

FORTY-SEVENTH DAY

St. Paul, Minnesota, Friday, May 8, 1987

The Senate met at 12:00 noon and was called to order by the President.

CALL OF THE SENATE

Mr. Luther 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. M.E. Sandness.

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

Adkins	Davis	Knaak	Moe, D.M.	Samuelson
Anderson	DeCramer	Knutson	Moe, R.D.	Schmitz
Beckman	Dicklich	Kroening	Morse	Solon
Belanger	Diessner	Laidig	Novak	Spear
Benson	Frank	Langseth	Olson	Storm
Berg	Frederick	Lantry	Pehler	Stumpf
Berglin	Frederickson, D.J.	Larson	Peterson, D.C.	Taylor
Bernhagen	Frederickson, D.R.	Lessard	Peterson, R.W.	Vickerman
Bertram	Freeman	Luther	Piper	Waldorf
Brandl	Gustafson	Marty	Pogemiller	Wegscheid
Brataas	Hughes	McQuaid	Purfeerst	Willet
Chmielewski	Johnson, D.E.	Mehrkens	Ramstad	
Cohen	Johnson, D.J.	Merriam	Reichgott	
Dahl	Jude	Metzen	Renneke	

The President declared a quorum present.

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 743, 406, 494, 833 and 1296.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 7, 1987

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. 378: A bill for an act relating to utilities; requiring owners of electric power lines to trim vegetation around lines; providing that failure to trim vegetation is a nuisance; proposing coding for new law in Minnesota Statutes, chapter 561.

Senate File No. 378 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 7, 1987

Mr. Merriam moved that the Senate do not concur in the amendments by the House to S.F. No. 378, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. 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. 1104, 663, 1283 and 350.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 7, 1987

FIRST READING OF HOUSE BILLS

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

H.F. No. 1104: A bill for an act relating to veterans; establishing a veterans advisory committee; proposing coding for new law in Minnesota Statutes, chapter 198.

Referred to the Committee on Veterans.

H.F. No. 663: A bill for an act relating to health; providing for disposition of the remains of human fetuses; providing a penalty; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 389, now on General Orders.

H.F. No. 1283: A bill for an act relating to health; prohibiting smoking in day care centers and health care facilities; amending Minnesota Statutes 1986, sections 144.412; and 144.414.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 962, now on General Orders.

H.F. No. 350: A bill for an act relating to crime; extending the crimes of murder in the third degree and manslaughter in the first degree to deaths caused by the sale or distribution of controlled substances; making it a felony to cause great bodily harm by selling or distributing certain controlled substances; imposing penalties; amending Minnesota Statutes 1986, sections 609.195; and 609.20; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1259, now on General Orders.

REPORTS OF COMMITTEES

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

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

S.F. No. 392: A bill for an act relating to public safety; providing for the mandatory surrender of registration plates and certificates of motor vehicles operated by repeat DWI offenders; providing for administrative and judicial review; amending Minnesota Statutes 1986, sections 168.041; 169.123, subdivisions 5b, 5c, and 6; 169.1261; and 171.29, by adding a subdivision.

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

Page 2, line 30, delete "*involved in the violation or*"

Page 2, line 33, after "*spouse*" insert "*and any vehicle involved in the violation if the vehicle owner was a passenger at the time of the violation*"

Page 2, line 35, delete "*person*" and insert "*driver*"

Page 3, line 17, after the period, insert "*The court must notify the commissioner of public safety within ten days after issuing an impoundment order.*"

Page 6, line 16, after the comma, insert "*and*" and delete everything after the first "*not*" and insert "*a passenger in the vehicle at the time of the violation.*"

Page 6, delete lines 17 to 19

Page 6, line 27, delete "*while*" and insert "*issuance of*" and delete "*is*"

Page 6, line 28, before the comma, insert "*for a motor vehicle owned by a person who has violated section 169.121 or 169.123*"

Page 6, line 29, after the period, insert "*A person who owns a vehicle subject to an impoundment order and who was not the driver of the vehicle at the time of the violation may petition the court for review at any time while the order is in effect.*"

Page 7, line 15, before "A" insert "(a)"

Page 7, line 32, before the first "The" insert "(b)" and strike the second "the" and insert "a" and after "hearing" insert "*for review of a license revocation under this section*"

Page 8, after line 21, insert:

"(c) *The scope of a hearing for review of an impoundment order under section 168.041 shall include:*

(1) *whether the vehicle subject to the impoundment order is individually or jointly owned by a person whose driver's license has been revoked for a violation of section 169.121 or 169.123 a second or subsequent time within five years or a third or subsequent time within ten years; or*

(2) *whether the vehicle is owned by a person who was a passenger in*

the vehicle at the time the driver committed a violation resulting in the revocation of the driver's license for a violation of section 169.121 or 169.123 a second or subsequent time within five years or a third or subsequent time within ten years.

Certified or otherwise authenticated copies of driver's license and motor vehicle registration records shall be admissible as substantive evidence."

Page 8, line 22, before the first "The" insert "(d)"

Page 8, line 34, delete everything after the period

Page 8, delete lines 35 and 36

Page 9, delete lines 1 to 8

Page 9, after line 34, insert:

"Sec. 8. [APPROPRIATION.]

\$150,000 is appropriated from the general fund to the attorney general to pay increased costs of implied consent hearings due to this act. \$80,000 is for fiscal year 1988 and \$70,000 is for fiscal year 1989. The approved complement of the office of the attorney general is increased by two and one-half positions."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "appropriating money;"

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

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

H.F. No. 533 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
533	1032				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H.F. No. 533 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 533 and insert the language after the enacting clause of S.F. No. 1032, the first engrossment; further, delete the title of H.F. No. 533 and insert the title of S.F. No. 1032, the first engrossment.

And when so amended H.F. No. 533 will be identical to S.F. No. 1032, and further recommends that H.F. No. 533 be given its second reading and substituted for S.F. No. 1032, and that the Senate File be indefinitely postponed.

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

SECOND READING OF SENATE BILLS

S.F. Nos. 1528 and 392 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 533 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Dicklich moved that the names of Messrs. Frank and Waldorf be added as co-authors to S.F. No. 677. The motion prevailed.

Mr. Johnson, D.J. moved that the name of Mr. Gustafson be added as a co-author to S.F. No. 940. The motion prevailed.

Mr. Purfeerst moved that the name of Mr. Metzen be added as a co-author to S.F. No. 1503. The motion prevailed.

Mr. Pehler moved that the names of Messrs. Bertram, Marty and Ms. Piper be added as co-authors to Senate Resolution No. 47. The motion prevailed.

Messrs. Johnson, D.E.; Bertram and Pehler introduced—

Senate Resolution No. 66: A Senate resolution congratulating the Stearns Cooperative Electric Association on its 50th anniversary.

Referred to the Committee on Rules and Administration.

Mr. Johnson, D.E. introduced—

Senate Resolution No. 67: A Senate resolution designating Glenwood as the lutefisk capital of Minnesota.

Referred to the Committee on Rules and Administration.

Mr. Marty moved that S.F. No. 1323 be taken from the table. The motion prevailed.

S.F. No. 1323: A bill for an act relating to statutes; conforming various laws to judicial decisions of unconstitutionality and suggestions for clarity; amending Minnesota Statutes 1986, sections 169.123, subdivision 7; 325B.15; 487.01, subdivisions 2, 3, and 4; 487.21, subdivision 4; 487.23, subdivisions 1, 2, and 3; 487.25, subdivisions 1 and 2; 487.33, subdivision 1; 488A.01, subdivision 14; 488A.18, subdivision 14; 501.35; and 525.712; repealing Minnesota Statutes 1986, sections 466.03, subdivision 2; 487.39; and 595.04.

Mr. Marty moved that the Senate do not concur in the amendments by the House to S.F. No. 1323, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Ms. Peterson, D.C. moved that S.F. No. 1097 be taken from the table. The motion prevailed.

S.F. No. 1097: A bill for an act relating to crimes; domestic assault; requiring courts to issue written orders for conditional release; requiring arrest on violation of conditions of release; providing for notice to alleged

victims of conditions of release; amending Minnesota Statutes 1986, section 629.72, subdivision 2, and by adding subdivisions.

CONCURRENCE AND REPASSAGE

Ms. Peterson, D.C. moved that the Senate concur in the amendments by the House to S.F. No. 1097 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1097: A bill for an act relating to crimes; permitting victims to submit an impact statement to the court; requiring courts to issue written orders for conditional release; requiring arrest on violation of conditions of release; providing for notice to alleged victims of conditions of release; amending Minnesota Statutes 1986, section 629.72, subdivision 2, and by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 611A.

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 51 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Cohen	Knutson	Moe, R.D.	Storm
Anderson	Dahl	Laidig	Morse	Stumpf
Beckman	Davis	Langseth	Olson	Taylor
Belanger	Dicklich	Lantry	Pehler	Vickerman
Benson	Diessner	Larson	Peterson, D.C.	Waldorf
Berg	Frank	Luther	Peterson, R.W.	Wegscheid
Berglin	Frederickson, D.R.	Marty	Piper	Witlet
Bernhagen	Hughes	McQuaid	Reichgott	
Bertram	Johnson, D.E.	Mehrkens	Renneke	
Braataas	Jude	Merriam	Schmitz	
Chmielewski	Knaak	Moe, D.M.	Spear	

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

MOTIONS AND RESOLUTIONS - CONTINUED

SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate take up the Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement. The motion prevailed.

