STATE OF MINNESOTA

SIXTY-NINTH SESSION - 1975

EIGHTEENTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MARCH 3, 1975

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

| Abeln | Doty | Kaley | Neisen | Sieben, H. |
|--------------|---------------------|---------------|-------------|--------------|
| Adams, L. | Eckstein | Kalis | Nelsen | Sieben, M. |
| Adams, S. | Eken | Kelly, R. | Nelson | Sieloff |
| Albrecht | Enebo | Kelly, W. | Niehaus | Simoneau |
| Anderson, G. | Erickson | Kempe, A. | Norton | Skoglund |
| Anderson, I. | Esau | Kempe, R. | Novak | Smith |
| Arlandson | Evans | Ketola | Osthoff | Smogard |
| Beauchamp | Ewald | Knickerbocker | Parish | Spanish |
| Begich | Faricy | Knoll | Patton | Stanton |
| Berg | Fioslien | Kostohryz | Pehler | Suss |
| Berglin | Forsythe | Kvam | Peterson | Swanson |
| Biersdorf | Friedrich | Laidig | Petrafeso | Tomlinson |
| Birnstihl | Fudro | Langseth | Philbrook | Ulland |
| Braun | George | Lemke | Pleasant | Vanasek |
| Byrne | Graba | Luther | Prahl | Vento |
| Carlson, A. | Hanson | Mangan | Reding | Voss |
| Carlson, L. | Haugerud | Mann | St. Onge | Wenstrom |
| Carlson, R. | Heinitz | McCarron | Samuelson | Wenzel |
| Casserly | Hokans on | McCauley | Sarna | White |
| Clark | Jacobs | McCollar | Savelkoul | Wieser |
| Clawson | Jaros | McEachern | Schreiber | Wigley |
| Corbid | Jensen | Meier | Schulz | Williamson |
| Dahl | Johns on, D. | Menning | Schumacher | Zubay |
| Dean | Jopp | Metzen | Searle | Speaker Sabo |
| DeGroat | Jude | Moe | Setzepfandt | |
| Dieterich | Kahn | Munger | Sherwood | |

A quorum was present.

Brinkman; Fugina; Johnson, C.; Kroening; Lindstrom and Rice were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. On the motion of Vanasek the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 259, 163, 227, 79, 83, 249, 432 and 445 and S. F. No. 182 have been placed in the members' files.

S. F. No. 216 and H. F. No. 83, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 83, page 1, lines 10 and 11, read:

"(THE OFFICE OF) town treasurer, (BEFORE HE ENTERS) upon assuming the duties of his office, shall give bond to the town in".

Whereas S. F. No. 216, page 1, lines 10 and 11 read:

"(THE OFFICE OF) town treasurer, before he enters upon the duties of his office, shall give bond to the town in (DOU-BLE)".

SUSPENSION OF RULES

Niehaus moved that the rules be so far suspended that S. F. No. 216 be substituted for H. F. No. 83 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following report was received and filed in the Chief Clerk's Office: Biennial Report of the Athletic Commission.

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

February 28, 1975

The Honorable Martin O. Sabo Speaker of the House

Dear Sir:

I have the honor to inform you that I have received, signed, and deposited in the office of the Secretary of State the following House File:

H. F. No. 75, A bill for an act relating to elections; recodifying statutes relating to caucuses and conventions; primary elections; candidates; general elections; special elections; preparation of

ballots; conduct of elections; providing penalties; amending Minnesota Statutes 1974, Sections 40.05, Subdivision 3; 123.31, Subdivision 2; 206.11; 206.18; 206.185, Subdivision 1; 365.51; 365.52; 375.20; and 382.28; repealing Minnesota Statutes 1974, Chapters 202, 203, and 204; and Sections 210.02; 210.03; 210.07; 210.08; 210.09; 210.10; 210.12; 210.13; 210.15; and 210.16.

Sincerely,

WENDELL R. ANDERSON Governor

REPORTS OF STANDING COMMITTEES

Sieben, H., from the Committee on Governmental Operations to which was referred:

H. F. No. 114, A bill for an act relating to the operation of state government; providing for the regulation of publications, duplicating services, guidebooks, state vehicles, disposition of surplus state lands, and bonding requirements; amending Minnesota Statutes 1974, Sections 15.047, Subdivision 1; 16.02, Subdivisions 16 and 24; 16.75, Subdivision 7; 16.80, Subdivision 1; 94.09, Subdivision 3; 94.10, Subdivision 1; and 574.26.

Reported the same back with the following amendments:

Page 3, strike lines 18 to 23.

Page 3, line 24, strike "(c)" and insert "(b)".

Page 3, line 31, strike "(d)" and insert "(c)".

Page 4, line 3, strike "(e)" and insert" (d)".

Page 4, line 25, delete "which the commissioner".

Page 4, delete all of line 26.

Page 4, line 27, delete "carry out their functions" and insert "in conformance with chapter 168".

Page 11, strike all of lines 4 to 32, and insert:

"Sec. 8. Minnesota Statutes 1974, Section 482.07, is amended by adding a subdivision:

Subd. 8. During such time as session laws and resolutions are not available in printed and bound form pursuant to subdivision 1, the revisor of statutes shall upon request furnish one copy of any law or resolution without cost to any member of the legislature, such legislative staff members as may be designated

by the joint legislative coordinating commission, a constitutional officer or justice of the supreme court.".

Page 12, strike all of lines 1 to 6.

And further amend the title:

Line 5, strike ", and bonding".

Line 6, strike "requirements".

Line 10, strike "574.26" and insert "482.07, by adding a subdivision".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Sieben, H., from the Committee on Governmental Operations to which was referred:

H. F. No. 248, A bill for an act relating to municipalities; providing for negotiation of contracts between municipalities and state departments and agencies for provision of fire and police protection services for state institutions, land and other property.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Sieben, H., from the Committee on Governmental Operations to which was referred:

H. F. No. 418, A bill for an act relating to the city of Hastings; providing for the sale price of certain land authorized to be conveyed to the city.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 114 and 418 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 216 was read for the second time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Niehaus moved that the rule therein be suspended and an urgency be declared so that S. F. No. 216 be given its third reading and be placed upon its final passage. The motion prevailed.

Niehaus moved that the rules of the House be so far suspended that S. F. No. 216 be given its third reading and be placed upon its final passage. The motion prevailed.

S. F. No. 216, A bill for an act relating to towns; providing that the amount of the treasurer's bond shall be determined by the board of supervisors; amending Minnesota Statutes 1974, Section 367.15.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

| Doty | Kaley | Munger | Sherwood |
|-------------|---|--|--|
| | | Neisen | Sieben, H. |
| Eken | Kelly, R. | | Sieben, M. |
| Enebo | Kelly, W. | Nelson | Sieloff |
| Erickson | Kempe, A. | Niehaus | Simoneau |
| Esau | Kempe, R. | Novak | Skoglund |
| Evans | Ketola | Osthoff | Smith |
| Ewald | Knickerbocker | | Smogard |
| Faricy | Knoll | Patton | Spanish |
| Fjoslien | Kostohryz | Pehler | Stanton |
| Forsythe | Kvam | Peterson | Suss |
| Friedrich | Laidig | | Swanson |
| Fudro | Langseth | | Tomlinson |
| George | Lemke | | Vanasek |
| Graba | | | Vento |
| Hanson | Mangan | Reding | Voss |
| Haugerud | Mann | St. Onge | Wenstrom |
| Heinitz | McCarron | Samuelson | Wenzel |
| Hokanson | McCauley | Sarna | White |
| Jacobs | | Savelkoul | Wieser |
| Jaros | | Schreiber | Wigley |
| Jensen | \mathbf{Meier} | Schulz | Williamson |
| Johnson, D. | Menning | Schumacher | Zubay |
| Jopp | Metzen | Searle | Speaker Sabo |
| Jude | Moe | Setzepfandt | |
| | Eckstein Eken Enebo Erickson Esau Evans Ewald Faricy Fjoslien Forsythe Friedrich Fudro George Graba Hanson Haugerud Heinitz Hokanson Jacobs Jaros Jensen Johnson, D, Jopp | Eckstein Eken Eken Kelly, R. Enebo Kelly, W. Erickson Kempe, A. Esau Kempe, R. Evans Ketola Ewald Knickerbocker Kraricy Knoll Fjoslien Kostohryz Forsythe Friedrich Laidig Fudro George Graba Haugerud Hanson Haugerud Heinitz Hokanson Jacobs Jaros Jensen Johnson, D. Jopp Metzen Kelly, R. Kelly, R. Kelly, R. Kelly, R. Kelly, R. Kempe, A. Ketola Knickerbocker Kais Kenpe, A. Ketola Knickerbocker Laidig Laidig Luther Mangan Haugerud Mangan Mann McCarron McCarron McCarron McCauley McCollar McEachern Jensen Johnson, D. Menning Metzen | Eckstein Eken Eken Kelly, R. Enebo Kelly, W. Erickson Kempe, A. Esau Kempe, R. Evans Ketola Cythoff Knickerbocker Faricy Forsythe Forsythe Friedrich Fudro George Langseth Hanson Haugerud Heinitz Hokanson Jacobs Jaros McCauley Jaros Menning Metzen Melson Nelsen Nelsen Nelsen Nelsen Nelsen Nelsen Nelsen Novak Osthoff Parish Patton Patton Patton Patton Patton Peterson Peterson Philbrook Pleasant Prahl Hanson Mangan Reding Mann St. Onge Mecarron Samuelson McCauley Sarna Savelkoul Jaros McCallar Jensen Jensen Meier Schulz Johnson, D. Menning Metzen Searle |

The bill was passed and its title agreed to.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Setzepfandt; Anderson, I.; and Pehler introduced:

H. F. No. 680, A bill for an act relating to agriculture; fees chargeable under the dairy industry unfair trade practices act; amending Minnesota Statutes 1974, Section 32A.05, Subdivision 4.

