or termination is not final until after the check or other negotiable instrument has been paid.

Sec. 10. Minnesota Statutes 1984, section 583.07, is amended to read:

583.07 [REDUCTION OF REDEMPTION PERIOD.]

If the court grants a delay in the foreclosure sale pursuant to sections 583.01 to 583.12, the redemption period pursuant to section 580.23 ~~shall~~ *may* be reduced by an equivalent period of time provided, that in no event shall the redemption period be less than 30 days. If the court does not grant a delay in the foreclosure sale, the redemption period shall be as provided in section 580.23."

Renumber the remaining section

Amend the title accordingly

CALL OF THE SENATE

Mr. Wegscheid imposed a call of the Senate for the balance of the proceedings on H.F. No. 35. The Sergeant at Arms was instructed to bring in the absent members.

Mr. Wegscheid questioned whether the amendment was germane.

The Chair ruled that the amendment was germane.

H.F. No. 35 was then progressed.

SPECIAL ORDER

S.F. No. 821: A bill for an act relating to unclaimed property; extending coverage to corporate stock and other ownership interests; amending Minnesota Statutes 1984, sections 345.35; 345.43; and 345.47.

Mr. Laidig moved to amend S.F. No. 821, as follows:

Page 4, delete lines 14 to 19 and insert:

“Sec. 4. [APPLICATION.]

The initial report filed under sections 1 to 3 for property that was not required to be reported before the effective date of sections 1 to 3 but that is subject to sections 1 to 3 must include all items of property that would have been presumed abandoned during the 15-year period preceding the effective date of sections 1 to 3 as if sections 1 to 3 had been in effect during that period.”

The motion prevailed. So the amendment was adopted.

Mr. Laidig then moved to amend S.F. No. 821 as follows:

Page 4, delete section 4

Renumber the sections in sequence

The motion prevailed. So the amendment was adopted.

S.F. No. 821 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 46 and nays 9, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Kronebusch	Peterson, D.L.	Stumpf
Anderson	Frederick	Laidig	Petty	Taylor
Belanger	Frederickson	Lessard	Pogemiller	Vega
Benson	Freeman	Luther	Ramstad	Waldorf
Berglin	Gustafson	McQuaid	Reichgott	Wegscheid
Bertram	Hughes	Moe, D. M.	Renneke	Willet
Brataas	Johnson, D.E.	Nelson	Samuelson	
Chmielewski	Jude	Novak	Solon	
Dahl	Kamrath	Olson	Spear	
Dicklich	Kroening	Pehler	Storm	

Those who voted in the negative were:

Bernhagen	DeCramer	Isackson	Merriam	Sieloff
Davis	Frank	Knaak	Peterson, C.C.	

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

SPECIAL ORDER

H.F. No. 937: A bill for an act relating to wild animals; altering provisions relating to taking and possession of certain animals; amending Minnesota Statutes 1984, sections 98.48, subdivision 5; 100.27, subdivisions 1, 3, and 4; and 100.29, subdivisions 15 and 25.

Mr. Peterson, C.C. moved to amend H.F. No. 937, as amended pursuant to Rule 49, adopted by the Senate April 26, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 791.)

Page 2, line 23, before "and" insert "opossum,"

The motion prevailed. So the amendment was adopted.

H.F. No. 937 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 39 and nays 20, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Kamrath	Merriam	Renneke
Anderson	Frederick	Kroening	Moe, R. D.	Sieloff
Belanger	Frederickson	Kronebusch	Nelson	Solon
Benson	Freeman	Laidig	Olson	Stumpf
Bernhagen	Gustafson	Langseth	Peterson, C.C.	Taylor
Bertram	Isackson	Lessard	Peterson, D.L.	Wegscheid
Chmielewski	Johnson, D.E.	Luther	Peterson, R.W.	Willet
DeCramer	Jude	Mehrkens	Ramstad	

Those who voted in the negative were:

Berglin	Frank	Knutson	Pehler	Spear
Dahl	Hughes	Lantry	Petty	Storm
Davis	Johnson, D.J.	McQuaid	Pogemiller	Vega
Dieterich	Knaak	Novak	Reichgott	Waldorf

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

SPECIAL ORDER

H.F. No. 308: A bill for an act relating to intoxicating liquor; hours for Sunday sale; amending Minnesota Statutes 1984, section 340.14, subdivision 5.

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 36 and nays 24, as follows:

Those who voted in the affirmative were:

Adkins	Freeman	Luther	Petty	Stumpf
Bertram	Hughes	McQuaid	Pogemiller	Vega
Brataas	Johnson, D.J.	Mehrkens	Purfeerst	Wegscheid
Dahl	Jude	Merriam	Reichgott	Willet
DeCramer	Kronebusch	Moe, R. D.	Sieloff	
Dicklich	Langseth	Pehler	Solon	
Dieterich	Lantry	Peterson, D.C.	Spear	
Frank	Lessard	Peterson, R.W.	Storm	

Those who voted in the negative were:

Anderson	Chmielewski	Isackson	Kroening	Ramstad
Belanger	Davis	Johnson, D.E.	Laidig	Renneke
Benson	Frederick	Kamrath	Olson	Taylor
Berglin	Frederickson	Knaak	Peterson, C.C.	Waldorf
Bernhagen	Gustafson	Knutson	Peterson, D.L.	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 58: A bill for an act relating to the town of Moorhead; allowing

the town certain powers.

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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 97: A bill for an act relating to liquor; authorizing farm winery licensees to sell cheese and cheese spreads; amending Minnesota Statutes 1984, section 340.435, subdivision 3.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 830: A bill for an act relating to courts; eliminating certain mileage expenses that court reporters may claim for reimbursement; eliminating the requirement that a court reporter reside in the district in which he or she is appointed; amending Minnesota Statutes 1984, section 486.05, subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 492: A bill for an act relating to veterans; requiring the commissioner of veterans affairs to provide certain grave markers; appropriating money; amending Minnesota Statutes 1984, section 197.23.

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 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 633: A bill for an act relating to traffic regulations; providing for book racks and "MN" designation on school buses; amending Minnesota Statutes 1984, section 169.44, by adding subdivisions.

Mr. Pehler moved to amend H.F. No. 633, as amended pursuant to Rule 49, adopted by the Senate April 26, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 622.)

Page 1, delete section 1

Page 2, line 11, delete "3" and insert "2"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, delete "book"

Page 1, line 3, delete "racks and"

Page 1, line 6, delete "subdivisions" and insert "a subdivision"

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

Mr. Peterson, R.W. moved to amend H.F. No. 633, as amended pursuant to Rule 49, adopted by the Senate April 26, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 622.)