CALENDAR

H.F. No. 574: A bill for an act relating to manufactured homes; defining terms; clarifying the termination of a park lease for substantial annoyance to other residents; allowing certain new or amended rule violations to be cured; regulating park closings; requiring an impact report; providing for a public hearing; creating a right of first refusal; clarifying remedies; amending Minnesota Statutes 1986, sections 327C.01, by adding subdivisions; 327C.02, subdivision 5, and by adding a subdivision; 327C.09, subdivisions 1, 4, and 5; and 327C.11, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 327C; repealing Minnesota Statutes 1986, section 327C.09, subdivision 9.

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 58 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Knutson	Metzen	Renneke
Anderson	Davis	Kroening	Moe, D.M.	Schmitz
Beckman	Dicklich	Laidig	Moe, R.D.	Spear
Belanger	Diessner	Langseth	Morse	Storm
Benson	Frank	Lantry	Olson	Stumpf
Berg	Frederickson, D.J.	Larson	Pehler	Taylor
Berglin	Frederickson, D.R.	Lessard	Peterson, D.C.	Vickerman
Bernhagen	Hughes	Luther	Peterson, R.W.	Waldorf
Bertram	Johnson, D.E.	Marty	Piper	Wegscheid
Brataas	Johnson, D.J.	McQuaid	Pogemiller	Willet
Chmielewski	Jude	Mehrkens	Ramstad	
Cohen	Knaak	Merriam	Reichgott	

So the bill passed and its title was agreed to.

H.F. No. 1029: A bill for an act relating to property transfers; expanding the manner for creating custodial property under the uniform transfers to minors act; amending Minnesota Statutes 1986, section 527.29.

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 58 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Knaak	Metzen	Reichgott
Anderson	Davis	Knutson	Moe, D.M.	Renneke
Beckman	Dicklich	Kroening	Moe, R.D.	Schmitz
Belanger	Diessner	Langseth	Morse	Spear
Benson	Frank	Lantry	Novak	Storm
Berg	Frederickson, D.J.	Larson	Olson	Stumpf
Berglin	Frederickson, D.R.	Lessard	Pehler	Taylor
Bernhagen	Freeman	Luther	Peterson, D.C.	Vickerman
Bertram	Hughes	Marty	Peterson, R.W.	Wegscheid
Brataas	Johnson, D.E.	McQuaid	Piper	Willet
Chmielewski	Johnson, D.J.	Mehrkens	Pogemiller	
Cohen	Jude	Merriam	Ramstad	

So the bill passed and its title was agreed to.

H.F. No. 940: A bill for an act relating to retirement; various employee pension plans; specifying that exemptions from legal process do not include marital property divisions; requiring the provision of certain pension plan information in marriage dissolution actions; providing for court appointed actuaries in marriage dissolution actions; authorizing conversion of a certain joint and survivor annuity; amending Minnesota Statutes 1986, sections 69.51; 352.15, subdivision 1; 352.96, by adding a subdivision; 352B.071; 353.15; 354.10; 354A.11; 422A.24; 423.39; 423.61; 423.813; 424.27; 518.54, subdivision 5, and by adding subdivisions; and 518.58; proposing coding for new law in Minnesota Statutes, chapters 356 and 518.

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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Knaak	Merriam	Ramstad
Anderson	Davis	Knutson	Metzen	Reichgott
Beckman	Dicklich	Kroening	Moe, D.M.	Renneke
Belanger	Diessner	Laidig	Moe, R.D.	Schmitz
Benson	Frank	Langseth	Morse	Spear
Berg	Frederickson, D.J.	Lantry	Novak	Storm
Berglin	Frederickson, D.R.	Larson	Olson	Stumpf
Bernhagen	Freeman	Lessard	Pehler	Taylor
Bertram	Hughes	Luther	Peterson, D.C.	Vickerman
Brandl	Johnson, D.E.	Marty	Peterson, R.W.	Waldorf
Brataas	Johnson, D.J.	McQuaid	Piper	Wegscheid
Cohen	Jude	Mehrkins	Pogemiller	Willet

So the bill passed and its title was agreed to.

H.F. No. 508: A bill for an act relating to housing; providing for administration of the state's low-income housing credit; authorizing the Minnesota housing finance agency to participate in certain housing construction projects and in certain nonprofit corporations; authorizing the sale or rental of certain housing property; providing definitions; providing for the issuance of certain bonds and notes; amending Minnesota Statutes 1986, sections 462A.03, subdivision 14; 462A.05, subdivisions 14, 21, and by adding subdivisions; 462A.06, subdivisions 7 and 12; 462A.08, subdivisions 1 and 3; and 462A.18, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 462A.

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 60 and nays 3, as follows:

Those who voted in the affirmative were:

Adkins	Cohen	Knaak	Metzen	Reichgott
Anderson	Dahl	Kroening	Moe, D.M.	Renneke
Beckman	Davis	Laidig	Moe, R.D.	Schmitz
Belanger	Dicklich	Langseth	Morse	Solon
Benson	Diessner	Lantry	Novak	Spear
Berg	Frederickson, D.J.	Larson	Olson	Storm
Berglin	Frederickson, D.R.	Lessard	Pehler	Stumpf
Bernhagen	Freeman	Luther	Peterson, D.C.	Taylor
Bertram	Gustafson	Marty	Peterson, R.W.	Vickerman
Brandl	Hughes	McQuaid	Piper	Waldorf
Brataas	Johnson, D.E.	Mehrkins	Pogemiller	Wegscheid
Chmielewski	Johnson, D.J.	Merriam	Ramstad	Willet

Messrs. Frank, Jude and Knutson voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 1141: A bill for an act relating to the city of Champlin; permitting the city to use unexpended public improvement funds for a low-income special assessment grant program.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Knaak	Metzen	Renneke
Anderson	Davis	Knutson	Moe, D.M.	Schmitz
Beckman	Dicklich	Kroening	Moe, R.D.	Solon
Belanger	Diessner	Laidig	Morse	Spear
Benson	Frank	Langseth	Novak	Storm
Berg	Frederickson, D.J.	Lantry	Olson	Stumpf
Berglin	Frederickson, D.R.	Larson	Pehler	Taylor
Bernhagen	Freeman	Lessard	Peterson, D.C.	Vickerman
Bertram	Gustafson	Luther	Peterson, R.W.	Waldorf
Brandl	Hughes	Marty	Piper	Wegscheid
Brataas	Johnson, D.E.	McQuaid	Pogemiller	Willet
Chmielewski	Johnson, D.J.	Mehrkens	Ramstad	
Cohen	Jude	Merriam	Reichgott	

So the bill passed and its title was agreed to.

S.F. No. 462: A bill for an act relating to marriage dissolution; providing a date for valuing marital assets; providing for partial distribution of marital assets; requiring parties to file a statement of assets and liabilities; providing that parties owe each other a fiduciary duty with respect to marital assets; amending Minnesota Statutes 1986, sections 518.54, subdivision 5; and 518.58.

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 62 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Knaak	Moe, D.M.	Schmitz
Anderson	Davis	Kroening	Moe, R.D.	Solon
Beckman	Dicklich	Laidig	Morse	Spear
Belanger	Diessner	Langseth	Novak	Storm
Benson	Frank	Lantry	Olson	Stumpf
Berg	Frederickson, D.J.	Larson	Pehler	Taylor
Berglin	Frederickson, D.R.	Lessard	Peterson, D.C.	Vickerman
Bernhagen	Freeman	Luther	Peterson, R.W.	Waldorf
Bertram	Gustafson	Marty	Piper	Wegscheid
Brandl	Hughes	McQuaid	Pogemiller	Willet
Brataas	Johnson, D.E.	Mehrkens	Ramstad	
Chmielewski	Johnson, D.J.	Merriam	Reichgott	
Cohen	Jude	Metzen	Renneke	

So the bill passed and its title was agreed to.

H.F. No. 1420: A bill for an act relating to public safety; allowing bureau of criminal apprehension to permit amateur radio operators to use radio equipment capable of receiving police emergency radio frequency; amending Minnesota Statutes 1986, section 299C.37, 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Jude	Merriam	Reichgott
Anderson	Davis	Knaak	Metzen	Renneke
Beckman	Dicklich	Knutson	Moe, D.M.	Samuelson
Belanger	Diessner	Kroening	Moe, R.D.	Schmitz
Benson	Frank	Laidig	Morse	Solon
Berg	Frederick	Langseth	Novak	Spear
Berglin	Frederickson, D.J.	Lantry	Olson	Storm
Bernhagen	Frederickson, D.R.	Larson	Pehler	Stumpf
Bertram	Freeman	Lessard	Peterson, D.C.	Taylor
Brandl	Gustafson	Luther	Peterson, R.W.	Vickerman
Brataas	Hughes	Marty	Piper	Waldorf
Chmielewski	Johnson, D.E.	McQuaid	Pogemiller	Wegscheid
Cohen	Johnson, D.J.	Mehrkens	Ramstad	Willet

So the bill passed and its title was agreed to.