The bill was read for the first time and referred to the Committee on Agriculture.

Wigley; Johnson, C.; Anderson, I., and Smith introduced:

H. F. No. 681, A bill for an act relating to agricultural societies; prohibiting the exclusion of an agricultural society from certain appropriations unless the society is named in the appropriation.

The bill was read for the first time and referred to the Committee on Appropriations.

Simoneau, Novak, Fudro, Neisen and Metzen introduced:

H. F. No. 682, A bill for an act relating to commerce; requiring repair orders and invoices for repairs; regulating estimates; providing penalties.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

Heinitz introduced:

H. F. No. 683, A bill for an act relating to peace officers; training; creating a Minnesota peace officers training account; appropriating money; amending Minnesota Statutes 1974, Chapter 626, by adding sections.

The bill was read for the first time and referred to the Committee on Crime Prevention and Corrections.

Novak, McCarron, Simoneau, Swanson and Jacobs introduced:

H. F. No. 684, A bill for an act relating to education; handicapped children; increasing aid; amending Minnesota Statutes 1974, Section 124.32, Subdivisions 1 and 5.

The bill was read for the first time and referred to the Committee on Education.

Clawson, Clark, Mangan, Graba and Stanton introduced:

H. F. No. 685, A bill for an act relating to education; providing for the transportation of handicapped persons to licensed daytime activity centers attended by these persons; appropriating money; amending Minnesota Statutes 1974, Section 123.39, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Education.

Savelkoul introduced:

H. F. No. 686, A bill for an act relating to Independent School District No. 497; allowing financing of a deficit.

The bill was read for the first time and referred to the Committee on Education.

Peterson; Adams, S.; Heinitz; McEachern and Mann introduced:

H. F. No. 687, A bill for an act relating to education; state aid; tax levies; providing a foundation aid formula and levy limitation for school districts; amending Minnesota Statutes 1974, Sections 124.212, by adding subdivisions; and 275.125, Subdivision 3, and by adding a subdivision.

The bill was read for the first time and referred to the Committee on Education.

Johnson, C.; Anderson, G.; Byrne; White and Knickerbocker introduced:

H. F. No. 688, A bill for an act relating to school districts; insurance for school district funds; amending Minnesota Statutes 1974, Section 124.05, Subdivision 2.

The bill was read for the first time and referred to the Committee on Education.

Williamson; Adams, L.; Spanish; Berglin and Biersdorf introduced:

H. F. No. 689, A bill for an act relating to state parks and recreation areas; user fees therefor; providing free admission and reduced fees for totally disabled persons; amending Minnesota Statutes 1974, Section 85.05, Subdivisions 1 and 2.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Ketola; Begich; Carlson, R.; Peterson and Doty introduced:

H. F. No. 690, A bill for an act relating to game and fish; license exemption for certain persons; amending Minnesota Statutes 1974, Sections 98.45, Subdivision 2; and 98.47, Subdivision 1.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Eckstein; Lindstrom; Fjoslien; Johnson, C.; and Biersdorf introduced:

H. F. No. 691, A bill for an act relating to waters and drainage; requiring the department of natural resources to prepare environmental impact statements for certain drainage projects; clarifying the factors to be considered in environmental impact statements for drainage projects; amending Minnesota Statutes 1974, Sections 105.44, Subdivision 1; and 106.021, Subdivision 6.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Luther and Wenstrom introduced:

H. F. No. 692, A bill for an act relating to energy conservation; providing for passenger vehicle fuel economy.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Sarna, Nelson, Hanson, Fudro and Osthoff introduced:

H. F. No. 693, A bill for an act relating to water resources; providing that the state water resources board be an agency within the department of natural resources; prescribing the powers and duties of the board and the commissioner of natural resources in relation thereto; amending Minnesota Statutes 1974, Section 105.71; repealing Minnesota Statutes 1974, Sections 105.72 to 105.79.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Neisen; Adams, L.; Reding; Jacobs and Mangan introduced:

H. F. No. 694, A bill for an act relating to watershed districts; requiring notice of permit applications; amending Minnesota Statutes 1974, Chapter 112, by adding a section.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Niehaus, DeGroat and Kaley introduced:

H. F. No. 695, A bill for an act relating to natural resources; eliminating duplicate, previously repealed language; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1b.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Wieser, Kalis, Langseth, Birnstihl and Kempe, A., introduced:

H. F. No. 696, A bill for an act relating to small loan companies; application and license fees; amending Minnesota Statutes 1974, Sections 56.02 and 56.08.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

McCauley, Abeln, McCollar, Sieloff and Prahl introduced:

H. F. No. 697, A bill for an act relating to no-fault automobile insurance; providing that the required reparation security be maintained during the period when the motor vehicle is used and operated; amending Minnesota Statutes 1974, Section 65B.48, Subdivision 1.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Vento, Prahl, Parish, Philbrook and Norton introduced:

H. F. No. 698, A bill for an act relating to insurance; providing for the coordination of reparations benefits for automobile losses; amending Minnesota Statutes 1974, Section 65B.49, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Vento, Birnstihl, Begich, Osthoff and Kroening introduced:

H. F. No. 699, A bill for an act relating to elections; requiring the secretary of state to train all election officials; appropriating money.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

McCollar; Kostohryz; Johnson, D.; Kelly, R.; and Adams, L., introduced:

H. F. No. 700, A bill for an act relating to elections; making the uniform municipal election day mandatory; amending Minnesota Statutes 1974, Section 205.20.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Philbrook; Vento; Knickerbocker; Anderson, I.; and Dieterich introduced:

H. F. No. 701, A bill for an act relating to taxation; providing for public financing in political campaigns; increasing the tax credit for political contributions; amending Minnesota Statutes 1974, Section 290.06, Subdivision 11.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Sieben, H.; Patton; Wenzel; Wenstrom and Zubay introduced:

H. F. No. 702, A bill for an act relating to state administrative procedures; redefining certain terms; prescribing a method for the adoption, amendment, suspension or repeal of rules; providing for the publication of a manual of state agency rules; providing for the publication of the state register; creating an office of hearing examiners; appropriating money; amending Minnesota Statutes 1974, Sections 15.0411; 15.0412; 15.0413, Subdivisions 1, 2 and 3; 15.0415; 15.0421; 15.046; 15.047, Subdivision 1; 15.048; 15.049; 15.051, Subdivisions 1 and 2, and by adding a subdivision; 16.80, Subdivision 1; and Chapter 15, by adding sections; repealing Minnesota Statutes 1974, Section 15.0413, Subdivisions 4, 5 and 6.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Anderson, G.; Adams, L.; Smogard; Simoneau and Lemke introduced:

H. F. No. 703, A bill for an act relating to state government; revising the personnel laws; amending Minnesota Statutes 1974, Chapter 43, by adding a section; Sections 15A.083, Subdivision 1; 43.05, Subdivision 2; 43.09, Subdivision 7; 43.20, Subdivision 4; 43.22, Subdivision 3; 43.30; 43.42; 43.43; 43.47; 84.14, Subdivision 1; 487.02, Subdivision 1; repealing Minnesota Statutes 1974, Sections 15A.071; 16.027, Subdivision 8.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Sieben, M.; Searle; White; Jensen and Sieben, H., introduced:

H. F. No. 704, A bill for an act relating to the Minnesota zoological garden; enabling the state zoological board to acquire lands; authorizing the director to add to and promote the operation; establishing the Minnesota zoological garden operating receipts investment account; authorizing the investment of its assets; assigning income to the Minnesota zoological garden general account; defining "matching funds"; amending Minnesota Statutes 1974, Chapter 11, by adding a section; Sections 85A.02, by adding a subdivision; 85A.03, Subdivisions 4, 4a, and by adding a subdivision; 85A.04, Subdivisions 1 and 2, and by adding subdivisions; and 85A.05, Subdivisions 4 and 6.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Kroening; Adams, L.; DeGroat; Knoll and White introduced:

H. F. No. 705, A bill for an act relating to the operation of state government; providing for definitions of types of state agencies; naming and renaming certain agencies, boards, commissions, committees, and councils; transferring certain functions to the department of commerce and the department of labor and industry; amending Minnesota Statutes 1974, Sections 15.01; 115.71, Subdivision 4; and 115.74, Subdivision 1.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Faricy introduced:

H. F. No. 706, A bill for an act relating to retirement; providing for increases in certain public employees retirement annuities.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Samuelson; Patton; Enebo; Anderson, I.; and Johnson, D., introduced:

H. F. No. 707, A bill for an act relating to the highway patrolmen's retirement association; disability benefits; providing that disability benefits shall not be reduced by amounts received or receivable under workmen's compensation laws; amending Minnesota Statutes 1974, Section 352B.10.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Abeln; Anderson, I.; Fugina; Pehler and Samuelson introduced:

H. F. No. 708, A bill for an act relating to unemployment compensation; permitting an individual to receive unemployment compensation during a week in which he also receives holiday pay; amending Minnesota Statutes 1974, Section 268.08, Subdivision 3.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Stanton introduced:

H. F. No. 709, A bill for an act relating to stand lands; authorizing conveyance of certain parcel of land in Lincoln county.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Knoll, Nelson, Pleasant, Graba and Menning introduced:

H. F. No. 710, A bill for an act relating to small business; authorizing the commissioners of administration and economic development to set aside certain state procurement from normal bidding procedures, for the exclusive use of small business concerns owned and operated by the socially and economically disadvantaged.

The bill was read for the first time and referred to the Committee on Governmental Operations.

McCollar, Langseth, Kostohryz, Schumacher and Meier introduced:

H. F. No. 711, A bill for an act relating to public health; providing for ownership and control of medical records by their individual subjects; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Hokanson, Ewald, Norton, Kroening and Jacobs introduced:

H. F. No. 712, A bill for an act creating a legislative commission to study and propose legislation to remedy the inadequacy of aid for the school lunch program; appropriating money.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Berglin; Anderson, G.; Adams, L.; Rice and Heinitz introduced:

H. F. No. 713, A bill for an act relating to public welfare; providing for cost of living adjustment in supplemental aid benefits; amending Minnesota Statutes 1974, Chapter 256D, by adding a section.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Meier, McCollar and Clawson introduced:

H. F. No. 714, A bill for an act relating to public health; authorizing the state board of health to prescribe fees for certain services provided by the board; appropriating money; amending Minnesota Statutes 1974, Section 144.965; repealing Laws 1974, Chapter 154, Section 2, Subdivision 2.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Carlson, L.; Berglin; Meier; Swanson and Heinitz introduced:

H. F. No. 715, A bill for an act relating to public welfare; clarifying the definition of vendor of medical assistance to cover public health nurses; amending Minnesota Statutes 1974, Section 256B.02, Subdivision 7.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Dean, Fugina, Kroening, Dahl and Searle introduced:

H. F. No. 716, A bill for an act relating to health; providing for loans to medical and osteopathy students enrolled in an accredited medical school within or without the state who agree to practice in rural communities within the state; amending Minnesota Statutes 1974, Section 147.30.

The bill was read for the first time and referred to the Committee on Higher Education.

Johnson, C.; Eckstein; Searle; Kroening and Sieben, M., introduced:

H. F. No. 717, A bill for an act relating to education; higher education coordinating commission; providing for scholarships and grants-in-aid for optometry students; appropriating funds.

The bill was read for the first time and referred to the Committee on Higher Education.

Sieben, H.; Parish; Arlandson; Lindstrom and Jude introduced:

H. F. No. 718, A bill for an act relating to forcible entry and unlawful detainer; amending Minnesota Statutes 1974, Section 566.06.

The bill was read for the first time and referred to the Committee on Judiciary.

Jopp, Graba, Spanish and Faricy introduced:

H. F. No. 719, A bill for an act relating to real estate; providing for the extent of a lien; amending Minnesota Statutes 1974, Section 514.03, Subdivision 3.

The bill was read for the first time and referred to the Committee on Judiciary.

Savelkoul, Searle and Kalis introduced:

H. F. No. 720, A bill for an act relating to the counties of Steele, Freeborn and Mower; authorizing appointment of law clerks for the district judges assigned to hold court in certain counties of the third judicial district; amending Laws 1967, Chapter 355, Section 1, Subdivision 1.

The bill was read for the first time and referred to the Committee on Judiciary.

Vento; Moe; Adams, S.; Lindstrom and Faricy introduced:

H. F. No. 721, A bill for an act relating to liens; changing certain notice requirements; amending Minnesota Statutes 1974, Section 514.011, Subdivisions 1 and 2.

The bill was read for the first time and referred to the Committee on Judiciary.

Parish; Dieterich; Carlson, L.; Lindstrom and Arlandson introduced:

H. F. No. 722, A bill for an act relating to probate; inheritance tax; taxing disclaimed interests; amending Minnesota Statutes 1974, Section 525.532, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Judiciary.

Dieterich, Mangan, Clawson, Meier and Adams, S., introduced:

H. F. No. 723, A bill for an act relating to hospitalization and commitment; providing for notice of admission or holding of proposed patient; establishing a mental health screening and advisory unit to investigate commitment applications; establishing procedure for application for commitment; amending Minnesota Statutes 1974, Sections 253A.04, Subdivision 3; and 253A.07, Subdivisions 2 and 3, and by adding a subdivision; repealing Minnesota Statutes 1974, Section 253A.07, Subdivision 1.

The bill was read for the first time and referred to the Committee on Judiciary.

Enebo, Prahl, Begich, Samuelson and Abeln introduced:

H. F. No. 724, A bill for an act relating to labor and industry; providing that the occupational safety and health act of 1973 is applicable to certain places of employment also subject to federal law; amending Minnesota Statutes 1974, Section 182.652, Subdivision 2.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Byrne; Anderson, I.; Johnson, D.; Prahl and Samuelson introduced:

H. F. No. 725, A bill for an act relating to labor; limiting the amount of weight an employee can be required to lift to 75 pounds; prescribing a penalty.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

St. Onge and Anderson, I., introduced:

H. F. No. 726, A bill for an act relating to the town of Taylor; restoring state payments lost because of failure of county auditor to forward report.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Meier, Beauchamp, Biersdorf and Clawson introduced:

H. F. No. 727, A bill for an act relating to counties; altering compensation of county officers; amending Minnesota Statutes 1974, Sections 38.38; 106.431, Subdivision 1; 123.56, Subdivision 9; 273.061, Subdivision 6; 282.09, Subdivision 1; 282.19; 344.19; 375.055, Subdivisions 1 and 5; 375.06, Subdivision 1; 375.47; Chapter 375, by adding a section; 376.58, Subdivision 2; 393.03; and 394.30, Subdivision 3; repealing Minnesota Statutes 1974, Sections 274.15; 375.055, Subdivision 3; 375.43; 384.151, Subdivision 2; 385.373, Subdivision 2; 386.015, Subdivision 3; 387.20, Subdivision 3; and 388.18, Subdivision 3.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Anderson, I., and Prahl introduced:

H. F. No. 728, A bill for an act relating to the county of Itasca; providing for government of certain townships for hospital district; amending Laws 1974, Chapter 217, Section 1.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Eckstein, Braun, Dahl, Meier and Lemke introduced:

H. F. No. 729, A bill for an act relating to public health; providing for payment of per diem to all members of public health nursing committees who are not employed by the county; amending Minnesota Statutes 1974, Section 145.12, Subdivision 1.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Clawson; Carlson, R.; Dahl; Setzepfandt and Menning introduced:

H. F. No. 730, A bill for an act relating to control of noxious weeds; authorizing towns to control noxious weed growth on state lands; providing reimbursement of certain expenses incurred to control weeds on state or federal lands.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Neisen; Adams, L.; Setzepfandt; Pleasant and Jude introduced:

H. F. No. 731, A bill for an act relating to watershed districts; making violation of watershed district regulations a misdemeanor; amending Minnesota Statutes 1974, Section 112.43, Subdivision 2.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

Savelkoul; Johnson, D.; Albrecht; Carlson, A.; and Kempe, A., introduced:

H. F. No. 732, A bill for an act relating to taxation; exempting certain interest on savings from income taxation; amending Minnesota Statutes 1974, Section 290.08, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Doty, Clawson, Fugina and McCollar introduced:

H. F. No. 733, A bill for an act relating to taxation; deduction of certain interest in computing gross income for income tax purposes; amending Minnesota Statutes 1974, Section 290.01, Subdivision 20.

The bill was read for the first time and referred to the Committee on Taxes.

Johnson, D.; Anderson, I.; Samuelson; Savelkoul and Meier introduced:

H. F. No. 734, A bill for an act relating to taxation; inheritance tax; providing certain exemption for widowers; increasing exemption for widows; providing for transfer of contents of safe deposit box without notice to county treasurer; amending Minnesota Statutes 1974, Sections 291.05; and 291.20, Subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.

Berglin, Jaros, Casserly, Dieterich and Sieloff introduced:

H. F. No. 735, A bill for an act relating to taxation; providing a property tax freeze for senior citizen renters; amending Minnesota Statutes 1974, Sections 273.011, Subdivisions 3, 4, 5, and by adding a subdivision; and 273.012, Subdivision 2.

The bill was read for the first time and referred to the Committee on Taxes.

Carlson, L.; Adams, L.; McCauley; Jacobs and Stanton introduced:

H. F. No. 736, A bill for an act relating to taxation; real property; delayed assessment of homestead improvement.

The bill was read for the first time and referred to the Committee on Taxes.

Eken, Sieloff, Evans, Abeln and Brinkman introduced:

H. F. No. 737, A bill for an act relating to taxation; exempting from inheritance taxation life insurance of servicemen killed in war; amending Minnesota Statutes 1974, Section 291.05.

The bill was read for the first time and referred to the Committee on Taxes.

Eckstein; Eken; Kempe, R.; Arlandson and Meier introduced:

H. F. No. 738, A bill for an act relating to aeronautics; technical services to municipalities; authorizing a reasonable charge by the department for such services; amending Minnesota Statutes 1974, Section 360.015, Subdivision 7.

The bill was read for the first time and referred to the Committee on Transportation.

Eckstein, Eken, Haugerud, Lemke and St. Onge introduced:

H. F. No. 739, A bill for an act relating to the department of administration; powers of the commissioner; air navigation facilities; amending Minnesota Statutes 1974, Section 16.02, Subdivision 2a.

The bill was read for the first time and referred to the Committee on Transportation.

HOUSE ADVISORY BILLS

Pursuant to Rule 5.3, the following House Advisory Bill was introduced:

Patton introduced:

H. A. B. No. 16, Proposal allowing TRA members to continue pension membership after termination of service.

The bill was referred to the Committee on Governmental Operations.

MOTIONS AND RESOLUTIONS

Prahl moved that his name be stricken and the name of Heinitz be added as an author on H. F. No. 513. The motion prevailed.

Hokanson introduced:

House Resolution No. 7, A house resolution congratulating The Holy Angels Academy Girls Basketball team upon winning the State Girls Basketball Championship.

The resolution was referred to the Committee on Rules and Legislative Administration.

SUSPENSION OF RULES

Jude moved that the Rules be so far suspended that House Concurrent Resolution No. 3 be recalled from the Committee on Rules and Legislative Administration and be now considered and be placed upon its adoption. The motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 3

A house concurrent resolution endorsing the objectives of Minnesota Shares for Hunger Day.

Whereas, millions of people around the world are threatened by starvation; and

Whereas, the means of food production in many nations is unavailable due to scarce resources, lack of technology, and high costs; and

Whereas, the future of many of the world's less developed countries lies in the willingness of developed countries to share; and

Whereas, Minnesota has an abundance of resources and great wealth; and

Whereas, America has been a world leader in helping countries in need; now, therefore,

Be it resolved, by the House of Representatives of the State of Minnesota, the Senate concurring, that the Minnesota state legislature wholeheartedly supports the objectives of Minnesota Shares for Hunger Day:

- (a) To collect funds in Minnesota for the hungry here and abroad;
- (b) To encourage the formation of study action groups to learn about the short and long range hunger problem;
- (c) To urge Minnesotans to become informed and involved in forming a new national food policy.

And urges each member of the legislature to fast on Sunday, March 9, 1975, Minnesota Shares for Hunger Day.

Jude moved that House Concurrent Resolution No. 3 be now adopted. The motion prevailed and House Concurrent Resolution No. 3 was adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

- H. F. No. 145, A bill for an act relating to cooperative associations; authorizing an association's board of directors to set aside part of its net income for the purpose of creating a capital reserve; amending Minnesota Statutes 1974, Section 308.12, Subdivision 1.
- H. F. No. 173, A bill for an act relating to cooperatives; content of articles of incorporation; increasing the amount of au-

thorized dividends on capital stock; amending Minnesota Statutes 1974, Section 308.06, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 264, 277, 282, 286, 287, 311 and 348.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 371 and 422.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 264, A bill for an act relating to St. Cloud; metropolitan transit commission; eliminating the wheelage tax; providing for an annual tax levy and the issuance of bonds; excepting the commission from competitive bidding requirements for certain purchases in 1975; amending Laws 1969, Chapter 1134, Section 10, and by adding a section; repealing Laws 1969, Chapter 1134, Section 4.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

S. F. No. 277, A bill for an act relating to elections; registration of voters; requiring corroborating identification; amending Minnesota Statutes 1974, Section 201.061, Subdivision 3.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

S. F. No. 282, A bill for an act relating to towns; removing the levy limit for road and bridge purposes; amending Minnesota Statutes 1974, Section 164.04, Subdivision 2.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

S. F. No. 286, A bill for an act relating to towns; town levy for fire protection or police protection; removing the limitation; amending Minnesota Statutes 1974, Section 365.19.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

S. F. No. 287, A bill for an act relating to natural resources; changing the name of Minnesota Memorial Hardwood State Forest; prescribing certain duties for the revisor of statutes.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

S. F. No. 311, A bill for an act relating to unemployment compensation; allowing applicants to receive benefits in weeks they receive holiday pay; amending Minnesota Statutes 1974, Sections 268.07, Subdivision 2; and 268.08, Subdivision 3.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 348, A bill for an act relating to insurance; modifying regulations of farmers and township mutual insurance companies; amending Minnesota Statutes 1974, Sections 67A.01; 67A.03; 67A.06; 67A.07; 67A.09; 67A.10; 67A.11, Subdivisions 1 and 2; 67A.12, Subdivision 4; 67A.13; 67A.14, Subdivisions 1 and 5; 67A.19; 67A.21; 67A.23; 67A.29, Subdivision 2; 67A.31, Subdivision 2; and Chapter 67A by adding a section; repealing Minnesota Statutes 1974, Sections 67A.12, Subdivision 3; 67A.14, Subdivisions 2, 3, 4 and 6; 67A.16; 67A.18, Subdivision 3; 67A.22; 67A.30, Subdivision 2; and 67A.33.

The bill was read for the first time.

Mann moved that S. F. No. 348 and H. F. No. 289, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 371, A bill for an act relating to the duties of the coroner in St. Louis county; repealing Minnesota Statutes 1974, Section 390.22.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

S. F. No. 422, A bill for an act relating to town government; authorizing town boards to fix the compensation of town assessors without limitation; amending Minnesota Statutes 1974, Sections 273.04; and 367.05, Subdivision 1.

The bill was read for the first time and referred to the Committee on Local and Urban Affairs.

CONSENT CALENDAR

H. F. No. 259, A bill for an act relating to real estate; restricting the filing and recording of certain conveyances; amending Minnesota Statutes 1974, Section 462.358, Subdivision 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

| Abeln | Doty | Kaley | Neisen | Sieben, H. |
|--------------|-------------|---------------|-------------|--------------|
| Adams, L. | Eckstein | Kalis | Nelsen | Sieben, M. |
| Adams, S. | Eken | Kelly, R. | Nelson | Sieloff |
| Albrecht | Enebo | Kelly, W. | Niehaus | Simoneau |
| Anderson, G. | Erickson | Kempe, A. | Norton | Skoglund |
| Anderson, I. | Esau | Kempe, R. | Novak | Smith |
| Arlandson | Evans | Ketola | Osthoff | Smogard |
| Beauchamp | Ewald | Knickerbocker | | Spanish |
| Begich | Faricy | Knoll | Patton | Stanton |
| Berg | Fjoslien | Kostohryz | Pehler | Suss |
| Berglin | Forsythe | Kvam | Peterson | Swanson |
| Biersdorf | Friedrich | Laidig | Petrafeso | Tomlinson |
| Birnstihl | Fudro | Langseth | Philbrook | Ulland |
| Braun | George | Lemke | Pleasant | Vanasek |
| Byrne | Graba | | Prahl | Vento |
| Carlson, A. | Hanson | Mangan | Reding | Voss |
| Carlson, L. | Haugerud | Mann | St. Onge | Wenstrom |
| Carlson, R. | Heinitz | McCarron | Samuelson. | Wenzel |
| Casserly | Hokanson | McCauley | Sarna | White |
| Clark | Jacobs | McCollar | Savelkoul | Wieser |
| Clawson | Jaros | McEachern | Schreiber | Wigley |
| Corbid | Jensen | Meier | Schulz | Williamson |
| Dahl | Johnson, D. | Menning | Schumacher | Zubay |
| Dean | Јорр | Metzen | Searle | Speaker Sabo |
| DeGroat | Jude | Moe | Setzepfandt | |
| Dieterich | Kahn | Munger | Sherwood | • |

The bill was passed and its title agreed to.

H. F. No. 163 was reported to the House.

There being no objection, H. F. No. 163 was continued on the Consent Calendar for one day.

S. F. No. 208 was reported to the House.

Erickson moved to amend S. F. No. 208 as follows:

After Section 1 add a new Section as follows:

"Sec. 2. This act is effective the day following final enactment.".

The motion prevailed and the amendment was adopted.

S. F. No. 208, A bill for an act relating to the city of Bigelow; authorizing the issuance of general obligation bonds authorized by the voters without including the bonds in the computation of net debt.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

| Abeln | Dieterich | Jude | Munger | Sherwood |
|--------------|-------------|---------------|-------------|--------------|
| Adams, L. | Doty | Kaley | Neisen | Sieben, H. |
| Adams, S. | Eckstein | Kalis | Nelsen | Sieben, M. |
| Albrecht | Eken | Kelly, R. | Nelson | Sieloff |
| Anderson, G. | Enebo | Kelly, W. | Niehaus | Simoneau |
| Anderson, I. | Erickson | Kempe, R. | Norton | Skoglund |
| Arlandson | Esau | Ketola | Novak | Smith |
| Beauchamp | Evans | Knickerbocker | Osthoff | Smogard |
| Begich | Ewald | Knoll | Parish | Spanish |
| Berg | Faricy | Kostohryz | Patton | Stanton |
| Berglin | Fjoslien | Kvam | Pehler | Suss |
| Biersdorf | Forsythe | Laidig | Peterson | Swanson |
| Birnstihl | Friedrich | Langseth | Petrafeso | Tomlinson |
| Braun | Fudro | Lemke | Philbrook | Ulland |
| Byrne | George | Luther | Pleasant | Vento |
| Carlson, A. | Graba | Mangan | Prahl | Voss |
| Carlson, L. | Hanson | Mann | Reding | Wenstrom |
| Carlson, R. | Haugerud | McCarron | St. Onge | Wenzel |
| Casserly | Heinitz | McCauley | Sarna | White |
| Clark | Hokanson | McCollar | Savelkoul | Wieser |
| Clawson | Jacobs | McEachern | Schreiber | Wigley |
| Corbid | Jaros | Meier | Schulz | Williamson |
| Dahl | Jensen | Menning | Schumacher | Zubay |
| Dean | Johnson, D. | Metzen | Searle | Speaker Sabo |
| DeGroat | Jopp | Moe | Setzepfandt | |

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

CALENDAR

H. F. No. 286, A bill for an act relating to education; school districts; powers and duties; authorizing the leasing of school buildings; amending Minnesota Statutes 1974, Sections 123.36, Subdivision 7; 123.37, Subdivision 3; and 124.15, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln Doty Kaley Nelsen Sieben, M. Adams, L. Eckstein Kalis Nelson Sieloff Kelly, R. Adams, S. Eken Niehaus Simoneau Albrecht Enebo Kelly, W. Norton Skoglund Anderson, G. Erickson Kempe, A. Novak Smith Anderson, I. Osthoff Esau Kempe, R. Smogard Arlandson Evans Ketola Parish Spanish Beauchamp Ewald Knickerbocker Patton Stanton Begich Knoll Pehler-Suss Faricy Peterson Berg F joslien Kostohryz Swanson Berglin Forsythe Kvam Petrafeso Tomlinson Biersdorf Friedrich Philbrook Ulland Laidig Birnstihl Fudro Langseth Pleasant Vanasek Braun George Lemke Prahl Vento Byrne Graba Luther Reding Voss St. Onge Carlson, A. Mangan Wenstrom Hanson Carlson, L. Samuelson Wenzel Haugerud Mann White McCauley Carlson, R. Sarna Heinitz Savelkoul Casserly McCollar Wieser Hokanson Clark Jacobs McEachern Schreiber Wigley Clawson Jaros Meier Schulz Williamson Schumacher Corbid Menning Jensen Zubay Dahl -Johnson, D. Metzen Searle Speaker Sabo Dean Setzepfandt MoeJopp DeGroat Jude Munger Sherwood Neisen Dieterich Kahn Sieben, H.

The bill was passed and its title agreed to.

H. F. No. 272, A bill for an act relating to motor vehicles; definitions; equipment requirements and driving rules for motorcycle operators; amending Minnesota Statutes 1974, Sections 168.011, by adding a sudivision; 169.01, Subdivision 4; 171.01, Subdivision 17; and 169.974, Subdivisions 2, 4 and 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 100, and nays 26, as follows:

Those who voted in the affirmative were:

Adams, L. Carlson, L. Evans Jensen: Knoll Anderson, G. Ewald Johnson, D. Kostohryz Carlson, R. Jopp Laidig Anderson, I. Faricy Casserly Forsythe Jude Arlandson Clark Lemke Beauchamp Clawson Friedrich Kahn Mangan Fudro Kaley McCarron **Pegich** Dahl Kelly, R. McCollar Graba Berg DeGroat Biersdorf Dieterich Kelly, W. McEachern Hanson Birnstihl Heinitz Meier Doty Kempe, A. Kempe, R. Braun Eken Hokanson Metzen Byrne Enebo Jacobs Ketola Moe Carlson, A. Erickson Jaros Knickerbocker Munger

| Neisen | Pehler | Savelkoul | Sieben, M. Sieloff Simoneau Skoglund Smith Smogard Spanish Stanton | Swanson |
|---------|-----------|-------------|--|--------------|
| Nelson | Peterson | Schreiber | | Tomlinson |
| Niehaus | Petrafeso | Schulz | | Vento |
| Norton | Philbrook | Schumacher | | Voss |
| Novak | Pleasant | Searle | | Wenstrom |
| Osthoff | Prahl | Setzepfandt | | Wenzel |
| Parish | Samuelson | Sherwood | | Zubay |
| Patton | Sarna | Sieben, H. | Stanton | Speaker Sabo |

Those who voted in the negative were:

| Abeln | Esau | Langseth | St. Onge | Wigley |
|-----------|----------|----------|----------|------------|
| Adams, S. | Fjoslien | Luther | Suss | Williamson |
| Albrecht | George | McCauley | Ulland | |
| Corbid | Haugerud | Menning | Vanasek | |
| Dean | Kalis | Nelsen | White | |
| Eckstein | Kvam | Reding | Wieser | |

The bill was passed and its title agreed to.

S. F. No. 128, A bill for an act relating to motor vehicles; manufacture of motor vehicle license number plates; authorizing the commissioner of public safety to establish quality specifications of plates with the advice of law enforcement organizations; amending Minnesota Statutes 1974, Section 168.381.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

| Abeln Adams, L. Adams, S. Albrecht Anderson, G. Anderson, I. Arlandson Beauchamp Begich Berg Berglin Biersdorf Birnstihl Byrne Carlson, A. Carlson, L. Carlson, R. Carlson, R. Casserly Clark Clawson Corbid Dahl Dean DeGroat Dieterich | Eckstein Eken Enebo Erickson Esau Evans Ewald Faricy Fjoslien Forsythe Friedrich Fudro George Graba Hanson Haugerud Heinitz Hokanson Jacobs Jaros Jensen Johnson, D. Jude Kahn | Kalis Kelly, R. Kelly, W. Kempe, A. Kempe, R. Ketola Knickerbocker Knoll Kostohryz Kvam Laidig Langseth Lemke Luther Mangan Mann McCarron McCauley McCollar McEachern Meier Menning Metzen Moe Munger | Nelsen Nelson Niehaus Norton Novak Osthoff Parish Patton Petler Peterson Petrafeso Philbrook Pleasant Prahl Reding St. Onge Samuelson Sarna Savelkoul Schreiber Schulz Schumacher Searle Setzepfandt Sherwood | Sieben, M. Sieloff Simoneau Skoglund Smith Smogard Spanish Stanton Suss Swanson Tomlinson Ulland Vanasek Vento Voss Wenstrom Wenzel White Wieser Wigley Williamson Zubay Speaker Sabo |
|--|--|---|---|---|
| Dieterich | Kahn | Munger | Sherwood | |
| Doty | Kaley | Neisen | Sieben, H. | |

The bill was passed and its title agreed to.

H. F. No. 70, A bill for an act relating to insurance; regulating the student discount on automobile insurance; amending Minnesota Statutes 1974, Chapter 65B, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 1, as follows:

Those who voted in the affirmative were:

| Abeln | Eckstein | Kalis | Neisen | Sherwood |
|----------------|-------------|---------------|-------------|--------------|
| Adams, L. | Eken | Kelly, R. | Nelsen | Sieben, H. |
| Adams, S. | Enebo | Kelly, W. | Nelson | Sieben. M. |
| Anderson, G. | Erickson | Kempe, A. | Niehaus | Sieloff |
| Anderson, I. | Evans | Kempe, R. | Norton | Simoneau |
| Arlandson | Ewald | Ketola | Novak | Skoglund |
| Beauchamp | Faricy | Knickerbocker | Osthoff | Smith |
| Begich | Fjoslien | Knoll | Parish | Smogard |
| Berg | Forsythe | Kostohryz | Patton | Spanish |
| Berglin | Friedrich | Kvam | Pehler | Stanton |
| Biersdorf | Fudro | Laidig | Peterson | Suss |
| Birnstihl | George | Langseth | Petrafeso | Swanson |
| By r ne | Graba | Lemke | Philbrook | Tomlinson |
| Carlson, A. | Hanson | Luther | Pleasant | Ulland |
| Carlson, L. | Haugerud | Mangan | Prahl | Vanasek |
| Carlson, R. | Heinitz | Mann | Reding | Vento |
| Casserly | Hokanson | McCarron | St. Onge | Voss |
| Clark | Jacobs | McCauley | Samuelson | Wenstrom |
| Clawson | Jaros | McCollar | Sarna | Wenzel |
| Corbid | Jensen | McEachern | Savelkoul | White |
| Dahl | Johnson, D. | Meier | Schreiber | Wieser |
| Dean | Jopp | Menning | Schulz | Wigley |
| DeGroat | Jude | Metzen | Schumacher | Williamson |
| Dieterich | Kahn | Moe | Searle | Zubay |
| Doty | Kaley | Munger | Setzepfandt | Speaker Sabo |

Those who voted in the negative were:

Albrecht

The bill was passed and its title agreed to.

H. F. No. 249, A bill for an act relating to eminent domain; appraisal fees in acquisition by direct purchase; filing of final certificate; amending Minnesota Statutes 1974, Sections 117.205; and 117.232, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

| Abeln | Eckstein | Kalis | Nelson | Sieloff |
|-------------------|------------------|---------------|-------------|--------------|
| Adams, L. | Eken | Kelly, R. | Niehaus | Simoneau |
| Adams, S. | Enebo | Kelly, W. | Norton | Skogund |
| Albrecht | Erickson | Kempe, A. | Novak | Smith |
| Anderson, G. | Esau | Kempe, R. | Osthoff | Smogard |
| Anderson, I. | Evans | Ketola | Parish | Spanish |
| Arlandson | Ewald | Knickerbocker | Patton | Stanton |
| Beauchamp | Faricy | Knoll | Pehler · | Suss |
| Begich | Fjoslien | Kostohryz | Peterson | Swanson |
| Berg | Forsythe | Kvam | Petrafeso | Tomlinson |
| Berglin | Friedrich | Laidig | Philbrook | Ulland |
| Biersdorf | Fudro | Langseth | Pleasant | Vanasek |
| Birn stihl | George | Lemke | Prahl | Vento |
| Byrne | Grab a | Luther | Reding | Voss |
| Carlson, A. | Hanson | Mangan | St. Onge | Wenstrom |
| Carlson, L. | Hauger ud | Mann | Samuelson | Wenzel |
| Carlson, R. | Heinitz | McCarron | Sarna | White |
| Casserly | Hokan son | McCauley | Savelkoul | Wieser |
| Clark | Jacobs | McEachern | Schreiber | Wigley |
| Clawson | Jaros | Meier | Schulz | Williamson |
| Corbid | Jensen | Menning | Schumacher | Zubay |
| Dahl | Johnson, D. | Metzen | Searle | Speaker Sabo |
| Dean | Jopp | Moe | Setzepfandt | |
| DeGroat | Jude | Munger | Sherwood | |
| Dieterich | Kahn | Neisen | Sieben, H. | |
| Doty | Kaley | Nelsen | Sieben, M. | |

The bill was passed and its title agreed to.

H. F. No. 251, A bill for an act relating to eminent domain; possession; amending Minnesota Statutes 1974, Section 117.042.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 1, as follows:

Those who voted in the affirmative were:

| Abeln | Corbid | Haugerud | Kvam | Novak |
|--------------|-----------|---------------|-----------|-------------|
| Adams, L. | Dahl | Heinitz | Laidig | Osthoff |
| Adams, S. | Dean | Hokanson | Langseth | Parish |
| Albrecht | DeGroat | Jacobs | Lemke | Patton |
| Anderson, G. | Dieterich | Jaros | Luther | Pehler |
| Anderson, I. | Doty | Jensen | Mangan | Peterson |
| Arlandson | Eckstein | Johnson, D. | Mann | Petrafeso |
| Beauchamp | Eken | Jopp | McCarron | Philbrook |
| Begich | Enebo | Jude | McCollar | Pleasant |
| Berg | Erickson | Kahn | McEachern | Prahl |
| Berglin | Esau | Kaley | Meier | Reding |
| Biersdorf | Evans | Kalis | Menning | St. Onge |
| Birnstihl | Ewald | Kelly, R. | Metzen | Samuelson |
| Byrne | Faricy | Kelly, W. | Moe | Sarna |
| Carlson, A. | Forsythe | Kempe, A. | Munger | Savelkoul |
| Carlson, L. | Friedrich | Kempe, R. | Neisen | Schreiber |
| Carlson, R. | Fudro | Ketola | Nelsen | Schulz |
| Casserly | George | Knickerbocker | Nelson | Schumacher |
| Clark | Graba | Knoll | Niehaus | Searle |
| Clawson | Hanson | Kostohryz | Norton | Setzepfandt |
| | | | | |

Skoglund Wieser Sherwood Suss Vente Wigley Sieben, H. Smith Swanson Voss Sieben, M. Tomlinson Wenstrom Williamson Smogard Sieloff Spanish Ulland Wenzel Zubay Simoneau Stanton Vanasek White Speaker Sabo

Those who voted in the negative were:

McCauley

The bill was passed and its title agreed to.

Parish was excused at 3:00 p.m.

GENERAL ORDERS

Pursuant to Rules of the House, the House resolved itself into the Committee of the Whole, with Sabo in the Chair, for the consideration of bills pending on General Orders of the Day.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 52 offered by Fjoslien:

Page 2, following line 16, add a new section to read:

"Sec. 5. For the purpose of this act "employee" shall not include any individual employed in agriculture on a farming unit or operation employing less than the equivalent of two full time workers and on any given day employing no more than four employees. For the purpose of this section, equivalent of a full time worker means 40 weeks of employment in a calendar year."

There were yeas 65, and nays 60.

Those who voted in the affirmative were:

Those who voted in the negative were:

| Anderson, I. | Begich | Byrne | Clark | Doty |
|--------------|---------|-------------|-----------|-------|
| Arlandson | Berg | Carlson, L. | Corbid | Enebo |
| Beauchamp | Berglin | Casserly | Dieterich | Evans |

| Faricy George Hanson Jaros Jensen Johnson, D. Jude Kahn | Kempe, A. Knoll Kostohryz Luther McCarron McCollar Metzen Moe | Neisen Nelson Norton Novak Osthoff Parish Patton Pehler | Philbrook Prahl Reding St. Onge Sarna Sieben, H. Sieben, M. Simoneau | Stanton Swanson Tomlinson Vanasek Vento Voss White Williamson |
|--|---|--|---|---|
| Kahn | Moe | Pehle r | Simoneau | Williamson |
| Kelly, R. | Munger | Petrafeso | Skoglund | Speaker Sabo |

The amendment was adopted.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 52 offered by Peterson:

Page 1, line 7, after "Subdivision 2" insert "except employers employing less than 10 employees".

There were yeas 58, and nays 70.

Those who voted in the affirmative were:

| Erickson | Kaley | Menning | Schumacher |
|------------------|---|---|--|
| Esau | Kalis | Nelsen | Searle |
| Evans | Kempe, R. | Niehaus | Setzepfandt |
| Ewald | Ketola | Norton | Sherwood |
| Fioslien | Knickerbocker | Novak | Sieloff |
| Forsythe | Kvam | Patton | Smith |
| Friedrich | Laidig | Peterson | Ulland |
| Fudro | Langseth | Pleasant | Wenstrom |
| Graba | Lemke | Samuelson | Wieser |
| Hauger ud | Mann | Savelkoul | Wigley |
| Heinitz | McCauley | Schreiber | |
| Jopp | McEachern | Schulz | |
| | Esau Evans Ewald Fjoslien Forsythe Friedrich Fudro Graba Haugerud Heinitz | Esau Kališ Evans Kempe, R. Ewald Ketola Fjoslien Knickerbocker Forsythe Kvam Friedrich Laidig Fudro Langseth Graba Lemke Haugerud Mann Heinitz McCauley | Esau Kalis Nelsen Evans Kempe, R. Niehaus Ewald Ketola Norton Fjoslien Knickerbocker Novak Forsythe Kvam Patton Friedrich Laidig Peterson Fudro Langseth Pleasant Graba Lemke Samuelson Haugerud Mann Savelkoul Heinitz McCauley Schreiber |

Those who voted in the negative were:

| Abeln | Corbid | Kelly, R. | Nelson | Smogard |
|--------------|-------------|-----------|------------|--------------|
| Adams, L. | Dieterich | Kelly, W. | Osthoff | Spanish |
| Anderson, I. | Doty | Kempe, A. | Parish | Stanton |
| Arlandson | Enebo | Knoll | Pehler | Suss |
| Beauchamp | Faricy | Kostohrvz | Petrafeso | Swanson |
| Berg | George | Luther | Philbrook | Tomlinson |
| Berglin | Hanson | Mangan | Prahl | Vanasek |
| Birnstihl | Hokanson | McCarron | Reding | Vento |
| Byrne | Jacobs | McCollar | St. Onge | Voss |
| Carlson, L. | Jaros | Meier | Sarna | Wenzel |
| Carlson, R. | Jensen | Metzen | Sieben, H. | White |
| Casserly | Johnson, D. | Moe | Sieben, M. | Williamson |
| Clark | Jude | Munger | Simoneau | Zubay |
| Clawson | Kahn | Neisen | Skoglund | Speaker Sabo |

The amendment was not adopted.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 52 offered by Peterson:

Page 1, line 8, after "section" insert "except casual employees temporarily employed".

There were yeas 52, and nays 75.

Those who voted in the affirmative were:

Setzepfandt Adams, S. Erickson Kalis Neisen Albrecht Esau Ketola Nelsen Sherwood Anderson, G. **Evans** Knickerbocker Niehaus Sieloff Patton Smith Begich Ewald Kvam Ulland Laidig Peterson Biersdorf Fjoslien Langseth Pleasant Wenstrom Braun Forsythe Carlson, A. Friedrich Lemke Savelkoul Wieser Dahl Graba McCauley Schreiber Wigley McEachern Schulz Heinitz Dean Menning Schumacher DeGroat Jopp Munger Searle **Eckstein** Kaley

Those who voted in the negative were:

Norton Skoglund Abeln Dieterich Kahn Kelly, R. Kelly, W. Adams, L. Doty Novak Smogard Spanish Anderson, I. Osthoff Eken Kempe, A. Knoll Stanton Arlandson Enebo Parish Pehler Suss Beauchamp Faricy Petrafeso Swanson Kostohryz Berg Fudro Philbrook Berglin Luther Tomlinson George Mangan Prahl Vanasek Birnstihl Hanson Vento Reding Byrne Haugerud Mann McCarron St. Onge Voss Carlson, L. Hokanson . Carlson, R. Jacobs McCollar Samuelson Wenzel Meier Sarna \mathbf{W} hite Casserly Jaros Sieben, H. Sieben, M. Williamson Metzen Clark Jensen Zubay Clawson Johnson, D. Moe. Speaker Sabo Corbid Nelson Simoneau Jude

The amendment was not adopted.

Pursuant to rule 1.6, a roll call taken on the following amendment to H. F. No. 52 offered by Carlson, A.:

Page 1, line 7, after 2, add "including all units of state and local government,".

There were yeas 54, and nays 69.

Those who voted in the affirmative were:

| Abeln | Esau | Kalis | Nelsen | Setzepfandt |
|--------------|-----------|---------------|-----------|-------------|
| Adams, S. | Evans | Kempe, A. | Niehaus | Smith |
| Albrecht | Ewald | Kempe, R. | Novak | Stanton |
| Anderson, G. | Faricy | Knickerbocker | Pehler | Suss |
| Byrne | Fioslien | Kyam | Peterson | Tomlinson |
| Carlson, A. | Forsythe | Laidig | Philbrook | Ulland |
| Carlson, L. | Friedrich | Lemke | Pleasant | Vanasek |
| Dean | George | Luther | Savelkoul | Wieser |
| DeGroat | Heinitz | McCauley | Schreiber | Wigley |
| Eckstein | Jensen | Menning | Schulz | Zubay |
| Erickson | Kaley | Neisen | Searle | |

Those who voted in the negative were:

| Adams, L. | Corbid | Kahn | Nelson | Sieloff |
|--------------|-------------|-----------|----------------|--------------|
| Anderson, I. | Dieterich | Kelly, R. | Norton | Simoneau |
| Arlandson | Doty | Kelly, W. | Osthoff | Skoglund |
| Beauchamp | Eken | Ketola | Parish | Smogard |
| Begich | Enebo | Knoll | Petrafeso | Spanish |
| Berg | Fudro | Kostohryz | Prahl | Swanson |
| Berglin | Graba | Langseth | Reding | Vento |
| Biersdorf | Hanson | Mangan | St. Onge | Voss |
| Birnstihl | Hokanson | Mann | Samuelson | Wenstrom |
| Braun | Jacobs | McCarron | Sarna | Wenzel |
| Carlson, R. | Jaros | McCollar | Schumacher | White |
| Casserly | Johnson, D. | Meier | ${f Sherwood}$ | Williamson |
| Clark | Jopp | Metzen | Sieben, H. | Speaker Sabo |
| Clawson | Jude | Moe | Sieben, M. | • |

The amendment was not adopted.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 51 offered by Sieloff:

Page 3, line 28, after "party." insert "The name of each party after the marriage shall either be the name of such party immediately prior to the marriage or the given name or names of such party immediately prior to the marriage and the surname of the other party."

There were yeas 45, and nays 71.

Those who voted in the affirmative were:

| Albrecht | Evans | Kaley | McEachern | Savelkoul |
|-------------|-----------|---------------|-----------|------------|
| Biersdorf | Ewald | Kempe, A. | Menning | Schreiber |
| Braun | Fjoslien | Kempe, R. | Nelsen | Schumacher |
| Carlson, R. | Forsythe | Ketola | Niehaus | Searle |
| Dahl | Friedrich | Knickerbocker | Osthoff | Sieloff |
| Dean | Fudro | Kvam | Peterson | Smith |
| DeGroat | Heinitz | Laidig | Pleasant | Wenzel |
| Eckstein | Jopp | Lemke | St. Onge | Wigley |
| Esau | Jude | McCauley | Sarna | Zubay |

Those who voted in the negative were:

| Abeln Adams, L. Anderson, I. Arlandson Beauchamp Begich Berg Berglin Birnstihl | Corbid Dieterich Doty Enebo Faricy George Graba Hanson Haugerud | Kalis Kelly, R. Kelly, W. Knoll Kostohryz Langseth Luther Mangan Mann | Nelson Norton Novak Patton Pehler Petrafeso Philbrook Setzepfandt Sieben, H. | Swanson Tomlinson Ulland Vanasek Vento Voss Wenstrom White Wieser |
|--|---|---|--|---|
| Byrne | Hokanson | McCarron | Sieben, M. | Williamson |
| Carlson, A. | Jacobs | McCollar | Simoneau | Speaker Sabo |
| Carlson, L. Casserly | Jaros Jensen | Meier Metzen | Skoglund Smogard | • |
| Clark | Johnson, D. | Moe | Stanton | : |
| Clawson | Kahn | Neisen | Suss | · |

The amendment was not adopted.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 84 offered by Berglin:

Page 1, after line 8 and before line 9, insert a section to read:

"Section 1. Minnesota Statutes 1974, Section 43.18, is amended to read:

- 43.18 [VACANCIES.] Subdivision 1. [NOTICE.] pointing officers shall give written notice to the commissioner of personnel of their intention to establish new positions and of the existence of any vacancy to be filled in any office or employment in the classified service, and, within a reasonable time after the receipt of this notice, the commissioner shall certify, from the list of eligibles, appropriate for the grade and class in which the position is classified, (THE FIRST THREE) names (ON SUCH LIST TOGETHER WITH ANY ADDITIONAL NAMES OF PERSONS HAVING AN EXAMINATION RATING WITHIN THREE POINTS OF THE PERSON ON THE LIST WITH THE HIGHEST EXAMINATION RATING, EXCEPT AS PROVIDED IN SECTION 43.23. IN THE CASE OF AN ELIGIBLE LIST FOR INITIAL ENTRY INTO THE STATE SERVICE, THE COMMISSIONER, HOWEVER, SHALL CER-TIFY THE FIRST TEN NAMES ON SUCH LIST) in the manner as provided in this section.
- Subd. 2. [PROMOTIONS.] In the case of positions to be filled by examinations other than open competitive examinations, the commissioner shall certify, from the list of eligibles, appropriate for the grade and class in which the position is classified, the first three names on such list together with any additional names of persons having an examination rating within three points of the person on the list with the highest examination rating, except as provided in section 43.23 and 43.19, subdivision 1.
- Subd. 3. [ORIGINAL ENTRY.] In the case of positions to be filled by open competitive examination, the commissioner shall certify the first ten names on the list. Appointments from the list shall only be made from the first ten available eligibles. The commissioner shall promulgate rules so that a determination of unavailability by an appointing authority will be based on a statement of unavailability from the eligible or lack of response by the eligible to notification by certified mail of the open position. Before requesting a recertification based on unavailability or rejection of an eligible, the appointing authority shall demonstrate the unavailability of an eligible or shall provide reasons for requesting the removal of an eligible's name from the certification.
- Subd. (2) 4. [APPOINTMENT; PROBATION.] The appointing officer shall appoint on probation, with sole reference to merit and fitness, one of the said candidates, whose name is

certified in the manner above set forth, to fill such vacancy, except as provided in section 43.23. The provisions of this section shall not apply when the office or employment is among those listed in section 43.20, for which competitive examinations are not required.".

Renumber the remaining sections accordingly.

Page 1, line 15, strike "In all examinations under this chapter".

Page 1, line 16, strike "given" and insert "available pursuant to this section".

Page 2, lines 3, 4 and 5 strike "and who has been a resident of the state of Minnesota for 30 days immediately preceding his application".

Page 3, line 8, after the period insert "A veteran's preference under this section may only be used in the state civil service and political subdivisions of the state in the securing of positions to be filled by open competitive examinations and may not be used for the filling of promotional positions.".

Page 4, line 2, strike "in employment, appointment".

Page 4, lines 3 and 4, strike "in employment, appointment".

Page 4, line 18, delete "2" and insert "3".

Page 6, line 8, delete "2" and insert "3".

Page 6, line 19, delete "2" and insert "3".

Page 6, line 28, delete "2" and insert "3".

Amend the title as follows:

Line 2, strike "veterans" and insert "public employment".

Line 2, after the semicolon insert "providing for the".

Line 2, after "of" insert "veteran's".

Line 3, after "promotions;" insert "restricting discretion in the selection of state civil service employees;".

Line 4, after "Sections" insert "43.18;".

There were yeas 88, and nays 36.

Those who voted in the affirmative were:

| $\mathbf{A}\mathbf{b}\mathbf{e}\mathbf{l}\mathbf{n}$ | \mathbf{Berg} | Casserly | Doty | Fudro |
|--|-----------------|-----------|----------|----------|
| Adams, L. | Berglin | Clark | Eken | George |
| Adams, S. | Byrne | Clawson | Enebo | Graba |
| Anderson, I. | Carlson, A. | Corbid | Erickson | Hanson |
| Arlandson | Carlson, L. | Dean | Faricy | Haugerud |
| Beauchamp | Carlson, R. | Dieterich | Forsythe | Heinitz |

| Hokanson Jacobs | Knickerbocker Knoll | | Sarna Savelkoul | Stanton Tomlinson |
|--------------------|------------------------|-----------|--------------------|----------------------|
| Jaros | Kostohryz | Norton | Schreiber | Ulland |
| Johnson, D. | Laidig | Novak | Schumacher | Vanasek |
| Jude | Langseth | Osthoff | Setzepfandt | Vento |
| Kahn | Luther | Patton | Sherwood | Voss |
| Kaley | Mangan | Pehler | Sieben, H. | Wenstrom |
| Kalis | Mann | Petrafeso | Sieben, M. | Williamson |
| Kelly, R. | McCarron | Philbrook | Sieloff | Zubay |
| Kelly, W. | Meier | Pleasant | Simoneau | Speaker Sabo |
| Kempe, A. | Metzen | Reding | Skoglund | • |
| Ketola | Moe | Samuelson | Smith | |

Those who voted in the negative were:

| Albrecht | Esau | Lemke | Peterson | | Wenzel |
|--------------|-----------|-----------|------------------|----|--------|
| Anderson, G. | Evans | McCauley | \mathbf{Prahl} | | White |
| Begich | Fjoslien | McCollar | St. Onge | | Wieser |
| Biersdorf | Friedrich | McEachern | Searle | | Wigley |
| Birnstihl | Jensen | Menning | Smogard | | |
| Braun | Jopp | Neisen | Spanish | *, | |
| Dahl | Kempe, R. | Nelsen | Suss | | |
| DeGroat | Kvam | Niehaus | Swanson | | |

The amendment was adopted.

The Speaker resumed the Chair, whereupon the following proceedings of the Committee were reported to the House:

- H. F. No. 51 which it recommended to pass.
- H. F. No. 231 upon which it recommended progress.
- H. F. No. 52 upon which it recommended to pass with the following amendments:

Offered by Vento:

Page 1, line 9, after "year" insert "upon request by the employee".

Page 2, line 2, after "representation" insert ", upon request of the employee or prospective employee,".

Page 2, line 10, after the period insert "This provision is not applicable to the termination of employment.".

Page 2, line 14, after "employees" add a period and strike all language in lines 15 and 16.

Offered by Fjoslien:

Page 2, following line 16, add a new section to read:

"Sec. 5. For the purpose of this act "employee" shall not include any individual employed in agriculture on a farming unit

or operation employing less than the equivalent of two full time workers and on any given day employing no more than four employees. For the purpose of this section, equivalent of a full time worker means 40 weeks of employment in a calendar year.".

Offered by Adams, S.:

Page 2, line 8, after "withdrawn" insert "at the instigation of the employer".

Offered by Vento:

Page 1, line 17, strike "damages" and insert "loss of said employee benefits and rewards".

H. F. No. 84 upon which it recommended to pass as amended in the Committee of the Whole on Monday, February 24, 1975, and with the following amendments:

Offered by Berglin:

Page 1, after line 8 and before line 9, insert a section to read:

"Section 1. Minnesota Statutes 1974, Section 43.18, is amended to read:

- [VACANCIES.] Subdivision 1. [NOTICE.] pointing officers shall give written notice to the commissioner of personnel of their intention to establish new positions and of the existence of any vacancy to be filled in any office or employment in the classified service, and, within a reasonable time after the receipt of this notice, the commissioner shall certify, from the list of eligibles, appropriate for the grade and class in which the position is classified, (THE FIRST THREE) names (ON SUCH LIST TOGETHER WITH ANY ADDITIONAL NAMES AN EXAMINATION PERSONS HAVING WITHIN THREE POINTS OF THE PERSON ON THE LIST WITH THE HIGHEST EXAMINATION RATING, EXCEPT AS PROVIDED IN SECTION 43.23. IN THE CASE OF AN ELIGIBLE LIST FOR INITIAL ENTRY INTO THE STATE SERVICE, THE COMMISSIONER, HOWEVER, SHALL CER-TIFY THE FIRST TEN NAMES ON SUCH LIST) in the manner as provided in this section.
- Subd. 2. [PROMOTIONS.] In the case of positions to be filled by examinations other than open competitive examinations, the commissioner shall certify, from the list of eligibles, appropriate for the grade and class in which the position is classified, the first three names on such list together with any additional names of persons having an examination rating within three points of the person on the list with the highest examination rating, except as provided in section 43.23 and 43.19, subdivision 1.

- Subd. 3. [ORIGINAL ENTRY.] In the case of positions to be filled by open competitive examination, the commissioner shall certify the first ten names on the list. Appointments from the list shall only be made from the first ten available eligibles. The commissioner shall promulgate rules so that a determination of unavailability by an appointing authority will be based on a statement of unavailability from the eligible or lack of response by the eligible to notification by certified mail of the open position. Before requesting a recertification based on unavailability or rejection of an eligible, the appointing authority shall demonstrate the unavailability of an eligible or shall provide reasons for requesting the removal of an eligible's name from the certification.
- Subd. (2) 4. [APPOINTMENT; PROBATION.] The appointing officer shall appoint on probation, with sole reference to merit and fitness, one of the said candidates, whose name is certified in the manner above set forth, to fill such vacancy, except as provided in section 43.23. The provisions of this section shall not apply when the office or employment is among those listed in section 43.20, for which competitive examinations are not required."

Renumber the remaining sections accordingly.

Page 1, line 15, strike "In all examinations under this chapter".

Page 1, line 16, strike "given" and insert "available pursuant to this section".

Page 2, lines 3, 4 and 5 strike "and who has been a resident of the state of Minnesota for 30 days immediately preceding his application".

Page 3, line 8, after the period insert "A veteran's preference under this section may only be used in the state civil service and political subdivisions of the state in the securing of positions to be filled by open competitive examinations and may not be used for the filling of promotional positions.".

Page 4, line 2, strike "in employment, appointment".

Page 4, lines 3 and 4, strike "in employment, appointment".

Page 4, line 18, delete "2" and insert "3".

Page 6, line 8, delete "2" and insert "3".

Page 6, line 19, delete "2" and insert "3"".

Page 6, line 28, delete "2" and insert "3".

Amend the title as follows:

Line 2, strike "veterans" and insert "public employment".

Line 2, after the semicolon insert "providing for the".

Line 2, after "of" insert "veteran's".

Line 3, after "promotions;" insert "restricting discretion in the selection of state civil service employees;".

Line 4, after "Sections" insert "43.18;".

Offered by Berglin:

Page 3, line 25, strike "for promotion or".

On the motion of Anderson, I., the report of the Committee of the Whole was adopted.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, March 6, 1975. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed and the Speaker declared the House adjourned until 2:00 p.m., Thursday, March 6, 1975.

EDWARD A. BURDICK, Chief Clerk, House of Representatives