Page 2, line 1, after "highways" insert ", after July 1, 1985,"

Page 2, line 11, delete "Section" and insert "Sections 1 to" and delete "is" and insert "are"

The motion prevailed. So the amendment was adopted.

Mr. Willet moved to amend H.F. No. 633, as amended pursuant to Rule 49, adopted by the Senate April 26, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 622.)

Page 1, line 12, delete the comma and insert "and enclosed"

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

CALL OF THE SENATE

Mr. Willet imposed a call of the Senate for the balance of the proceedings on H.F. No. 633. The Sergeant at Arms was instructed to bring in the absent members.

H.F. No. 633 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 58 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Benson, Davis, Knaak and Pehler voted in the negative.

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

SPECIAL ORDER

H.F. No. 521: A bill for an act relating to counties; allowing counties to

dispose of interests in land without reserving mineral rights under certain circumstances; amending Minnesota Statutes 1984, section 373.01, subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Knaak	Moe, R.D.	Spear
Anderson	Frank	Knutson	Olson	Storm
Belanger	Frederick	Kroening	Pehler	Stumpf
Benson	Frederickson	Kronebusch	Peterson, D.C.	Taylor
Berglin	Freeman	Laidig	Peterson, D.L.	Vega
Bernhagen	Gustafson	Langseth	Petty	Waldorf
Bertram	Hughes	Lantry	Pogemiller	Wegscheid
Brataas	Isackson	Lessard	Purfeerst	Willet
Davis	Johnson, D.E.	Luther	Ramstad	
DeCramer	Johnson, D.J.	McQuaid	Renneke	
Dicklich	Jude	Mehrkins	Schmitz	
Diesner	Kamrath	Merriam	Sieloff	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, without objection, the Senate proceeded to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Davis, DeCramer, Langseth and Moe, R.D. introduced—

S.F. No. 1531: A bill for an act relating to agriculture; ratifying the Interstate Compact on Agricultural Grain Marketing; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 236A.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Pogemiller introduced—

S.F. No. 1532: A bill for an act relating to transportation; transit; providing for performance audits for transit operators receiving financial assistance; amending Minnesota Statutes 1984, section 473.375, subdivision 15.

Referred to the Committee on Transportation.

Mr. Kamrath introduced—

S.F. No. 1533: A resolution memorializing the Congress of the United States to take broad-based action to resolve the American agricultural crisis.

Referred to the Committee on Agriculture and Natural Resources. Mr. Kamrath questioned the reference thereon and, under Rule 35, the resolution was referred to the Committee on Rules and Administration.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Petty moved that S.F. No. 1276, No. 23 on General Orders, be stricken and re-referred to the Committee on Health and Human Services. The motion prevailed.

Mr. Petty moved that S.F. No. 847, No. 32 on General Orders, be stricken and re-referred to the Committee on Judiciary. The motion prevailed.

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:

H.F. No. 242: Messrs. Dahl, Davis and Isackson.

H.F. No. 848: Ms. Reichgott, Messrs. Petty, Spear, Knaak and Storm.

S.F. No. 5: Messrs. Diessner, Ramstad, Purfeerst, Solon and Johnson, D.E.

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

MOTIONS AND RESOLUTIONS - CONTINUED**SPECIAL ORDER**

S.F. No. 1225: A bill for an act relating to agriculture; exempting manufactured home parks and recreational camping areas from food handling licenses; regulating organically grown foods; amending Minnesota Statutes 1984, section 28A.15, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 31.

Mr. Davis moved to amend S.F. No. 1225 as follows:

Page 2, line 9, delete "*chemical*" and insert "*certain*"

Page 2, line 25, delete "*August 1, 1985*" and insert "*April 1, 1986*"

The motion prevailed. So the amendment was adopted.

S.F. No. 1225 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 51 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	DeCramer	Johnson, D.J.	Moe, R.D.	Sieloff
Anderson	Dicklich	Jude	Novak	Spear
Belanger	Dieterich	Kamrath	Olson	Stumpf
Benson	Frank	Knaak	Pehler	Taylor
Berglin	Frederick	Knutson	Peterson, D.L.	Waldorf
Bernhagen	Frederickson	Kroening	Petty	Wegscheid
Bertram	Freeman	Laidig	Pogemiller	Willet
Brataas	Gustafson	Luther	Purfeerst	
Chmielewski	Hughes	McQuaid	Ramstad	
Dahl	Isackson	Merriam	Reichgott	
Davis	Johnson, D.E.	Moe, D.M.	Renneke	

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

Without objection, the Senate reverted to the Order of Business of Reports of Committees and Second Reading of Senate Bills.

REPORTS OF COMMITTEES

Mr. Moe, R.D. moved that the Committee Reports read by the Secretary be now adopted. The motion prevailed.

Mr. Willet from the Committee on Finance, to which was re-referred

S.F. No. 1127: A bill for an act relating to children; expanding the definition of a medically neglected child; providing for intervention by commissioner of human services after a report of medical neglect; requiring the local agency to report and initiate proceedings in cases of medical neglect; amending Minnesota Statutes 1984, sections 260.015, subdivision 10; 626.556, subdivisions 2 and 10b, and by adding a subdivision.

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

Page 2, line 7, delete "*the*" and insert "*all*"

Page 2, line 14, after "*correcting*" insert "*all of*"

Page 3, line 28, strike "(d)"

Page 3, line 30, delete "(e)" and insert "(d)"

Page 3, line 36, reinstate the stricken "(e)" and delete "(f)"

Page 4, lines 3, 7, 9, and 11, reinstate the stricken language and delete the new language

Page 4, delete section 3 and insert:

"Sec. 3. Minnesota Statutes 1984, section 626.556, subdivision 10, is amended to read:

Subd. 10. [DUTIES OF LOCAL WELFARE AGENCY AND LOCAL LAW ENFORCEMENT AGENCY UPON RECEIPT OF A REPORT.] (a) If the report alleges neglect, physical abuse, or sexual abuse by a parent, guardian, or individual functioning within the family unit as a person responsible for the child's care, the local welfare agency shall immediately conduct an assessment and offer protective social services for purposes of preventing further abuses, safeguarding and enhancing the welfare of the abused or neglected minor, and preserving family life whenever possible.

When necessary the local welfare agency shall seek authority to remove the child from the custody of his parent, guardian or adult with whom he is living. In performing any of these duties, the local welfare agency shall maintain appropriate records.