H.F. No. 1421: A bill for an act relating to insurance; regulating the formation and operation of risk retention groups; prescribing the powers and duties of the commissioner; defining terms; prescribing penalties; proposing coding for new law as Minnesota Statutes, chapter 60E.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Jude	Metzen	Reichgott
Anderson	Davis	Knaak	Moe, D.M.	Renneke
Beckman	Dicklich	Knutson	Moe, R.D.	Samuelson
Belanger	Diessner	Kroening	Morse	Schmitz
Benson	Frank	Laidig	Novak	Solon
Berg	Frederick	Langseth	Olson	Spear
Berglin	Frederickson, D.J.	Lantry	Pehler	Storm
Bernhagen	Frederickson, D.R.	Larson	Peterson, D.C.	Stumpf
Bertram	Freeman	Lessard	Peterson, R.W.	Taylor
Brandl	Gustafson	Luther	Piper	Vickerman
Brataas	Hughes	Marty	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	McQuaid	Purfeerst	Wegscheid
Cohen	Johnson, D.J.	Merriam	Ramstad	Willet

So the bill passed and its title was agreed to.

H.F. No. 924: A bill for an act relating to corrections; removing the Minnesota correctional industries from state competitive bidding requirements; amending Minnesota Statutes 1986, section 241.27, subdivision 2.

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 51 and nays 14, as follows:

Those who voted in the affirmative were:

Adkins	Cohen	Johnson, D.J.	Moe, R.D.	Solon
Beckman	Dahl	Knaak	Morse	Spear
Belanger	Davis	Kroening	Novak	Stumpf
Benson	Dicklich	Laidig	Pehler	Vickerman
Berg	Diessner	Langseth	Peterson, D.C.	Waldorf
Berglin	Frank	Lantry	Piper	Wegscheid
Bernhagen	Frederick	Lessard	Pogemiller	Willet
Bertram	Frederickson, D.J.	Marty	Purfeerst	
Brandl	Frederickson, D.R.	McQuaid	Reichgott	
Brataas	Freeman	Merriam	Samuelson	
Chmielewski	Hughes	Moe, D.M.	Schmitz	

Those who voted in the negative were:

Anderson	Jude	Mehrkens	Peterson, R.W.	Storm
Gustafson	Knutson	Metzen	Ramstad	Taylor
Johnson, D.E.	Larson	Olson	Renneke	

So the bill passed and its title was agreed to.

H.F. No. 809: A bill for an act relating to natural resources; changing requirements for arrowheads used for big game hunting; amending Minnesota Statutes 1986, section 97B.211, subdivision 2.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Knutson	Moe, R.D.	Schmitz
Anderson	Dicklich	Kroening	Morse	Solon
Beckman	Diessner	Laidig	Novak	Spear
Belanger	Frank	Langseth	Olson	Storm
Benson	Frederick	Lantry	Pehler	Stumpf
Berg	Frederickson, D.J.	Larson	Peterson, D.C.	Taylor
Berglin	Frederickson, D.R.	Lessard	Peterson, R.W.	Vickerman
Bernhagen	Freeman	Luther	Piper	Waldorf
Bertram	Gustafson	Marty	Pogemiller	Wegscheid
Brandl	Hughes	McQuaid	Purfeerst	Willet
Brataas	Johnson, D.E.	Mehrkens	Ramstad	
Chmielewski	Johnson, D.J.	Merriam	Reichgott	
Cohen	Jude	Metzen	Renneke	
Dahl	Knaak	Moe, D.M.	Samuelson	

So the bill passed and its title was agreed to.

H.F. No. 357: A bill for an act relating to the city of Saint Paul; permitting the city to adopt certain regulations for smoke detection devices; amending Minnesota Statutes 1986, section 299F.362, 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Knaak	Moe, R.D.	Samuelson
Anderson	Davis	Knutson	Morse	Schmitz
Beckman	Dicklich	Kroening	Novak	Solon
Belanger	Diessner	Langseth	Olson	Spear
Benson	Frank	Lantry	Pehler	Storm
Berg	Frederick	Larson	Peterson, D.C.	Stumpf
Berglin	Frederickson, D.J.	Lessard	Peterson, R.W.	Taylor
Bernhagen	Frederickson, D.R.	Luther	Piper	Vickerman
Bertram	Freeman	Marty	Pogemiller	Waldorf
Brandl	Gustafson	McQuaid	Purfeerst	Wegscheid
Brataas	Johnson, D.E.	Mehrkens	Ramstad	Willet
Chmielewski	Johnson, D.J.	Merriam	Reichgott	
Cohen	Jude	Metzen	Renneke	

So the bill passed and its title was agreed to.

H.F. No. 653: A bill for an act relating to wild animals; use of lights in taking or in tending traps; length of otter season; setting traps near water; amending Minnesota Statutes 1986, sections 97B.081; 97B.921; 97B.931; and 97B.945.

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 53 and nays 12, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Laidig	Moe, R.D.	Reichgott
Anderson	Dicklich	Langseth	Morse	Renneke
Beckman	Frederick	Lantry	Novak	Schmitz
Belanger	Frederickson, D.J.	Larson	Olson	Solon
Benson	Frederickson, D.R.	Lessard	Pehler	Storm
Berg	Gustafson	Luther	Peterson, D.C.	Stumpf
Bernhagen	Hughes	McQuaid	Peterson, R.W.	Taylor
Bertram	Johnson, D.E.	Mehrkens	Piper	Vickerman
Brandl	Johnson, D.J.	Merriam	Pogemiller	Wegscheid
Chmielewski	Jude	Metzen	Purfeerst	
Dahl	Kroening	Moe, D.M.	Ramstad	

Those who voted in the negative were:

Berglin	Diessner	Knaak	Samuelson	Waldorf
Brataas	Frank	Knutson	Spear	Willet
Cohen	Freeman			

So the bill passed and its title was agreed to.

H.F. No. 96: A bill for an act relating to the state high school league; requiring the league to arrange certain conference memberships; providing standards; amending Minnesota Statutes 1986, section 129.121, subdivision 1, 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Jude	Merriam	Reichgott
Anderson	Davis	Knaak	Metzen	Renneke
Beckman	Dicklich	Knutson	Moe, D.M.	Samuelson
Belanger	Diessner	Kroening	Moe, R.D.	Schmitz
Benson	Frank	Laidig	Morse	Solon
Berg	Frederick	Langseth	Novak	Spear
Berglin	Frederickson, D.J.	Lantry	Olson	Storm
Bernhagen	Frederickson, D.R.	Larson	Pehler	Stumpf
Bertram	Freeman	Lessard	Peterson, D.C.	Taylor
Brandl	Gustafson	Luther	Peterson, R.W.	Vickerman
Brataas	Hughes	Marty	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	McQuaid	Purfeerst	Wegscheid
Cohen	Johnson, D.J.	Mehrkens	Ramstad	Willet

So the bill passed and its title was agreed to.

H.F. No. 332: A bill for an act relating to environment; authorizing the pollution control agency to issue administrative orders assessing penalties; establishing a hearing procedure; providing for the distribution and expenditure of monetary penalties; proposing coding for new law in Minnesota Statutes, chapter 116.

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 58 and nays 7, as follows:

Those who voted in the affirmative were:

Adkins	Dicklich	Laidig	Moe, R.D.	Renneke
Beckman	Diessner	Langseth	Morse	Schmitz
Belanger	Frank	Lantry	Novak	Solon
Berg	Frederickson, D.J.	Larson	Olson	Spear
Berglin	Frederickson, D.R.	Lessard	Pehler	Stumpf
Bernhagen	Freeman	Luther	Peterson, D.C.	Taylor
Bertram	Gustafson	Marty	Peterson, R.W.	Vickerman
Brandl	Hughes	McQuaid	Piper	Waldorf
Chmielewski	Johnson, D.J.	Mehrkens	Pogemiller	Wegscheid
Cohen	Jude	Merriam	Purfeerst	Willet
Dahl	Knaak	Metzen	Ramstad	
Davis	Kroening	Moe, D.M.	Reichgott	

Those who voted in the negative were:

Anderson	Brataas	Knutson	Samuelson	Storm
Benson	Frederick			

So the bill passed and its title was agreed to.

H.F. No. 1416: A bill for an act relating to the city of Minneapolis; providing for the appointment of the director of the office of emergency preparedness; amending Laws 1969, chapter 937, section 1, 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Knaak	Metzen	Reichgott
Anderson	Dicklich	Knutson	Moe, D.M.	Renneke
Beckman	Diessner	Kroening	Moe, R.D.	Samuelson
Belanger	Frank	Laidig	Morse	Schmitz
Benson	Frederick	Langseth	Novak	Solon
Berglin	Frederickson, D.J.	Lantry	Olson	Spear
Bernhagen	Frederickson, D.R.	Larson	Pehler	Storm
Bertram	Freeman	Lessard	Peterson, D.C.	Stumpf
Brandl	Gustafson	Luther	Peterson, R.W.	Taylor
Brataas	Hughes	Marty	Piper	Vickerman
Chmielewski	Johnson, D.E.	McQuaid	Pogemiller	Waldorf
Cohen	Johnson, D.J.	Mehrkens	Purfeerst	Wegscheid
Dahl	Jude	Merriam	Ramstad	Willet

So the bill passed and its title was agreed to.

H.F. No. 1444: A bill for an act relating to towns; providing procedures for their organization and dissolution; amending Minnesota Statutes 1986, sections 365.45; 368.47; and 379.01.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Knutson	Moe, R.D.	Schmitz
Anderson	Dicklich	Kroening	Morse	Solon
Beckman	Diessner	Laidig	Novak	Spear
Belanger	Frank	Langseth	Olson	Storm
Benson	Frederick	Lantry	Pehler	Stumpf
Berg	Frederickson, D.I.	Larson	Peterson, D.C.	Taylor
Berglin	Frederickson, D.R.	Lessard	Peterson, R.W.	Vickerman
Bernhagen	Freeman	Luther	Piper	Waldorf
Bertram	Gustafson	Marty	Pogemiller	Wegscheid
Brandl	Hughes	McQuaid	Purfeerst	Willet
Brataas	Johnson, D.E.	Mehrkens	Ramstad	
Chmielewski	Johnson, D.J.	Merriam	Reichgott	
Cohen	Jude	Metzen	Renneke	
Dahl	Knaak	Moe, D.M.	Samuelson	

So the bill passed and its title was agreed to.

S.F. No. 634: A bill for an act relating to motor vehicles; permitting seven characters on personalized license plates; amending Minnesota Statutes 1986, section 168.12, subdivision 2a.

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 61 and nays 4, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Knaak	Moe, D.M.	Schmitz
Anderson	Davis	Kroening	Moe, R.D.	Solon
Beckman	Dicklich	Laidig	Morse	Spear
Belanger	Diessner	Langseth	Olson	Storm
Benson	Frank	Lantry	Peterson, D.C.	Stumpf
Berg	Frederick	Larson	Peterson, R.W.	Taylor
Berglin	Frederickson, D.I.	Lessard	Piper	Vickerman
Bernhagen	Frederickson, D.R.	Luther	Pogemiller	Waldorf
Bertram	Freeman	Marty	Purfeerst	Wegscheid
Brandl	Gustafson	McQuaid	Ramstad	
Brataas	Hughes	Mehrkens	Reichgott	
Chmielewski	Johnson, D.E.	Merriam	Renneke	
Cohen	Jude	Metzen	Samuelson	

Messrs. Johnson, D.J.; Knutson; Pehler and Willet voted in the negative.

So the bill passed and its title was agreed to.

H.F. No. 1120: A bill for an act relating to grain grading and testing; providing that state grades and test results may be the basis for market price; amending Minnesota Statutes 1986, section 17B.05.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Jude	Merriam	Ramstad
Anderson	Davis	Knaak	Metzen	Reichgott
Beckman	Dicklich	Knutson	Moe, D.M.	Renneke
Belanger	Diessner	Kroening	Moe, R.D.	Samuelson
Benson	Frank	Laidig	Morse	Schmitz
Berg	Frederick	Langseth	Novak	Solon
Berglin	Frederickson, D.J.	Lantry	Olson	Spear
Bernhagen	Frederickson, D.R.	Larson	Pehler	Storm
Bertram	Freeman	Lessard	Peterson, D.C.	Stumpf
Brandl	Gustafson	Luther	Peterson, R.W.	Taylor
Brataas	Hughes	Marty	Piper	Vickerman
Chmielewski	Johnson, D.E.	McQuaid	Pogemiller	Wegscheid
Cohen	Johnson, D.J.	Mehrkins	Purfeerst	Willet

So the bill passed and its title was agreed to.

S.F. No. 852: A bill for an act relating to taxes; exempting from gasoline excise tax propane fuel for vehicles operating under permit; amending Minnesota Statutes 1986, sections 296.01, subdivision 25; 296.02, subdivision 1a; 296.025, subdivision 1a; 296.026; and 296.028.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Knutson	Moe, R.D.	Schmitz
Anderson	Dicklich	Kroening	Morse	Solon
Beckman	Diessner	Laidig	Novak	Spear
Belanger	Frank	Langseth	Olson	Storm
Benson	Frederick	Lantry	Pehler	Stumpf
Berg	Frederickson, D.J.	Larson	Peterson, D.C.	Taylor
Berglin	Frederickson, D.R.	Lessard	Peterson, R.W.	Vickerman
Bernhagen	Freeman	Luther	Piper	Waldorf
Bertram	Gustafson	Marty	Pogemiller	Wegscheid
Brandl	Hughes	McQuaid	Purfeerst	Willet
Brataas	Johnson, D.E.	Mehrkins	Ramstad	
Chmielewski	Johnson, D.J.	Merriam	Reichgott	
Cohen	Jude	Metzen	Renneke	
Dahl	Knaak	Moe, D.M.	Samuelson	

So the bill passed and its title was agreed to.

H.F. No. 1213: A bill for an act relating to retirement; teachers retirement association; making various changes in the law governing the association for the purpose of facilitating administration of retirement benefits and contributions; amending Minnesota Statutes 1986, sections 354.05, subdivision 35, and by adding a subdivision; 354.06, subdivision 1; 354.07, subdivision 3; 354.094, subdivision 1; 354.44, subdivision 5; 354.46, subdivision 5; 354.48, subdivision 7; 354.51, subdivision 5; 354.55, subdivision 11; 354.62, subdivision 5, and by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 13; repealing Minnesota Statutes 1986, section 354.44, subdivision 1a.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Jude	Merriam	Reichgott
Anderson	Davis	Knaak	Metzen	Renneke
Beckman	Dicklich	Knutson	Moe, D.M.	Samuelson
Belanger	Diessner	Kroening	Morse	Schmitz
Benson	Frank	Laidig	Novak	Solon
Berg	Frederick	Langseth	Olson	Spear
Berglin	Frederickson, D.J.	Lantry	Pehler	Storm
Bernhagen	Frederickson, D.R.	Larson	Peterson, D.C.	Stumpf
Bertram	Freeman	Lessard	Peterson, R.W.	Taylor
Brandl	Gustafson	Luther	Piper	Vickerman
Brataas	Hughes	Marty	Pogemiller	Waldorf
Chmielewski	Johnson, D.E.	McQuaid	Purfeerst	Wegscheid
Cohen	Johnson, D.J.	Mehrkens	Ramstad	Willet

So the bill passed and its title was agreed to.

S.F. No. 677: A bill for an act relating to public utilities; providing for the reduced regulation of certain competitive telephone services, with limitations and procedures; requiring persons providing private shared tenant service to grant certain access; requiring a study and report on universal service assistance; amending Minnesota Statutes 1986, sections 237.01, subdivision 3; 237.081, subdivision 1a; 237.11; 237.12; 237.16, subdivision 1; 237.17; and 237.22; proposing coding for new law in Minnesota Statutes, chapter 237; repealing Minnesota Statutes 1986, sections 237.13; 237.41; 237.42; and 237.43.

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 65 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Knaak	Metzen	Reichgott
Anderson	Dicklich	Knutson	Moe, D.M.	Renneke
Beckman	Diessner	Kroening	Moe, R.D.	Samuelson
Belanger	Frank	Laidig	Morse	Schmitz
Benson	Frederick	Langseth	Novak	Solon
Berg	Frederickson, D.J.	Lantry	Olson	Spear
Berglin	Frederickson, D.R.	Larson	Pehler	Storm
Bernhagen	Freeman	Lessard	Peterson, D.C.	Stumpf
Bertram	Gustafson	Luther	Peterson, R.W.	Taylor
Brandl	Hughes	Marty	Piper	Vickerman
Brataas	Johnson, D.E.	McQuaid	Pogemiller	Waldorf
Chmielewski	Johnson, D.J.	Mehrkens	Purfeerst	Wegscheid
Cohen	Jude	Merriam	Ramstad	Willet

Mr. Davis voted in the negative.

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

RECONSIDERATION

Ms. Berglin moved that the vote whereby H.F. No. 940 was passed by the Senate on May 7, 1987, be now reconsidered.

The motion prevailed. So the vote was reconsidered.

H.F. No. 940: A bill for an act relating to retirement; various employee pension plans; specifying that exemptions from legal process do not include marital property divisions; requiring the provision of certain pension plan information in marriage dissolution actions; providing for court appointed

actuaries in marriage dissolution actions; authorizing conversion of a certain joint and survivor annuity; amending Minnesota Statutes 1986, sections 69.51; 352.15, subdivision 1; 352.96, by adding a subdivision; 352B.071; 353.15; 354.10; 354A.11; 422A.24; 423.39; 423.61; 423.813; 424.27; 518.54, subdivision 5, and by adding subdivisions; and 518.58; proposing coding for new law in Minnesota Statutes, chapters 356 and 518.

Ms. Berglin moved that the amendment made to H.F. No. 940 by the Committee on Rules and Administration in the report adopted May 7, 1987, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 940 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Knaak	Moe, D.M.	Samuelson
Anderson	Dicklich	Knutson	Moe, R.D.	Schmitz
Beckman	Diessner	Kroening	Morse	Solon
Belanger	Frank	Langseth	Novak	Spear
Benson	Frederick	Lantry	Olson	Storm
Berg	Frederickson, D.J.	Larson	Pehler	Stumpf
Berglin	Frederickson, D.R.	Lessard	Peterson, D.C.	Taylor
Bernhagen	Freeman	Luther	Piper	Vickerman
Bertram	Gustafson	Marty	Pogemiller	Waldorf
Brandl	Hughes	McQuaid	Purfeerst	Wegscheid
Brataas	Johnson, D.E.	Mehrkens	Ramstad	Willert
Cohen	Johnson, D.J.	Merriam	Reichgott	
Dahl	Jude	Metzen	Renneke	

Mr. Chmielewski voted in the negative.

So the bill passed and its title was agreed to.

RECESS

Mr. Moe, R.D. moved that the Senate do now recess until 2:05 p.m. The motion prevailed.

The hour of 2:05 p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Moe, R.D. imposed a call of the Senate for the proceedings on H.F. No. 1315. The Sergeant at Arms was instructed to bring in the absent members.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe, R.D. moved that H.F. No. 1315 be taken from the table. The motion prevailed.

H.F. No. 1315: 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; providing for the transfer of certain money in the state treasury; fixing and limiting the amount of fees and other costs to be collected in certain cases; creating, abolishing, modifying, and transferring agencies and functions; providing

for a study of the Minnesota veterans' home; providing for information systems management; defining and amending terms; providing for settlement of claims; imposing certain duties, responsibilities, authority, and limitations on agencies and political subdivisions; amending Minnesota Statutes 1986, sections 2.722, subdivision 1; 3.099, subdivision 3; 3.30, subdivision 2; 3.85, subdivision 12; 3C.11, subdivision 2; 3C.12, subdivision 7; 8.15; 14.07, subdivisions 1 and 2; 14.08; 14.47, subdivision 8; 15.01; 15.06, subdivision 1; 15A.081, subdivision 1; 16A.127, subdivision 8; 16A.85, by adding a subdivision; 16B.20, subdivision 2; 16B.41; 16B.42, subdivision 4; 69.021, subdivision 5; 84.01, subdivision 3; 84.0272; 84.091, subdivision 3; 84.83, subdivision 3; 85.30; 85.41; 85.42; 85.43; 85.45; 85A.04, subdivision 1; 88.065; 88.17, subdivision 2; 88.75, subdivision 1; 88.76; 88.79, subdivision 2; 89.04; 92.46, subdivision 1; 92.67, subdivisions 1, 4, and by adding a subdivision; 93.335, subdivision 4; 97A.061, subdivision 1; 97A.065, subdivision 2; 97A.105, subdivision 1; 97A.415, subdivision 1; 97A.445, subdivision 1; 97A.451, subdivision 4; 97A.475, subdivisions 2, 3, 6, 7, 8, 9, 11, 12, 13, and 20; 97A.485, subdivision 6; 97C.211, by adding a subdivision; 115A.15, subdivision 6; 115A.42; 115A.44; 115A.45; 115A.46, subdivision 1; 115A.49; 115A.51; 115A.52; 115A.53; 115A.917; 116.41, subdivision 2; 116J.615, by adding a subdivision; 116M.06, subdivisions 2 and 4; 116M.11, subdivision 2; 161.1419, subdivision 4; 175A.07, subdivision 2; 176.611, subdivisions 2, 6a, and by adding a subdivision; 179A.03, subdivision 17; 179A.04, subdivision 3; 179A.13; 179A.16; 179A.21; 179A.25; 197.481, subdivision 5; 204B.11, subdivision 1; 221.67; 271.01, by adding a subdivision; 273.1314, subdivision 16a; 296.16, subdivision 1; 296.421, subdivision 5; 302A.011, subdivision 11; 302A.153; 303.13, subdivision 1; 303.21, subdivision 3; 317.67, subdivision 2; 322A.16; 322A.71; 330.11, subdivision 3; 333.055, subdivision 3; 363.05, subdivision 1; 363.071, subdivision 2; 363.14, subdivision 1; 403.11, subdivision 1; 462A.05, by adding a subdivision; 462A.21, by adding a subdivision; 473.351, by adding a subdivision; 480.241; 480A.08, subdivision 3; 540.152; 543.08; 609.101; 626.861, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 3; 5; 43A; 84; 86; 88; 89; 93; 97A; 97C; 115A; 480; 481; repealing Minnesota Statutes 1986, sections 3.9226, subdivision 8; 3C.035, subdivision 2; 3C.055; 3C.056; 3C.057; 6.495, subdivision 2; 92.67, subdivision 6; 116J.87; 179A.03, subdivision 3; 179A.05; 296.421, subdivision 5a; 363.01, subdivisions 14 and 26; 363.04, subdivisions 1, 2, 9, and 10; 363.12, subdivision 3; 363.121; 473.351, subdivision 5.

SUSPENSION OF RULES

Mr. Moe, R.D. moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 1315 and that the rules of the Senate be so far suspended as to give H.F. No. 1315 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 1315 was read the second time.

Mr. Moe, R.D. moved to amend H.F. No. 1315 as follows:

Delete everything after the enacting clause, and delete the title, of H.F. No. 1315, and insert the language after the enacting clause, and the title, of S.F. No. 1528, as introduced.

The motion prevailed. So the amendment was adopted.

Mr. Jude moved to amend H.F. No. 1315, as amended by the Senate May 8, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 1528.)

Page 74, delete section 101

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 24, delete "1," and after "2" delete the comma

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 42 and nays 16, as follows:

Those who voted in the affirmative were:

Adkins	Brataas	Gustafson	Metzen	Storm
Anderson	Chmielewski	Johnson, D.E.	Morse	Stumpf
Beckman	Davis	Jude	Olson	Taylor
Belanger	DeCramer	Knaak	Pehler	Vickerman
Benson	Dicklich	Langseth	Purfeerst	Wegscheid
Berg	Frank	Larson	Ramstad	Willet
Berglin	Frederick	Lessard	Renneke	
Bernhagen	Frederickson, D.J.	McQuaid	Schmitz	
Bertram	Frederickson, D.R.	Mehrkens	Spear	

Those who voted in the negative were:

Brandl	Hughes	Marty	Peterson, D.C.	Solon
Cohen	Knutson	Moe, D.M.	Piper	Waldorf
Dahl	Kroening	Novak	Reichgott	
Freeman	Luther			

The motion prevailed. So the amendment was adopted.

Mr. Knaak moved to amend H.F. No. 1315, as amended by the Senate May 8, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 1528.)

Page 9, line 20, delete "\$ (250,200) \$ (250,200)" and insert "\$ (407,900) \$ (407,900)"

Correct the subdivision and section totals and the summaries by fund accordingly

Page 24, delete lines 48 to 64

Page 25, delete lines 1 to 3

Page 25, delete lines 39 to 55

Page 26, line 24, after "balance" insert ", except for \$250,000"

Page 73, delete section 99

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Mr. Gustafson moved to amend the Knaak amendment to H.F. No. 1315 as follows:

Page 1, after line 8, insert:

"Page 24, line 20, delete "\$ 5,739,200 \$ 5,740,300" and insert "\$ 5,689,200 \$ 5,690,300"

Page 1, line 9, delete "64" and insert "53"

Page 1, delete line 10

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

The question recurred on the adoption of the Knaak amendment.

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

Those who voted in the affirmative were:

Anderson	Brataas	Jude	McQuaid	Storm
Belanger	Frank	Knaak	Mehrkens	Taylor
Benson	Frederick	Knutson	Olson	Wegscheid
Berg	Frederickson, D.R.	Laidig	Ramstad	
Bernhagen	Johnson, D.E.	Larson	Renneke	

Those who voted in the negative were:

Adkins	Davis	Hughes	Morse	Solon
Beckman	DeCramer	Kroening	Pehler	Spear
Berglin	Dicklich	Langseth	Peterson, D.C.	Stumpf
Bertram	Diessner	Lantry	Piper	Vickerman
Brandl	Frederickson, D.J.	Lessard	Reichgott	Waldorf
Chmielewski	Freeman	Luther	Samuelson	Willet
Dahl	Gustafson	Moe, D.M.	Schmitz	

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

Mr. Davis moved to amend H.F. No. 1315, as amended by the Senate May 8, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 1528.)

Page 4, line 12, delete "7,514,400" and insert "8,790,800" and delete "7,621,700" and insert "8,969,500"

Page 4, line 15, delete "1,276,400" and insert "2,562,800" and delete "1,347,800" and insert "2,695,600"

Page 4, delete lines 26 to 42 and insert:

"Subd. 3. Legal Services Surcharge Grant
\$ 2,562,800 \$ 2,695,600

These appropriations are from the legal services account in the special revenue fund for legal services to low-income clients, family farm legal assistance, and improvement of court information systems. Any unencumbered balance remaining of the legal services appropriation in the first year does not cancel but is available for the second year of the biennium.

Of the filing fee surcharge collected under Minnesota Statutes, section 480.241, one-half of the amount is available for legal services programs and clients under Minnesota Statutes, sections 480.242 and 480.243. Of the other half of the surcharge collected, \$850,000 in fiscal year 1988 and \$850,000 in fiscal year 1989 is available for family farm legal assistance under Minnesota Statutes, section

480.250, and the remaining balance must be transferred to the software sales account."

Page 72, lines 28 and 29, reinstate the stricken language and delete the new language

Page 72, delete lines 30 to 36

Page 73, delete lines 1 to 6

The motion prevailed. So the amendment was adopted.

Mr. Beckman moved to amend H.F. No. 1315, as amended by the Senate May 8, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 1528.)

Page 23, delete lines 29 to 40 and insert:

"Subdivision 1. Total		
Appropriation	18,274,400	18,191,000
	1988	1989
Approved Complement -	171.7	159.2
General -	141.7	142.7
Special Revenue -	0	1.5
Federal -	30	15

The amounts that may be spent from this appropriation for each program are specified in the following subdivisions.

Subd. 2. Minnesota Trade Office

\$ 1,932,800 \$ 1,928,900"

The motion prevailed. So the amendment was adopted.

Mr. Berg moved to amend H.F. No. 1315, as amended by the Senate May 8, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 1528.)

Page 18, delete lines 20 and 21

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 19 and nays 38, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Langseth	Mehrkens	Storm
Belanger	Frederick	Larson	Novak	Taylor
Benson	Knutson	Lessard	Ramstad	Vickerman
Berg	Laidig	McQuaid	Renneke	

Those who voted in the negative were:

Adkins	DeCramer	Jude	Moe, D.M.	Reichgott
Beckman	Dicklich	Knaak	Morse	Samuelson
Berglin	Diessner	Kroening	Pehler	Schmitz
Bertram	Frank	Lantry	Peterson, D.C.	Spear
Brataas	Frederickson, D.J.	Luther	Peterson, R.W.	Wegscheid
Chmielewski	Frederickson, D.R.	Marty	Piper	Willet
Dahl	Freeman	Merriam	Pogemiller	
Davis	Hughes	Metzen	Purfeerst	

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

Mr. Berg then moved to amend H.F. No. 1315, as amended by the Senate May 8, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 1528.)

Page 18, delete lines 14 to 19

Pages 57 and 58, delete section 69

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 25 and nays 33, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Gustafson	Larson	Ramstad
Belanger	Dahl	Johnson, D.E.	Lessard	Renneke
Benson	Dicklich	Jude	McQuaid	Storm
Berg	Frank	Knutson	Mehrkens	Taylor
Bernhagen	Frederick	Laidig	Olson	Wegscheid

Those who voted in the negative were:

Adkins	Diessner	Lantry	Peterson, D.C.	Schmitz
Beckman	Frederickson, D.J.	Luther	Peterson, R.W.	Spear
Berglin	Frederickson, D.R.	Marty	Piper	Vickerman
Bertram	Freeman	Metzen	Pogemiller	Waldorf
Brandl	Hughes	Moe, R.D.	Purfeerst	Willet
Cohen	Kroening	Morse	Reichgott	
Davis	Langseth	Novak	Samuelson	

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

Mrs. Brataas moved to amend H.F. No. 1315, as amended by the Senate May 8, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 1528.)

Page 60, delete section 74

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 30 and nays 33, as follows:

Those who voted in the affirmative were:

Anderson	Bertram	Gustafson	Larson	Ramstad
Beckman	Brataas	Johnson, D.E.	McQuaid	Renneke
Belanger	Davis	Jude	Mehrkens	Storm
Benson	DeCramer	Knaak	Metzen	Taylor
Berg	Diessner	Knutson	Morse	Vickerman
Bernhagen	Frederick	Laidig	Olson	Wegscheid

Those who voted in the negative were:

Adkins	Frederickson, D.J.	Luther	Peterson, D.C.	Solon
Berglin	Freeman	Marty	Peterson, R.W.	Spear
Brandl	Hughes	Merriam	Piper	Stumpf
Chmielewski	Kroening	Moe, D.M.	Pogemiller	Waldorf
Cohen	Langseth	Moe, R.D.	Purfeerst	Willet
Dahl	Lantry	Novak	Reichgott	
Frank	Lessard	Pehler	Schmitz	

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

Mr. Knaak moved to amend H.F. No. 1315, as amended by the Senate May 8, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 1528.)

Page 46, line 9, after the comma, insert "other than constitutional officers and legislators,"

Mr. Brandl moved to amend the Knaak amendment to H.F. No. 1315 as follows:

Page 1, line 6, delete "constitutional officers and"

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

The roll was called, and there were yeas 9 and nays 53, as follows:

Those who voted in the affirmative were:

Brandl	Lantry	Peterson, D.C.	Schmitz	Waldorf
Cohen	Morse	Piper	Vickerman	

Those who voted in the negative were:

Adkins	Dahl	Hughes	McQuaid	Reichgott
Anderson	Davis	Johnson, D.E.	Mehrkens	Renneke
Beckman	DeCramer	Jude	Merriam	Samuelson
Belanger	Dicklich	Knaak	Moe, D.M.	Solon
Benson	Diessner	Knutson	Moe, R.D.	Spear
Berg	Frank	Laidig	Novak	Storm
Berglin	Frederick	Langseth	Olson	Stumpf
Bernhagen	Frederickson, D.J.	Larson	Pehler	Taylor
Bertram	Frederickson, D.R.	Lessard	Purfeerst	Wegscheid
Brataas	Freeman	Luther	Ramstad	Willet
Chmielewski	Gustafson	Marty		

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

The question recurred on the adoption of the Knaak amendment.

Mr. Moe, R.D. moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 25 and nays 39, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Knaak	McQuaid	Ramstad
Beckman	Cohen	Knutson	Mehrkens	Renneke
Benson	Frederick	Laidig	Morse	Storm
Bernhagen	Gustafson	Lantry	Olson	Taylor
Bertram	Johnson, D.E.	Larson	Peterson, D.C.	Vickerman

Those who voted in the negative were:

Adkins	DeCramer	Jude	Moe, D.M.	Schmitz
Belanger	Dicklich	Kroening	Moe, R.D.	Solon
Berg	Diessner	Langseth	Novak	Spear
Berglin	Frank	Lessard	Pehler	Stumpf
Brandl	Frederickson, D.J.	Luther	Piper	Waldorf
Chmielewski	Frederickson, D.R.	Marty	Purfeerst	Wegscheid
Dahl	Freeman	Merriam	Reichgott	Willet
Davis	Hughes	Metzen	Samuelson	

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

Mr. Kroening moved to amend H.F. No. 1315, as amended by the Senate May 8, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 1528.)

Page 15, delete line 4 and insert:

"Appropriation 105,060,100 105,853,700"

Page 15, delete line 12 and insert:

"General \$46,973,300 \$46,989,200"

Page 15, delete line 16 and insert:

"Forest Management \$ 5,345,400 \$ 5,345,400"

Page 15, delete line 22 and insert:

"Game and Fish \$37,767,600 \$37,336,400"

Page 16, delete line 35 and insert:

"\$20,662,700 \$20,826,900"

Page 16, delete line 37 and insert:

"General \$15,152,300 \$15,316,500"

Page 16, delete line 40 and insert:

"Forest Management \$ 5,260,400 \$ 5,260,400"

Page 17, delete line 26 and insert:

"\$14,062,000 \$14,122,500"

Page 17, delete line 31 and insert:

"Operation \$ 3,944,400 \$ 3,944,400"

Page 18, after line 35, insert:

"\$1,124,300 the first year and
\$1,124,300 the second year are from the
water recreation account for grants to
counties for boat and water safety."

Page 19, delete line 14 and insert:

"\$ 7,238,000 \$ 7,255,000"

Page 19, delete line 16 and insert:

"General \$ 3,764,200 \$ 3,768,400"

Page 19, delete line 19 and insert:

"Game and Fish \$ 3,230,600 \$ 3,243,700"

Page 19, delete lines 35 to 39

Page 19, line 40, delete "\$84,600" and insert "\$84,800" in both places

Page 20, line 1, delete "\$20,900" and insert "\$21,400" and delete
"\$21,000" and insert "\$21,300"

Page 20, delete line 12 and insert:

"\$ 5,489,800 \$ 5,504,900"

Page 20, delete line 14 and insert:

"General \$ 2,914,700 \$ 2,919,500"

Page 20, delete line 48 and insert:

"Appropriation 17,590,500 19,040,200"

Page 20, line 49, delete "500" and insert "497"

Page 21, line 1, delete "151.5" and insert "147.5"

Page 21, after line 2, insert:

"Public Health - 5"

Page 21, line 5, delete "3" and insert "10"

Page 21, delete line 8 and insert:

"General \$ 5,831,100 \$ 5,890,600"

Page 22, delete line 35 and insert:

"\$ 2,344,900 \$ 2,411,300"

Page 22, delete line 37 and insert:

"General \$ 1,939,400 \$ 2,012,600"

The motion prevailed. So the amendment was adopted.

H.F. No. 1315 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 48 and nays 17, as follows:

Those who voted in the affirmative were:

Adkins	Chmielewski	Freeman	Merriam	Purfeerst
Anderson	Cohen	Hughes	Metzen	Reichgott
Beckman	Dahl	Johnson, D.J.	Moe, D.M.	Samuelson
Belanger	DeCramer	Kroening	Moe, R.D.	Solon
Berg	Dicklich	Langseth	Morse	Spear
Berglin	Diessner	Lantry	Novak	Stumpf
Bernhagen	Frank	Lessard	Pehler	Waldorf
Bertram	Frederick	Luther	Peterson, D.C.	Willet
Brandl	Frederickson, D.J.	Marty	Piper	
Brataas	Frederickson, D.R.	Mehrkens	Pogemiller	

Those who voted in the negative were:

Benson	Jude	Larson	Renneke	Vickerman
Davis	Knaak	McQuaid	Schmitz	
Gustafson	Knutson	Olson	Storm	
Johnson, D.E.	Laidig	Ramstad	Taylor	

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

Mr. Moe, R.D. moved that S.F. No. 1528 on General Orders, be stricken and laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated H.F. No. 867 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 867: A bill for an act relating to local improvements; authorizing the levy of special assessments for highway sound barriers; amending Minnesota Statutes 1986, sections 429.011, by adding a subdivision; and 429.021, 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Dahl	Knaak	Merriam	Renneke
Anderson	Davis	Knutson	Metzen	Samuelson
Beckman	DeCramer	Kroening	Moe, D.M.	Schmitz
Belanger	Dicklich	Laidig	Morse	Solon
Benson	Diessner	Langseth	Novak	Spear
Berglin	Frank	Lantry	Pehler	Storm
Bernhagen	Frederick	Larson	Peterson, D.C.	Stumpf
Bertram	Frederickson, D.J.	Lessard	Piper	Taylor
Brandl	Frederickson, D.R.	Luther	Pogemiller	Vickerman
Brataas	Freeman	Marty	Purfeerst	Waldorf
Chmielewski	Hughes	McQuaid	Ramstad	Willet
Cohen	Jude	Mehrkins	Reichgott	

So the bill passed and its title was agreed to.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated H.F. No. 569 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 569: A bill for an act relating to natural resources; authorizing acceptance of tips by food service and room cleaning employees at Itasca state park; authorizing additions to and deletions from certain state parks and waysides; abolishing Old Crossing Treaty State Wayside and Rice Lake State Wayside; authorizing sale and consumption of wine by the drink at Douglas Lodge in Itasca state park; amending Minnesota Statutes 1986, sections 43A.38, subdivision 2; and 85.012, subdivision 57; proposing coding for new law in Minnesota Statutes, chapter 85; repealing Minnesota Statutes 1986, sections 85.013, subdivisions 19 and 21a; and 138.55, subdivision 6.

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 60 and nays 0, as follows:

Those who voted in the affirmative were:

Adkins	Cohen	Hughes	McQuaid	Renneke
Anderson	Dahl	Johnson, D.E.	Mehrkens	Samuelson
Beckman	Davis	Jude	Merriam	Schmitz
Belanger	DeCramer	Knaak	Metzen	Solon
Benson	Dicklich	Knutson	Moe, R.D.	Spear
Berg	Diessner	Kroening	Morse	Storm
Berglin	Frank	Laidig	Novak	Stumpf
Bernhagen	Frederick	Lantry	Pehler	Taylor
Bertram	Frederickson, D.J.	Larson	Peterson, D.C.	Vickerman
Brandl	Frederickson, D.R.	Lessard	Piper	Waldorf
Brataas	Freeman	Luther	Ramstad	Wegscheid
Chmielewski	Gustafson	Marty	Reichgott	Willet

So the bill passed and its title was agreed to.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated H.F. No. 1524 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 1524: A bill for an act relating to human services; setting forth appeal procedure for recipients of case management services; amending Minnesota Statutes 1986, sections 256.045, subdivisions 1, 3, 4, 5, 6, 7, and 10, and by adding a subdivision; repealing Minnesota Statutes 1986, section 256.045, subdivision 2.

Ms. Berglin moved that the amendment made to H.F. No. 1524 by the Committee on Rules and Administration in the report adopted May 7, 1987, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 1524 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	Dahl	Johnson, D.E.	Merriam	Samuelson
Anderson	Davis	Jude	Metzen	Schmitz
Beckman	DeCramer	Knaak	Moe, D.M.	Spear
Belanger	Dicklich	Knutson	Moe, R.D.	Storm
Benson	Diessner	Kroening	Morse	Stumpf
Berg	Frank	Laidig	Novak	Taylor
Berglin	Frederick	Lantry	Pehler	Vickerman
Bernhagen	Frederickson, D.J.	Larson	Peterson, D.C.	Wegscheid
Bertram	Frederickson, D.R.	Lessard	Piper	Willet
Brandl	Freeman	Luther	Ramstad	
Chmielewski	Gustafson	Marty	Reichgott	
Cohen	Hughes	McQuaid	Renneke	

So the bill passed and its title was agreed to.

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules and Administration, designated H.F. No. 196 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 196: A bill for an act relating to public safety; manufactured homes; requiring manufactured home park owners to provide shelter for residents during severe weather; amending Minnesota Statutes 1986, section 327.20, subdivision 1; proposing coding for new law in Minnesota

Statutes, chapter 327.

Mr. Dahl moved to amend H.F. No. 196, as amended pursuant to Rule 49, adopted by the Senate May 6, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 935.)

Page 3, delete lines 17 to 27 and insert:

"(7) A manufactured home park with ten or more manufactured homes, licensed prior to March 1, 1988, shall provide a safe place of shelter for park residents or a plan for the evacuation of park residents to a safe place of shelter within a reasonable distance of the park for use by park residents in times of severe weather, including tornadoes and high winds. The shelter or evacuation plan must be approved by the municipality by March 1, 1989. The municipality may require the park owner to construct a shelter if it determines that a safe place of shelter is not available within a reasonable distance from the park. A copy of the municipal approval and the plan shall be submitted by the park owner to the department of health.

(8) A manufactured home park with ten or more manufactured homes, receiving a primary license after March 1, 1988, must provide the type of shelter required by section 2.

Sec. 2. [327.205] [SHELTER CONSTRUCTION STANDARDS.]

The commissioner of administration shall adopt, by rule, minimum standards for the construction of low cost manufactured home park storm shelters by March 1, 1988. All shelters constructed after March 1, 1988, shall be constructed in accordance with these standards."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, before the period, insert "; proposing coding for new law in Minnesota Statutes, chapter 327"

The motion prevailed. So the amendment was adopted.

H.F. No. 196 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 54 and nays 3, as follows:

Those who voted in the affirmative were:

Adkins	Cohen	Gustafson	McQuaid	Purfeerst
Anderson	Dahl	Jude	Mehrkens	Ramstad
Belanger	Davis	Knaak	Merriam	Reichgott
Benson	DeCramer	Knutson	Metzen	Schmitz
Berg	Dicklich	Kroening	Moe, D.M.	Spear
Berglin	Diessner	Laidig	Moe, R.D.	Storm
Bernhagen	Frank	Lantry	Morse	Stumpf
Bertram	Frederick	Larson	Novak	Taylor
Brandl	Frederickson, D.J.	Lessard	Pehler	Wegscheid
Brataas	Frederickson, D.R.	Luther	Peterson, D.C.	Willet
Chmielewski	Freeman	Marty	Piper	

Messrs. Beckman, Renneke and Vickerman voted in the negative.

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

Pursuant to Rule 10, Mr. Moe, R.D., Chair of the Committee on Rules

and Administration, designated H.F. No. 1078 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 1078: A bill for an act relating to natural resources; amending drainage law definitions; prescribing payment of attorney fees on certain drainage issues appealed by the commissioner; prescribing general provisions for petitions; amending petition requirements; allowing drainage proceedings to be delayed; prescribing conditions for assessments against property within a municipality; prescribing extent of benefits and damages; requiring a benefits and damages statement and a property owner's report; providing drainage liens to be recorded against tracts of property; changing rates of interest to be paid during drainage proceedings; amending definition of repair; authorizing conditions for repair if design elevation is different than original construction elevation; providing easement for drainage authority to inspect drainage system; requiring permanent grass strips; apportioning repair costs; providing penalties; amending Minnesota Statutes 1986, sections 105.40, subdivision 11; 106A.005, subdivisions 2, 3, 4, 9, 10, 11, 12, 13, 14, 19, and by adding subdivisions; 106A.011, subdivisions 3 and 4; 106A.015; 106A.021, by adding subdivisions; 106A.031; 106A.051; 106A.055; 106A.081, subdivisions 2 and 3; 106A.091, subdivision 4; 106A.095, subdivisions 1, 3, and 4; 106A.101, subdivisions 2 and 4; 106A.215, subdivisions 4 and 5; 106A.221; 106A.225; 106A.231; 106A.235, subdivisions 1 and 2; 106A.241, subdivisions 1, 2, and 5; 106A.245; 106A.251; 106A.261, subdivisions 1, 3, 4, 5, 6, and 7; 106A.265, subdivision 1; 106A.271, subdivision 1; 106A.275; 106A.281; 106A.285, subdivisions 2, 4, 5, 6, 9, and 10; 106A.295; 106A.301; 106A.305, subdivision 1; 106A.311; 106A.315, subdivisions 1, 2, 5, 6, and by adding subdivisions; 106A.321, subdivision 1, and by adding a subdivision; 106A.325, subdivisions 2 and 3; 106A.335, subdivisions 1 and 3; 106A.341; 106A.345; 106A.351; 106A.401, subdivisions 2, 6, and by adding subdivisions; 106A.405; 106A.411, subdivisions 3 and 4; 106A.501, subdivisions 4, 6, and 7; 106A.505, subdivisions 1, 2, 3, 7, and 8; 106A.511, subdivisions 1, 2, 3, and 5; 106A.515; 106A.525, subdivisions 2, 3, and 4; 106A.541; 106A.555, subdivision 2; 106A.601; 106A.605; 106A.611, subdivisions 2, 3, 6, and 7; 106A.615, subdivisions 4 and 7; 106A.635, subdivisions 1 and 10; 106A.645, subdivision 7; 106A.651, subdivision 1; 106A.655, subdivision 1; 106A.701, subdivision 1, and by adding a subdivision; 106A.705; 106A.715, subdivision 6; 106A.731, subdivision 1; 106A.741, subdivision 5; 106A.811, subdivisions 2, 4, and 5; 112.431, subdivision 2; 112.48, subdivision 1; 112.59; 112.60, subdivision 1; and 112.65, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 106A; repealing Minnesota Statutes 1986, sections 106A.005, subdivision 25; 106A.201; 106A.205; 106A.211; and 111.01 to 111.421.

Mr. DeCramer moved to amend H.F. No. 1078, as amended pursuant to Rule 49, adopted by the Senate May 6, 1987, as follows:

(The text of the amended House File is identical to S.F. No. 956.)

Page 6, line 34, after "expenses" insert "to bring an area into compliance with this section"

Page 12, line 5, delete "or" and insert "and"

Page 13, line 2, delete the period and insert a comma

Page 13, line 4, after "attorney" insert "*where the petition is filed*"

Page 13, line 35, after "from" insert "*records in*"

Page 16, line 7, after "from" insert "*records in*"

Page 17, line 34, after "from" insert "*records in*"

Page 18, line 9, strike "106A.205" and insert "*33, subdivision 5*"

Page 31, line 19, after "value" insert "*of the property*"

Page 31, line 21, delete "*only*" and after "*assessed*" insert "*only*"

Page 32, line 8, delete "*siltation*" and insert "*sedimentation*"

Page 34, line 1, before "owner" insert "*property*"

Page 35, line 13, after "*each*" insert "*owner of*" and after "*property*" delete "*owner*"

Page 39, line 2, strike "*property*" and after "*owners*" insert "*of property*"

Page 39, line 13, delete "*owner's*" and insert "*owners*"

Page 39, line 14, delete "*viewer's*" and insert "*viewers*" and delete "*owner's*" and insert "*owners*"

Page 39, line 15, delete "*all persons*" and insert "*each owner of property*"

Page 39, line 20, delete "*owner's*" and insert "*owners*"

Page 40, line 20, delete "*a property owner of*" and insert "*an owner of property where*"

Page 40, line 21, after "*system*" insert "*is located*"

Page 40, line 27, delete "*owner*"

Page 40, line 36, after "*owner*" insert "*where the unauthorized outlet is located,*"

Page 41, line 3, delete the first "*the*" and delete "*owner*"

Page 55, line 35, delete "*of a*" and insert "*if the*" and delete "*that*"

Page 56, line 4, delete "*developing*" and insert "*determining*"

Page 56, line 5, delete "*recommended*" and insert "*repair*"

Page 56, line 25, after "*that*" insert "*permanent grass*"

Page 62, line 32, delete "*under*" and insert "*in*"

Page 63, lines 2 and 9, delete "*under*" and insert "*in*"

Page 67, lines 9 and 10, delete "*sections 111.01 to 111.421 are repealed*" and insert "*section 139 is effective and drainage and conservancy districts established under sections 111.01 to 111.421 are terminated on*"

Page 67, line 11, delete "*that date*" and insert "*January 1, 1988,*" and after "*completed*" insert "*under the provisions of sections 111.01 to 111.421*"

The motion prevailed. So the amendment was adopted.

H.F. No. 1078 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 52 and nays 4, as follows:

Those who voted in the affirmative were:

Adkins	Davis	Knutson	Morse	Solon
Beckman	DeCramer	Kroening	Novak	Spear
Belanger	Dicklich	Laidig	Pehler	Storm
Benson	Diessner	Langseth	Peterson, D.C.	Stumpf
Berglin	Frank	Lantry	Piper	Taylor
Bernhagen	Frederick	Lessard	Purfeerst	Vickerman
Bertram	Frederickson, D.J.	Luther	Ramstad	Wegscheid
Brataas	Freeman	Marty	Reichgott	Willet
Chmielewski	Gustafson	McQuaid	Renneke	
Cohen	Johnson, D.E.	Merriam	Samuelson	
Dahl	Jude	Metzen	Schmitz	

Messrs. Anderson; Berg; Frederickson, D.R. and Larson voted in the negative.

So the bill, as amended, 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 reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1315:

H.F. No. 1315: 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; providing for the transfer of certain money in the state treasury; fixing and limiting the amount of fees and other costs to be collected in certain cases; creating, abolishing, modifying, and transferring agencies and functions; providing for a study of the Minnesota veterans' home; providing for information systems management; defining and amending terms; providing for settlement of claims; imposing certain duties, responsibilities, authority, and limitations on agencies and political subdivisions; amending Minnesota Statutes 1986, sections 2.722, subdivision 1; 3.099, subdivision 3; 3.30, subdivision 2; 3.85, subdivision 12; 3C.11, subdivision 2; 3C.12, subdivision 7; 8.15; 14.07, subdivisions 1 and 2; 14.08; 14.47, subdivision 8; 15.01; 15.06, subdivision 1; 15A.081, subdivision 1; 16A.127, subdivision 8; 16A.85, by adding a subdivision; 16B.20, subdivision 2; 16B.41; 16B.42, subdivision 4; 69.021, subdivision 5; 84.01, subdivision 3; 84.0272; 84.091, subdivision 3; 84.83, subdivision 3; 85.30; 85.41; 85.42; 85.43; 85.45; 85A.04, subdivision 1; 88.065; 88.17, subdivision 2; 88.75, subdivision 1; 88.76; 88.79, subdivision 2; 89.04; 92.46, subdivision 1; 92.67, subdivisions 1, 4, and by adding a subdivision; 93.335, subdivision 4; 97A.061, subdivision 1; 97A.065, subdivision 2; 97A.105, subdivision 1; 97A.415, subdivision 1; 97A.445, subdivision 1; 97A.451, subdivision 4; 97A.475, subdivisions 2, 3, 6, 7, 8, 9, 11, 12, 13, and 20; 97A.485, subdivision 6; 97C.211, by adding a subdivision; 115A.15, subdivision 6; 115A.42; 115A.44; 115A.45; 115A.46, subdivision 1; 115A.49; 115A.51; 115A.52; 115A.53; 115A.917; 116.41, subdivision 2; 116J.615, by adding a sub-

division; 116M.06, subdivisions 2 and 4; 116M.11, subdivision 2; 161.1419, subdivision 4; 175A.07, subdivision 2; 176.611, subdivisions 2, 6a, and by adding a subdivision; 179A.03, subdivision 17; 179A.04, subdivision 3; 179A.13; 179A.16; 179A.21; 179A.25; 197.481, subdivision 5; 204B.11, subdivision 1; 221.67; 271.01, by adding a subdivision; 273.1314, subdivision 16a; 296.16, subdivision 1; 296.421, subdivision 5; 302A.011, subdivision 11; 302A.153; 303.13, subdivision 1; 303.21, subdivision 3; 317.67, subdivision 2; 322A.16; 322A.71; 330.11, subdivision 3; 333.055, subdivision 3; 363.05, subdivision 1; 363.071, subdivision 2; 363.14, subdivision 1; 403.11, subdivision 1; 462A.05, by adding a subdivision; 462A.21, by adding a subdivision; 473.351, by adding a subdivision; 480.241; 480A.08, subdivision 3; 540.152; 543.08; 609.101; 626.861, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 3; 5; 43A; 84; 86; 88; 89; 93; 97A; 97C; 115A; 480; 481; repealing Minnesota Statutes 1986, sections 3.9226, subdivision 8; 3C.035, subdivision 2; 3C.055; 3C.056; 3C.057; 6.495, subdivision 2; 92.67, subdivision 6; 116J.87; 179A.03, subdivision 3; 179A.05; 296.421, subdivision 5a; 363.01, subdivisions 14 and 26; 363.04, subdivisions 1, 2, 9, and 10; 363.12, subdivision 3; 363.121; 473.351, subdivision 5.

The House respectfully requests that a Conference Committee of five members be appointed thereon.

Kahn; Battaglia; Anderson, G.; Nelson, D., and Carlson, D. have been appointed as such committee on the part of the House.

House File No. 1315 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 8, 1987

Mr. Kroening moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1315, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. 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. 283: Messrs. Frank, Luther and Dahl.

S.F. No. 785: Ms. Peterson, D.C.; Messrs. Pogemiller and Belanger.

S.F. No. 378: Messrs. Merriam, Dicklich and Ms. Olson.

S.F. No. 1323: Messrs. Marty, Jude and Belanger.

H.F. No. 1315: Messrs. Kroening; Luther; Merriam; Moe, D.M. and Frederickson, D.R.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Mr. Moe, R.D. moved that the Senate proceed to the Order of Business of Introduction and First Reading of Senate Bills. The motion prevailed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Luther introduced—

S.F. No. 1529: A bill for an act relating to state government; creating a legislative commission on fiscal policy; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on Governmental Operations.

Mr. Merriam, for the Committee on Finance, introduced—

S.F. No. 1530: A bill for an act relating to capital improvements; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of state bonds; appropriating money; amending Minnesota Statutes 1986, sections 144A.071, subdivision 3; and 297.13, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 16A.

Under the rules of the Senate, laid over one day.

Mr. Willet introduced—

S.F. No. 1531: A bill for an act relating to food labeling; requiring the labeling of wild rice; amending Minnesota Statutes 1986, section 84.152, subdivisions 5 and 6; proposing coding for new law in Minnesota Statutes, chapter 30; repealing Minnesota Statutes 1986, section 30.49.

Referred to the Committee on Environment and Natural Resources.

MEMBERS EXCUSED

Mr. DeCramer was excused from the Session of today from 12:00 noon to 3:05 p.m. Mr. Johnson, D.J. was excused from the Session of today at 3:00 p.m. Mr. Peterson, R.W. was excused from the Session of today at 5:45 p.m. Ms. Olson was excused from the Session of today at 6:00 p.m. Mr. Hughes was excused from the Session of today at 6:30 p.m.

ADJOURNMENT

Mr. Moe, R.D. moved that the Senate do now adjourn until 9:00 a.m., Saturday, May 9, 1987. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate