

STATE OF MINNESOTA

SIXTY-NINTH SESSION - 1975

TWENTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, APRIL 3, 1975

The House convened at 3:00 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	Kahn	Moe	Setzepfandt
Adams, L.	Eckstein	Kaley	Munger	Sherwood
Adams, S.	Eken	Kalis	Neisen	Sieben, H.
Albrecht	Enebo	Kelly, R.	Nelsen	Sieben, M.
Anderson, G.	Erickson	Kelly, W.	Nelson	Sieloff
Anderson, I.	Esau	Kempe, A.	Niehaus	Simoneau
Arlandson	Evans	Kempe, R.	Norton	Skoglund
Beauchamp	Ewald	Ketola	Novak	Smith
Begich	Faricy	Knickerbocker	Osthoff	Smogard
Berg	Fjoslien	Knoll	Parish	Spanish
Berglin	Forsythe	Kostohryz	Patton	Stanton
Biersdorf	Friedrich	Kroening	Pehler	Suss
Birnstihl	Fudro	Kvam	Peterson	Swanson
Braun	Fugina	Laidig	Petrafeso	Tomlinson
Brinkman	George	Langseth	Philbrook	Ulland
Byrne	Graba	Lemke	Pleasant	Vanasek
Carlson, A.	Hanson	Lindstrom	Prahl	Vento
Carlson, L.	Haugerud	Luther	Reding	Voss
Carlson, R.	Heinitz	Mangan	Rice	Wenstrom
Casserly	Hokanson	Mann	St. Onge	Wenzel
Clark	Jacobs	McCarron	Samuelson	White
Clawson	Jaros	McCauley	Sarna	Wieser
Corbid	Jensen	McCollar	Savelkoul	Wigley
Dahl	Johnson, C.	McEachern	Schreiber	Williamson
Dean	Johnson, D.	Meier	Schulz	Zubay
DeGroat	Jopp	Menning	Schumacher	Speaker Sabo
Dieterich	Jude	Metzen	Searle	

A quorum was present.

The Chief Clerk proceeded to read the Journal of the preceding day. On the motion of Esau 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. 42, 44, 46, 47, 126, 155, 207, 254, 374, 409, 416, 519, 530, 580, 585, 590, 643, 814, 936, 939, 944, 1008, 348, 470, 576, 927, 1043, 244, 274, 588, 674, 720, 774, 779, 229, 306, 488, 669 and 771 and S. F. Nos. 194, 242, 249, 312 and 876 have been placed in the members' files.

S. F. No. 312 and H. F. No. 900, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 900, page 1, lines 16 through 18 contains the following language:

"deflector having more than three inches of material visible to the driver in the vertical dimension when viewed from the driver's seated position."

Whereas S. F. No. 312, page 1, lines 16 and 17 contains the following language:

"deflector having more than three inches of material extending above the leading edge at the hood."

H. F. No. 900, page 1, line 23 through page 2, line 1 contains the following language:

"that at least extend over each wheel of the automobile from the midpoint of the axle rearward to prevent, as far as"

Whereas S. F. No. 312, page 1, line 22, contains the following language:

"that are designed to prevent, as far as practicable, water."

SUSPENSION OF RULES

Lemke moved that the rules be so far suspended that S. F. No. 312 be substituted for H. F. No. 900 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 194 and H. F. No. 399, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except H. F. No. 399, page 1, lines 16 to 19 reads as follows:

"designated in subdivision 1 (FROM FUNDS APPROPRIATED TO THE DIVISION OF PARKS AND RECREATION), providing that such parcel of land acquired shall not exceed 40 acres unless specifically authorized by the legislature."

Whereas S. F. No. 194, page 1, lines 16 to 23 reads:

"designated in subdivision 1, providing that such parcel of land acquired shall not exceed 20 acres unless the acquisition of such parcel of land would require a survey in which case the commissioner may acquire a previously surveyed parcel of land not to exceed a quarter-quarter section of land, or unless specifically authorized by the legislature (FROM FUNDS APPROPRIATED TO THE DIVISION OF PARKS AND RECREATION).".

SUSPENSION OF RULES

Wenstrom moved that the rules be so far suspended that S. F. No. 194 be substituted for H. F. No. 399 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following reports were received and filed in the Chief Clerk's Office: Report to the Minnesota Legislature on Health Maintenance Organizations submitted by the Minnesota Department of Health, and Services to Minnesotans submitted by the Minnesota State Board of Health.

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

March 31, 1975

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
	7	16	March 28	March 28
	418	17	March 28	March 28
28		18	March 28	March 28

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1975</i>	<i>Date Filed 1975</i>
198		19	March 28	March 28
248		20	March 28	March 28
304		21	March 28	March 28
329		22	March 28	March 28
636		23	March 28	March 28

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

Mann from the Committee on Agriculture to which was referred:

H. F. No. 983, A bill for an act relating to agriculture; potato grading; application; repealing Minnesota Statutes 1974, Section 30.101.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 2, A bill for an act relating to employment services; authorizing the summer employment of young persons for state and local service; appropriating money.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 48, A bill for an act relating to public welfare; providing a coordinated approach to the supervision, protection and habilitation of mentally retarded persons; amending Minnesota Statutes 1974, Sections 253A.02, Subdivision 5, and by adding

a subdivision; 253A.04, Subdivisions 1 and 2; 253.07, Subdivisions 17, 19, and 21; 253A.15, Subdivision 1; 256.93, Subdivisions 1 and 2; 259.24, Subdivision 1; and 517.03; repealing Minnesota Statutes 1974, Sections 253A.07, Subdivision 18; 253A.13; and 256.07.

Reported the same back with the following amendments:

Page 3, line 10, after "a" delete "*licensed*".

Page 3, line 11, after "is" delete "*trained or experienced in testing mentally retarded*".

Page 3, line 12, delete "*persons*" and insert "*qualified in the diagnosis and treatment of mental retardation*".

Page 14, line 2, after "*physician*" delete "*or a licensed psychologist who is trained*".

Page 14, line 3, delete "*or experienced in the field of*" and insert "*a psychologist who is qualified in the diagnosis and treatment of*".

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 628, A bill for an act relating to Voyageurs National Park; establishing and empowering an advisory committee thereon.

Reported the same back with the following amendments:

Page 2, after line 18, add the following:

"Subd. 3. Such monies as may be appropriated to provide the payments as prescribed by this act shall be appropriated to the Minnesota resources commission and administered by that agency."

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

The report was adopted.

Johnson, D., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 25, A bill for an act relating to housing; providing implied and express warranties on the sale of new housing upon the seller.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [DEFINITIONS.] Subdivision 1. As used in this act, the terms in this section shall have the meanings assigned to them.

Subd. 2. "Building standards" means the structural, mechanical, electrical and quality standards of the home building industry for the geographic area in which the dwelling is situated.

Subd. 3. "Dwelling" means a new building, not previously occupied, constructed for the purpose of habitation. The term dwelling shall not mean appurtenant recreational facilities, detached garages, driveways, walkways, patios, boundary walls, retaining walls not necessary for the structural stability of the dwelling, landscaping, fences, nonpermanent construction materials, off-site improvements and all other similar items.

Subd. 4. "Initial vendee" means a person who first contracts to purchase a dwelling from a vendor for the purpose of habitation and not for resale in the ordinary course of trade.

Subd. 5. "Major construction defect" means actual damage to the load-bearing portion of the dwelling, including damage due to subsidence, expansion or lateral movement of the soil (excluding movement caused by flood, earthquake or other natural disaster) which affects its load-bearing function and which vitally affects or is imminently likely to vitally affect use of the dwelling for residential purposes.

Subd. 6. "Vendee" means any purchaser of a dwelling and includes the initial vendee and any subsequent purchasers.

Subd. 7. "Vendor" means any person, firm or corporation which constructs dwellings for the purpose of sale.

Subd. 8. "Warranty date" means the earliest date:

(a) from and after which the statutory warranties contained herein shall be effective as of the date of the initial vendee's first occupancy of the dwelling; or

(b) on which the initial vendee takes legal or equitable title in the dwelling.

Sec. 2. [STATUTORY WARRANTIES.] Subdivision 1. In every sale of a completed dwelling, and in every contract for

the sale of a dwelling to be completed, the vendor shall warrant to the vendee that:

(a) during the one year period from and after the warranty date the dwelling shall be free from defects caused by faulty workmanship and defective materials due to noncompliance with building standards;

(b) during the two year period from and after the warranty date, the dwelling shall be free from defects caused by faulty installation of plumbing, electrical, heating and cooling systems;

(c) during the ten year period from and after the warranty date, the dwelling shall be free from major construction defects.

Subd. 2. The statutory warranties provided for herein shall survive the passing of legal or equitable title in the dwelling to the vendee.

Sec. 3. [EXCLUSIONS.] The liability of the vendor under this act is limited to the specific items set forth in this act and not to the following:

(a) loss or damage not reported by the vendee in writing within six months after the vendee discovers or should have discovered such loss or damage;

(b) loss or damage caused by defects in design, installation or materials which the vendee supplied, installed or had installed under his direction;

(c) secondary loss or damage such as personal injury or property damage;

(d) loss or damage from normal wear and tear;

(e) loss or damage from normal shrinkage caused by drying of the dwelling within tolerances of building standards;

(f) loss or damage from dampness and condensation due to insufficient ventilation after occupancy;

(g) loss or damage from negligence, improper maintenance or alteration of the dwelling by parties other than the vendor;

(h) loss or damage from changes in grading of the ground around the dwelling by parties other than the vendor;

(i) landscaping or insect loss or damage;

(j) loss or damage from failure to maintain the dwelling in good repair;

(k) loss or damage which the vendee, whenever feasible, has not taken timely action to minimize;

(l) loss or damage which occurs after the dwelling is no longer used primarily as a residence;

(m) accidental loss or damage usually described as acts of God (including but not limited to fire, explosion, smoke, water escape, windstorm, hail or lightning, falling trees, aircraft and vehicles, flood and earthquake), except when such loss or damage is caused by failure to comply with building standards;

(n) loss or damage from soil movement which is compensated by legislation or covered by insurance;

(o) loss or damage due to soil conditions where construction is done upon lands owned by the vendee and obtained by him from a source independent of the vendor.

Sec. 4. [WAIVER.] Subdivision 1. At any time after a contract for the sale of a dwelling is entered into by and between a vendor and a vendee, any of the statutory warranties provided for herein may be excluded or modified by written instrument, signed by the vendee, which shall be in bold face type of a minimum size of ten points, and which sets forth in detail the warranty involved, the consent of the vendee and the terms of the new agreement with respect thereto, provided, however, that in no event shall such exclusion or modification be effective unless the vendor provides other express warranties, offering similar protections to the statutory warranties contained in this act.

Subd. 2. Except as provided above, the provisions of this act cannot be waived or modified by contract or otherwise. Any agreement to the contrary is contrary to public policy and void.

Sec. 5. [REMEDIES.] Upon breach of any warranty imposed by this act, the vendee shall have a cause of action against the vendor for damages arising out of the breach, or for specific performance. Damages shall be limited to:

(a) the amount necessary to remedy the defect or breach;
or

(b) the difference between the value of the dwelling without the defect and the value of the dwelling with the defect.

Sec. 6. [OTHER WARRANTIES.] The statutory warranties provided for herein shall be in addition to all other warranties imposed by law or agreement. The remedies provided by section 5 shall not be construed as limiting the remedies in any action not predicated upon breach of the statutory warranties imposed by this act.

Sec. 7. [APPLICABILITY.] The commissioner of administration may approve, pursuant to the administrative procedures act, Minnesota Statutes, Section 15.0412, variations from the provisions of sections 2 and 3, if the warranty program of the vendor requesting the variation offers at least substantially the same protection to the vendee as is offered by this act.

Sec. 8. [REPEALER.] Minnesota Statutes, Section 541.051, is not applicable insofar as it applies to dwellings as defined in this act.

Sec. 9. [EFFECTIVE DATE.] This act is effective January 1, 1976 and shall apply to any contract for the sale of a dwelling entered into thereafter.”.

Further amend the title as follows:

Line 2 delete “implied and express”.

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

The report was adopted.

Johnson, D., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 175, A bill for an act relating to commerce; creating a commission on small business; describing its duties; appropriating funds for its operation.

Reported the same back with the following amendments:

Page 1, line 11, after “farms” insert “and not excluding small cooperatives”.

Page 2, line 3, after “farms” insert “, manufacturers, wholesalers, retailers, tourism and service businesses”.

Page 2, delete line 7 and insert “commissioner of the department of economic development.”.

Page 2, line 23, after “planning,” insert “education”.

Page 3, line 2, delete “STATE PLANNING AGENCY” and insert “DEPARTMENT OF ECONOMIC DEVELOPMENT”.

Page 3, line 3, delete “state planning agency” and insert “department of economic development.”.

Page 3, delete lines 5 to 7.

Page 3, line 12; after "\$" insert "60,000".

Page 3, after line 13, insert the following:

"Sec. 9 [EFFECTIVE DATE.] This act shall become effective on the day following its final enactment."

Renumber the sections accordingly.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Governmental Operations.

The report was adopted.

Johnson, D., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 559, A bill for an act relating to commerce; repealing the fair trade laws; repealing Minnesota Statutes 1974, Sections 325.08 to 325.14.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Johnson, D., from the Committee on Commerce and Economic Development to which was referred:

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

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [DEFINITIONS.] Subdivision 1. "Repairs" include repairs, alterations, maintenance, and the installation of any item, where the total cost is more than \$25 and less than \$2,000. Repairs do not include health care services to persons or animals.

Subd. 2. "Shop" means individuals, corporations, partnerships, and any other form of business organization which derives income, in whole or part, by engaging in the repair business.

Subd. 3. "Estimate" means any offer by the shop, either written or verbal, to make agreed upon repairs for a stated price, provided that if the shop was given a customer a repair order,

the agreed upon repairs consist of the work described on the repair order.

Subd. 4. "Binding estimate" means any estimate which has been agreed to by both the shop and the customer.

Subd. 5. "Customer" includes the agents of a customer.

Sec. 2. [REPAIR ORDER; INVOICE.] Subdivision 1. Whenever a shop proposes to make repairs for a customer the shop shall furnish, prior to commencement of repairs, a copy of a written repair order to the customer describing the repairs to be made. The repair order shall be signed by the shop, and upon notification of his right to a repair order the customer may waive this right.

Subd. 2. The repair order may be specific or general. The shop may list on the repair order the specific parts and the specific labor that it will supply or the shop may describe on the repair order the general condition that it will repair.

(a) If the repair order lists specific parts and labor to be supplied, the shop is authorized to supply and charge only for those parts and labor listed in the repair order. The shop shall not be authorized and shall not charge for parts or labor not already listed on the repair order unless the customer authorizes the additional parts or labor not already listed on the repair order. The customer may authorize additional parts or labor orally or in writing.

(b) If the repair order describes the general condition that will be repaired, the shop shall be authorized to perform and charge for all parts and labor the shop deems necessary to repair the condition described on the repair order. The shop shall not be authorized and shall not charge for parts or labor supplied to repair any condition other than that described on the repair order unless the customer authorizes the additional repairs not already described on the repair order. The customer may authorize additional repairs orally or in writing.

Subd. 3. A shop is not required to give an estimate to any customer or prospective customer. Any shop that does not wish to give an estimate shall so inform the customer at the time an estimate is requested. If a repair order is furnished there shall be a conspicuous written statement on it stating whether an estimate has been given the customer and, if so, the amount of the estimate.

Subd. 4. A shop shall state on its repair order its charge to the customer, or the basis upon which it will be calculated, for an estimate, diagnostic service, work preliminary to a diagnosis, reassembly of the unrepaired item, service call, or release of the item in the event it is not repaired.

Subd. 5. Upon completion of all repairs, each shop shall provide each customer with a copy of a dated invoice for the work

done. The information which is required to be on the invoice may be placed on the face of the repair order, which then may be used as an invoice. The invoice shall contain the following information:

(a) A description of all service work done and parts supplied, including all warranty work;

(b) The estimated price, if any was given;

(c) A detailed itemization of the charges for parts, labor, incidentals, the making of an estimate, the release of the item, service call charge, and any other charges imposed upon the customer; and

(d) A statement specifying which parts, if any, are used, rebuilt, or reconditioned if that information is known by the shop.

Sec. 3. [COSTS AND ESTIMATES.] Subdivision 1. The repair order may be silent as to the price of repairs described on the repair order.

Subd. 2. The shop may add conditions to its estimate if those conditions are disclosed to the customer at the time the estimate is given and are in the same form as the estimate and if those conditions affect neither the amount of work authorized nor the cost of doing the agreed upon repairs.

Subd. 3. When a shop gives a customer an estimate and the customer accepts the estimate and any conditions imposed by the shop, the estimate shall be binding upon the parties, and the shop shall not charge more than the amount of the binding estimate for performing the agreed upon work.

Subd. 4. A shop shall inform the customer of the period of time for which an estimate is binding upon the shop. If no period of time is stated by the shop an estimate shall be presumed to be binding upon the shop for 21 days.

Subd. 5. A shop may make a reasonable charge for an estimate, diagnostic service, work preliminary to a diagnosis, reassembly of an unrepaid item, service call, or release of an item in the event it is not repaired. Such a charge, or the basis upon which it will be calculated, shall be disclosed to the customer prior to the performance of any act which would impose a charge upon the customer. The disclosure shall clearly state whether the charge is included in the shop's estimate and whether the charge will be credited toward the total cost of the repairs.

Subd. 6. Repairs which the shop estimated to cost less than \$25, yet exceed that amount, fall within the scope of sections 1 to 7.

Sec. 4. [SERVICE CALL CHARGES.] When a shop makes repairs to, or picks up or delivers an item at a place other than its own premises it shall inform the customer, at the time of the customer's inquiry for service, of any service call charge. The service call charge shall be stated in absolute terms, not on an hourly, mileage, or other basis. The service call charge may be imposed in addition to any other charges assessed the customer, but it shall be separately stated. If the customer is furnished a repair order or written estimate, the service call charge shall be indicated thereon.

Sec. 5. [REQUIRED SHOP PRACTICES.] Subdivision 1. At the time the customer authorizes the repairs he may request that replaced parts be returned to him. If such a request is made, the shop shall return the replaced parts to the customer, except for parts that the shop is required to return to the manufacturer or distributor under a warranty or exchange arrangement if the customer is shown the replaced parts. The customer shall remove the replaced parts from the shop premises within a reasonable time from the date the repaired item is returned to the customer.

Subd. 2. Every shop shall maintain repair records which shall include all repair orders, estimates, and invoices, and the names of all customers for whom repair services have been performed. These records shall be available for reasonable inspection and copying by law enforcement officials and shall be retained for at least two years. A customer has the right to a copy of documents maintained by the shop reflecting any transaction to which he was a party.

Subd. 3. Each shop shall conspicuously display a sign that states the following:

"If a customer of this shop is given an estimate, the shop cannot lawfully charge a greater amount for performing the agreed upon work. Customers are entitled to see or accept return of replaced parts if a request is made at the time work is authorized."

Sec. 6. [PROHIBITED ACTS.] No shop shall:

- (a) Charge or recover for unauthorized repairs;
- (b) Charge or recover for an amount exceeding a binding estimate;
- (c) Fail to return to any customer, upon demand, the customer's goods because of the customer's nonpayment of the proportion of the bill which represents;
 - (1) Repairs which were performed but unauthorized, or
 - (2) Repair charges which exceed a binding estimate for such repairs;

(d) Perform repair work without notifying the customer of his right to a repair order;

(e) Fail to disclose to a customer its charge for an estimate, diagnostic service, work preliminary to a diagnosis, reassembly fee, service call charge or for the release of an item in the event it is not repaired;

(f) Fail to comply with any conditions that the customer imposes on repair work, provided that the shop was informed of such conditions before commencement of the repairs.

Sec. 7. [REMEDIES; PENALTIES.] Subdivision 1. When a shop refuses return of a customer's goods, despite the customer's fulfillment of all conditions agreed upon with the shop as well as the customer's offer to pay either the amount of a binding estimate or the cost of authorized work, the customer, without making any additional payment, is entitled to the return of his goods or consequential damages, reasonable attorneys fees as determined by the court, and punitive damages not to exceed three times the total charges for the repairs. Acceptance by the shop of the amount offered by the customer shall not be an admission that the amount offered is the true and correct amount owing and payable.

Subd. 2. When a shop refuses return of a customer's replaced parts despite a timely request, the shop shall be liable for the reasonable value of those parts.

Subd. 3. When a shop fails to disclose its charge for an estimate, diagnostic service, work preliminary to a diagnosis, reassembly fee, service call, or release of an unrepaired item, there shall be a rebuttable presumption that the charge is for unauthorized work.

Subd. 4. Any violation of sections 1 to 7 shall be deemed a violation of section 325.79.

Subd. 5. The remedies of this section are to be construed as cumulative in addition to those provided by the common law and other statutes of this state.

Sec. 8. [PREEMPTION BY STATE.] The provisions of sections 1 to 7 shall supercede local ordinances regulating repairs to the extent that the ordinances are inconsistent with sections 1 to 7.

Sec. 9. [TITLE.] Sections 1 to 9 may be cited as the truth in repairs act."

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

The report was adopted.

Johnson, C., from the Committee on Education to which was referred:

H. F. No. 562, A bill for an act relating to school districts; lowering the age of retired employees for whom a school board may purchase medical insurance; amending Minnesota Statutes 1974, Section 123.72.

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

The report was adopted.

Johnson, C., from the Committee on Education to which was referred:

H. F. No. 851, A bill for an act relating to education; vocational-technical training; prescribing duties and functions of advisory committees; amending Minnesota Statutes 1974, Chapter 121, by adding a section.

Reported the same back with the following amendments:

Page 1, line 10, delete "*six*" and insert "*four*".

Page 1, line 11, delete "*course*" and insert "*program*".

Page 1, line 12, after "*school*" insert "*, a cooperative vocational center,*".

Page 1, line 13, delete "*having secondary and*".

Page 1, line 14, delete "*post-secondary pupils*".

Page 1, line 19, delete "*shall*" and insert "*may*".

Page 1, line 20, after "*by the*" insert "*governing school board upon the recommendation of the*".

Page 1, line 20, delete "*subject to the approval of*".

Page 1, line 21, delete "*the local school board*".

Page 2, line 6, delete "*four*" and insert "*two*".

Page 2, line 7, delete "*They shall*" and insert "*It is recommended that members of the advisory committee*".

Page 2, line 7, after "*observe*" insert "*at least*".

Page 2, line 8, delete "*term*" and insert "*school year*".

Page 2, line 9, delete "*shall evaluate the course and*" and insert "*may*".

Page 2, line 10, after "*suggestions*" insert "*concerning the program*".

Page 2, line 10, delete "*The results of their evaluation,*".

Page 2, line 11, delete "*together with any*" and insert "*Their*".

Page 2, line 12, delete "*for improvement*" and insert "*concerning the program*".

Page 2, line 13, after "*the*" insert "*governing school board, the*".

Page 2, line 17, delete "*ten*" and insert "*six*".

Page 2, line 18, delete "*from each committee shall be*".

Page 2, line 19, delete "*included in a report*".

Page 2, line 20, delete "*which*".

Page 2, line 24, delete "*any*" and insert "*advisory*".

Page 2, line 24, delete "*committee*" and insert "*committees*".

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 33, A bill for an act relating to solid waste pollution; requiring beverage containers to have certain refund values after a certain date; providing penalties.

Reported the same back with the following amendments:

Page 2, line 3, delete "1976" and insert "1977".

Page 2, line 13, delete "1976" and insert "1977".

Page 3, line 3, delete "1976" and insert "1977".

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 99, A bill for an act relating to pollution; prohibiting sale of beverage containers having detachable parts.

Reported the same back with the following amendments:

Page 1, line 6, delete "beverage" and insert "carbonated or noncarbonated soft drink, beer, other malt beverages, or tea in liquid form and intended for human consumption".

Page 1, after line 9, insert:

"Sec. 2. [PENALTY.] A violation of section 1 is a misdemeanor and each day of violation is a separate offense.

Sec. 3. [EFFECTIVE DATE.] This act shall take effect on July 1, 1976."

Further amend the title as follows:

Line 3, after "parts" insert "; providing penalties".

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

The report was adopted.

Vento from the Committee on General Legislation and Veterans Affairs to which was referred:

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

Reported the same back with the following amendments:

Page 1, after line 8, insert the following:

"Sec. 2. Subdivision 1. The secretary of state shall prepare and distribute to each county auditor detailed written rules and regulations on election laws relating to conduct of elections, conduct of voter registration, and voting procedures.

Subd. 2. Further, the secretary of state shall conduct conferences for county auditors before each state primary election for the purpose of giving instructions on the administration of election laws.

Subd. 3. The county auditor has the duty to carry on a program on inservice training for local election officials. Local municipal officials responsible for conduct of elections within their municipalities shall train all election judges in their duties in the conduct of elections.

Subd. 4. No election judge shall serve at an election unless he has fulfilled training experiences approved by the secretary of state rules and regulations."

Renumber remaining section.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Vento from the Committee on General Legislation and Veterans Affairs to which was referred:

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.

Reported the same back with the following amendments:

Page 1, line 10, after "a" insert "*home rule charter*".

Page 1, line 14, after "in" and before "odd numbered" insert "*either*".

Page 1, line 15, before "years" insert "*or even numbered*".

Page 1, line 15, after "years." insert "*For cities of the first class the uniform municipal election day shall be the first Tuesday after the first Monday in November in odd numbered years.*".

Page 2, line 2, after "(MAY)" delete "*must*" and insert "*shall*".

Page 2, line 9, after "the" and before "year" strike "*even numbered*".

Page 2, line 14, after "the" and before "year" strike "*even numbered*".

Page 2, line 31, after "terms." strike "*If a*".

Page 2, strike line 32.

Page 3, strike lines 1 and 2.

Page 3, line 7, after "ordinance." insert *"But in all cases the uniform municipal election day shall be in effect for all municipal elections in 1977."*

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. 525, A bill for an act relating to state government; creating a department of transportation; prescribing its duties and responsibilities; transferring the functions of some state departments; appropriating money; repealing Minnesota Statutes 1974, Sections 4.20; 161.03; and 360.014.

Reported the same back with the following amendments:

Page 1, line 11, after "system" insert *", including aeronautics, highways, ports, public transit conveyances, railroads and pipelines,"*.

Page 2, delete lines 2 to 10 and insert "Subd. 2. [UNCLASSIFIED POSITIONS.] *The commissioner may establish not more than four positions in the unclassified service, however, he shall establish as one of the four authorized positions, a position for aeronautics. Such positions shall be limited to the deputy and assistant commissioner or director levels.*"

Page 2, line 12, after "department" insert *", giving full consideration to all modes of transportation,"*.

Page 2, line 15, after "prescribe." insert *"In the initial organization of the department the commissioner shall designate an organizational steering committee consisting of representatives from the departments of administration, aeronautics, highways, public service and the state planning agency to assist him in the initial organization of the department."*

Page 2, line 19, after "interstate commerce commission" insert *", the civil aeronautics board"*.

Page 2, line 22, delete "within the jurisdiction of".

Page 2, line 23, delete "the commissioner" and insert "*related to the powers and responsibilities of the commissioner as defined in this act*".

Page 2, delete lines 24 to 32.

Page 3, delete lines 1 and 2.

Renumber the subdivision in sequence.

Page 3, line 11, delete "cooperate" and insert "*participate*".

Page 3, line 14, delete "a designated deputy or".

Page 3, line 15, delete "assistant commissioner" and insert "*his designee*".

Page 3, line 21, delete "Develop, implement and revise" and insert "*In cooperation with the metropolitan council, regional development commissions and local units of government, develop, revise, and monitor*".

Page 3, line 26, after "factors" insert "*and report to the governor and the legislature by January 1, 1977*".

Page 3, line 28, delete "and regional".

Page 3, line 28, after "policies" insert "*and in full consideration of policy plans described in subdivision 2*".

Page 3, line 29, after "program" insert "*authorized*".

Page 3, line 29, after "other" insert "*authorized*".

Page 3, line 30, delete "basing them upon state and".

Page 3, delete all of line 31.

Page 3, line 32, delete "revenues" and insert "*based upon priorities established in subdivision 1 (b)*".

Page 4, line 1, delete "statewide".

Page 4, line 2, after "facilities" insert "*as authorized*".

Page 4, line 5, delete "development of plans for".

Page 4, delete lines 6 to 10 and insert "*regional transportation planning process*;".

Page 4, line 11, delete "design" and insert "technical".

Page 4, line 14, delete the period and insert "; and".

Page 4, after line 14, insert:

"(g) Report to the governor and the legislature on January 1, 1977, with recommendations concerning the advisability of a state financial aid program designed to preserve railroad service. If a state financial aid program is recommended, an implementation process shall be included."

Page 4, line 15, delete "The".

Page 4, delete lines 16 to 29 and insert *"In cooperation with the department and local units of government, regional development commissions and the metropolitan council shall develop regional long range comprehensive transportation policy plans."*

Page 5, line 18, delete "At the request of the".

Page 5, line 19, delete "commissioner,".

Page 5, line 19, delete "may" and insert "shall".

Page 5, line 20, after "include" insert "at least".

Page 5, delete lines 21 to 24 and insert *"public official from each development region as established under chapter 462, with at least six additional persons"*.

Page 5, line 25, after "area." insert *"The terms of the first committee shall be staggered so that eight members shall be appointed to serve a one year term; eight members to serve a two year term; and nine members to serve a three year term. Thereafter, all committee members shall be appointed for a three year term, except that each member shall serve until a successor has been duly appointed and qualified."*

Page 6, line 9, delete "APPROVAL" and insert "REVIEW".

Page 6, line 15, after "federal" insert "transportation".

Page 6, line 16, delete "approval" and insert *"review and comment, to assure conformity with state policies, plans and programs"*.

Page 6, line 16, delete "If approved by him the".

Page 6, delete line 17.

Page 6, line 21, delete "accept, receive, or disburse".

Page 6, delete lines 22 to 28 and insert "*designate the commissioner as its agent to receive and disburse the funds as described in subdivision 1 by entering into an agreement with the commissioner prescribing the terms and conditions of the receipt and expenditure of the funds in accordance with federal laws and regulations and applicable state laws.*"

Subd. 3. The provisions of this section shall not be construed as altering or amending in any way the provisions of Minnesota Statutes, Sections 360.016, 360.0161 or 161.36."

Page 8, line 29, delete "and all".

Page 8, delete lines 30 to 32.

Page 9, delete lines 1 to 4.

Page 9, line 5, delete "221.61 to 221.68".

Page 11, delete lines 7 to 11 and insert "*Any person in the unclassified civil service whose employment position is abolished by this act and who is not appointed to an unclassified position authorized by this act may be otherwise continued in the unclassified service in the department of transportation, but for a period not to exceed 12 months from the date on which the department commences operation. Any unclassified position created for such purpose shall not be included in those authorized by section 6, subdivision 2, or section 9 of this act.*"

Page 11, after line 17, insert new sections to read:

"Sec. 9. Minnesota Statutes 1974, Section 43.09, Subdivision 2a, is amended to read:

Subd. 2a. (ADDITIONAL UNCLASSIFIED POSITIONS.) Notwithstanding any other law to the contrary, the personnel board, upon the request of the governor, is hereby authorized to establish permanent unclassified positions, or to unclassify previously classified positions, provided that:

(1) Positions so established involve only deputy or assistant heads of departments or agencies, or director level positions which are not specifically established by law, and who are appointed by and report directly to a head of a department or agency who is required by law to be appointed by the governor, or by a gubernatorially appointed board; as well as one position for a personal secretary of any head of a department or agency listed in clause (3).

(2) Classified incumbents of such positions, if any, are not removed from that position for a period of one year except under applicable provisions of rules and laws governing classified state employees.

(3) If an employee in the classified civil service accepts a newly created unclassified position, he shall retain an inactive civil service status and, upon his request, the commissioner of personnel shall reappoint him to his previous classified position, or to a comparable position.

(4) Positions so established are limited in number to six in the departments of administration, corrections, finance, (HIGHWAYS,) natural resources, public safety, public welfare, and revenue; to five in the departments of commerce, education, health, labor and industry, and personnel; to four in the departments of agriculture, economic development, transportation, and employment services; to three in the departments of (AERONAUTICS,) public service, and the planning agency and pollution control agency; and to two in the departments of human rights and veterans affairs. Departments or agencies not enumerated in this clause shall not be authorized to establish additional unclassified positions under the provisions of this subdivision.

(5) Funds are available.

Sec. 10. Minnesota Statutes 1974, Section 360.017, Subdivision 1, is amended to read:

360.017 [STATE AIRPORTS FUND.] Subdivision 1. [CREATION.] There is hereby created a fund to be known as the state airports fund. Such fund shall consist of all moneys appropriated to it, or directed to be paid into it, by the legislature. The state airports fund shall be paid out an authorization of the commissioner and shall be used to acquire, construct, improve, maintain, and operate airports and other air navigation facilities and to assist municipalities in the acquisition, construction, improvement, and maintenance of airports and other air navigation facilities. *The state airports fund shall also be used to pay salaries and expenses in the department of transportation related to aeronautic planning, administration and operation.*

Renumber the sections in sequence.

Page 11, line 19, delete "\$75,000" and insert "\$150,000".

Page 11, line 20, after "appointment" insert "*to organize the department and to initiate the study as defined in section 3, subdivision 1 (a) and (g)*".

Page 11, line 31, delete "This notice shall be published in the state".

Page 11, line 32, delete "register."

Underline all new language.

Further amend the title:

Line 6, after "money;" insert "amending Minnesota Statutes 1974, Sections 43.09, Subdivision 2a; and 360.017, Subdivision 1;"

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 49, A bill for an act relating to the city of Duluth; authorizing the rendering of emergency service by a physician's trained mobile intensive care paramedic; granting limited immunity from civil liability for paramedics and physicians advising or instructing paramedics.

Reported the same back with the following amendments:

Page 3, line 6, after "faith" insert "and in the exercise of reasonable care".

Page 3, line 12, after "faith" insert "and in the exercise of reasonable care".

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

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 598, A bill for an act relating to certain nonprofit corporations; expense reimbursement to child caring agencies; amending Minnesota Statutes 1974, Section 317.65, Subdivision 7.

Reported the same back with the following amendments:

Page 1, line 14, strike "such".

Page 1, line 14, strike "as will not".

Page 1, line 15, strike "exceed a sum".

Page 1, line 16, delete "*adoptive counseling*,".

Page 1, line 16, after "of" insert "*adoptive counseling, whether or not legal adoption is completed;*".

Page 1, line 19, strike the comma and insert a semicolon.

Page 1, line 19, after "of" strike "the" and insert "*children*".

Page 1, line 19, restore the stricken language "in the home".

Page 1, line 20, delete "*children in the home*".

Page 1, line 20, strike the semicolon and insert a period.

Page 1, line 22, strike "provided".

Page 1, line 22, strike "that only such part" and insert "*Only that portion*".

Page 1, line 22, after "expenses" insert "*may*".

Page 1, line 23, strike "adopting".

Page 1, line 23, after "person" insert "*seeking to adopt*".

Page 2, line 1, strike "and provided further that" and insert a period.

Page 2, line 3, strike "expense" and insert "*expenses referred to in this subdivision*".

Page 2, line 3, strike "such" and insert "*any*".

Page 2, line 4, strike the comma after "agency".

Page 2, line 8, strike "such" and insert "*the*".

Page 2, line 13, strike "on the part of anyone" and insert "*by any individual or organization*".

Page 2, line 17, strike "such" and insert "*the organization*".

Page 2, line 18, strike "shall be" and insert "*is*".

Amend the title as follows:

Page 1, line 23, after the semicolon insert "permitting".

Page 1, line 3, after "agencies" and before the semicolon insert "for services related to adoptions".

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

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 652, A bill for an act relating to public welfare; providing for a clothing supplement to be paid to newly employed recipients of aid to families with dependent children; appropriating money; amending Minnesota Statutes 1974, Chapter 256, by adding a section.

Reported the same back with the following amendments:

Page 1, line 12, delete "shall" and insert "may".

Page 1, line 12, after "grant of" insert "up to but not exceeding".

Page 1, line 12, delete "\$80" and insert "\$90".

Page 1, line 13, delete "uniforms or other".

Page 1, line 14, delete "appropriate".

Page 1, line 19, delete "\$300,000" and insert "\$350,000".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Fugina from the Committee on Higher Education to which was referred:

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.

Reported the same back with the following amendments:

Page 1, line 23, delete "If the state cannot contract".

Page 2, delete lines 1 and 2.

Page 2, line 3, before "commission" insert "The".

Page 2, line 8, after "matters." insert "The commission shall also advise the legislature as to the feasibility of the state contracting for the needed number of seats at appropriate existing colleges of optometry."

Page 2, line 10, delete "1976" and insert "1977".

Page 2, delete lines 11 to 21.

Amend the title as follows:

Page 1, line 2, after "to" insert "optometric".

Page 1, delete lines 4 and 5 and insert "a study of the availability of educational opportunities in optometry for Minnesota students."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Fugina from the Committee on Higher Education to which was referred:

H. F. No. 1013, A bill for an act relating to education; higher education coordinating commission; increasing aid to foreign students and eliminating certain requirements in grants; establishing community service grants; appropriating money; amending Minnesota Statutes 1974, Sections 136A.144; 136A.146; and Chapter 136A, by adding a section.

Reported the same back with the following amendments:

Page 2, line 27, delete "*five years*" and insert "*one year*".

Page 2, line 28, after "*education*" insert "*and training*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Enebo from the Committee on Labor-Management Relations to which was referred:

H. F. No. 961, A bill for an act relating to labor; voiding provisions in employment contracts requiring the employee to turn over certain patentable inventions or devices to his employer.

Reported the same back with the following amendments:

Page 1, line 8, delete "VOID" and insert "UNENFORCEABLE".

Page 1, line 9, delete "entered into before, on or after".

Page 1, line 10, delete "the effective date of this act".

Page 1, line 11, delete "all" and insert "any of".

Page 1, line 14, after "in" delete "for" and insert "or could have had knowledge of from".

Page 1, line 17, delete "is void" and insert "shall be unenforceable".

Further, amend the title to read as follows:

Page 1, line 2, delete "voiding" and insert "making".

Page 1, line 5, after "employer" insert "unenforceable".

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

The report was adopted.

Berg from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 667, A bill for an act relating to the issuance by the city of Two Harbors in Lake county of bonds for the betterment of its municipal electric utility and the pledge of the net revenues of such utility for the payment thereof.

Reported the same back with the following amendments:

Amend the title as follows:

Line 2, after "to" insert "the city of Two Harbors; authorizing".

Line 3, delete "in Lake county".

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

The report was adopted.

Berg from the Committee on Local and Urban Affairs to which was referred:

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.

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

The report was adopted.

Berg from the Committee on Local and Urban Affairs to which was referred:

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.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Berg from the Committee on Local and Urban Affairs to which was referred:

S. F. No. 702, A bill for an act relating to the city of Moorhead; authorizing the city to construct, maintain and operate a certain electric power transmission system; amending Laws 1955, Chapter 178, Section 1.

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

The report was adopted.

Lemke from the Committee on Transportation to which was referred:

H. F. No. 556, A bill for an act relating to highway traffic regulations; speed restrictions; authorizing local authorities to reduce speed limits on certain portions of highways and streets during school hours; amending Minnesota Statutes 1974, Section 169.14, Subdivision 5, and by adding a subdivision.

Reported the same back with the following amendments:

Page 2, delete lines 9 to 32.

Page 3, delete lines 1 to 4 and insert a new subdivision to read:

"Subd. 5a. [SPEED ZONING IN SCHOOL ZONES.] Local authorities may establish a school speed limit within a school zone upon the basis of an engineering and traffic investigation as prescribed by the commissioner of highways. The establishment of a school speed limit on any trunk highway shall be with the consent of the commissioner of highways. Such school speed limits shall be in effect when children are present, going to or leaving school during opening or closing hours or during school recess periods. The school speed limit shall not be lower than 20 miles per hour and shall not be more than 15 miles per hour below the established speed limit on an affected street or highway if the established speed limit is 40 miles per hour or greater. The school speed limit shall be effective upon the erection of appropriate signs designating the speed and indicating the beginning and end of the reduced speed zone. Any speed in excess of such posted school speed limit is unlawful. All such signs shall be erected by the local authorities on those streets and highways under their respective jurisdictions and by the commissioner of highways on trunk highways.

For the purpose of this subdivision, "school zone" means that section of a street or highway which abuts the grounds of a school where children have access to the street or highway from the school property or where an established school crossing is located provided the school advance sign prescribed by the manual on uniform traffic control devices adopted by the commissioner of highways pursuant to section 169.06 is in place."

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 983, 2, 48, 628, 25, 559, 682, 562, 851, 33, 99, 700, 49, 598, 961, 667 and 556 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 312, 194, 264, 286 and 702 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Anderson, G.; Anderson, I.; St. Onge; Haugerud and Laidig introduced:

H. F. No. 1286, A bill for an act relating to crimes and criminals; providing penalties for certain acts relating to livestock; amending Minnesota Statutes 1974, Chapter 609, by adding a section.

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

Nelsen, Schumacher, Graba, Niehaus and Wenstrom introduced:

H. F. No. 1287, A bill for an act relating to appropriations; appropriating funds for development of a comprehensive plan for the development of irrigation and specialty crops.

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

Berg, for the Committee on Local and Urban Affairs, introduced:

H. F. No. 1288, A bill for an act relating to the operation of shade tree disease control programs by local governments; providing funds for the control of shade tree disease; establishing a grant-in-aid program under the department of agriculture; appropriating money; amending Minnesota Statutes 1974, Sections 18.022, by adding a subdivision; 18.023, Subdivisions 1, 3, and 4, and by adding a subdivision.

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

Osthoff, McCarron, Metzen, Schreiber and Jaros introduced:

H. F. No. 1289, A bill for an act relating to alcoholic beverages; on-sale closing hours; amending Minnesota Statutes 1974, Sections 340.034, Subdivision 1; and 340.14, Subdivision 1.

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

Heinitz introduced:

H. F. No. 1290, A bill for an act relating to health; establishing a state board of hearing aid specialists; providing for licensure of persons who are hearing aid specialists; providing for the regulation of either the dispensing or the fitting of hearing aids to the public; providing penalties.

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

Reding, Evans, Begich, Spanish and Jensen introduced:

H. F. No. 1291, A bill for an act relating to commerce; protecting laboring men and women; providing for the filing of economic impact statements; prohibiting certain officials from enforcing environmental standards in certain circumstances; appropriating money.

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

Smith; McCollar; Menning; Carlson, R.; and Kvam introduced:

H. F. No. 1292, A bill for an act relating to crime prevention; increasing the compensation for dependents of peace officers killed in the line of duty; amending Minnesota Statutes 1974, Section 352E.04.

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

Beauchamp; Dean; Kelly, W.; Corbid and Sieben, M., introduced:

H. F. No. 1293, A bill for an act relating to educational television; providing grants for educational television stations serving Minnesota; providing for local supervision of grant expenditures; creating a statewide advisory committee; appropriating money.

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

Jude; Adams, S.; Wenzel; Berglin and Kempe, R., introduced:

H. F. No. 1294, A bill for an act relating to school districts; investment of school district funds; amending Minnesota Statutes 1974, Section 471.561.

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

Norton; Graba; Johnson, C.; Adams, S.; and Byrne introduced:

H. F. No. 1295, A bill for an act relating to education; learning disabled and mildly retarded children; establishing a pilot program for in-service training of teachers; appropriating money.

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

Vento; Hanson; Byrne; Kempe, A.; and Kelly, R., introduced:

H. F. No. 1296, A bill for an act relating to public safety; providing for the reporting of malicious false fire alarms and establishing procedures for partial deactivations of fire alarm systems in educational facilities; providing penalties.

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

Peterson, Mann and Ulland introduced:

H. F. No. 1297, A bill for an act relating to appropriations; appropriating money to the Minnesota pollution control agency for resource recovery construction.

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

Vanasek; Johnson, D.; Braun; Suss and Biersdorf introduced:

H. F. No. 1298, A bill for an act relating to game and fish; permanent small game licenses for the elderly; amending Minnesota Statutes 1974, Section 98.47, by adding a subdivision.

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

Peterson, Nelsen, Friedrich, Albrecht and Erickson introduced:

H. F. No. 1299, A bill for an act relating to drainage; defining public waters; prescribing the powers and duties of county boards, district courts and the commissioner of natural resources in drainage proceedings; limiting the grounds for appeal; amending Minnesota Statutes 1974, Sections 106.011, Subdivision 20; 106.021, Subdivisions 2 and 4; 106.081, Subdivision 4; 106.101, Subdivision 4; 106.121, Subdivision 4; 106.131; 106.631, Subdivision 1; and repealing Minnesota Statutes 1974, Section 106.021, Subdivision 6.

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

Biersdorf, Friedrich, Eckstein, Lemke and Mann introduced:

H. F. No. 1300, A bill for an act relating to water resources; removing the authority of the commissioner of natural resources to issue certain orders without a prior hearing; amending Minnesota Statutes 1974, Section 105.462.

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

Patton, Knickerbocker, Pehler, Kahn and Beauchamp introduced:

H. F. No. 1301, A bill for an act relating to taxation; prescribing a tax on certain beverage containers sold at retail in this state; appropriating the proceeds to the pollution control agency for certain solid waste control programs.

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

Wieser; Ewald; Kelly, W.; Hokanson and Norton introduced:

H. F. No. 1302, A bill for an act relating to insurance; providing for higher limits of liability coverage and uninsured motorist coverage; amending Minnesota Statutes 1974, Sections 65B.06; and 65B.49, Subdivision 6.

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

Suss; Prah!; Sieben, M.; Abeln and George introduced:

H. F. No. 1303, A bill for an act relating to consumer credit; requiring certain information on monthly repayment billings.

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

Philbrook, George, Mann, Corbid and McCauley introduced:

H. F. No. 1304, A bill for an act relating to banks; permitting revolving loan accounts.

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

Evans, Suss, McCollar, Abeln and Ewald introduced:

H. F. No. 1305, A bill for an act relating to insurance; extending the period during which automobile insurance rates are subject to reduction under the Minnesota no-fault automobile insurance act; amending Minnesota Statutes 1974, Section 65B.70, Subdivision 6.

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

Prah!; Samuelson, Begich, Kostohryz and McCarron introduced:

H. F. No. 1306, A bill for an act relating to military affairs; allowing an employee who wishes to be a member of a color guard or an honor guard at a military funeral time off from his employment.

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

Tomlinson, Sarna, Knickerbocker, Fudro and Osthoff introduced:

H. F. No. 1307, A bill for an act relating to elections; providing certain precinct caucus requirements; amending Minnesota Statutes 1974, Sections 202.22, Subdivisions 1 and 3; 202.23, Subdivision 2; and 202.26, Subdivision 2.

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

Kelly, R.; Norton; Kempe, A.; Moe and Byrne introduced:

H. F. No. 1308, A bill for an act relating to retirement; financing teachers retirement in Independent School District No. 625; amending Laws 1965, Chapter 705, Section 1, Subdivision 4.

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

St. Onge introduced:

H. F. No. 1309, A bill for an act relating to the operation of State government; authorizing the commissioner of administration to establish on a demonstration basis a regional service center comprising selected state agencies and to enter into a lease for purposes of acquiring suitable space for the center.

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

Biersdorf, Beauchamp, Lemke, Graba and Patton introduced:

H. F. No. 1310, A bill for an act relating to retirement; recomputation of benefits payable by the Minnesota state retirement system; amending Minnesota Statutes 1974, Chapter 352, by adding a section.

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

Skoglund; Norton; Sieben, H.; and Brinkman introduced:

H. F. No. 1311, A bill for an act relating to certain officers and employees of the state and their dependents; providing optional insurance coverage for certain officers and employees; amending Minnesota Statutes 1974, Section 43.491, Subdivision 2.

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

Parish, Patton, Biersdorf and Beauchamp introduced:

H. F. No. 1312, A bill for an act relating to retirement; imposing a mandatory retirement age for teachers; amending Minnesota Statutes 1974, Sections 43.051, Subdivision 1; 354.44, by adding a subdivision; and 354A.05.

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

Parish and Patton introduced:

H. F. No. 1313, A bill for an act relating to retirement; miscellaneous amendments to the judges retirement act; amending Minnesota Statutes 1974, Sections 490.121, Subdivision 17; and 490.124, Subdivisions 2 and 9.

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

Parish, Patton, Moe, Biersdorf and Beauchamp introduced:

H. F. No. 1314, A bill for an act relating to retirement; mandatory age and allowable service credit for legislative employees; amending Minnesota Statutes 1974, Section 43.051, Subdivision 1.

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

Schulz introduced:

H. F. No. 1315, A bill for an act relating to the city of Red Wing; retirement and survivors benefits payable by the Red Wing firemen's relief association.

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

Prahl, Lemke, Osthoff, Biersdorf and Sarna introduced:

H. F. No. 1316, A bill for an act relating to unemployment compensation; providing that over 40 work hours in one week will be credited towards additional credit weeks; amending Minnesota Statutes 1974, Section 268.04, Subdivision 29.

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

Smogard, Patton, Wigley, Braun and Anderson, G., introduced:

H. F. No. 1317, A bill for an act relating to the state building code; clarifying application of the act by prohibiting municipal building codes regulating farm buildings; amending Minnesota Statutes 1974, Section 16.851.

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

Petrafeso, Swanson, Rice and Clark introduced:

H. F. No. 1318, A bill for an act relating to hospitals; requiring the state board of health to regulate rates charged by hospitals; requiring certain reports; permitting the state board of health to exempt hospitals from rules or regulations or inspections; prescribing penalties; 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.

Faricy introduced:

H. F. No. 1319, A bill for an act relating to health; state hospitals; establishing new review boards; providing qualifications of members of review boards; amending Minnesota Statutes 1974, Section 253A.16, Subdivision 1.

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

Samuelson; Sieben, H.; Moe; Enebo and Swanson introduced:

H. F. No. 1320, A bill for an act relating to minimum wages; requiring certain community health, welfare, or correctional institutions to pay a prevailing wage rate for prevailing hours of labor; amending Minnesota Statutes 1974, Section 177.42.

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

Swanson, Clark, Mangan, Clawson and Forsythe introduced:

H. F. No. 1321, A bill for an act relating to public welfare; authorizing an experimental program for the care of mentally retarded children; appropriating money; amending Minnesota Statutes 1974, Section 252.27, by adding a subdivision.

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

Kroening, Birnstihl, White and Jacobs introduced:

H. F. No. 1322, A bill for an act relating to public health; providing for the regulation of ambulance services; amending Minnesota Statutes 1974, Sections 144.801; 144.802; 144.803; 144.806; Chapter 144, by adding sections; and repealing Minnesota Statutes 1974, Sections 144.804 and 144.805.

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

Sieloff; Byrne; Forsythe; Carlson, L.; and Ketola introduced:

H. F. No. 1323, A bill for an act relating to health; setting standards for contract emergency ambulance services; amending Minnesota Statutes 1974, Section 144.804, Subdivision 3.

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

Dieterich; Simoneau; Patton; Adams, L.; and Peterson introduced:

H. F. No. 1324, A bill for an act relating to health; authorizing emergency or lifesaving service rendered by a physician's trained mobile intensive care paramedic; under certain circumstances granting immunity from civil liability for services rendered by physician's trained mobile intensive care paramedics and for physicians who render advice and instructions to paramedics.

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

Samuelson; Fugina; Johnson, D.; McCauley and Sieben, H., introduced:

H. F. No. 1325, A bill for an act relating to public welfare; authorizing the commissioner of administration to make grants for local match increases to fund costs for Minnesota community action agencies of new and innovative programs; appropriating money.

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

Casserly, Dieterich, Luther, Parish and Faricy introduced:

H. F. No. 1326, A bill for an act relating to garnishment; amending Minnesota Statutes 1974, Sections 550.02; 550.37, Subdivision 13; 571.41, Subdivisions 1 and 2; 571.55, Subdivisions 1 and 2; 571.57; 571.67; and Chapter 571, by adding sections; repealing Minnesota Statutes 1974, Sections 571.47; 571.48; and 571.49.

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

Lemke, Fudro, Eckstein and Biersdorf introduced:

H. F. No. 1327, A bill for an act relating to real estate; removing specific charge for copies of instrument filed with registrar; amending Minnesota Statutes 1974, Section 508.38.

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

Arlandson, Casserly, Luther, Lindstrom and Evans introduced:

H. F. No. 1328, A bill for an act relating to real estate; abstracters; increasing fees and amount of bonds; changing enforcement procedures; providing for greater access to public records; changing registration requirement; amending Minnesota Statutes 1974, Sections 386.62; 386.66; 386.68; 386.70; 386.71; and Chapter 386, by adding sections.

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

Kaley, Savelkoul, Laidig, Doty and Osthoff introduced:

H. F. No. 1329, A bill for an act proposing an amendment to the Minnesota Constitution by adding an article providing for initiative and referendum.

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

Sieben, M.; Patton; Casserly; Carlson, A.; and Jaros introduced:

H. F. No. 1330, A bill for an act relating to labor; directing the commissioner of labor and industry to enforce the prohibition against administering polygraph tests to employees; prescribing penalties; amending Minnesota Statutes 1974, Section 181.75.

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

Johnson, C.; Eckstein; Biersdorf; Wieser and Setzepfandt introduced:

H. F. No. 1331, A bill for an act relating to the soil and water conservation commission; providing for the membership of the commission; amending Minnesota Statutes 1974, Section 40.03, Subdivision 1.

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

White introduced:

H. F. No. 1332, A bill for an act relating to municipal planning; authorizing compensation of municipal planning commission members; amending Minnesota Statutes 1974, Section 462.354, Subdivision 1.

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

Laidig introduced:

H. F. No. 1333, A bill for an act relating to coroners; providing for fees and traveling expenses; prohibiting interference with a dead body or the scene of death; prescribing penalties; amending Minnesota Statutes 1974, Sections 357.11; and 390.11, Subdivision 8.

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

Friedrich, Lemke, Kaley, Zubay and Haugerud introduced:

H. F. No. 1334, A bill for an act relating to the county of Olmsted; authorizing reimbursement for necessary expenses incurred by duly appointed members of boards, commissions, and committees established by the Olmsted county board of commissioners.

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

Smith introduced:

H. F. No. 1335, A bill for an act relating to Aitkin county; authorizing issuance of additional on-sale intoxicating liquor licenses.

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

St. Onge introduced:

H. F. No. 1336, A bill for an act relating to Hubbard county; authorizing issuance of additional on-sale intoxicating liquor licenses.

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

Suss introduced:

H. F. No. 1337, A bill for an act authorizing the city of Shakopee to issue general obligation revenue bonds for the purpose of financing improvements to, and refunding bonds payable from the revenues of, its light and power system.

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

Vento, Tomlinson, Osthoff, Faricy and Dieterich introduced:

H. F. No. 1338, A bill for an act authorizing the city of Saint Paul to rezone lots or tracts of land in certain circumstances without the consent of landowners in the immediate vicinity.

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

Jopp introduced:

H. F. No. 1339, A bill for an act relating to Carver county; providing for the filing of surveys with the county surveyor.

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

DeGroat and Graba introduced:

H. F. No. 1340, A bill for an act abolishing the Cormorant Lakes watershed district in Becker county.

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

Mangan, McEachern, Jacobs, Sarna and Berglin introduced:

H. F. No. 1341, A bill for an act relating to handicapped persons; providing for interpreters for deaf persons attending local government meetings.

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

Wenstrom; Graba; Anderson, G.; Lemke and Biersdorf introduced:

H. F. No. 1342, A bill for an act relating to soil and water conservation; providing for the operation of the soil and water conservation commission; amending Minnesota Statutes 1974, Sections 40.03, Subdivisions 1 and 4; and 40.06, Subdivision 2.

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

Carlson, A.; Kahn; Savelkoul; Lindstrom and Sieben, M., introduced:

H. F. No. 1343, A bill for an act establishing a legislative review commission to study various problems relating to the operation of the legislature; appropriating money.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Savelkoul, Sherwood, Munger, Searle and Carlson, A., introduced:

H. F. No. 1344, A bill for an act relating to taxation; providing a credit for use of waste materials; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision.

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

Beauchamp introduced:

H. F. No. 1345, A bill for an act relating to taxation; exempting movie theatre admissions from sales tax; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

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

Jacobs; Johnson, C.; Savelkoul; DeGroat and Brinkman introduced:

H. F. No. 1346, A bill for an act relating to taxation; exempting certain bingo receipts from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

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

Abeln, Pleasant, Neisen, Reding and Evans introduced:

H. F. No. 1347, A bill for an act relating to taxation; providing for payment of taxes and assessment on property acquired by the state or a political subdivision thereof; amending Minnesota Statutes 1974, Section 272.68, Subdivision 1.

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

Suss, Pahl, Clawson and Abeln introduced:

H. F. No. 1348, A bill for an act relating to taxation; exempting 1974 special federal tax rebates from state income taxation for certain taxpayers.

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

Vanasek, Schulz, Birnstihl, Haugerud and Jopp introduced:

H. F. No. 1349, A bill for an act relating to taxation; inheritance taxes; exemptions; amending Minnesota Statutes, 1973 Supplement, Section 291.05.

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

Clawson, Neisen, Suss, Meier and Mangan introduced:

H. F. No. 1350, A bill for an act relating to local government; providing for the distribution of certain aids based on 1975 populations; amending Minnesota Statutes 1974, Section 447A.01, Subdivision 17.

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

Langseth and Eken introduced:

H. F. No. 1351, A bill for an act relating to taxation; exempting certain agricultural chemicals from sales taxation; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

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

Abeln; Hokanson; Adams, L.; Heinitz and Spanish introduced:

H. F. No. 1352, A bill for an act relating to taxation; allowing a deduction of expense for an attorney from gross income subject to income tax; amending Minnesota Statutes 1974, Section 290.09, by adding a subdivision.

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

Berglin, Mann, Eken, Clark and Skoglund introduced:

H. F. No. 1353, A bill for an act relating to taxation; exempting federally assisted nutrition meals for senior citizens from the sales tax; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

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

Fudro; Rice; Heinitz; Sieben, H.; and Haugerud introduced:

H. F. No. 1354, A bill for an act relating to taxation; prescribing a privilege tax rate for the use of public highways by owners and drivers of taxicabs; providing for certain exemptions; refunds and the disposition of the proceeds of the tax rebates to owners and drivers; amending Minnesota Statutes 1974, Sections 296.01, by adding a subdivision; and 296.18, Subdivision 1.

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

Birnstihl, Hanson, Fjoslien, Biersdorf and Jensen introduced:

H. F. No. 1355, A bill for an act relating to highway traffic regulations; littering; providing penalties; amending Minnesota Statutes 1974, Section 169.42, Subdivisions 1 and 5.

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

Anderson, G.; Schulz; Niehaus; Wenzel and DeGroat introduced:

H. F. No. 1356, A bill for an act relating to highway traffic regulations; lengths of certain vehicles and combinations of vehicles; amending Minnesota Statutes 1974, Section 169.81, Subdivision 3.

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

Kvam, Fudro, Lemke, Evans and Albrecht introduced:

H. F. No. 1357, A bill for an act relating to motor vehicles; powers of the registrar of motor vehicles; providing that a county or city officer appointed as a deputy registrar need not give bond to the state; amending Minnesota Statutes 1974, Section 168.33, Subdivision 2.

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

Johnson, D., introduced:

H. F. No. 1358, A bill for an act relating to Cook county; creating an upper northeast recreational authority and establishing its duties and powers; providing for funding; appropriating money.

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

MOTIONS AND RESOLUTIONS

McCarron moved that the name of Jude be added as an author on H. F. No. 1276. The motion prevailed.

George moved that his name be stricken as an author on H. F. No. 845. The motion prevailed.

McCauley introduced:

House Resolution No. 9, A house resolution extending congratulations to the Cotter High School Basketball team.

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

Novak, Philbrook, Neisen, Sarna and Kostohryz introduced:

House Concurrent Resolution No. 7, A house concurrent resolution commending Robert G. Heyer on his selection as National Teacher of the Year.

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

Carlson, A.; Clark; Savelkoul; Suss and Zubay introduced:

House Concurrent Resolution No. 8, A house concurrent resolution establishing a legislative review commission to study and

make recommendations about the legislature's size, functions, use of time and compensation.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 11, A bill for an act relating to group insurance; exempting certain plans from optional continuation requirements; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 1 and 2.

The Senate has appointed as such committee Messrs. Olson, A. G.; Ogdahl and Borden.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 84, A bill for an act relating to public employment; providing for the exercise of veteran's preference in public appointments or promotions; restricting discretion in the selection of state civil service employees; amending Minnesota Statutes 1974, Sections 43.18; 43.30; 44.14; 197.46; 197.481, Subdivision 1; and Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Section 197.45.

The Senate has appointed as such committee Messrs. McCutcheon, Schaaf, Coleman, Nelson and Stassen.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 278, A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.38; and Chapter 151, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

Carlson, L., moved that the House refuse to concur in the Senate amendments to H. F. No. 278, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the adoption by the Senate of the following House Concurrent Resolution, herewith returned:

House Concurrent Resolution No. 6, a Concurrent Resolution thanking Val Bjornson and designating him State Treasurer Emeritus.

PATRICK E. FLAHAVEN, Secretary of the Senate

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 278:

Carlson, L.; Faricy; Casserly; Sieben, M.; and McCauley.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 13, Berglin reported on the progress of H. F. No. 84, now in Conference Committee.

Pursuant to Joint Rule 13, Suss reported on the progress of S. F. No. 182, now in Conference Committee.

CONSENT CALENDAR

Anderson, I., moved that the bills on the Consent Calendar for today be continued until Monday, April 7, 1975. The motion prevailed.

CALENDAR

S. F. No. 613, A bill for an act relating to the city of Austin; authorizing the city of Austin to establish and maintain a downtown mall.

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:

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

The bill was passed and its title agreed to.

H. F. No. 229, A bill for an act relating to taxes on or measured by net income; appropriating money; amending Minnesota Statutes 1974, Chapter 290, by adding a section; Sections 290.01, Subdivisions 8, 20, 21, and 22; and by adding subdivisions; 290.02; 290.06, Subdivisions 2c and 11; 290.0601, Subdivisions 6 and 9; 290.061; 290.086, Subdivision 7; 290.09, Subdivisions 4 and 15; 290.16, by adding a subdivision; 290.21, Subdivision

4; 290.26; 290.50, Subdivisions 1, 2, 3 and 5; 290.92, Subdivisions 6 and 19; 290.931, Subdivision 1; 290.933, Subdivision 1; 290.972, Subdivision 2; 290.983, Subdivision 1; 290.985; repealing Minnesota Statutes 1974, Sections 290.072; 290.08, Subdivisions 9, 10, 11, 15, 16, 17, 18 and 22; 290.0801; and 290.931, 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 125, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Sieloff

The bill was passed and its title agreed to.

H. F. No. 669, A bill for an act relating to taxation; assessment and collection of personal property taxes on mobile homes; amending Minnesota Statutes 1974, Section 273.13, Subdivision 3; and Chapter 274, 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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 153, A bill for an act relating to elections; prohibiting interference with candidacy; permitting public officials time off to attend meetings of their public offices; prohibiting retaliatory action by employers; amending Minnesota Statutes 1974, Section 211.10.

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 104, and nays 18, as follows:

Those who voted in the affirmative were:

Abeln	Clark	Hanson	Kostohryz	Neisen
Adams, L.	Clawson	Hokanson	Kroening	Nelson
Anderson, G.	Corbid	Jacobs	Laidig	Norton
Anderson, I.	Dahl	Jensen	Langseth	Novak
Beauchamp	Dean	Johnson, C.	Lemke	Osthoff
Begich	Dieterich	Johnson, D.	Luther	Parish
Berg	Doty	Jude	Mangan	Patton
Berglin	Eckstein	Kaley	Mann	Pehler
Biersdorf	Eken	Kalis	McCarron	Petraleso
Birnstihl	Enebo	Kelly, R.	McCauley	Philbrook
Braun	Faricy	Kelly, W.	McCollar	Prahl
Brinkman	Forsythe	Kempe, A.	McEachern	Reding
Byrne	Fudro	Kempe, R.	Meier	Rice
Carlson, A.	Fugina	Ketola	Menning	St. Onge
Carlson, L.	George	Knickerbocker	Metzen	Samuelson
Carlson, R.	Graba	Knoll	Moe	Sarna

Schumacher	Simoneau	Stanton	Vento	Wieser
Setzepfandt	Skoglund	Suss	Voss	Williamson
Sherwood	Smith	Swanson	Wenstrom	Zubay
Sieben, H.	Smogard	Tomlinson	Wenzel	Speaker Sabo
Sieben, M.	Spanish	Vanasek	White	

Those who voted in the negative were:

Adams, S.	Ewald	Nelsen	Savelkoul	Ulland
Albrecht	Friedrich	Niehaus	Schreiber	Wigley
Erickson	Jaros	Peterson	Searle	
Esau	Kvam	Pleasant	Sieloff	

The bill was passed and its title agreed to.

S. F. No. 228, A bill for an act relating to public safety; providing for natural gas pipeline safety; changing the procedure by which civil penalties may be imposed for violations of the natural gas pipeline safety act; granting certain powers to the state fire marshal in regard to civil penalties for violations; amending Minnesota Statutes 1974, Sections 299F.56; and 299F.60, Subdivisions 1 and 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 129, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 306, A bill for an act relating to children; requiring reports of maltreatment of minors to be filed by certain individuals; authorizing reports to be filed by citizens under certain circumstances; prescribing penalties for failing to report or falsifying reports; amending Minnesota Statutes 1974, Chapter 626, by adding a section; repealing Minnesota Statutes 1974, Section 626.554.

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 131, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 226, A bill for an act relating to employment services; unemployment compensation; administrative expense; amending Minnesota Statutes 1974, Sections 268.05, Subdivision 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 129, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 231, A bill for an act relating to motor vehicles; authorizing the issuance of special license plates to physically handicapped persons; amending Minnesota Statutes 1974, Section 168.021.

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 131, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Carlson, L.	Ewald	Johnson, D.	Lemke
Adams, L.	Carlson, R.	Faricy	Jopp	Luther
Adams, S.	Cassery	Fjoslien	Jude	Mangan
Albrecht	Clark	Forsythe	Kahn	Mann
Anderson, G.	Clawson	Friedrich	Kaley	McCarron
Anderson, I.	Corbid	Fudro	Kalis	McCauley
Arlandson	Dahl	Fugina	Kelly, R.	McCollar
Beauchamp	Dean	George	Kempe, A.	McEachern
Begich	DeGroat	Graba	Kempe, R.	Meier
Berg	Dieterich	Hanson	Ketola	Menning
Berglin	Doty	Haugerud	Knickerbocker	Metzen
Biersdorf	Eckstein	Heinitz	Knoll	Moe
Birnstihl	Eken	Hokanson	Kostohryz	Munger
Braun	Enebo	Jacobs	Kroening	Neisen
Brinkman	Erickson	Jaros	Kvam	Nelsen
Byrne	Esau	Jensen	Laidig	Nelson
Carlson, A.	Evans	Johnson, C.	Langseth	Niehaus

Norton	Prahl	Searle	Spanish	White
Novak	Reding	Setzepfandt	Stanton	Wieser
Osthoff	Rice	Sherwood	Suss	Wigley
Parish	St. Onge	Sieben, H.	Swanson	Williamson
Patton	Samuelson	Sieben, M.	Tomlinson	Zubay
Pehler	Sarna	Sieloff	Ulland	Speaker Sabo
Peterson	Savelkoul	Simoneau	Vento	
Petrafeso	Schreiber	Skoglund	Voss	
Philbrook	Schulz	Smith	Wenstrom	
Pleasant	Schumacher	Smogard	Wenzel	

The bill was passed and its title agreed to.

H. F. No. 740, A bill for an act appropriating money to the department of administration for the restoration and rehabilitation of the capitol building.

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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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 motion of Faricy that H. F. No. 140 be re-referred to the Committee on Taxes.

There were yeas 43, and nays 88.

Those who voted in the affirmative were:

Abeln	Dieterich	Kahn	Moe	Spanish
Adams, S.	Doty	Kaley	Nelson	Tomlinson
Anderson, I.	Ewald	Kempe, R.	Petraleso	Vanasek
Berg	Faricy	Ketola	Pleasant	Vento
Berglin	Forsythe	Kvam	Prahl	Wenstrom
Carlson, L.	George	Luther	Sarna	Williamson
Clark	Hanson	McCarron	Savelkoul	Zubay
Dean	Heinitz	McEachern	Sieloff	
DeGroat	Jacobs	Meier	Skoglund	

Those who voted in the negative were:

Adams, L.	Enebo	Kelly, R.	Neisen	Sherwood
Albrecht	Erickson	Kelly, W.	Nelsen	Sieben, H.
Anderson, G.	Esau	Kempe, A.	Niehaus	Sieben, M.
Arlandson	Evans	Knickerbocker	Norton	Simoneau
Beauchamp	Fjoslien	Knoll	Novak	Smith
Regich	Friedrich	Kostohryz	Parish	Smogard
Biersdorf	Fudro	Kroening	Patton	Stanton
Birnstihl	Fugina	Laidig	Pehler	Suss
Braun	Graba	Langseth	Peterson	Swanson
Brinkman	Haugerud	Lemke	Philbrook	Ulland
Byrne	Hokanson	Lindstrom	Reding	Voss
Carlson, A.	Jaros	Mangan	Rice	Wenzel
Carlson, R.	Jensen	Mann	Samuelson	White
Casserly	Johnson, C.	McCauley	Schreiber	Wieser
Clawson	Johnson, D.	McCollar	Schulz	Wigley
Corbid	Jopp	Menning	Schumacher	Speaker Sabo
Eckstein	Jude	Metzen	Searle	
Eken	Kalis	Munger	Setzepfandt	

The motion did not prevail.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 140 offered by Pleasant:

Page 1, line 11, delete the word "nine" and insert "eight".

Page 1, between lines 15 and 16, insert new subdivisions 2 and 3 as follows:

"Subd. 2. [EFFECTIVE DATE: EXPIRATION DATE.] The one cent tax increase shall be in effect for four years. Collection of the tax imposed shall commence on July 1, 1975."

Strike lines 16 through 19.

There were yeas 34, and nays 90.

Those who voted in the affirmative were:

Adams, S.	Erickson	Jopp	McCauley	Skoglund
Albrecht	Esau	Kaley	Nelsen	Tomlinson
Biersdorf	Ewald	Ketola	Niehaus	Ulland
Carlson, A.	Fjoslien	Knickerbocker	Peterson	Wigley
Dean	Forsythe	Kroening	Pleasant	Williamson
DeGroat	Friedrich	Kvam	Savelkoul	Zubay
Dieterich	Heinitz	Laidig	Sieloff	

Those who voted in the negative were:

Abeln	Eckstein	Kelly, R.	Nelson	Setzepfandt
Adams, L.	Eken	Kempe, A.	Norton	Sherwood
Anderson, G.	Enebo	Kempe, R.	Novak	Sieben, H.
Anderson, I.	Faricy	Kostohryz	Osthoff	Sieben, M.
Arlandson	Fudro	Langseth	Parish	Simoneau
Beauchamp	Fugina	Lemke	Patton	Smith
Begich	George	Lindstrom	Pehler	Smogard
Berg	Graba	Luther	Petrafeso	Stanton
Birnstihl	Hanson	Mangan	Philbrook	Suss
Braun	Haugerud	Mann	Prahl	Swanson
Brinkman	Hokanson	McCarron	Reding	Vanasek
Byrne	Jacobs	McCollar	Rice	Vento
Carlson, L.	Jensen	McEachern	St. Onge	Voss
Carlson, R.	Johnson, C.	Meier	Samuelson	Wenstrom
Casserly	Johnson, D.	Menning	Sarna	Wenzel
Clawson	Jude	Metzen	Schreiber	White
Corbid	Kahn	Moe	Schulz	Wieser
Doty	Kalis	Neisen	Schumacher	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. 140 offered by Kvam:

Page 1, delete lines 16 through 19 and insert in lieu thereof:

"Sec. 2. This act is effective and applies to all gasoline in distributor storage on July 1, 1975, or on the date of approval by the transportation committees of the house and of the senate, of the planning, maintenance and construction projections relating to the trunk highway system submitted by the highway department for the 1976-1977 biennium, whichever date is the later."

There were yeas 14, and nays 105.

Those who voted in the affirmative were:

Adams, S.	Evans	Kaley	Peterson	Wieser
Albrecht	Fjoslien	Kvam	Pleasant	Wigley
Esau	Forsythe	Niehaus	Savelkoul	

Those who voted in the negative were:

Abeln	Anderson, G.	Arlandson	Begich	Berglin
Adams, L.	Anderson, I.	Beauchamp	Berg	Birnstihl

Braun	Fudro	Kostohryz	Norton	Sieben, M.
Brinkman	Fugina	Kroening	Novak	Simoneau
Byrne	George	Laidig	Osthoff	Skoglund
Carlson, A.	Graba	Langseth	Parish	Smith
Carlson, L.	Hanson	Lemke	Patton	Smogard
Carlson, R.	Haugerud	Lindstrom	Pehler	Stanton
Casserly	Hokanson	Luther	Petraleso	Suss
Clark	Jacobs	Mangan	Philbrook	Swanson
Corbid	Jensen	Mann	Prahl	Tomlinson
Dean	Johnson, C.	McCarron	Reding	Ulland
DeGroat	Johnson, D.	McCauley	Rice	Vanasek
Dieterich	Jude	McCollar	St. Onge	Vento
Doty	Kahn	Meier	Samuelson	Voss
Eckstein	Kalis	Menning	Sarna	Wenstrom
Eken	Kelly, R.	Metzen	Schulz	Wenzel
Enebo	Kempe, A.	Moe	Schumacher	White
Erickson	Ketola	Neisen	Setzepfandt	Williamson
Faricy	Knickerbocker	Nelsen	Sherwood	Zubay
Friedrich	Knoll	Nelson	Sieben, H.	Speaker Sabo

The amendment was not adopted.

Pursuant to rule 1.6, a roll call was taken on the motion of Patton to recommend passage of H. F. No. 140.

There were yeas 50, and nays 82.

Those who voted in the affirmative were:

Anderson, G.	Graba	Mangan	Reding	Smith
Birnstihl	Jaros	Mann	Rice	Smogard
Braun	Jensen	McCarron	Schreiber	Stanton
Carlson, R.	Johnson, C.	Menning	Schulz	Suss
Corbid	Jopp	Metzen	Schumacher	Ulland
Eckstein	Kalis	Munger	Searle	Voss
Eken	Kelly, W.	Neisen	Setzepfandt	Wenstrom
Enebo	Langseth	Novak	Sieben, H.	White
Erickson	Lemke	Parish	Sieben, M.	Wieser
Fudro	Lindstrom	Patton	Simoneau	Speaker Sabo

Those who voted in the negative were:

Abeln	Clawson	Heinitz	Luther	Samuelson
Adams, L.	Dahl	Hokanson	McCollar	Sarna
Adams, S.	Dean	Jacobs	McEachern	Savelkoul
Albrecht	DeGroat	Johnson, D.	Meier	Sherwood
Anderson, I.	Dieterich	Jude	Moe	Sieloff
Arlandson	Doty	Kahn	Nelsen	Skoglund
Beauchamp	Esau	Kaley	Nelson	Spanish
Begich	Evans	Kelly, R.	Niehaus	Tomlinson
Berg	Ewald	Kempe, A.	Norton	Vanasek
Berglin	Faricy	Kempe, R.	Osthoff	Vento
Biersdorf	Fjoslien	Ketola	Pehler	Wenzel
Brinkman	Forsythe	Knickerbocker	Peterson	Wigley
Byrne	Friedrich	Knoll	Petraleso	Williamson
Carlson, A.	Fugina	Kostohryz	Philbrook	Zubay
Carlson, L.	George	Kroening	Pleasant	
Casserly	Hanson	Kvam	Prahl	
Clark	Haugerud	Laidig	St. Onge	

The motion did not prevail.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 679 offered by McCarron, Lindstrom, Swanson and Schreiber:

Page 16, after line 22, insert a section to read:

"Sec. . . Minnesota Statutes 1974, Section 609.11, Subdivision 1, is amended to read:

609.111 [MINIMUM TERMS OF IMPRISONMENT.] Subdivision 1. All commitments to the commissioner of corrections for imprisonment of the defendant are without minimum terms except when sentence is to life imprisonment as required by law and except that any commitment following *the defendant's first conviction of an offense* wherein (THE DEFENDANT) *he* had in his possession a firearm or used a dangerous weapon at the time of the offense shall be for a term of not less than (THREE YEARS) *one year plus one day*, nor more than the maximum sentence provided by law for the offense for which convicted, *and except that any commitment following defendant's second or subsequent conviction of an offense wherein he had in his possession a firearm or used a dangerous weapon at the time of the offense shall be for a term not less than three years, nor more than the maximum sentence provided by law for the offense for which convicted*, and such person shall not be eligible for parole until he shall have served the full minimum sentence herein provided, notwithstanding the provisions of sections 242.19, 243.05, (AND) 609.12 and 609.135. The offenses for which mandatory minimum sentences shall be served as herein provided are: aggravated assault, burglary, kidnapping, manslaughter, murder in the second or third degree, rape, sodomy, escape while under charge or conviction of a felony, or discharge of an explosive or device.

(PROVIDED, HOWEVER, THE COURT MAY INVOKE THE PROVISIONS OF SECTION 609.135, IF THE DEFENDANT HAS NOT PREVIOUSLY BEEN CONVICTED OF ANY CRIME OR ORDINANCE INVOLVING POSSESSION OF A FIREARM, OTHER THAN A GAME LAW VIOLATION, OR USE OF A DANGEROUS WEAPON, OR THE DEFENDANT HAS NOT PREVIOUSLY BEEN CONVICTED OF AGGRAVATED ASSAULT, BURGLARY, KIDNAPPING, MANSLAUGHTER, MURDER IN THE SECOND OR THIRD DEGREE, RAPE, ROBBERY, SODOMY, ESCAPE WHILE UNDER CHARGE OR CONVICTION OF A FELONY, OR DISCHARGE OF AN EXPLOSIVE OR INCENDIARY DEVICE.)

Renumber the remaining sections.

Underline all new language.

Amend the title as follows:

Page 1, line 7, strike the period and insert “; amending Minnesota Statutes 1974, Section 609.11, Subdivision 1.”

There were yeas 110, and nays 19.

Those who voted in the affirmative were:

Abeln	Eckstein	Jopp	McEachern	Schulz
Adams, L.	Eken	Jude	Meier	Schumacher
Adams, S.	Enebo	Kaley	Menning	Searle
Albrecht	Erickson	Kalis	Metzen	Setzepfandt
Anderson, G.	Esau	Kelly, R.	Munger	Sherwood
Anderson, I.	Evans	Kelly, W.	Neisen	Sieloff
Arlandson	Ewald	Kempe, A.	Nelsen	Simoneau
Beauchamp	Faricy	Kempe, R.	Niehaus	Smith
Begich	Fjoslien	Ketola	Novak	Smogard
Berg	Forsythe	Knickerbocker	Osthoff	Spanish
Biersdorf	Friedrich	Kostohryz	Patton	Stanton
Birnstihl	Fudro	Kvam	Pehler	Suss
Braun	Fugina	Laidig	Peterson	Swanson
Brinkman	Graba	Langseth	Petrafeso	Tomlinson
Carlson, L.	Hanson	Lemke	Philbrook	Vanasek
Carlson, R.	Haugerud	Lindstrom	Pleasant	Voss
Clawson	Heinitz	Luther	Prahl	Wenstrom
Corbid	Hokanson	Mangan	Reding	Wenzel
Dahl	Jacobs	Mann	St. Onge	Wieser
Dean	Jensen	McCarron	Samuelson	Wigley
DeGroat	Johnson, C.	McCauley	Sarna	Williamson
Doty	Johnson, D.	McCollar	Schreiber	Zubay

Those who voted in the negative were:

Berglin	Clark	Kahn	Rice	Ulland
Byrne	Dieterich	Knoll	Sieben, H.	White
Carlson, A.	George	Moe	Sieben, M.	Speaker Sabo
Casserly	Jaros	Nelson	Skoglund	

The amendment was adopted.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 679, as amended, offered by Knickerbocker and Swanson:

Page 15, after line 24, insert a section to read:

“Sec. . [INFERIOR QUALITY PISTOLS.] Subdivision 1. An inferior quality pistol is a pistol having a barrel, slide, frame or receiver which is die casting of zinc alloy or other non-homogenous metal which will melt or deform at a temperature of less than 800 degrees Fahrenheit.

Subd. 2. Any dealer who transfers an inferior quality pistol, any person who knowingly transfers or becomes a transferee of an inferior quality pistol and any person who manufactures

or assembles an inferior quality pistol in whole or in part shall be guilty of a gross misdemeanor."

Renumber the remaining sections.

Page 1, line 9, strike "16" and insert "17".

Page 1, line 12, strike "17" and insert "18".

Page 1, line 20, strike "17" and insert "18".

Page 15, line 26, strike "15" and insert "16".

Page 15, line 29, strike "16" and insert "17".

There were yeas 122, and nays 7.

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Biersdorf	Ketola	Prahl	St. Onge	Wieser
Dahl	McEachern			

The amendment was adopted.

Pursuant to rule 1.6, a roll call was taken on the motion of Begich that H. F. No. 679, as amended, be re-referred to the Committee on General Legislation and Veterans Affairs.

There were yeas 47, and nays 84.

Those who voted in the affirmative were:

Albrecht	Eckstein	Kaley	Nelsen	Setzepfandt
Anderson, I.	Eken	Kalis	Niehaus	Sherwood
Begich	Erickson	Ketola	Patton	Spanish
Biersdorf	Esau	Kvam	Pehler	Wenzel
Birnstihl	Evans	Lemke	Peterson	Wieser
Braun	Fjoslien	Mangan	Prahl	Wigley
Brinkman	Friedrich	McCauley	Reding	Zubay
Corbid	Fugina	McEachern	St. Onge	
Dahl	Graba	Meier	Samuelson	
DeGroat	Jensen	Menning	Savelkoul	

Those who voted in the negative were:

Abeln	Doty	Kahn	Munger	Simoneau
Adams, L.	Enebo	Kelly, R.	Neisen	Skoglund
Adams, S.	Ewald	Kelly, W.	Nelson	Smith
Anderson, G.	Faricy	Kempe, A.	Norton	Smogard
Arlandson	Forsythe	Kempe, R.	Novak	Stanton
Beauchamp	Fudro	Knickerbocker	Osthoff	Suss
Berg	George	Knoll	Parish	Swanson
Berglin	Hanson	Kostohryz	Petraseso	Tomlinson
Byrne	Haugerud	Kroening	Philbrook	Ulland
Carlson, A.	Heinitz	Laidig	Pleasant	Vanasek
Carlson, L.	Hokanson	Langseth	Rice	Vento
Carlson, R.	Jacobs	Lindstrom	Sarna	Voss
Casserly	Jaros	Luther	Schumacher	Wenstrom
Clark	Johnson, C.	McCarron	Searle	White
Clawson	Johnson, D.	McCollar	Sieben, H.	Williamson
Dean	Jopp	Metzen	Sieben, M.	Speaker Sabo
Dieterich	Jude	Moe	Sieloff	

The motion did not prevail.

Pursuant to rule 1.6, a roll call was taken on the motion of Anderson, I., that H. F. No. 679, as amended, be re-referred to the Committee on Appropriations.

There were yeas 63, and nays 69.

Those who voted in the affirmative were:

Abeln	Eckstein	Kaley	Nelsen	Searle
Albrecht	Eken	Kalis	Niehaus	Setzepfandt
Anderson, G.	Erickson	Kelly, W.	Norton	Sherwood
Anderson, I.	Esau	Ketola	Patton	Smith
Begich	Evans	Kvam	Pehler	Smogard
Biersdorf	Ewald	Lemke	Peterson	Spanish
Birnstihl	Fjoslien	Mangan	Prahl	Voss
Braun	Friedrich	Mann	Reding	Wenzel
Brinkman	Fugina	McCauley	St. Onge	Wieser
Corbid	Haugerud	McEachern	Samuelson	Wigley
Dahl	Jensen	Meier	Savelkoul	Zubay
DeGroat	Johnson, D.	Menning	Schulz	
Doty	Jude	Neisen	Schumacher	

Those who voted in the negative were:

Adams, L.	Arlandson	Berg	Byrne	Carlson, L.
Adams, S.	Beauchamp	Berglin	Carlson, A.	Carlson, R.

Casserly	Heinitz	Kroening	Parish	Stanton
Clark	Hokanson	Laidig	Petrafeso	Suss
Clawson	Jacobs	Langseth	Philbrook	Swanson
Dean	Jaros	Lindstrom	Pleasant	Tomlinson
Dieterich	Johnson, C.	Luther	Rice	Ulland
Enebo	Jopp	McCarron	Sarna	Vanasek
Faricy	Kahn	McCollar	Schreiber	Vento
Forsythe	Kelly, R.	Metzen	Sieben, H.	Wenstrom
Fudro	Kempe, R.	Moe	Sieben, M.	White
George	Knickerbocker	Nelson	Sieloff	Williamson
Graba	Knoll	Novak	Simoneau	Speaker Sabo
Hanson	Kostohryz	Osthoff	Skoglund	

The motion did not prevail.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 679, as amended, offered by Mangan:

Page 6, line 5, delete "voluntarily or".

There were yeas 76, and nays 42.

Those who voted in the affirmative were:

Abeln	Eken	Kaley	Nelsen	Smith
Albrecht	Enebo	Kalis	Niehaus	Smogard
Anderson, G.	Erickson	Kelly, R.	Parish	Ulland
Anderson, I.	Esau	Ketola	Patton	Vanasek
Begich	Evans	Kroening	Pehler	Vento
Berglin	Ewald	Kvam	Pleasant	Wenstrom
Biersdorf	Fjoslien	Laidig	Reding	Wenzel
Birnstihl	Forsythe	Langseth	Rice	White
Braun	Fugina	Lemke	St. Onge	Wieser
Brinkman	George	Lindstrom	Samuelson	Wigley
Byrne	Graba	Luther	Savelkoul	Williamson
Carlson, A.	Heinitz	Mangan	Schulz	Zubay
Clawson	Hokanson	Mann	Schumacher	
DeGroat	Johnson, C.	McCollar	Searle	
Doty	Johnson, D.	Meier	Setzepfandt	
Eckstein	Jude	Neisen	Sieloff	

Those who voted in the negative were:

Adams, L.	Faricy	Knickerbocker	Norton	Skoglund
Adams, S.	Hanson	Knoll	Novak	Stanton
Beauchamp	Jacobs	Kostohryz	Osthoff	Suss
Berg	Jaros	McCarron	Petrafeso	Tomlinson
Carlson, L.	Jensen	McCauley	Philbrook	Voss
Casserly	Kahn	Metzen	Sarna	Speaker Sabo
Clark	Kelly, W.	Moe	Sieben, H.	
Dean	Kempe, A.	Munger	Sieben, M.	
Dieterich	Kempe, R.	Nelson	Simoneau	

The amendment was adopted.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 679, as amended, offered by Fjoslien:

Page 16, delete lines 23 and 24 and insert:

"Sec. 19. [REFERENDUM.] The proposed law shall be submitted to the people at the 1976 general election. The question submitted to the people shall be:

"Shall the possession, sale, purchase, and transfer of pistols be regulated according to the provisions of the Minnesota pistol regulation act, Laws 1975, Chapter . . . ?

Yes

No

"

Sec. 20. [EFFECTIVE DATE.] The provisions of sections 1 to 18 are in effect on December 1, 1976, provided that before that date the people of the state of Minnesota approve of the regulation of pistols according to the provisions of sections 1 to 18. Unless this regulation of pistols is approved, sections 1 to 18 are of no force and effect."

Amend the title as follows:

Page 1, line 6, after "pistols;" insert "providing for a referendum on the regulation of pistols;"

There were yeas 23, and nays 87.

Those who voted in the affirmative were:

Abeln	DeGroat	Jopp	Meier	Spanish
Albrecht	Ewald	Kaley	Nelsen	Wieser
Begich	Fjoslien	Kempe, R.	Niehaus	Wigley
Biersdorf	Heinitz	Laidig	Patton	
Braun	Jensen	McCauley	Pehler	

Those who voted in the negative were:

Adams, S.	Doty	Kahn	Norton	Skoglund
Anderson, G.	Eckstein	Kalis	Novak	Smogard
Anderson, I.	Eken	Kelly, R.	Osthoff	Stanton
Arlandson	Enebo	Kelly, W.	Parish	Suss
Beauchamp	Erickson	Ketola	Petraseso	Swanson
Berg	Faricy	Knickerbocker	Philbrook	Tomlinson
Berglin	Forsythe	Knoll	Rice	Ulland
Birnstihl	Fudro	Kostohryz	Samuelson	Vanasek
Byrne	Fugina	Kroening	Sarna	Vento
Carlson, A.	George	Kvam	Schreiber	Voss
Carlson, L.	Graba	Langseth	Schulz	Wenstrom
Carlson, R.	Hanson	Lemke	Schumacher	Wenzel
Casserly	Hokanson	Luther	Searle	Williamson
Clark	Jacobs	Mann	Setzepfandt	Zubay
Clawson	Jaros	McCarron	Sieben, H.	Speaker Sabo
Corbid	Johnson, C.	Moe	Sieben, M.	
Dean	Johnson, D.	Munger	Sieloff	
Dieterich	Jude	Neisen	Simoneau	

The amendment was not adopted.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 679, as amended, offered by Kempe, R.:

Pages 7 and 8, strike Subd. 4 and insert a new Subd. 4 as follows:

“Subd. 4. [INVESTIGATION.]

The chief police officer or county sheriff where there is no local police officer shall verify the identity of the applicant utilizing driver's license, social security card, and/or such other reliable information as is reasonable. The application authority shall contact the state bureau of criminal apprehension for criminal records, histories, and warrant information on each applicant.”.

There were yeas 59, and nays 65.

Those who voted in the affirmative were:

Albrecht	Erickson	Jopp	Menning	Searle
Anderson, G.	Esau	Jude	Neisen	Setzepfandt
Anderson, I.	Evans	Kaley	Nelsen	Sherwood
Begich	Ewald	Kalis	Niehaus	Sieloff
Biersdorf	Fjoslien	Kempe, A.	Patton	Smith
Birnstihl	Forsythe	Kempe, R.	Pehler	Spanish
Braun	Friedrich	Knickerbocker	Peterson	Wenzel
Brinkman	Fudro	Kroening	Pleasant	Wieser
Carlson, A.	Heinitz	Mangan	Reding	Wigley
DeGroat	Jensen	Mann	Samuelson	Williamson
Doty	Johnson, C.	McCollar	Schreiber	Zubay
Eckstein	Johnson, D.	Meier	Schulz	

Those who voted in the negative were:

Abeln	Corbid	Kahn	Nelson	Skoglund
Adams, I.	Dean	Kelly, R.	Norton	Smogard
Adams, S.	Dieterich	Kelly, W.	Novak	Stanton
Arlandson	Enebo	Knoll	Osthoff	Suss
Beauchamp	Faricy	Kostohryz	Parish	Swanson
Berg	Fugina	Kvam	Petrufeso	Tomlinson
Berglin	George	Lindstrom	Philbrook	Ulland
Byrne	Graba	Luther	Rice	Vanasek
Carlson, L.	Hanson	McCarron	Sarna	Vento
Carlson, R.	Haugerud	McCauley	Schumacher	Voss
Casserly	Hokanson	Metzen	Sieben, H.	Wenstrom
Clark	Jacobs	Moe	Sieben, M.	White
Clawson	Jaros	Munger	Simoneau	Speaker Sabo

The amendment was not adopted.

Pursuant to rule 1.6, a roll call was taken on the motion of Jopp that H. F. No. 679, as amended, be re-referred to the Committee on Appropriations.

There were yeas 66, and nays 63.

Those who voted in the affirmative were:

Abeln	Eken	Kaley	Niehaus	Sherwood
Albrecht	Erickson	Kalis	Patton	Sieloff
Anderson, G.	Esau	Ketola	Pehler	Smith
Anderson, I.	Evans	Kvam	Peterson	Smogard
Begich	Ewald	Langseth	Pleasant	Spanish
Biersdorf	Fjoslien	Lemke	Prahl	Voss
Birnstihl	Friedrich	Mangan	Reding	Wenzel
Braun	Fugina	Mann	St. Onge	Wieser
Brinkman	Haugerud	McCauley	Samuelson	Wigley
Carlson, R.	Heinitz	McEachern	Savelkoul	Zubay
Dahl	Jensen	Mejer	Schulz	
DeGroat	Johnson, D.	Menning	Schumacher	
Doty	Jopp	Neisen	Searle	
Eckstein	Jude	Nelsen	Setzepfandt	

Those who voted in the negative were:

Adams, L.	Dean	Kahn	Nelson	Stanton
Adams, S.	Dieterich	Kelly, R.	Novak	Suss
Arlandson	Enebo	Knickerbocker	Osthoff	Swanson
Beauchamp	Faricy	Knoll	Parish	Tomlinson
Berg	Forsythe	Kostohryz	Petraleso	Ulland
Berglin	Fudro	Kroening	Philbrook	Vanasek
Byrne	George	Lindstrom	Rice	Vento
Carlson, A.	Graba	Luther	Sarna	Wenstrom
Carlson, L.	Hanson	McCarron	Schreiber	White
Casserly	Hokanson	McCollar	Sieben, H.	Williamson
Clark	Jacobs	Metzen	Sieben, M.	Speaker Sabo
Clawson	Jaros	Moe	Simoneau	
Corbid	Johnson, C.	Munger	Skoglund	

The motion prevailed.

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

H. F. Nos. 127, 146, 177 and 232 upon which it recommended progress.

H. F. Nos. 459 and 140 upon which it recommended progress retaining its place on General Orders.

H. F. No. 679 upon which it recommended re-referral to the Committee on Appropriations with the following amendments:

Offered by McCarron, Lindstrom, Swanson and Schreiber:

Page 16, after line 22, insert a section to read:

"Sec. . . Minnesota Statutes 1974, Section 609.11, Subdivision 1, is amended to read:

609.111 [MINIMUM TERMS OF IMPRISONMENT.] Subdivision 1. All commitments to the commissioner of corrections

for imprisonment of the defendant are without minimum terms except when sentence is to life imprisonment as required by law and except that any commitment following *the defendant's first conviction of an offense* wherein (THE DEFENDANT) *he* had in his possession a firearm or used a dangerous weapon at the time of the offense shall be for a term of not less than (THREE YEARS) *one year plus one day*, nor more than the maximum sentence provided by law for the offense for which convicted, *and except that any commitment following defendant's second or subsequent conviction of an offense wherein he had in his possession a firearm or used a dangerous weapon at the time of the offense shall be for a term not less than three years, nor more than the maximum sentence provided by law for the offense for which convicted*, and such person shall not be eligible for parole until he shall have served the full minimum sentence herein provided, notwithstanding the provisions of sections 242.19, 243.05, (AND) 609.12 and 609.135. The offenses for which mandatory minimum sentences shall be served as herein provided are: aggravated assault, burglary, kidnapping, manslaughter, murder in the second or third degree, rape, sodomy, escape while under charge or conviction of a felony, or discharge of an explosive or device.

(PROVIDED, HOWEVER, THE COURT MAY INVOKE THE PROVISIONS OF SECTION 609.135, IF THE DEFENDANT HAS NOT PREVIOUSLY BEEN CONVICTED OF ANY CRIME OR ORDINANCE INVOLVING POSSESSION OF A FIREARM, OTHER THAN A GAME LAW VIOLATION, OR USE OF A DANGEROUS WEAPON, OR THE DEFENDANT HAS NOT PREVIOUSLY BEEN CONVICTED OF AGGRAVATED ASSAULT, BURGLARY, KIDNAPPING, MANSLAUGHTER, MURDER IN THE SECOND OR THIRD DEGREE, RAPE, ROBBERY, SODOMY, ESCAPE WHILE UNDER CHARGE OR CONVICTION OF A FELONY, OR DISCHARGE OF AN EXPLOSIVE OR INCENDIARY DEVICE.)

Renumber the remaining sections.

Underline all new language.

Amend the title as follows:

Page 1, line 7, strike the "period" and insert "; amending Minnesota Statutes 1974, Section 609.11, Subdivision 1."

Offered by Knickerbocker and Swanson:

Page 15, after line 24, insert a section to read:

"Sec. . [INFERIOR QUALITY PISTOLS.] Subdivision 1. An inferior quality pistol is a pistol having a barrel, slide,

frame or receiver which is die casting of zinc alloy or other non-homogenous metal which will melt or deform at a temperature of less than 800 degrees Fahrenheit.

Subd. 2. Any dealer who transfers an inferior quality pistol, any person who knowingly transfers or becomes a transferee of an inferior quality pistol and any person who manufactures or assembles an inferior quality pistol in whole or in part shall be guilty of a gross misdemeanor."

Renumber the remaining sections.

Page 1, line 9, strike "16" and insert "17".

Page 1, line 12, strike "17" and insert "18".

Page 1, line 20, strike "17" and insert "18".

Page 15, line 26, strike "15" and insert "16".

Page 15, line 29, strike "16" and insert "17".

Offered by Johnson, C.:

Page 8, line 18, strike "commissioner" and insert "local police authority".

Page 8, line 23, strike "quadruplicate" and insert "triplicate".

Page 8, line 25, strike "quadruplicate" and insert "triplicate".

Page 8, line 28, strike "the original" and insert "a" and strike "commissioner and the".

Page 8, line 29, strike "second copy to the".

Page 9, line 1, strike "third" and insert "second".

Page 9, line 2, strike "fourth" and insert "third" and strike "kept".

Page 9, line 3, strike "by".

Page 9, line 3, strike "transferor" and insert "transferor's".

Page 9, line 3, after the period insert "All copies of the permit shall include the make, model, manufacturer's number caliber or other identifying marks of the pistol. The transferor's and transferee's copies shall include the identity of the transferee, but the local police authority's copy shall not."

Page 9, line 3, strike "commissioner and".

Page 9, line 4, strike "their copies" and insert "its copy" and strike "The" and insert "A".

Page 9, line 5, strike "shall keep his copy for 90 days. The transferee" and insert "who is a dealer and the transferee need not keep their copies. A transferor who is not a dealer shall keep his copy of the permit. A transferor who is a dealer shall keep a record of the identity of the transferee, the date of transfer and the make, model, manufacturer's number, caliber or other identifying marks of the pistol."

Page 9, strike lines 6 and 7.

Offered by Mangan:

Page 6, line 5, delete "voluntarily 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., Monday, April 7, 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., Monday, April 7, 1975.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