(b) Authority of the local welfare agency responsible for assessing the child abuse report and of the local law enforcement agency includes, but is not limited to, authority to interview, without parental consent, the alleged victim and any other minors who currently reside with or who have resided with the alleged perpetrator. The interview may take place at school or any facility or other place where the alleged victim or other minors might be found and may take place outside the presence of the perpetrator or parent, legal custodian, guardian, or school official. Except as provided in this clause, the parent, legal custodian, or guardian shall be notified, no later than the conclusion of the investigation or assessment, that this interview has occurred. Notwithstanding rule 49.02 of the Minnesota Rules of Procedure for Juvenile Courts, the juvenile court may, after hearing on an ex parte motion by the local welfare agency, order that, where reasonable cause exists, notification of this interview be withheld from the parent, legal custodian, or guardian.

(c) When the local welfare or local law enforcement agency determines that an interview should take place on school property, written notification must be received by school officials prior to the interview. The notification shall include the name of the child to be interviewed, the purpose of the interview, and a reference to the statutory authority to conduct an interview on school property. For interviews conducted by the local welfare agency, the notification shall be signed by the chairman of the county welfare board or his designee. The time and place, and manner of the interview on school premises shall be within the discretion of school officials, but the local welfare agency, or the local law enforcement agency shall have the exclusive authority to determine who may attend the interview. The conditions as to time, place, and manner of the interview set by the school officials shall be reasonable and the interview shall be conducted not more than 24 hours after the receipt of the notification unless another time is deemed necessary by agreement between the school officials and the local welfare agency or local law enforcement agency. Where the school fails to comply with the provisions of this section, the juvenile court may order the school to comply with this provision. School officials shall not disclose to the parent, legal custodian, guardian, or perpetrator that a request to interview the child has been made until after the investigation or assessment has been concluded. Every effort shall be made to reduce the disruption of the educational program of the child, other students, or school staff when an interview is conducted on school premises.

(d) Where the perpetrator or a person responsible for the care of the alleged victim or other minor prevents access to the victim or other minor by the local welfare agency, the juvenile court may order the parents, legal custodian, or guardian to produce the alleged victim or other minor for questioning by the local welfare agency or the local law enforcement agency outside the presence of the perpetrator or any person responsible for the child's care at reasonable places and times as specified by court order.

(e) Before making an order under paragraph (d), the court shall issue an

order to show cause, either upon its own motion or upon a verified petition, specifying the basis for the requested interviews and fixing the time and place of the hearing. The order to show cause shall be served personally and shall be heard in the same manner as provided in other cases in the juvenile court. The court shall consider the need for appointment of a guardian ad litem to protect the best interests of the child. If a guardian ad litem is appointed, he shall be present at the hearing on the order to show cause.

(f) The commissioner, the local welfare agencies responsible for investigating reports, and the local law enforcement agencies have the right to enter facilities as defined in subdivision 2 and to inspect and copy the facility's records, *including medical records*, as part of the investigation. Notwithstanding the provisions of chapter 13, they also have the right to inform the facility under investigation that they are conducting an investigation, to disclose to the facility the names of the individuals under investigation for abusing or neglecting a child, and to provide the facility with a copy of the report and the investigative findings."

Page 5, line 4, delete everything after "*infant*"

Page 5, line 5, delete "*child*"

Page 5, line 8, after "*260.131*" insert "*and by filing an expedited motion*"

Amend the title as follows:

Page 1, line 8, delete "*10b*" and insert "*10*"

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

Mr. Willet from the Committee on Finance, to which was re-referred

S.F. No. 1510: A bill for an act relating to economic development; creating a special enterprise zone for a large manufacturing facility; providing for the taxation of the facility; authorizing the issuance of bonds; providing assistance to locate a large manufacturing facility in the state; appropriating money; amending Minnesota Statutes 1984, sections 273.1312, subdivisions 3 and 4; and 273.1314, subdivisions 3, 4, 6, 7, 8, 9, and by adding a subdivision.

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

Page 7, line 9, delete "*schools*" and insert "*education*"

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

SECOND READING OF SENATE BILLS

S.F. Nos. 1127 and 1510 were read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Kroening moved that H.F. No. 1641 be withdrawn from the Committee on Finance. The motion prevailed.

SUSPENSION OF RULES

Mr. Kroening 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. 1641 and that the rules of the Senate be so far suspended as to give H.F. No. 1641 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 1641: A bill for an act relating to the organization and operation of state government; appropriating money for the general legislative, judicial, and administrative expenses of state government with certain conditions; providing for the transfer of certain money in the state treasury; authorizing land acquisition; providing for the compensation of metropolitan government personnel; fixing and limiting fees; creating, modifying, transferring, and abolishing agencies and functions; amending Minnesota Statutes 1984, sections 2.722, subdivision 1; 3.21; 3.85, subdivision 11; 3.9223, subdivision 1; 11A.07, by adding a subdivision; 11A.20, subdivision 1; 13.68, subdivision 1; 15.50, subdivision 3; 16A.055, subdivision 1; 16A.275; 16A.40; 16A.42, subdivision 2; 16A.45, subdivision 2; 16A.47; 16A.58; 16A.672, subdivisions 1, 2, and 3; 16B.09, by adding a subdivision; 16B.29; 43A.07, subdivision 2; 84B.03, subdivision 4; 85.05, subdivisions 1 and 2; 85.22, subdivision 2a; 85A.01, subdivisions 1 and 2; 85A.02, subdivisions 3, 4, 5, 7, 12, 16, and by adding subdivisions; 85A.04, subdivision 3; 86.72; 86.75; 97.4841, subdivision 3; 97.4842, subdivision 2; 97.50, subdivision 1; 98.45, by adding a subdivision; 98.46, subdivisions 2, 14, and by adding a subdivision; 98.47, subdivision 1; 100.271, subdivision 2; 115.03, by adding a subdivision; 115A.05, subdivision 1; 115A.908, subdivisions 2 and 3; 116J.76; 116M.03, by adding a subdivision; 179A.03, subdivision 17; 179A.04, subdivision 3; 179A.13; 179A.16; 179A.21; 179A.25; 192.51, subdivision 2; 196.051, by adding a subdivision; 268.05, subdivision 2; 268.07, subdivision 2a; 268.38, subdivisions 1, 2, 6, 7, and 8; 270A.07, subdivision 1; 290.50, subdivision 6; 296.421, subdivision 4, and by adding a subdivision; 297.13, subdivision 1; 361.03, subdivision 5; 361.27; 462C.05, subdivision 2, and by adding a subdivision; 462C.07, subdivision 1, and by adding a subdivision; 473.123, subdivision 5; 473.129, subdivision 2; 473.141, subdivisions 7 and 12; 473.605, subdivision 2; 473.606, subdivisions 1 and 5; 473.704, by adding a subdivision; 473.714; 487.01, subdivision 5; 609.101; proposing coding for new law in Minnesota Statutes, chapters 3; 5; 85A; 97; 116; 139; and 270; proposing coding for new law as Minnesota Statutes, chapter 116N; repealing Minnesota Statutes 1984, sections 7.01; 7.013; 7.02; 7.03; 7.04; 7.05; 7.13; 7.14; 7.15; 7.16; 7.17; 7.18; 10.18; 10.19; 10.20; 10.21; 10.22; 10.23; 16A.42, subdivision 3; 46.15; 48.87; 69.031, subdivision 2; 85A.01, subdivision 1a; 85A.03; 85A.04, subdivision 1; 115A.05, subdivision 3; 115A.201, subdivision 2; 115A.22, subdivision 4; 116M.06, subdivision 5; 116M.07, subdivision 3; 124.471; 179A.03, subdivision 3; 179A.05; 296.10; 349.212, subdivision 3, as amended; 360.301; 360.302; 360.304; 360.306; 360.388; 360.389; 403.01, subdivision 1; and Laws 1982, chapter 489, section 11.

H.F. No. 1641 was read the second time.

Mr. Kroening moved to amend H.F. No. 1641 as follows:

Delete everything after the enacting clause, and delete the title, of H.F. No. 1641, and insert the language after the enacting clause, and the title, of S.F. No. 1530, as introduced.

Mr. Sieloff requested division of the amendment.

CALL OF THE SENATE

Mr. Moe, R.D. imposed a call of the Senate for the balance of the proceedings on H.F. No. 1641. The Sergeant at Arms was instructed to bring in the absent members.

The Chair ruled that the amendment was not divisible.

Mr. Sieloff moved to divide the amendment as follows:

Department of Energy and Economic Development

Sections: 28, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 365, 366, 367, 368, 369.

Pollution Control Agency

Sections: 26, 206, 207, 208, 209, 374.

State Planning Agency

Sections: 30, 206, 207, 208, 209, 374.

Administration

Sections: 16, 110, 111, 112, 113, 114, 115, 116, 118, 119, 236, 237, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 342.

Department of Labor and Industry

Sections: 32, 55, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 300.

Veterans Affairs

Sections: 37, 261, 262.

Secretary of State

Sections: 10, 69, 263, 301.

Investment Board

Sections: 14, 71.

Treasurer

Sections: 12, 72, 86, 95, 97-107, 264, 281, 306, 372.

Revenue

Sections: 20, 282, 283, 284, 286.

Department of Natural Resources

Sections: 23, 62, 185, 186, 187, 188, 189, 190, 195, 196, 197, 198, 199, 200, 287, 288, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 363.

LCMR

Sections: 31, 289.

Zoo

Sections: 24, 191, 192, 193, 194.

Employee Relations

Sections: 19, 304.

Department of Human Rights

Sections: 43, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340.

Housing Finance Agency

Sections: 44, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359.

Judiciary

Sections: 3, 4, 5, 6, 7, 8, 57, 58, 96, 375, 376, 377.

Finance

Sections: 18, 88, 89, 90, 91, 92, 93, 94, 102, 108, 183.

Legislature

Sections: 2, 59, 60, 61, 64, 65, 66, 67, 68, 73, 74, 75, 78, 79, 84, 85, 378.

Waste Management Board

Sections: 27, 201, 202, 203.

Employee Relations

Sections: 19, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166.

Military Affairs

Sections: 36, 87.

Administrative Examiner

Sections: 15, 80, 81, 82.

Attorney General's Office

Sections: 13, 76, 77.

Asian Pacific Council

Sections: 41, 63.

Appropriations

Sections: 1-52.

The Chair ruled the Sieloff motion was not in order.

The question recurred on the Kroening amendment.

The motion prevailed. So the amendment was adopted.

Mr. Taylor moved that H.F. No. 1641 be re-referred to the Committee on Finance.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 29 and nays 36, as follows:

Those who voted in the affirmative were:

Anderson	Frank	Knaak	Merriam	Sieloff
Belanger	Frederick	Knutson	Moe, D.M.	Storm
Benson	Frederickson	Kronebusch	Olson	Taylor
Bernhagen	Isackson	Laidig	Peterson, D.L.	Waldorf
Brataas	Johnson, D.E.	McQuaid	Ramstad	Wegscheid
DeCramer	Kamrath	Mehrkens	Renneke	

Those who voted in the negative were:

Adkins	Dieterich	Lessard	Peterson, R.W.	Spear
Berglin	Freeman	Luther	Petty	Stumpf
Bertram	Hughes	Moe, R.D.	Pogemiller	Vega
Chmielewski	Johnson, D.J.	Nelson	Purfeerst	Willet
Dahl	Jude	Novak	Reichgott	
Davis	Kroening	Pehler	Samuelson	
Dicklich	Langseth	Peterson, C.C.	Schmitz	
Diessner	Lantry	Peterson, D.C.	Solon	

The motion did not prevail.

Mr. Kroening moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 269, line 18, after the period, insert "*The metropolitan council shall annually report to the legislature the amount distributed to each implementing agency and its estimate of the percentage of operation and maintenance expenditures paid for with operation and maintenance money.*"

Page 269, line 24, delete "*budget*" and insert "*actual expenditures*"

Page 269, line 25, delete "*budgets*" and insert "*actual expenditures*"

Page 269, line 27, delete "*budget*" and insert "*funding*"

Page 269, line 28, delete "*and its recommendations*" and insert "*based on the actual expenditures made*"

Page 269, line 34, delete "*current*" and insert "*previous*"

Page 269, line 35, delete "*budgeted*" and insert "*made in the previous year*"

Page 270, line 9, before "*acreage*" insert "*80 percent natural resource management land*" and delete "*reserve districts*" and insert "*reserves*"

The motion prevailed. So the amendment was adopted.

Mr. Johnson, D.E. moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 12, line 35, after the period, insert "\$3,500,000 the first year and \$3,500,000 the second year is from the general fund for operating expenses of the 911 emergency telephone service."

Page 20, delete lines 28 to 32

Page 30, line 2, delete "\$3,094,500 \$3,150,100"
and insert "\$1,944,500 \$2,000,100"

Page 31, delete lines 29 to 46

Pages 252 and 253, delete section 342

Page 334, delete section 57

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Frank moved to amend the Johnson, D.E. amendment to H.F. No. 1641 as follows:

Page 1, delete lines 9 to 12 and delete line 14

The question was taken on the adoption of the amendment to the amendment.

The roll was called, and there were yeas 21 and nays 39, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Knutson	Petty	Wegscheid
Belanger	Gustafson	McQuaid	Purfeerst	
Benson	Isackson	Mehrkins	Sieloff	
Bertram	Johnson, D.E.	Merriam	Storm	
Brataas	Knaak	Peterson, R.W.	Taylor	

Those who voted in the negative were:

Anderson	Dieterich	Kroening	Nelson	Renneke
Bernhagen	Frederick	Kronebusch	Novak	Schmitz
Chmielewski	Frederickson	Laidig	Olson	Solon
Dahl	Freeman	Langseth	Peterson, D.C.	Spear
Davis	Hughes	Lantry	Peterson, D.L.	Stumpf
DeCramer	Johnson, D.J.	Luther	Pogemiller	Waldorf
Dicklich	Jude	Moe, D.M.	Ramstad	Willet
Diessner	Kamrath	Moe, R.D.	Reichgott	

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

The question recurred on the Johnson, D.E. amendment.

Mr. Johnson, D.E. moved that those not voting be excused from voting. The motion did not prevail.

Mr. Johnson, D.E. moved that those not voting be excused from voting. The motion did not prevail.

The roll was called, and there were yeas 32 and nays 33, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Kamrath	Novak	Sieloff
Anderson	Frederick	Knaak	Olson	Storm
Belanger	Frederickson	Knutson	Peterson, D.L.	Taylor
Benson	Gustafson	Kronebusch	Petty	Wegscheid
Bernhagen	Isackson	Laidig	Purfeerst	
Bertram	Johnson, D.E.	McQuaid	Ramstad	
Brataas	Jude	Mehrkins	Renneke	

Those who voted in the negative were:

Berglin	Dieterich	Lessard	Peterson, D.C.	Spear
Chmielewski	Freeman	Luther	Peterson, R.W.	Stumpf
Dahl	Hughes	Merriam	Pogemiller	Vega
Davis	Johnson, D.J.	Moe, D.M.	Reichgott	Waldorf
DeCramer	Kroening	Moe, R.D.	Samuelson	Willet
Dicklich	Langseth	Nelson	Schmitz	
Diessner	Lantry	Pehler	Solon	

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

Mr. Benson moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 252, after line 24, insert:

"Sec. 342. Minnesota Statutes 1984, section 403.01, subdivision 1, is amended to read:

Subdivision 1. Each county in the metropolitan area shall establish a 911 emergency telephone system on or before December 15, 1982 and each remaining county shall may establish a 911 emergency telephone system on or before December 15, 1986.

Sec. 343. Minnesota Statutes 1984, section 403.06, is amended to read:

403.06 [SYSTEM PLANNING AND COORDINATION.]

The department of administration shall coordinate the implementation of 911 systems on or before the deadlines established in section 403.01. The department shall aid counties in the formulation of concepts, methods and procedures which will improve the operation of 911 systems.

Sec. 344. Minnesota Statutes 1984, section 403.08, subdivision 1, is amended to read:

403.08 [PLANS TO BE SUBMITTED.]

Subdivision 1. (a) ~~Before December 15, 1978,~~ Each county shall submit tentative plans for the establishment of a 911 system, *if any*, to the public utility or utilities providing public telephone service within the county, to the department of administration and to the public utilities commission.

(b) The department of administration shall review the plan for consistency with the standards adopted pursuant to section 403.07 and report its findings to the county within six months of receipt of the plan.

(c) The public utilities commission shall review the plan and comment to the county within six months of the receipt of the plan.

(d) Each public utility providing telephone service within the county shall review the plan and transmit to the county good faith estimates of local system implementation expenses within six months of the receipt of the plan.

Sec. 345. Minnesota Statutes 1984, section 403.08, subdivision 2, is amended to read:

Subd. 2. (a) ~~Before December 15, 1979,~~ Each county shall submit final plans for the establishment of a 911 system, *if any*, to the public utility or utilities providing public telephone service within the county, to the department of administration and to the public utilities commission. The final plan shall include a description of all capital and recurring costs for the proposed 911 system.

(b) The department of administration shall review the final plan for consistency with the standards adopted pursuant to section 403.07 and approve or disapprove the plan within six months of receipt.

(c) The public utilities commission shall review the final plan and deter-

mine that portion of plan implementation capital costs which may be applied to the utility company rate base and report findings to the county within six months of receipt of the plan."

Page 252, line 33, delete "is" and insert "*that is located within a county that has established a 911 emergency telephone service must be*"

Page 253, line 2, delete everything after the period

Page 253, delete lines 3 and 4

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 22 and nays 40, as follows:

Those who voted in the affirmative were:

Belanger	Frank	Johnson, D.E.	Mehrkens	Stumpf
Benson	Frederick	Kamrath	Peterson, D.L.	Taylor
Bernhagen	Frederickson	Knutson	Petty	
Chmielewski	Gustafson	Kronebusch	Renneke	
Davis	Isackson	Lessard	Storm	

Those who voted in the negative were:

Adkins	Diessner	Laidig	Nelson	Ramstad
Anderson	Dieterich	Langseth	Novak	Reichgott
Berglin	Freeman	Lantry	Olson	Schmitz
Bertram	Hughes	Luther	Pehler	Sieloff
Brataas	Johnson, D.J.	McQuaid	Peterson, D.C.	Spear
Dahl	Jude	Merriam	Peterson, R.W.	Waldorf
DeCramer	Knaak	Moe, D.M.	Pogemiller	Wegscheid
Dicklich	Kroening	Moe, R.D.	Purfeerst	Willet

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

Mr. Isackson moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 221, after line 1, insert:

"Sec. 303. Minnesota Statutes 1984, section 334.061, is amended to read:

334.061 [AGRICULTURAL CREDIT CORPORATIONS; INTEREST RATE LIMITATIONS.]

A state chartered agricultural credit corporation operating under 12 USC 1401, 1402, 1403, and 1404 may make a charge on its loans at a rate of not more than four and one-half percent in excess of the discount rate on 90 day commercial paper in effect at the Federal Reserve bank in the Federal Reserve district encompassing Minnesota the maximum interest rate allowed to be charged by industrial loan and thrift companies under section 53.04, subdivision 3a."

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 24 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knaak	McQuaid	Renneke
Belanger	Frederickson	Knutson	Mehrkens	Sieloff
Benson	Isackson	Kronebusch	Olson	Storm
Bernhagen	Johnson, D.E.	Laidig	Petty	Taylor
Brataas	Kamrath	Lessard	Ramstad	

Those who voted in the negative were:

Adkins	Dicklich	Jude	Pehler	Spear
Berglin	Diessner	Kroening	Peterson, D.C.	Stumpf
Bertram	Dieterich	Lantry	Peterson, R.W.	Vega
Chmielewski	Frank	Luther	Pogemiller	Waldorf
Dahl	Freeman	Merriam	Purfeerst	Wegscheid
Davis	Hughes	Moe, R.D.	Reichgott	Willet
DeCramer	Johnson, D.J.	Novak	Solon	

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

Mr. Wegscheid moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 93, delete section 109

Page 97, delete section 113

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Mr. Waldorf moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 31, delete lines 52 to 62

Page 31, line 48, delete "\$1,927,900" \$1,956,400"
and insert "\$1,427,900" \$1,456,400"

Correct the section totals and the summary by fund accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 39 and nays 21, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Jude	McQuaid	Renneke
Anderson	Frank	Kamrath	Mehrkens	Sieloff
Belanger	Frederick	Knaak	Merriam	Spear
Benson	Frederickson	Knutson	Moe, D.M.	Storm
Bernhagen	Freeman	Kronebusch	Olson	Taylor
Bertram	Gustafson	Laidig	Peterson, D.L.	Waldorf
Brataas	Isackson	Lantry	Petty	Wegscheid
DeCramer	Johnson, D.E.	Lessard	Ramstad	

Those who voted in the negative were:

Chmielewski	Hughes	Nelson	Pogemiller	Willet
Dahl	Johnson, D.J.	Novak	Reichgott	
Davis	Kroening	Pehler	Samuelson	
Dicklich	Luther	Peterson, C.C.	Solon	
Diessner	Moe, R.D.	Peterson, D.C.	Stumpf	

The motion prevailed. So the amendment was adopted.

Mr. Benson moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 29, line 27, delete "189.0" and insert "181.5"

Page 29, delete line 31

Page 31, delete line 48 and insert:
"\$1,281,600 \$1,310,500"

Page 31, delete lines 49 to 62

Page 32, delete line 37 and insert:
"\$ 683,300 \$ 685,700"

Page 32, delete lines 41 to 44

Correct the subdivision and section totals and the summaries by fund

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 31 and nays 32, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knaak	Moe, D.M.	Taylor
Belanger	Frederickson	Knutson	Olson	Waldorf
Benson	Gustafson	Kronebusch	Peterson, D.L.	Wegscheid
Bernhagen	Isackson	Laidig	Ramstad	
Brataas	Johnson, D.E.	Lantry	Renneke	
Dieterich	Jude	McQuaid	Sieloff	
Frank	Kamrath	Mehrkens	Storm	

Those who voted in the negative were:

Adkins	Dicklich	Luther	Peterson, D.C.	Spear
Berglin	Diessner	Merriam	Peterson, R.W.	Stumpf
Bertram	Freeman	Moe, R.D.	Petty	Vega
Chmielewski	Hughes	Nelson	Pogemiller	Willet
Dahl	Johnson, D.J.	Novak	Reichgott	
Davis	Kroening	Pehler	Schmitz	
DeCramer	Langseth	Peterson, C.C.	Solon	

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

Mr. Frederick moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S. F. No. 1530.)

Page 30, after line 10, insert:

"The commissioner of energy and economic development, in consultation with the commissioner of agriculture, shall give consideration to doing a feasibility study for a beef-packing plant in southeastern Minnesota."

The motion prevailed. So the amendment was adopted.

Mr. Sieloff moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Pages 263 and 264, delete section 364

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 34 and nays 26, as follows:

Those who voted in the affirmative were:

Adkins	Frank	Kamrath	Mehrrens	Ramstad
Anderson	Frederick	Knaak	Merriam	Renneke
Benson	Frederickson	Knutson	Moe, D.M.	Sieloff
Bernhagen	Gustafson	Kronebusch	Olson	Storm
Brataas	Isackson	Laidig	Peterson, D.L.	Taylor
Diessner	Johnson, D.E.	Lantry	Peterson, R.W.	Waldorf
Dieterich	Jude	McQuaid	Petty	

Those who voted in the negative were:

Berglin	Dicklich	Nelson	Purfeerst	Vega
Bertram	Johnson, D.J.	Novak	Reichgott	Willet
Chmielewski	Kroening	Pehler	Schmitz	
Dahl	Langseth	Peterson, C.C.	Solon	
Davis	Luther	Peterson, D.C.	Spear	
DeCramer	Moe, R.D.	Pogemiller	Stumpf	

The motion prevailed. So the amendment was adopted.

Mr. Storm moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 32, delete line 46, and insert:

"BOARD 616,100 803,700"

Page 32, line 47, delete "9" and insert "5"

Correct the summary by fund

Page 132, after line 7, insert:

"Sec. _____. Minnesota Statutes 1984, section 44A.07, is amended to read:

44A.07 [WORLD TRADE CENTER SERVICES.]

Subdivision 1. [SERVICES.] The world trade center board may:

(1) define, formulate, administer, and deliver programs and services through the world trade center;

(2) provide and contract for services and programs through the world trade center, including: a library and research service providing information on world trade; a trade lead service, providing and authenticating information about international trade opportunities; a club for world trade center club members; telecommunications services; translation and interpretation serv-

ices; temporary secretarial and other business services; language instruction; educational conferences and seminars; and other programs and services that serve the purposes of the world trade center, in the determination of the board;

(3) establish and charge fees for services and programs provided ~~without regard to chapter 14~~;

(4) establish membership requirements for Minnesota world trade center operations ~~without regard to chapter 14~~;

(5) establish satellite operations of the Minnesota world trade center;

(6) maintain active membership in the world trade center association;

(7) create an international communication network to coordinate international trade information and activities;

(8) compile international trade information from, among other places, the United States Department of Commerce and private sources, and provide marketing information to business persons;

(9) assist public and private universities or colleges to develop undergraduate or graduate level education programs to train persons regarding export trading; and

(10) coordinate the international trading activities of state and local agencies and organizations.

Subd. 2. [JOINT PROJECTS, CONTRACTS, EXPENDITURES.] In order to implement the authorities of subdivision 1, the board may participate jointly with private persons and public entities in appropriate programs and projects and may enter into contracts to carry out those programs and projects. ~~In making any expenditure or contract the board is not subject to chapter 16.~~

Sec. _____. [44A.08] [SUNSET.]

Sections 44A.01 to 44A.08 are repealed July 1, 1987."

Page 278, line 3, before "46.15" insert "44A.04,"

Renumber the sections in sequence

Correct internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 21 and nays 40, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Knaak	Olson	Storm
Belanger	Gustafson	Kronebusch	Peterson, D.L.	
Benson	Isackson	Laidig	Ramstad	
Bernhagen	Johnson, D.E.	McQuaid	Renneke	
Brataas	Kamrath	Mehrkins	Sieloff	

Those who voted in the negative were:

Adkins	Diessner	Langseth	Peterson, C.C.	Schmitz
Berglin	Dieterich	Lantry	Peterson, D.C.	Solon
Bertram	Frank	Luther	Peterson, R.W.	Spear
Chmielewski	Freeman	Merriam	Petty	Stumpf
Dahl	Hughes	Moe, D.M.	Pogemiller	Vega
Davis	Jude	Moe, R.D.	Purfeerst	Waldorf
DeCramer	Knutson	Novak	Reichgott	Wegscheid
Dicklich	Kroening	Pehler	Samuelson	Willet

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

Mr. Johnson, D.E. moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 31, lines 10 and 11, delete "\$3,500,000" and insert "\$3,000,000"

Page 38, delete line 11 and insert:

"\$1,580,000 \$1,580,000"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 17 and nays 43, as follows:

Those who voted in the affirmative were:

Adkins	Frederickson	Kamrath	Merriam	Taylor
Anderson	Gustafson	Kronebusch	Peterson, D.L.	
Bernhagen	Isackson	Langseth	Renneke	
Brataas	Johnson, D.E.	Mehrkens	Storm	

Those who voted in the negative were:

Berglin	Frank	Luther	Peterson, R.W.	Solon
Bertram	Freeman	McQuaid	Petty	Spear
Chmielewski	Hughes	Moe, D.M.	Pogemiller	Stumpf
Dahl	Jude	Moe, R.D.	Purfeerst	Vega
Davis	Knaak	Novak	Ramstad	Waldorf
DeCramer	Knutson	Olson	Reichgott	Wegscheid
Dicklich	Kroening	Pehler	Samuelson	Willet
Diessner	Laidig	Peterson, C.C.	Schmitz	
Dieterich	Lantry	Peterson, D.C.	Sieloff	

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

Mr. Pehler moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 230, line 16, delete "*transfer*" and insert "*transfer*"

The motion prevailed. So the amendment was adopted.

Mr. Taylor moved to amend H.F. No. 1641, as amended by the Senate May 10, 1985, as follows:

(The text of the amended House File is identical to S.F. No. 1530.)

Page 99, line 14, to page 100, line 14, delete section 117

Page 132, line 8, to page 141, line 12, delete sections 167 to 181

Page 220, line 27, to page 221, line 1, delete section 302

Page 102, line 2, to page 110, line 30, delete sections 119 to 135

Page 211, lines 1 to 30, delete section 285

Page 271, line 20, to page 272, line 31, delete section 373

Page 110, line 31, to page 124, line 35, delete sections 136 to 156

Page 141, lines 13 to 21, delete section 182

Page 141, line 32, to page 142, line 13, delete section 184

Page 215, line 1, to page 219, line 3, delete sections 291 to 299

Page 72, line 27, to page 74, line 9, delete section 70

Page 214, lines 30 to 36, delete section 290

Page 226, lines 22 to 33, delete section 305

Page 252, lines 13 to 24, delete section 341

Page 262, line 24, to page 263, line 28, delete sections 360 to 362

Page 263, line 35, to page 264, line 22, delete section 364

Page 267, line 6, to page 268, line 26, delete section 370

Page 268, line 27, to page 271, line 9, delete section 371

Page 31, delete lines 10 to 13

Page 276, line 17, to page 277, line 5, delete section 379

Page 59, lines 14 to 20, delete section 53

Page 277, lines 21 to 33, delete section 382

Page 278, line 25, to page 334, line 24, delete Article 2

Page 59, lines 21 to 26, delete section 53A

Page 61, lines 10 to 16, delete section 56

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Taylor requested division of the amendment as follows:

First Portion:

Page 99, line 14, to page 100, line 14, delete section 117

Page 132, line 8, to page 141, line 12, delete sections 167 to 181

Page 220, line 27, to page 221, line 1, delete section 302

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Second Portion:

Page 102, line 2, to page 110, line 30, delete sections 119 to 135

Page 211, lines 1 to 30, delete section 285

Page 271, line 20, to page 272, line 31, delete section 373

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Third Portion:

Page 110, line 31, to page 124, line 35, delete sections 136 to 156

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Fourth Portion:

Page 141, lines 13 to 21, delete section 182

Page 141, line 32, to page 142, line 13, delete section 184

Page 215, line 1, to page 219, line 3, delete sections 291 to 299

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Fifth Portion:

Page 72, line 27, to page 74, line 9, delete section 70

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Sixth Portion:

Page 214, lines 30 to 36, delete section 290

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Seventh Portion:

Page 226, lines 22 to 33, delete section 305

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Eighth Portion:

Page 252, lines 13 to 24, delete section 341

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Ninth Portion:

Page 262, line 24, to page 263, line 28, delete sections 360 to 362

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Tenth Portion:

Page 263, line 35, to page 264, line 22, delete section 364

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Eleventh Portion:

Page 267, line 6, to page 268, line 26, delete section 370

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Twelfth Portion:

Page 268, line 27, to page 271, line 9, delete section 371

Page 31, delete lines 10 to 13

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Thirteenth Portion:

Page 276, line 17, to page 277, line 5, delete section 379

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Fourteenth Portion:

Page 59, lines 14 to 20, delete section 53

Page 277, lines 21 to 33, delete section 382

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Fifteenth Portion:

Page 278, line 25, to page 334, line 24, delete Article 2

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Sixteenth Portion:

Page 59, lines 21 to 26, delete section 53A

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Seventeenth Portion:

Page 61, lines 10 to 16, delete section 56

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the first portion of the amendment.

The roll was called, and there were yeas 26 and nays 31, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Kronebusch	Peterson, D.L.	Waldorf
Belanger	Frederickson	Laidig	Purfeerst	Wegscheid
Benson	Isackson	McQuaid	Ramstad	
Bernhagen	Johnson, D.E.	Mehrkens	Sieloff	
Brataas	Kamrath	Moe, D.M.	Storm	
Frank	Knaak	Olson	Taylor	

Those who voted in the negative were:

Adkins	Dieterich	Luther	Peterson, D.C.	Stumpf
Bertram	Freeman	Merriam	Peterson, R.W.	Vega
Chmielewski	Gustafson	Moe, R.D.	Petty	Willet
Dahl	Johnson, D.J.	Nelson	Pogemiller	
Davis	Jude	Novak	Reichgott	
DeCramer	Kroening	Pehler	Schmitz	
Diessner	Langseth	Peterson, C.C.	Solon	

The motion did not prevail. So the first portion of the amendment was not adopted.

The question was taken on the second portion of the amendment.

The roll was called, and there were yeas 24 and nays 28, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Kamrath	Mehrkens	Storm
Belanger	Dieterich	Knaak	Moe, D.M.	Taylor
Benson	Frederick	Kronebusch	Peterson, R.W.	Waldorf
Bernhagen	Gustafson	Laidig	Ramstad	Wegscheid
Bertram	Isackson	McQuaid	Sieloff	

Those who voted in the negative were:

Adkins	Frank	Kroening	Peterson, C.C.	Schmitz
Chmielewski	Frederickson	Luther	Peterson, D.C.	Stumpf
Dahl	Freeman	Merriam	Petty	Vega
Davis	Hughes	Moe, R.D.	Pogemiller	Willet
DeCramer	Johnson, D.J.	Novak	Purfeerst	
Diessner	Jude	Pehler	Reichgott	

The motion did not prevail. So the second portion of the amendment was not adopted.

The question was taken on the third portion of the amendment.

The roll was called, and there were yeas 15 and nays 35, as follows:

Those who voted in the affirmative were:

Bernhagen	Frederick	McQuaid	Olson	Ramstad
Dieterich	Knaak	Merriam	Peterson, R.W.	Sieloff
Frank	Laidig	Moe, D.M.	Petty	Storm

Those who voted in the negative were:

Adkins	Dahl	Hughes	Mehrkens	Schmitz
Anderson	Davis	Isackson	Moe, R.D.	Stumpf
Belanger	DeCramer	Jude	Pehler	Taylor
Benson	Diessner	Kamrath	Peterson, D.C.	Vega
Bertram	Frederickson	Kroening	Pogemiller	Waldorf
Brataas	Freeman	Langseth	Purfeerst	Wegscheid
Chmielewski	Gustafson	Luther	Reichgott	Willet

The motion did not prevail. So the third portion of the amendment was not adopted.

The question was taken on the fourth portion of the amendment.

The roll was called, and there were yeas 8 and nays 43, as follows:

Those who voted in the affirmative were:

Knaak	Moe, D.M.	Ramstad	Waldorf	Wegscheid
Laidig	Peterson, R.W.	Sieloff		

Those who voted in the negative were:

Adkins	Davis	Isackson	Merriam	Reichgott
Anderson	DeCramer	Johnson, D.J.	Moe, R.D.	Schmitz
Belanger	Diessner	Jude	Novak	Storm
Benson	Dieterich	Kamrath	Pehler	Stumpf
Bernhagen	Frank	Kroening	Peterson, C.C.	Taylor
Bertram	Frederick	Langseth	Peterson, D.C.	Vega
Brataas	Frederickson	Luther	Peterson, D.L.	Willet
Chmielewski	Freeman	McQuaid	Petty	
Dahl	Hughes	Mehrkens	Pogemiller	

The motion did not prevail. So the fourth portion of the amendment was not adopted.

The question was taken on the adoption of the fifth portion of the amendment.

The roll was called, and there were yeas 38 and nays 20, as follows:

Those who voted in the affirmative were:

Adkins	Dieterich	Jude	Moe, D.M.	Sieloff
Anderson	Frank	Kamrath	Olson	Storm
Belanger	Frederick	Knaak	Pehler	Taylor
Benson	Frederickson	Kronebusch	Peterson, D.L.	Vega
Bernhagen	Freeman	Laidig	Peterson, R.W.	Waldorf
Bertram	Gustafson	McQuaid	Pogemiller	Wegscheid
Brataas	Isackson	Mehrkens	Purfeerst	
DeCramer	Johnson, D.E.	Merriam	Ramstad	

Those who voted in the negative were:

Chmielewski	Diessner	Langseth	Peterson, C.C.	Schmitz
Dahl	Hughes	Luther	Peterson, D.C.	Solon
Davis	Johnson, D.J.	Moe, R.D.	Petty	Stumpf
Dicklich	Kroening	Nelson	Reichgott	Willet

The motion prevailed. So the fifth portion of the amendment was adopted.

Mr. Moe, R.D. moved that H.F. No. 1641 be laid on the table. The motion prevailed.

MEMBERS EXCUSED

Mr. Berg was excused from the Session of today.

Mr. Nelson was excused from the Session of today from 10:00 to 11:00 a.m. Mr. Sieloff was excused from the Session of today from 10:00 to 11:00 a.m. Mr. Diessner was excused from the Session of today from 11:45 a.m. to 2:15 p.m. Mr. Storm was excused from the Session of today from 11:15 a.m. to 2:00 p.m. Mr. Frederick was excused from the Session of today from 10:00 to 11:30 a.m. Messrs. Willet; Kroening; Peterson, C.C.; Langseth; Johnson, D.J. and Novak were excused from the Session of today from 10:00 a.m. to 12:00 noon. Mr. Willet was excused from the Session of today from 12:00 noon to 12:30 p.m. Mrs. Kronebusch was excused from the Session of today from 12:45 to 1:15 p.m. Mr. Langseth, Mrs. Lantry, Messrs. Purfeerst, Schmitz, Mehrkens, Mrs. Kronebusch, Messrs. Ramstad and Lessard were excused from the Session of today from 3:00 to 3:30 p.m. Mr. Peterson, R.W. was excused from the Session of today from 3:00 to 3:30 p.m. Mr. Peterson, C.C. was excused from the Session of today from 5:30 to 7:30 p.m. Mr. Lessard was excused from the Session of today at 7:30 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Saturday, May 11, 1985. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate