

STATE OF MINNESOTA
SIXTY-NINTH SESSION - 1975

THIRTY-SECOND DAY

SAINT PAUL, MINNESOTA, MONDAY, APRIL 14, 1975

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

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Rice and Savelkoul were excused.

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 490, 494, 1181, 428, 574, 784, 931, 1107, 189, 250, 348, 943, 998, 274, 576, 608, 858, 982, 933, 999, 674, 700, 720, 981, 1003 and 1131 and S. F. Nos. 816, 72 and 343 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following reports were received and filed in the Chief Clerk's Office: Biennial Report of the Minnesota Department of Aeronautics and Study of Integration of School Bus and Public Transit Service submitted by the Twin Cities Area Metropolitan Transit Commission.

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

April 11, 1975

The Honorable Martin Sabo
Speaker of the House

Sir:

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

H. F. No. 611, An act relating to cities; powers of statutory cities; enabling cities to provide decorations.

H. F. No. 272, An act relating to motor vehicles; definitions; equipment requirements and driving rules for motorcycle operators.

H. F. No. 163, An act relating to pedestrian malls; modifying the composition of an advisory board; amending Minnesota Statutes 1974, Section 430.101, Subdivision 3.

Sincerely,

WENDELL R. ANDERSON
Governor

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

April 10, 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
	103	27	April 9	April 9

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

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

H. F. No. 23, A bill for an act relating to landlords and tenants; notice of rent increase; amending Minnesota Statutes 1974, Chapter 504, by adding a section.

Reported the same back with the following amendments:

Page 1, line 8, delete "*No tenant shall be*".

Page 1, delete lines 9 to 11, and insert:

"Subdivision 1. For the purposes of this section, 'owner', 'tenant', and 'building' have the meanings given them in section 566.18.

Subd. 2. No tenant of a building is liable for an increase in rent nor shall a tenant be liable for any utility services provided or paid for by the owner, nor shall such services be decreased until 60 days after the tenant is notified in writing by the owner of the building of the proposed increase or change in the pay-

ment for such services or decrease of such services. The written notification shall be personally served on the tenant or served by United States mail and shall identify the premises, state the current rent, state the proposed rent and state any other proposed change in services provided or paid for by the owner including, but not limited to, a change in utility service.

Subd. 3. Any owner who in bad faith attempts to collect rent or payment for such utility services provided or paid for by the owner or decreases utility services provided or paid for by the owner in violation of this section shall be subject to punitive damages not to exceed \$200 in addition to any actual damages. Failure by an owner to make reasonable efforts to serve the written notice as required by subdivision 2 shall be presumed to be bad faith.

Subd. 4 This section shall not apply to rental property owned or operated by housing authorities for low rent public housing."

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. 390, A bill for an act relating to intoxicating liquor; authorizing certain sales by restaurants; amending Minnesota Statutes 1974, Sections 340.02, Subdivision 5; and 340.11, by adding a subdivision.

Reported the same back with the following amendments:

Page 2, line 25, after the period, insert "*The provisions of section 340.983 shall apply to holders of licenses issued pursuant to this section who sell wine at wholesale to holders of an on-sale wine license.*

Sec. 3. Minnesota Statutes 1974, Section 340.402, is amended to read:

340.402 [LICENSES, FEES.] No person shall engage in business as a brewer or wholesaler of intoxicating malt liquor nor shall any person, directly or indirectly, by any device, manufacture for sale or sell at wholesale any intoxicating malt liquor unless licensed to do so by the commissioner.

Application for license shall be made in writing, filed with the commissioner in the form prescribed by him and verified by the

applicant or, if a corporation, by one of its officers having knowledge of the facts. At the time of filing an application the applicant shall file with the commissioner his bond and pay the license fee herein provided for.

The annual fees for license are: for a brewer, the sum of \$1,000, for a wholesaler, the sum of \$200, and a wholesaler's malt beverage duplicate license the sum of \$15.

A brewer holding a license to manufacture intoxicating malt liquor may sell his products at wholesale without another license. *Any person holding a license to sell intoxicating malt liquors at wholesale, pursuant to this section, except brewers holding a license to manufacture intoxicating malt liquor, may apply for a license to sell wine not exceeding 21 percent alcohol by volume at wholesale to holders of an on-sale wine license. The provisions of section 340.983 shall apply to such persons."*

Renumber the remaining section accordingly.

Further amend the title as follows:

Page 1, line 4, after "5;" delete "and".

Page 1, line 5, before the period insert "; and 340.402".

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. 619, A bill for an act relating to commerce; providing disclosure obligations in personal solicitation of sales; providing penalties.

Reported the same back with the following amendments:

Page 1, line 10, delete "that" and insert "the same".

Page 2, line 6, delete "Before any".

Page 2, delete lines 7 to 8 and insert "At the time of initial contact or communication and before any personal solicitation of the potential buyer, every seller shall".

Page 2, line 11, delete "and".

Page 2, line 12, delete "offers to sell" and insert "wishes to demonstrate".

Page 2, line 15, delete "and a photograph of the seller".

Page 2, line 19, delete "FOR VIOLATION" and insert "; REMEDIES".

Page 2, line 21, after "penalties" insert "and remedies".

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. 838, A bill for an act relating to intoxicating liquor; regulating price advertising; amending Minnesota Statutes 1974, Section 340.15, Subdivision 1, and by adding a subdivision.

Reported the same back with the following amendments:

Page 2, line 1, delete "a subdivision" and insert "subdivisions".

Page 2, after line 11, insert:

"Subd. 1b. No advertisement containing a reference to the prices at which intoxicating liquors are sold at retail, including but not limited to the citation of a specific selling price, at any establishment located outside this state shall be made in:

(a) any newspaper, magazine or other periodical published in this state;

(b) any radio or television broadcast originating in this state;

(c) any circular, pamphlet, flyer, mailer or other publication distributed in this state;

(d) any billboard, sign or other off premise display erected in this state.

Any person who publishes, broadcasts, distributes or otherwise disseminates, or who causes to be published, broadcast, distributed or otherwise disseminated, any advertisement in violation of this subdivision is guilty of a misdemeanor."

Further amend the title as follows:

Line 3 after the semicolon insert "providing a penalty;"

Line 4 delete "a".

Line 5 delete "subdivision" and insert "subdivisions".

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. 907, A bill for an act relating to charitable trusts and trustees; authorizing the attorney general to establish and maintain a register of charitable trusts; to adopt and promulgate rules and regulations necessary to carry out the purposes of the act and to take appropriate actions to protect and enforce the proper administration of charitable trusts; authorizing investigations; providing for assessment of expenses and proceedings; authorizing fees; providing penalties.

Reported the same back with the following amendments:

Page 2, line 3, delete "patriotic,".

Page 2, line 16, after the period, delete "This".

Page 2, delete lines 17 to 18 and insert:

"Subd. 5. The definition of the terms 'trustee' and 'charitable trust' contained in this section are for the purposes of sections 1 to 12 and shall not be construed to modify or abridge any law or rule respecting the nature of any charitable trust or the nature and extent of the duties of any trustee except such duties as may be imposed by sections 1 to 12."

Page 2, line 19, delete "Sections 1 to 12" and insert "The registration and reporting provisions of sections 5 and 6".

Page 2, line 20, delete "a" and insert "(a) A".

Page 2, after line 23, insert:

"(b) An educational institution which is under the general supervision of the state board of education, the state college board, the state board for community colleges, or the university of Minnesota or the north central association of colleges and secondary schools, or by any other national or regional accrediting association, and all charitable trusts organized and operated exclusively for educational purposes which are administered by any such institution.

(c) Religious associations organized pursuant to Minnesota Statutes, Chapters 315 and 317 and all charitable trusts organized

and operated exclusively for religious purposes which are administered by any such religious association.

(d) Institutions and corporations organized and operated as hospitals.

(e) An organization which is organized, and at all times thereafter is operated, exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more organizations described in clauses (b) to (d) of this section, and which is operated, supervised, or controlled by or in connection with one or more organizations described in clauses (b) to (d) of this section.

(f) A trust in which the only charitable interest is a contingent interest for which no charitable deduction has been allowed for Minnesota income, inheritance or gift tax purposes or a trust in which the only charitable interest is an annuity or an income interest with respect to which amounts a charitable deduction is allowed the trust under applicable Minnesota income tax laws.”.

Page 2, line 24, after “REGISTER OF” insert “TRUSTS AND”.

Page 2, line 24, delete “; FILING OF INSTRUMENT”.

Page 2, line 25, delete “AND INVENTORY OF ASSETS”.

Page 2, line 29, delete “trustee” and insert “charitable trust”.

Page 2, line 31, delete “providing for his title,”.

Page 2, delete line 32.

Page 3, line 1, delete “charitable trust” and insert “creating the charitable trust, including any amendments thereto and any other relevant information as prescribed by the rules and regulations promulgated by the attorney general pursuant to section 7,”.

Page 3, line 1, delete “receiving” and insert “the charitable trust first receives”.

Page 3, delete line 11, and insert “Every charitable trust”.

Page 3, delete lines 24 to 32.

Page 4, delete lines 1 to 14.

Renumber the remaining subdivision accordingly.

Page 4, line 27, delete “annual reports” and insert “the filings”.

Page 4, line 27, after "required" delete "to".

Page 4, line 28, delete "be filed pursuant to section 6" and insert "by sections 5 and 6, respectively,".

Page 5, line 7, delete "whatever".

Page 5, line 7, delete "are" and insert "reasonably".

Page 5, line 8, delete ". He".

Page 5, delete lines 9 to 15.

Page 5, line 16, delete "subject to sections 1 to 12" and insert "and".

Page 5, line 29, delete "2" and insert "1".

Renumber the remaining subdivisions accordingly.

Page 7, line 17, delete "adversely".

Page 7, after line 17, insert "Subd. 3.".

Page 8, delete lines 8 to 18, and insert:

"Subd. 4. Whenever a will provides for a bequest or devise to a charitable trust, the personal representative shall send to the attorney general a copy of the petition or application for probate together with a copy of the last will and testament, including any codicils which have been admitted to probate. Whenever objections are filed to any will or codicil containing any bequest or devise to a charitable trust, the person filing such objections, at least 14 days prior to the hearing thereon, shall send to the attorney general a copy of such objections, together with a copy of the petition or application for probate and a copy of the will, together with any codicils thereto which have been offered for probate. Any notice or documents required to be sent to the attorney general pursuant to this section shall be served by certified mail, return receipt requested. Upon receiving any such notice or documents the attorney general may become a party in the estate proceedings."

Renumber the remaining subdivisions accordingly.

Page 8, line 20, delete "periodic" and insert "annual".

Page 8, line 27, delete "4" and insert "5".

Page 8, line 29, delete "The courts of this state".

Page 8, delete lines 30 to 31.

Page 8, line 32, delete "penalties."

Page 9, line 7, delete "and".

Page 9, line 8, delete "a civil penalty, from a trustee, in".

Page 9, delete lines 9 to 12 and insert "damages; and

(d) Any other appropriate remedy."

Page 9, line 17, delete "; LIMITATIONS".

Page 9, delete lines 18 to 32.

Page 10, delete lines 1 to 32.

Page 11, delete lines 1 to 3 and insert:

"The attorney general shall collect a fee of \$10 upon the registration of a charitable trust as required by section 5.

Subd. 2. The attorney general shall collect the following fees upon the filing of an annual report by a charitable trust as required by section 6:

(a) \$10, if the assets of the charitable trusts are less than \$5,000;

(b) \$25, if the assets of the charitable trust are \$5,000 or more but less than \$100,000;

(c) \$50, if the assets of the charitable trust are \$100,000 or more but less than \$500,000;

(d) \$100, if the assets of the charitable trust are \$500,000 or more.

For the purposes of this section, 'assets' means the total fair market value of the charitable trust's assets at the end of that trust's taxable year as stated in the annual report required by section 6.

Subd. 3. In any proceeding brought by the attorney general, or in which the attorney general intervenes, pursuant to sections 1 to 12, the judgment or order may provide that the trustee shall pay the reasonable expenses necessarily incurred by the attorney general in the investigation and prosecution of such action, including attorneys' fees, if it shall also be determined in such proceeding that the trustee has been guilty of an intentional or grossly negligent breach of trust as defined in section 10, subdivision 5, or as otherwise provided by law."

Further amend the title as follows:

Page 1, line 9, delete "providing for".

Page 1, delete line 10.

Page 1, line 11, delete "; providing penalties".

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

The report was adopted.

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

H. F. No. 239, A bill for an act relating to natural resources; authorizing acquisition of perpetual conservation restrictions by the commissioner of natural resources and certain nonprofit corporations; amending Minnesota Statutes 1974, Sections 84.64, Subdivision 1; and 84.65, Subdivision 1.

Reported the same back with the following amendments:

Page 2, line 4, after "land." insert "*Nonprofit charitable corporations acquiring such conservation restrictions shall file a notice of each such acquisition with the department of natural resources within 90 days.*".

Page 2, after line 10, insert a new section to read as follows:

"Sec. 3. Minnesota Statutes 1974, Section 84.65, Subdivision 3 is amended to read:

Subd. 3. The restrictions may be (RELEASED, IN WHOLE OR IN PART, BY THE HOLDER FOR CONSIDERATION, IF ANY, AS THE HOLDER MAY DETERMINE, IN THE SAME MANNER AS THE HOLDER MAY DISPOSE OF LAND OR OTHER INTERESTS IN LAND, SUBJECT, TO CONDITIONS AS MAY HAVE BEEN IMPOSED AT THE TIME OF CREATION OF THE RESTRICTION) *conveyed in the same manner as any other interest in land. Notwithstanding any other provision to the contrary, a restriction may be released by the holder of the restriction or the dominant interest to the holder of the fee title or the servient interest. In the event a corporation, defined in section 84.64, subdivision 1(b), no longer holds a license to do business in Minnesota, and said corporation has made no provision for the disposition of a conservation restriction held by it, the conservation restriction shall revert to and vest in the state of Minnesota and be administered by the commissioner of natural resources.*".

Renumber subsequent sections.

Further amend the title as follows:

Page 1, line 7, after "84.65," strike "Subdivision" and insert "Subdivisions".

Page 1, line 7, after "1" insert "and 3".

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. 454, A bill for an act relating to game and fish; seasons and licenses for taking of game; amending Minnesota Statutes 1974, Sections 98.46, Subdivisions 2 and 14; and 100.27, Subdivision 2.

Reported the same back with the following amendments:

Page 1, line 16, strike "\$7.50" and insert "\$8.50".

Page 3, line 12, strike "15th" and insert "1st".

Page 3, line 15, delete "shall" and reinsert "may".

Page 3, line 15, delete "some" and reinsert "any".

Page 3, line 16, delete "in each deer hunting zone".

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. 457, A bill for an act relating to taxation; tax-forfeited lands; classification; use; repurchase; amending Minnesota Statutes 1974, Sections 282.01, Subdivision 1; and 282.241.

Reported the same back with the following amendments:

Amend the title as follows:

Page 1, line 3, delete "classification; use; repurchase" and insert "restricting the right to repurchase tax-forfeited lands".

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. 501, A bill for an act relating to natural resources; powers of the commissioner; forest pest control; expanding volunteer programs; public access; commercial fishing on Lake Superior; decoys and erection of blinds on public lands; prescribing penalties for certain violations; amending Minnesota Statutes 1974, Sections 18.341, Subdivision 3; 18.391, Subdivision 1; 85.041, Subdivision 1; 97.48, Subdivision 15; 97.55, Subdivisions 1, 2, 3 and 4; 98.46, Subdivision 12; 98.47, Subdivision 9; 100.29, Subdivision 18; and 102.28, Subdivisions 2, 3 and 4; repealing Laws 1963, Chapter 70, Section 1.

Reported the same back with the following amendments:

Page 6, line 9, delete "\$100" and insert "\$50".

Page 6, line 13, delete "\$100" and insert "\$50".

Page 8, line 3, delete "The".

Page 8, delete lines 4 to 7.

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. 571, A bill for an act relating to public health; providing state aid for purification of municipal water supplies; authorizing the issuance of general obligation bonds of the state for the acquisition and betterment of water purification systems; appropriating money; amending Minnesota Statutes 1974, Sections 116.16, Subdivisions 1 and 2; and 116.18, by adding subdivisions.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. [PURPOSE.] The legislature determines that an emergency situation exists pertaining to the drinking water of communities using Lake Superior as a source, and in order to protect the health, safety and welfare of residents of the state from the pollution which has been found to occur in Lake Superior as a result of the discharge of taconite tailings under permits granted by the state, it is necessary for the state to provide financial assistance to municipalities using Lake Superior as a source of water supply, for the purpose of enabling them to acquire and construct water purification systems.

Sec. 2. In accord with the above determination the Minnesota state board of health is directed to establish a grant program for the construction of water filtration and purification systems for those communities using Lake Superior as a drinking water source. This program shall include the disbursement of funds hereinafter described for the construction of such facilities, the creation of guidelines designed to assure that such funds will be disbursed in accord with the purposes of this act, the continued surveillance of the effectiveness of constructed facilities in co-operation with other related state agencies, and such other duties of administration as may be necessary to accomplish the purposes of this act.

Sec. 3. A Lake Superior water filtration and purification fund is created as a separate bookkeeping account in the general books of account of the state, to record receipts of the proceeds of monies appropriated to the fund, and disbursements of money appropriated from the fund to municipalities for the acquisition and betterment of public land, buildings, and improvements of a capital nature needed for the prevention, control and abatement of water pollution in accordance with the declaration of purpose contained in section 1 of this act. It is determined that state financial assistance for the construction of water filtration and purification facilities as may be needed to fulfill the purposes of this act is a public purpose and a proper function of state government.

Sec. 4. Definitions for the purposes of this act are as follows:

- (1) "agency" means the Minnesota state board of health.
- (2) "municipality" means any city or any other governmental subdivision having the power or duty to provide drinking water to cities of this state and using Lake Superior as the source of such drinking water.
- (3) "eligible cost" as defined by this act shall include all costs incurred by a municipality including acquisition of necessary real and personal property, engineering, system cleaning, construction, alteration, improvements, inspection, supervision of construction and all other costs related to the construction and establishment of a permanent water filtration or purification system. Such costs shall be eligible even if incurred prior to the effective date of this act.

(4) "municipal water purification system" shall include all properties, real or personal, determined by a municipality and the state to be necessary for the elimination of polluting or potentially injurious substances from water used for municipal water supply purposes.

Sec. 5. [APPROPRIATION.] The sum of \$2,500,000 is appropriated from the state treasury general fund to the fund created in section 3 of this act to be granted and disbursed to municipalities in accordance with the purposes of this act. Grants shall be made in accordance with the guidelines created under authority of section 2 of this act and shall not exceed 33 percent of the eligible project cost as hereinbefore defined.

Sec. 6. Any recipient of financial assistance shall pursue its remedies under the permits granted to the discharges or subrogate to the state those remedies for purposes of obtaining reimbursement of the state funds expended for the purposes of this act. The board of health shall at the time of any disbursement of funds under this act enter into necessary agreements for such reimbursement.

Sec. 7. [EFFECTIVE DATE.] This act is effective upon final enactment."

Further amend the title as follows:

Page 1, line 3, after "supplies;" insert "appropriating money."

Page 1, delete lines 4 to 9.

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

The report was adopted.

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

H. F. No. 993, A bill for an act relating to historic sites; providing for acquisition, administration and control of additional sites by the Minnesota historical society; appropriating money; amending Minnesota Statutes 1974, Section 138.025, by adding subdivisions.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 138.025, Subdivision 1, is amended to read:

138.025 [TRANSFER OF CONTROL OF CERTAIN HISTORIC SITES.] Subdivision 1. [AUTHORITY.] The authority of the (DEPARTMENT) *commissioner* of natural resources (AND ITS DIVISION OF PARKS AND RECREATION), or any successor thereto, to administer and control the historic sites enumerated in this section is withdrawn, and is hereby conferred upon the Minnesota historical society. The society shall exercise the general administration and control of such sites, preserve their historic features, conduct archaeological investigations, establish necessary interpretive centers, and perform such additional duties and services at such sites as may be deemed necessary and beneficial to such sites. *The commissioner of natural resources shall continue to administer and control the state parks enumerated in this section excepting the portions thereof designated as historic sites, the administration and control of which is by this section vested in the Minnesota historical society. The Minnesota historical society may contract with existing state departments and agencies for such materials and services, including utility services, as may be necessary for the administration and maintenance of the sites listed in this section.*

Sec. 2. Minnesota Statutes 1974, Section 138.025, is amended by adding a subdivision to read:

Subd. 9. [SPLIT ROCK LIGHTHOUSE STATE PARK.] In accordance with the terms and provisions of this section, the Minnesota historical society shall administer and control the historic site within the Split Rock Lighthouse state park in Lake county and described as follows:

That part of Government lot 3, Section 33, and Government lot 1, Section 32, Township 55 North, Range 8 West, fourth principal meridian, Lake county, comprising the historic Split Rock Light House tract as originally conveyed to the state of Minnesota by the federal government and containing 7.6 acres more or less.

Sec. 3. Minnesota Statutes 1974, Section 138.025, is amended by adding a subdivision to read:

Subd. 10. [BIRCH COULEE BATTLEFIELD STATE HISTORIC SITE.] In accordance with the terms and provisions of this section and the laws relating to Birch Coulee state park, the Minnesota historical society shall administer and control the historic site comprising the Birch Coulee state park in Renville county and described as follows:

The NE 1/4 of the SE 1/4, Section 19, and the NW 1/4 of the SW 1/4, Section 20, Township 113, North, Range 34 West,

fifth principal meridian, Renville county, Minnesota and containing 80 acres.

Birch Coulee state park is renamed Birch Coulee battlefield state historic site.

Sec. 4. Minnesota Statutes 1974, Section 138.025, is amended by adding a subdivision to read:

Subd. 11. [FORT SNELLING OFFICERS' ROW.] The commissioner of natural resources may contract with the Minnesota historical society for the purpose of preserving the historic homes along Taylor avenue, Fort Snelling, known as "Officers' Row" and the annex building, buildings numbered 151 to 161.

The Minnesota historical society may contract with state departments, agencies, public and private organizations and individuals for occupancy of the "Officers' Row" homes, provided the occupancy conforms to rules and regulations set down by the Minnesota historical society.

It is in the public interest of the people of Minnesota to further the preservation of this historic area.

Sec. 5. Minnesota Statutes 1974, Section 138.53, Subdivision 50, is amended to read:

Subd. 50. Birch Coulee, owned by the state, is in Renville county and is located within the boundaries of Birch Coulee (STATE PARK) battlefield state historic site.

Sec. 6. [REPEALER.] *Minnesota Statutes 1974, Section 85.012, Subdivision 7, and 138.025, Subdivisions 7 and 8, are repealed.*

Sec. 7. [APPROPRIATION.] *The sum of \$260,000 is appropriated from the general fund to the Minnesota state historical society for the biennium ending June 30, 1977 to carry out the purposes of this act."*

Further amend the title as follows:

Page 1, line 6, after "138.025," insert "Subdivision 1, and".

Page 1, line 7, after "subdivisions" insert "; and 138.53, Subdivision 50; repealing Minnesota Statutes 1974, Sections 85.012, Subdivision 7; and 138.025, Subdivisions 7 and 8".

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

The report was adopted.

Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1060, A bill for an act relating to financial institutions; authorizing and regulating face amount certificate investment companies; amending Minnesota Statutes 1974, Chapter 54, by adding sections; and Sections 54.26; and 54.27; repealing Minnesota Statutes 1974, Chapter 59, and Sections 54.28; 54.29; and 54.293.

Reported the same back with the following amendments:

Page 4, line 6, delete the new language.

Page 4, delete lines 7 to 32.

Page 5, delete lines 1 to 6 and insert the following:

"Subdivision 1. The supervisory responsibility of the commissioner with reference to face amount certificate investment companies as defined in section 1 shall include, but not be limited to, the power to make periodic examinations of the books and accounts of such companies for the purpose of determining:

(a) that face amount certificate investment companies maintain certificate reserves and deposits of qualified assets in accordance with the requirements of the Federal Investment Company Act of 1940 and the rules and regulations thereunder, and that other investment companies described in section 54.26 maintain certificate reserves and deposits of qualified assets as if they were subject to the Federal Investment Company Act of 1940 and rules and regulations thereunder so far as the same may be appropriate and except as hereinafter provided, and

(b) that the accounting principles of all face amount certificate companies conform to generally accepted accounting principles for investment companies which are promulgated by the American Institute of Certified Public Accountants, the Financial Accounting Standards Board, and the United States Securities and Exchange Commission. The accounting principles for investment companies shall include, where appropriate, any statements of investment or assets in a manner which relates historical cost of such investments or assets or other information required by the United States Securities and Exchange Commission. Assets maintained on deposit by companies not subject to section 28 of the Investment Company Act of 1940 shall consist of first mortgages and first deeds of trust on improved real estate, government bonds, state bonds, municipal bonds, obligations issued or guaranteed in whole or in part by the United States government or by a government chartered institution or agency, and such other assets as the commissioner may by rule approve for such purpose. The commissioner shall, in recognizing

approved assets in rule making, give consideration to assets of the kind which life insurance companies were permitted by the laws of the state of New York as of January 1, 1949, to acquire and hold."

Page 5, delete lines 26 to 32.

Page 6, delete lines 1 to 13 and insert the following:

"In conducting such examination, the commissioner may utilize reports which have been audited and attested to by independent certified public accountants. The procedures employed by the independent certified public accountants shall conform to generally accepted auditing standards. Each face amount certificate investment company shall file with the commissioner copies of its prospectuses, semi-annual and annual reports to shareholders, S-1 registration statements and amendments thereto, and annual reports to the United States Securities and Exchange Commission, all as filed pursuant to the requirements of the Securities Act of 1933, as amended and the rules and regulations adopted pursuant thereto, the Securities Exchange Act of 1934, as amended and the rules and regulations adopted pursuant thereto, and the Investment Company Act of 1940, as amended and the rules and regulations adopted pursuant thereto. The commissioner may accept as filed copies of the foregoing material previously filed with the commissioner of securities of the department of commerce. Other face amount certificate investment companies described in section 1 shall file with the commissioner of banks copies of their semi-annual and annual reports which have been audited and attested to by independent certified public accountants as to assets maintained on deposit and the value thereof, and semi-annual and annual reports by independent certified public accountants as to certificate liabilities."

Page 6, line 32, after "issuer" insert "to the certificate holder".

Page 7, line 3, after "or" insert "be".

Page 7, after line 6 insert the following:

"Sec. 5. Minnesota Statutes 1974, Chapter 54, is amended by adding a section to read:

[54.296] [RULES AND REGULATIONS.] *The commissioner may promulgate such rules and regulations as are reasonably necessary to carry out and make effective the provisions and purposes of this chapter pursuant to Minnesota Statutes, Chapter 15.*

Sec. 6. Minnesota Statutes 1974, Chapter 54, is amended by adding a section to read:

[54.297] [APPLICATION FOR RECEIVER.] *When in the Judgment of the commissioner grounds for liquidation as set forth in Minnesota Statutes, Section 49.04, exist or are about to occur, the commissioner may make application to the district court in which a company defined in section 1 is situated for the appointment of a receiver or conservator.*

Sec. 7. Minnesota Statutes 1974, Section 49.01, Subdivision 2, is amended to read as follows:

Subd. 2. "Financial institution" means and includes a bank, a trust company, a savings, building and loan association, a credit union, and an industrial loan and thrift company (, AND AN INVESTMENT COMPANY).".

Renumber the remaining section.

Further amend the title on page 1, line 5, after "Sections" add "49.01, Subdivision 2;".

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. 934, A bill for an act relating to elections; rearranging the laws regulating campaign practices and penalties; providing penalties; repealing Minnesota Statutes 1974, Sections 210.01 to 210.21 and 211.01 to 211.41.

Reported the same back with the following amendments:

Page 27, after line 5, insert:

"Sec. 45. Minnesota Statutes 1974, Section 123.015, is amended to read:

123.015 [ELECTIONS; CORRUPT PRACTICES.] The provisions of (SECTIONS 211.03 AND 211.08) sections 3 and 5, subdivision 1, of this act and all acts amendatory thereof shall apply to any elections of a common school district, an independent school district, a special school district, or a school election held in unorganized territory.

Sec. 46. [204A.341] [MISMARKING BALLOTS; DISCLOSING HOW MARKED.] Every election official or other person who marks the ballot of any voter, except in the cases and

in the manner provided by law, or who informs any person other than such voter how any such ballot was marked, shall be guilty of a gross misdemeanor.

Sec. 47. Minnesota Statutes 1974, Section 290.09, Subdivision 2, is amended to read:

Subd. 2. [TRADE OR BUSINESS EXPENSES; EXPENSES FOR PRODUCTION OF INCOME.] (a) In General. There shall be allowed as a deduction all the ordinary and necessary expenses paid or incurred during the taxable year in carrying on any trade or business, including

(1) A reasonable allowance for salaries or other compensation for personal services actually rendered;

(2) Traveling expenses (including the entire amount expended for meals and lodging) while away from home in the pursuit of a trade or business; and

(3) Rentals or other payments required to be made as a condition to the continued use or possession, for purposes of the trade or business, of property to which the taxpayer has not taken or is not taking title or in which he has no equity. For purposes of the preceding sentence, the place of residence of a member of congress within the state shall be considered his home, but amounts expended by such members within each taxable year for living expenses shall not be deductible for income tax purposes in excess of \$3,000.

(b) Expenses for Production of Income. In the case of an individual, there shall be allowed as a deduction all the ordinary and necessary expenses paid or incurred during the taxable year.

(1) For the production or collection of income;

(2) For the management, conservation, or maintenance of property held for the production of income; or

(3) In connection with the determination, collection, or refund of any tax.

(c) Campaign expenditures in an amount not to exceed the limits set out in Minnesota Statutes, Section 211.06, not subsequently reimbursed, which have been personally paid by a candidate for public office if the candidate has complied with the expenditure limitations set out in (MINNESOTA STATUTES, SECTION 211.06) *section 22 of this act*:

(No deduction shall be allowed under this clause for any contribution or gift which would be allowable as a credit under sec-

tion 290.21 were it not for the percentage limitations set forth in such section);

(d) All expense money paid by the legislature to legislators.

Sec. 48. Minnesota Statutes 1974, Section 290.21, Subdivision 3, is amended to read:

Subd. 3. An amount for contribution or gifts made within the taxable year:

(a) to or for the use of the state of Minnesota, or any of its political subdivisions for exclusively public purposes,

(b) to or for the use of any community chest, corporation, organization, trust, fund, association, or foundation located in and carrying on substantially all of its activities within this state, organized and operating exclusively for religious, charitable, public cemetery, scientific, literary, artistic, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private stockholder or individual,

(c) to a fraternal society, order, or association, operating under the lodge system located in and carrying on substantially all of their activities within this state if such contributions or gifts are to be used exclusively for the purposes specified in subdivision 3(b), or for or to posts or organizations of war veterans or auxiliary units or societies of such posts or organizations, if they are within the state and no part of their net income inures to the benefit of any private shareholder or individual, or to an employee stock ownership trust as defined in this section. Where the beneficiaries of a stock ownership trust include the transferor, his spouse, children, grandchildren, parents, siblings or their children, the amount of the deduction shall be reduced by the product of multiplying said amount by their percentage interest in the trust,

(d) to or for the use of the United States of America for exclusively public purposes, and to or for the use of any community chest, corporation, trust, fund, association, or foundation, organized and operated exclusively for any of the purposes specified in subdivision 3(b) and (c) no part of the net earnings of which inures to the benefit of any private shareholder or individual, but not carrying on substantially all of their activities within this state, in an amount equal to the ratio of Minnesota taxable net income to total net income,

(e) to a political party, as defined in section 200.02, subdivision 7, or a political candidate, as defined in section (211.01) 1 of this act, or a political cause when sponsored by any party or association or committee, as defined in section (211.01) 1 of this act, in a maximum amount not to exceed the following:

- (1) contributions made by individual natural persons, \$100,
- (2) contributions made by a national committeeman, national committeewoman, state chairman, or state chairwoman of a political party, as defined in section 200.02, subdivision 7, \$1,000,
- (3) contributions made by a congressional district committeeman or committeewoman of a political party, as defined in section 200.02, subdivision 7, \$350,
- (4) contributions made by a county chairman or a county chairwoman of a political party, as defined in section 200.02, subdivision 7, \$150;
- (f) in the case of an individual, the total credit against taxable net income allowable hereunder shall not exceed 30 percent of the taxpayer's Minnesota gross income as follows:
 - (i) the aggregate of contributions made to organizations specified in (a), (b) and (d) shall not exceed ten percent of the taxpayer's Minnesota gross income,
 - (ii) the total credits under this subparagraph for any taxable year shall not exceed 20 percent of the taxpayer's Minnesota gross income. For purposes of this subparagraph, the credits under this section shall be computed without regard to any deduction allowed under subparagraph (i) but shall take into account any contributions described in subparagraph (i) which are in excess of the amount allowable as a credit under subparagraph (i);
- (g) in the case of a corporation, the total credit against net income hereunder shall not exceed 15 percent of the taxpayer's taxable net income less the credits allowable under this section other than those for contributions or gifts,
- (h) in the case of a corporation reporting its taxable income on the accrual basis, if—(A) the board of directors authorizes a charitable contribution during any taxable year, and (B) payment of such contribution is made after the close of such taxable year and on or before the fifteenth day of the third month following the close of such taxable year; then the taxpayer may elect to treat such contribution as paid during such taxable year. The election may be made only at the time of the filing of the return for such taxable year, and shall be signified in such manner as the commissioner shall by regulations prescribe.”

Page 27, line 6, renumber Section 45 as Section 49.

Page 27, after line 15, insert a new section as follows:

“Sec. 50. [EFFECTIVE DATE.] This act is effective on the date following its final enactment.”

Underscore all new text in bill.

Further, amend the title as follows:

Page 1, line 4, after "penalties;" add "amending Minnesota Statutes 1974, Sections 123.015; 290.09, Subdivision 2; and 290.21, Subdivision 3;"

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. 110, A bill for an act relating to retirement; authorizing purchase of service credit by certain members of the Minnesota state retirement system.

Reported the same back with the following amendments:

Page 1, delete lines 6 to 17 and insert:

"Section 1. An employee covered by the Minnesota state retirement system who was employed in the maintenance and improvement of Camp Ripley during the period from 1936 to 1940 may obtain allowable service credit for not more than 13 months of such service by paying to the Minnesota state retirement system an amount equal to four percent of his or her current annual salary rate. Such payment shall be made either in a lump sum or by payroll deductions prior to the termination of state service."

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

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

H. F. No. 113, A bill for an act relating to Clay county; probate judge's service and retirement contributions; appropriating money for refunds.

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

The report was adopted.

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

H. F. No. 202, A bill for an act relating to retirement; uses of funds of firemen's relief association in certain cities; amending Minnesota Statutes 1974, Section 69.40.

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

The report was adopted.

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

H. F. No. 203, A bill for an act relating to the firemen's relief association and the firemen's pension fund in the city of Minneapolis; amending Laws 1965, Chapter 519, Section 1, as amended.

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

The report was adopted.

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

H. F. No. 581, A bill for an act relating to retirement; providing a combined service annuity for public employees retirement members who have allowable service credit in more than one Minnesota retirement fund; amending Minnesota Statutes 1974, Section 353.71, by adding a subdivision.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Chapter 356, is amended by adding a section to read:

(356.30) [COMBINED SERVICE ANNUITY.] *Subdivision 1. [ELIGIBILITY; COMPUTATION OF ANNUITY.] Notwithstanding any provisions to the contrary of the laws governing the funds enumerated in subdivision 3, a person who has allowable service totaling ten or more years in any two or more of such funds and has at least six months of allowable service with the last such fund earned during his last period of employment and has not begun to receive an annuity from any such funds, may, upon retirement, in lieu of any augmentation of deferred annuities provided by the laws of such funds, elect to receive a retirement annuity from each fund in which he has allow-*

able service, based upon the allowable service in each fund, except that: (a) the laws governing annuities shall be the law in effect on the date of his final termination from the last public service under a covered fund; (b) the "average salary" on which the annuity from each covered fund in which the employee has credit in a formula plan shall be based on the employee's highest five successive years of covered salary during his entire service in covered funds; (c) the formula percentages to be used by each fund shall be those percentages prescribed by each fund's formula as continued for the respective years of allowable service from one fund to the next, recognizing all previous allowable service with the other covered funds; and (d) allowable service in all the funds shall be combined in determining eligibility for and the application of each fund's provisions in respect to actuarial reduction in the benefit amount for retirement prior to normal retirement. The benefit amount payable for any allowable service under a nonformula plan of a covered fund shall not be affected but such service and covered salary shall be used in the above calculation. This section shall not apply to any person whose final termination from the last public service under a covered fund is prior to May 1, 1975.

Subd. 2. [REPAYMENT OF REFUNDS.] Any person who is employed in a position covered by one of the funds enumerated in subdivision 3 who has received a refund from any other such funds may repay such refund to the respective fund under such terms and conditions as are consistent with the laws governing such other fund, except that he need not be a currently contributing member of the fund to which the refund is repaid at the time the repayment is made.

Subd. 3. [FUNDS TO WHICH THIS SECTION APPLIES.] The provisions of this section shall apply to the following retirement funds:

(1) state employees retirement fund established pursuant to chapter 352;

(2) correctional employees retirement program, established pursuant to chapter 352;

(3) unclassified employees retirement plan, established pursuant to chapter 352D;

(4) highway patrolmen's retirement fund, established pursuant to chapter 352B;

(5) public employees retirement association, established pursuant to chapter 353;

(6) public employees police and fire fund, established pursuant to chapter 353;

(7) *teachers retirement fund, established pursuant to chapter 354;*

(8) *Minneapolis municipal employees retirement fund, established pursuant to chapter 422A;*

(9) *Minneapolis teachers retirement fund association, established pursuant to chapter 354A;*

(10) *St. Paul teachers retirement fund association, established pursuant to chapter 354A;*

(11) *Duluth teachers retirement fund association, established pursuant to chapter 354A."*

Further amend the title:

Page 1, line 3, delete "retirement".

Page 1, line 4, delete "members".

Page 1, line 6, delete "Section 353.71" and insert "Chapter 356".

Page 1, line 7, delete "subdivision" and insert "section".

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. 776, A bill for an act relating to the state board of investment; authorizing investment of state retirement system funds in obligations issued or guaranteed by agencies of the United States; amending Minnesota Statutes 1974, Section 11.16, Subdivision 9.

Reported the same back with the following amendments:

Page 1, line 11, delete "or".

Page 1, line 12, delete "guaranteed".

Page 1, line 13, after "States" insert ", and obligations guaranteed by the small business administration, or the administrator thereof, pursuant to the small business act, amended."

Further, amend the title:

Line 4, delete "issued or".

Line 5, delete "agencies of the United States" and insert "the federal small business administration or its administrator".

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. 864, A bill for an act relating to retirement; actuarial valuations and experience studies of various public retirement funds; amending Minnesota Statutes 1974, Chapter 356, by adding a section; and Sections 356.22, Subdivisions 1 and 3; and 356.23; repealing Minnesota Statutes 1974, Sections 356.21; 356.211; and 356.212.

Reported the same back with the following amendments:

Page 1, following line 9, insert:

"Section 1. Minnesota Statutes 1974, Section 356.20, Subdivision 2, is amended to read:

Subd. 2. (1) State employees retirement fund.

(2) Public employees retirement fund.

(3) Teachers retirement fund.

(4) Highway patrolmen's retirement fund.

(5) Twin City lines employees retirement plan.

(6) Minneapolis teachers retirement fund association.

(7) St. Paul teachers retirement fund association.

(8) Duluth teachers retirement fund association.

((9) ST. PAUL BUREAU OF HEALTH RELIEF ASSOCIATION.)

((10)) (9). Municipal employees retirement board of Minneapolis.

((11)) (10) University of Minnesota police retirement plan.

((12)) (11) University of Minnesota faculty retirement plan.

Sec. 2. Minnesota Statutes 1974, Section 356.20, Subdivision 4, is amended to read:

Subd. 4. Each financial report required by this section shall include:

(1) An exhibit prepared according to applicable actuarial standards enumerated in section (356.21) 3 of this act, by an approved actuary as defined in section (356.21) 3, subdivision 6 of this act showing the accrued assets of the fund, the accrued liabilities, including accrued reserves, and the accrued unfunded liability of the fund. Such exhibit shall contain the certificate of an approved actuary certifying that the required reserves for any benefits provided under a benefit formula are computed in accordance with the Entry Age Normal Cost (Level Normal Cost) basis.

(a) Assets shown in the exhibit shall include the following items of actual assets:

Cash in office

Deposits in banks

Accounts receivable:

Accrued members' contributions

Accrued employer contributions

Other

Accrued interest on investments

Dividends on stocks, declared but not yet received

Investment in bonds at amortized cost

Investment in stocks at cost

Investment in real estate

Equipment at cost, less depreciation

Other

Total assets

(b) The exhibit shall include a statement of the unfunded accrued liability of the fund. Should the assets of the fund exceed the liabilities, the excess shall be listed as surplus and indicated in the exhibit following the item of reserves.

(c) The exhibit shall include a footnote showing accumulated member contributions without interest.

(d) Current liabilities shown in the exhibit shall include the following items:

Current:

Accounts payable

Annuity payments

Survivor benefit payments

Refund to members

Accrued expenses

Suspense items

Total current liabilities

(e) The exhibit shall include an item for accrued necessary reserves which shall be listed as "total reserves required as per attached schedule." Such attached schedule shall contain the following information on the reserves required:

1. For active members
 - a. Retirement benefits
 - b. Disability benefits
 - c. Refundment liability due to death or withdrawal
 - d. Survivors' benefits
2. For deferred annuitants
3. For former members without vested rights
4. For annuitants
 - a. Retirement

- b. Disability annuities
- c. (WIDOWS,) *Surviving spouses'* annuities
- d. Surviving children's annuities

5. In addition to the foregoing, if there are additional benefits not appropriately covered by the foregoing four items of reserves required, they should be listed separately.

(2) An income statement on an accrual basis showing all income and all deductions from income for the fiscal year. It shall show separate items for employee contributions, employer regular contributions, employer additional contributions if provided by law, investment income, profit on the sale of investments, and other income, if any.

(3) A statement of deductions from income, which shall include separate items for benefit payments, retirement benefits, disability benefits, widows' benefits, surviving children's benefits, refundments to members terminating employment, refundments due to death of members and due to death of annuitants, the increase in total reserves required, general expense incurred, loss on sale of investments, and any other deductions.

(4) A statement showing appropriate statistics as to membership and beneficiaries of the fund, with indications of changes in such statistical data which may result from the current year's operation.

(5) Such additional statements or exhibits as will enable the management of the fund to portray a true interpretation of the fund's financial condition, except that the term "surplus" or the term "excess of assets" shall not be used except as otherwise specifically provided for in this section, nor shall any representation of assets and liabilities other than as provided for in this section be included in such additional statements or exhibits.

(6) A more detailed or subdivided itemization of any of the items required by this section, if the management of the fund so desires."

Renumber the remaining sections in sequence.

Page 2, line 12, after "board" insert "*or administrative officials*".

Page 2, line 16, after "provided." insert the following sentence: "*This requirement shall also apply to any fund which may be a successor to any organization enumerated in section 356.20, subdivision 2, or to any newly formed retirement fund or association operating under the control or supervision of any public em-*

ployee group, governmental unit, or institution receiving a portion of its support through legislative appropriations, with the exception of any local police or fire fund now governed by chapter 69."

Page 2, line 24, delete "*such report*" and insert "*each valuation*".

Page 3, line 4, delete "*December 1*" and insert "*June 1*".

Page 3, line 5, delete "*1974*" and insert "*1975*".

Page 4, line 23, delete "*Widows'*" and insert "*Surviving spouses'*".

Page 5, line 19, after "*in*" insert "*unfunded*".

Page 6, line 27, delete "*Widow*" and insert "*Surviving spouse*".

Page 6, line 28, delete "*Orphan*" and insert "*Surviving children*".

Further, amend the title:

Line 5, after "*Sections*" insert "*356.20, Subdivisions 2 and 4;*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

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

H. F. No. 1067, A bill for an act relating to the operation of state government; providing for salary setting authority and classification for certain positions in the office of attorney general; amending Minnesota Statutes 1974, Sections 8.02; 15A.081, Subdivision 1; and 43.064.

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

The report was adopted.

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

H. F. No. 1136, A bill for an act relating to the city of Duluth; firemen's service pensions and survivor benefits; amending

Laws 1965, Chapter 179, Section 1; repealing Laws 1955, Chapter 188, Section 8.

Reported the same back with the following amendments:

Page 2, line 7, strike "each".

Page 2, line 7, reinstate the stricken "the first".

Page 3, line 7, insert a period after "*pension*".

Page 3, line 7, delete "*during the continuance of her*".

Page 3, delete lines 8 and 9.

Page 3, line 24, delete "23" and insert "22".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

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

H. F. No. 1191, A bill for an act relating to the city of Austin; membership of new police and firemen in the public employees retirement association.

Reported the same back with the following amendments:

Page 1, after line 12, insert the following new sections:

"Sec. 2. The minimum obligation of the city of Austin in respect to the police relief association and the firemen's relief association shall be determined and governed in accordance with the provisions of Minnesota Statutes, Sections 69.71 to 69.77, except that the normal cost shall be computed as a percentage of the compensation paid to the members of each association. The compensation paid to police officers and to firemen first employed by the city of Austin after the effective date of this act shall not be included in any of the computations in determining the obligation of the city of Austin in respect to the police relief association and the firemen's relief association.

Sec. 3. Contributions of members of the police relief association and of the firemen's relief association shall be governed by Minnesota Statutes, Section 69.71 to 69.77. Contributions of all police officers and firemen first employed by the city of Austin after the effective date of this act shall be governed by Minnesota Statutes, Section 353.65.

Sec. 4. Commencing in the year 1980, in addition to the minimum obligation required by section 2, the city of Austin shall provide additional financing to the police relief association and to the firemen's relief association sufficient to amortize by the year 2010 the unfunded liability of each fund as determined in accordance with Minnesota Statutes, Section 69.73. Notwithstanding Minnesota Statutes, Section 275.50, Subdivision 5, Clause (e), all municipal payments for the police relief association and for the firemen's relief association shall be considered a special levy.

Sec. 5. When every member of the police relief association of Austin retires or terminates from active duty, or when every member of the firemen's relief association of Austin retires or terminates from active duty, the funds of that association shall become a trust fund managed by a board of trustees composed of five members selected by the recipient beneficiaries of that fund and approved by the city council. The moneys in each fund shall not revert to the city of Austin until all obligations of the respective relief associations are paid.

Sec. 6. In determining the salary for use as a base benefit calculation for the police relief association, the then prevailing pay of a first class patrolman in the police department of the city of Austin shall be used. In determining the salary for use as a base for benefit calculation for the firemen's relief association, the then prevailing pay of a first class fireman in the fire department of the city of Austin shall be used."

Renumber the remaining section in sequence.

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. 1249, A bill for an act relating to state government; providing that gubernatorial appointments are effective upon approval by either the senate or the house of representatives.

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

The report was adopted.

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

H. F. No. 1250, A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Section 3; providing for the advice and consent of the house of representatives on appointments by the governor.

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

The report was adopted.

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

H. F. No. 1254, A bill for an act relating to the city of New Brighton; firemen's relief pensions; amending Laws 1967, Chapter 742, Section 1, Subdivision 1.

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

The report was adopted.

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

H. F. No. 358. A bill for an act relating to public health; authorizing the state board of health to establish mobile health clinics; prescribe fees and requirements for licenses, inspections, and permits; receive funds; enter into agreements for performance of duties by local agents; inspect, license, and regulate hotels and restaurants; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 62D.21, 144.076; 144.12; 144.121; 144.122; 144.53; 144.653, Subdivision 8; 144.802; 145.866; 149.02; 149.03, Subdivisions 1 and 2; 149.08; 156A.07, Subdivisions 5, 6 and 7; 157.01; 157.02; 157.03; 157.04; 157.05, Subdivisions 1, 2 and 3; 157.08; 157.09; 157.12; 157.13; 157.14; 326.42; 326.62; 327.15; 327.16, Subdivision 3; Chapters 144 and 145, by adding sections; repealing Minnesota Statutes 1974, Sections 157.05, Subdivisions 4, 5, 6 and 7; 157.06; 157.07; and 157.11; and Laws 1974, Chapter 205.

Reported the same back with the following amendments:

Page 1, line 26, before "for" insert "*pursuant to section 144.122*".

Page 2, line 9, strike "department" and insert "*state board*".

Page 2, line 19, strike "department" and insert "*state board*".

Page 5, line 22, after "board" insert "*pursuant to section 144.122*".

Page 5, line 23, after "board" insert "*pursuant to section 144.122*".

Page 6, line 6, after "board" insert "*pursuant to section 144.122*".

Page 6, line 15, after "*with*" insert "*a*".

Page 6, line 18, after "*with*" insert "*a*".

Page 6, line 26, after "health" insert a comma.

Page 6, line 29, strike "*such*" and insert "*the*".

Page 7, line 10, strike "*such*" and insert "*the*".

Page 7, line 13, after "board" insert "*pursuant to section 144.122*".

Page 7, line 15, after "of" insert "*a*".

Page 8, line 1, after "board" insert "*pursuant to section 144.122*".

Page 8, line 11, after "board" insert "*pursuant to section 144.122*".

Page 8, line 17, delete "*adjacent*" and insert "*contiguous*".

Page 8, line 17, delete "*of the first class*".

Page 9, line 18, after "board" insert "*pursuant to section 144.122*".

Page 9, line 22, strike "*such*".

Page 9, line 23, strike "*such*" and insert "*an*".

Page 9, line 25, strike "*such*" and insert "*the*".

Page 9, line 28, after "board" insert "*pursuant to section 144.122*".

Page 10, line 26, strike "*such*" and insert "*their*".

Page 10, line 28, after "board" insert "*pursuant to section 144.122*".

Page 10, line 31, strike "such" and insert "their".

Page 10, line 32, after "board" insert "*pursuant to section 144.122*".

Page 10, line 32, strike "such" and insert "a".

Page 11, line 3, strike "such" and insert "the".

Page 11, line 4, strike "such" and insert "the".

Page 11, line 17, strike "such" and insert "the".

Page 11, line 20, strike "such sum" and insert "a".

Page 11, line 30, strike "Such" and insert "Each".

Page 12, line 10, strike "such" and insert "any".

Page 12, line 21, strike "such".

Page 12, line 28, after "board" insert "*pursuant to section 144.122*".

Page 12, line 30, after "board" insert "*pursuant to section 144.122*".

Page 13, line 11, strike "Such" and insert "The".

Page 13, line 19, strike "Such" and insert "An".

Page 14, line 8, strike "such".

Page 14, line 9, strike "such" and insert "the".

Page 14, line 20, strike "for".

Page 14, line 21, strike "such permit".

Page 14, line 24, strike "Such".

Page 14, line 26, after "board" insert "*pursuant to section 144.122*".

Page 14, line 32, strike "such" and insert "a".

Page 15, line 7, after "board" insert "*pursuant to section 144.122*".

Page 15, line 15, after "board" insert "*pursuant to section 144.122*".

Page 15, line 16, after "board" insert "*pursuant to section 144.122*".

Page 15, line 22, strike "such" and insert "an".

Page 15, line 29, after "board" insert "*pursuant to section 144.122*".

Page 16, line 18, strike "such" and insert "the".

Page 16, line 20, strike "such" and insert "a".

Page 17, line 27, after "hotels," insert "*motels,*".

Page 18, line 3, after "hotels," insert "*motels,*".

Page 18, line 9, after "hotel," insert "*motel,*".

Page 18, line 14, after "hotel," insert "*motel,*".

Page 18, line 15, strike the semicolon and insert a period.

Page 18, line 16, strike "provided, that".

Page 18, line 16, after "hotel" insert "*, motel*".

Page 18, line 20, strike "such" and insert "the".

Page 18, line 21, after "hotel" insert "*, motel*".

Page 18, line 23, after "board" insert "*pursuant to section 144.122*".

Page 18, line 28, strike "; and," and insert a period.

Page 18, line 29, after "penalty" insert "*fee*".

Page 18, line 29, after "board" insert "*pursuant to section 144.122*".

Page 19, line 2, strike "such" and insert "the".

Page 19, line 4, after "hotel," insert "*motel,*".

Page 19, line 7, strike "such" and insert "the".

Page 19, line 10, strike "such" and insert "the".

Page 19, line 11, after "hotel," insert "*motel,*".

Page 19, line 13, strike "such" and insert "*any other*".

Page 19, line 15, strike ", and" and insert a period.

Page 19, line 18, after "hotels," insert "*motels*".

Page 19, line 20, strike "such" and insert "*the*".

Page 20, line 21, after "hotel," insert "*motel*".

Page 20, line 23, strike "; and, for such" and insert ". *For this*".

Page 20, line 26, strike "such".

Page 20, line 27, strike "such" and insert "*the*".

Page 20, line 30, strike "such manner as to".

Page 20, line 31, strike "violate" and insert "*violation of*".

Page 21, line 2, strike "such" and insert "*the*".

Page 21, line 3, after "of" strike "such" and insert "*the*".

Page 21, line 3, strike "and such" and insert ". *Each*".

Page 22, line 2, strike "such" and insert "*the*".

Page 24, line 3, after "hotels" insert "*and motels*".

Page 24, line 12, strike "Such".

Page 24, line 14, strike "; provided, that" and insert a period.

Page 24, line 22, strike "; provided, that" and insert a period.

Page 24, line 26, strike "such".

Page 25, line 2, strike "; provided, that" and insert a period.

Page 25, line 22, after "hotels," insert "*motels*".

Page 27, line 13, strike "such" and insert "*the*".

Page 27, line 17, after "hotel," insert "*motel*".

Page 28, line 11, strike "such".

Page 28, line 12, after "of" and before "license" insert "a".

Page 29, line 7, strike "such".

Page 29, line 20, strike "such" and insert "the".

Page 29, line 21, after "university." insert "*Any person, firm or corporation whose principle mode of business is licensed under sections 28A.04 and 28A.05 is exempt at that premises from licensure as a place of refreshment or restaurant; provided, that the holding of any license pursuant to sections 28A.04 and 28A.05 shall not exempt any person, firm, or corporation from regulations of the state board of health relating to food and beverage service establishments.*".

Page 30, line 8, after "board" insert "*pursuant to section 144.122*".

Page 30, line 20, after "board" insert "*pursuant to section 144.122*".

Page 30, line 28, strike "; provided that" and insert a period.

Page 30, line 31, strike "Such" and insert "A".

Page 31, line 2, after "board" insert "*pursuant to section 144.122*".

Page 31, line 5, strike "department" and insert "board".

Page 31, line 29, strike "department" and insert "board".

Page 32, line 4, strike "department" and insert "board".

Page 32, line 7, strike "such" and insert "the".

Page 32, line 8, strike "department" and insert "board".

Page 32, line 11, strike "department" and insert "board".

Page 32, line 12, strike "department" and insert "board".

Page 32, line 13, strike "such" and insert "the".

Page 32, line 22, after "board" insert "*pursuant to section 144.122*".

Page 33, line 9, strike "such".

Page 33, line 12, strike "such".

Page 33, line 18, delete "department" and insert "board".

Page 33, line 25, strike "Such".

Page 34, line 4, after "finance." insert "All fees proposed to be prescribed in rules and regulations shall be reasonable. The fees shall be in an amount so that the total fees collected by the board will, where practical, approximate the cost to the board in administering the program."

On Page 34, after line 7, add the following sections:

"Sec. 35. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.011] [DEPARTMENT OF HEALTH, CREATION, COMMISSIONER.] *The department of health is hereby created under the control of the commissioner of health. He shall be appointed by the governor, with the advice and consent of the senate for a four year term which shall coincide with the term of the governor and until his successor is appointed and qualifies.*

In case of a vacancy, the governor may appoint a commissioner, who shall immediately take office and shall carry on all duties of the office until the next session of the legislature, when his appointment shall be submitted to the senate for approval.

Sec. 36. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.021] [POWERS OF COMMISSIONER, DEPUTY.] *The commissioner shall be accountable for the operation and administration of the department of health and shall enforce all laws relating to the public health of the state. He may appoint a deputy commissioner and a personal secretary who shall serve at his pleasure in the unclassified civil service.*

Sec. 37. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.031] [HEALTH ADVISORY COUNCIL.] Subdivision 1. [TERMS.] *There is hereby created a health advisory council of 16 members who shall be appointed by the governor as follows:*

The terms of the members shall be four years. The terms of eight of the members shall be coterminus with the governor and the terms of the remaining eight members shall end one year after the terms of the other members. Members shall serve until their successors are appointed. If a successor has not been ap-

pointed by the July 1 after the scheduled end of a member's term, the term of the member for whom a successor has not been appointed shall be extended until the first Monday in January four years after the scheduled end of the term. The governor shall fill vacancies for the unexpired terms.

Subd. 2. [COMPOSITION OF COUNCIL.] *The membership of the council shall consist of eight public members as defined by Laws 1973, Chapter 638, and eight members broadly representing licensed health professions. Four of the public members and four of the professional members shall be appointed to a term coterminous with the term of the governor. The remaining public and professional members shall be appointed for a term expiring one year thereafter.*

Subd. 3. [COMPENSATION.] *Members of the council shall receive \$25 per day spent on council activities plus expenses as provided by section 43.329.*

Subd. 4. [REMOVAL.] *A member may be removed by the governor at any time (1) for cause after notice and hearing or (2) after missing three consecutive meetings. The chairman of the advisory council shall inform the governor of a member missing three consecutive meetings. After the second consecutive missed meeting and before the next meeting, the secretary of the council shall notify the member in writing that he may be removed if he misses the next meeting.*

Subd. 5. [CHAIRMAN, STAFF.] *The council shall elect a chairman from its members. The commissioner of health shall provide staff help as necessary.*

Sec. 38. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.041] [DUTIES, POWERS OF ADVISORY COUNCIL.] *The health advisory council shall advise the commissioner on any matter concerning public health rules and the enforcement of any law or rule as the council deems appropriate. The council shall further advise the commissioner on any matter which the commissioner brings before the council.*

Sec. 39. Minnesota Statutes 1974, Chapter 144, is amended by adding a section to read:

[144.045] [PRINCIPAL DUTIES OF COMMISSIONER.] Subdivision 1. [STAFF.] *The commissioner shall organize the department as he deems most appropriate for the administration of public health and shall appoint employees as he deems necessary within the limits provided in Minnesota Statutes, Chapters 16, 16A, and 43. All employees appointed under this section shall be in the classified civil service.*

Subd. 2. [RULES.] The commissioner may promulgate rules under the provisions of Minnesota Statutes, Chapter 15 which shall be known as "public health rule number ——" followed by a consecutive number.

Sec. 40. Minnesota Statutes 1974, Section 144.05, is amended to read:

144.05 [GENERAL DUTIES OF (BOARD; REPORTS) COMMISSIONERS.] The (STATE BOARD) commissioner of health (ACTING THROUGH ITS SECRETARY SHALL HAVE GENERAL AUTHORITY AS THE STATE'S OFFICIAL HEALTH AGENCY AND) shall be responsible for the development and maintenance of an organized system of programs and services for protecting, maintaining, and improving the health of the citizens. This authority shall include but not be limited to the following:

(a) Conduct studies and investigations, collect and analyze health and vital data, and identify and describe health problems;

(b) Plan, facilitate, coordinate, provide, and support the organization of services for the prevention and control of illness and disease and the limitation of disabilities resulting therefrom;

(c) Establish and enforce health standards for the protection and the promotion of the public's health such as quality of health services, reporting of disease, regulation of health facilities, environmental health hazards and manpower;

(d) Affect the quality of public health and general health care services by providing consultation and technical training for health professionals and paraprofessionals;

(e) Promote personal health by conducting general health education programs and disseminating health information;

(f) Coordinate and integrate local, state and federal programs and services affecting the public's health;

(g) Continually assess and evaluate the effectiveness and efficiency of health service systems and public health programming efforts in the state; and

(h) Advise the governor and legislature on matters relating to the public's health.

Sec. 41. Minnesota Statutes 1974, Section 144.653, Subdivision 6, is amended to read:

Subd. 6. [REINSPECTIONS; FINES.] If upon reinspection it is found that the licensee of a facility required to be li-

censed under the provisions of sections 144.50 to 144.58 has not corrected the deficiency or deficiencies specified in the correction order, a notice of noncompliance with correction order shall be issued stating all deficiencies not corrected. Unless a hearing is requested under subdivision 8, the licensee shall forfeit to the state within 15 days after receipt by him of such notice of noncompliance with correction order a sum of up to \$250 for each such deficiency not corrected. For each subsequent reinspection, the licensee may be fined an additional amount for each deficiency which has not been corrected. All forfeitures shall be paid into the state treasury and credited to the general fund.

Sec. 42. [INSTRUCTION TO REVISOR.] *The revisor of statutes is directed to delete throughout the Minnesota Statutes any reference to the "board of health" and substitute the term's "commissioner" or "commissioner of health" as appropriate. The revisor is further instructed to make the necessary changes in the statutes to transfer any power, duty, and authority of the former board of health to the commissioner of health. The revisor shall further delete any reference to the secretary and executive officer of the board.*

Sec. 43. [TEMPORARY PROVISIONS.] *The board of health is hereby abolished. All powers, duties and authorities of the previous board are hereby transferred to the commissioner of health.*

The governor shall as soon as possible after the effective date of this act appoint the 16 members of the health advisory council for terms provided by section 37, subdivision 2."

Renumber the remaining section in sequence.

Page 34, line 8, after "Sections" insert "144.01; 144.02; 144.03; 144.04;".

Page 34, after line 10 add a new section to read: "Sec. 45. (EFFECTIVE DATE.) Sections 1, 3, 4, 6, 8, 10, 11, 12, 13, 14, 15, 16, 19, 29, 30, 31, 32, 33 and 34 of this act shall become effective on January 1, 1976. All other sections of this act shall become effective the day following its final enactment."

Further amend the title as follows:

Page 1, line 2, after the semicolon and before "authorizing" insert "defining the powers and duties of the state board of health;".

Page 1, line 3, delete "establish" and insert "enter into contracts for the establishment of".

Page 1, line 5, after "permits" and before the semicolon insert "for various occupations, institutions, and machines".

Page 1, line 8, after the semicolon and before "providing" insert "modifying procedures for noncompliance penalty assessments of licensed facilities;"

Page 1, line 8, after "penalties;" insert "transferring the duties and powers of the board of health to the commissioner of health; abolishing the board of health and creating a health advisory council;"

Page 1, line 9, strike "appropriating money;"

Page 1, line 10, after "62D.21;" insert "144.05;"

Page 1, line 11, delete "Subdivision" and insert "Subdivisions 6 and".

Page 1, line 19, before "157.05" insert "144.01; 144.02; 144.03; 144.04;"

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.

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

H. F. No. 602, A bill for an act relating to public welfare; altering conditions for eligibility for aid to families with dependent children; decreasing length of county residency requirement; amending Minnesota Statutes 1974, Sections 256.73, Subdivisions 1, 2 and 4, and by adding subdivisions, and 256.79.

Reported the same back with the following amendments:

Page 1, line 16, strike "conducted by a family".

Page 1, strike line 17.

Page 1, line 18, strike "family of the child and".

Page 2, line 7, delete "of" and insert "in".

Page 2, line 8, strike "; provided that" and insert a period.

Page 2, line 10, strike "such" and insert "the".

Page 2, line 14, strike "of a reasonable market value".

Page 2, line 20, delete "a" and insert "one".

Page 2, line 20, after "vehicle" insert "*the market value of which does not exceed the regulations as promulgated by the commissioner*".

Page 2, line 31, restore stricken language.

Page 3, line 8, delete "may determine" and insert "determines".

Page 3, line 8, after "that" insert "*the property produces net income commensurate with its value,*".

Page 3, line 10, delete "so that" and insert a comma.

Page 3, line 14, after "property" delete the comma.

Page 3, line 15, strike "provided that" and insert a period.

Page 3, line 18, strike "; provided, that" and insert a period.

Page 3, line 22, after "3" delete "a".

Page 3, line 31, strike "said" and insert "the".

Page 4, line 11, delete "is residing" and insert "resides".

Page 4, line 11, after "of" insert "making".

Page 4, line 11, after "application" and before the period insert "*for assistance*".

Page 4, line 11, after the period insert "*The county of financial responsibility shall not change as a result of successive placements in one or more county pursuant to a plan of treatment for health, rehabilitation, foster care, child care or training; nor as a result of placement in any correctional program.*".

Page 4, line 15, after "reports" insert "*relating to eligibility and payment which are*".

Page 4, line 15, delete "them" and insert "him".

Page 4, delete lines 20 to 22 and insert "*a person receives more aid to families with dependent children assistance than is properly payable under law, and the excess payment is not attributable to an administrative error of the local agency, the excess may be recovered as a debt due and payable to the local agency, subject to the limitations contained in this section. An action to recover an excess payment may be commenced no later than one*".

year after the local agency's discovery or notification of the excess payment, or no later than one year after the last date upon which the person received aid to families with dependent children assistance, whichever occurs first."

Page 4, delete lines 23 to 32.

Page 5, delete lines 1 to 22.

Page 5, line 23, renumber subsequent section.

Page 5, line 32, strike "one year" and insert "*two months*".

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. 645, A bill for an act relating to health; authorizing a state subsidy to local units of government for providing community health services; prescribing the powers of the state board of health; appropriating money.

Reported the same back with the following amendment.

Strike everything after the enacting clause and insert as follows:

Section 1. [PURPOSE; CITATION.] Subdivision 1. PURPOSE. The purpose of this act is to develop and maintain an integrated system of community health services under local administration with a system of state guidelines and standards.

Subd. 2. [CITATION.] Sections 1 to 10 of this act may be cited as the "community health services act."

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purposes of this act, the following terms shall have the meanings here given them.

Subd. 2. "Human services" means correctional, educational, employment, health, mental health, and social services.

Subd. 3. "Health services" means those personal health services provided to individuals by licensed health professionals engaged in private practice, institutional health services and community health services.

Subd. 4. "Institutional health services" means the services provided in hospitals, nursing homes and other licensed health facilities.

Subd. 5. "Community health services" means those services designed to protect and improve the people's health within a geographically defined community by emphasizing services to prevent illness, disease, and disability, by promoting effective coordination and use of community resources, and by extending health services into the community. These services include community nursing services, home health services, disease prevention and control services, family planning services, nutritional services, dental public health services, emergency medical services, health education, and environmental health services.

Subd. 6. "Community nursing services" means public health nursing services that emphasize prevention by providing family centered nursing, including prenatal, well child, crippled child, school health, family planning, and nutritional services as well as individual and family health appraisal, screening, follow up, and referral for personal health services.

Subd. 7. "Home health services" means home nursing, physical therapy, nutrition, occupational therapy, homemakers, and home health aide services, which are provided under medical supervision.

Subd. 8. "Disease prevention and control services" means epidemiology, immunization, case finding and follow up, continuing surveillance, detection, and prevention of communicable diseases and chronic diseases including referrals for personal health services.

Subd. 9. "Family planning services" means birth control and infertility services which include education, counseling, and medical appraisal.

Subd. 10. "Nutritional services" means those activities designed to provide information about food substances which will alleviate dietary deficiencies and resulting health complications.

Subd. 11. "Dental public health services" means those organized community activities that are intended to prevent dental disease and promote dental health, including information, education and demonstration of actions that individuals and families can take to prevent dental disease and maintain dental health.

Subd. 12. "Emergency medical services" means those services which provide rapid and effective medical treatment to persons beset by a life threatening situation, at the scene of the emergency, enroute to a treatment center, and in the emergency department of that treatment center.

Subd. 13. "Health education" means those activities which develop each individual's awareness and sense of responsibility for his own health, the health of the family, and the health of the community, including basic information concerning the availability of health services in the community.

Subd. 14. "Environmental health services" means those services designed to achieve an environment conducive to man's health, comfort, safety, and well being. These services include food protection, hazardous substances and product safety, water supply sanitation, septic tank and soil absorption type sewage disposal, water pollution control, occupational health and safety, radiation control, air pollution control, noise pollution control, vector control, institutional sanitation, recreational sanitation including swimming pool sanitation and safety, housing conservation and rehabilitation, and general nuisance control.

Subd. 15. "Population" means the total resident population as enumerated during the most recent federal census, or the annual population estimate prepared by the state planning agency in cooperation with the bureau of the census shall be substituted.

Subd. 16. "Taxable value" means the adjusted assessed valuation of a county which shall be certified annually to the state board of health by the equalized assessment review committee.

Subd. 17. "Local expenditure" means the total annual expenditures financed from all sources by counties and other local units of government within a county for community health services. The local board of health created pursuant to section 3 of this act shall annually certify to the state board of health the total amount of such community health services expenditures on forms and in such detail as may be prescribed by the state board of health.

Subd. 18. "Per capita income" means the average income of the residents of a particular jurisdiction as calculated by the most recent federal census.

Sec. 3. [LOCAL BOARD OF HEALTH; ORGANIZATION; DUTIES.] Subdivision 1. [ORGANIZATION.] A city, a county, or two or more contiguous cities or counties combined under the provisions of Minnesota Statutes, Section 471.59, may by resolution organize a board of health under the provisions of this section exercising one of the following options:

(a) Human Services Board—The county board of a county with a human services board organized pursuant to Minnesota Statutes, Chapter 402, or Laws 1974, Chapter 293, may assign the responsibilities and duties of this act to the human services board.

(b) County Board or City Council—A city council, a county board or a combination of city councils or county boards, until a human services board is established and functioning for the county or counties, may assume the responsibilities of the health board pursuant to this act.

(c) Board of Health—In the absence of and until the creation of a human services board the county board or the city council may assign the responsibilities and duties of a board of health under this act to the board of health of said city, county, or combination of cities or counties organized under Minnesota Statutes, Sections 145.01, 145.47 to 145.55, or Laws 1969, Chapter 235.

(d) Board of Health—In the absence of an existing board of health organized under Minnesota Statutes, Sections 145.47 to 145.55, and in the absence of a human services board organized and functioning pursuant to Minnesota Statutes, Chapter 402, the county board or city council may organize a board of health and assign the responsibilities and duties of a board of health under this act to such board of health. The board of health for a single county or city shall consist of five members appointed by the board of county commissioners or the city council. When two or more counties or cities combine to form a board of health, each county board or city council shall appoint two members to the board of health, except that the county board, or city council of the city, having the largest population shall appoint three such members. At least two members of the board of health shall be providers of health services. The remaining members shall be laymen representative of the people in the community and shall include at least one person who is not a member of the county board of commissioners. Continuity of membership shall be assured by having approximately one third of the members terms expire each year. First appointments may be for less than three years, thereafter all terms shall be three years. No member shall serve more than three consecutive terms. The board shall elect a chairman and a vice chairman with terms of one year.

Subd. 2. [GENERAL DUTIES.] The board shall have general authority and responsibility for the development and maintenance of an integrated system of community health services.

Subd. 3. [EMPLOYEES.] The board may employ administrators, officers, employees, and agents as necessary to carry out the provisions of this act. Employees of the local board of health shall be subject to personnel administration rules adopted by the county board or boards or the city council or councils unless by law the employees or a class of employees shall be within the scope of a state wide personnel administration system. All persons employed by a county, city or the state, whose functions and duties are assumed by the board, shall become employees of the board without loss in benefits, salaries or rights.

Subd. 4. [POWERS.] In addition to any other powers assigned to a local board of health by sections 1 to 9, the local board of health shall possess all the powers and duties now assigned by law to local boards of health pursuant to Minnesota Statutes, Section 145.01, and to public health nursing and home health services agencies pursuant to Minnesota Statutes, Sections 145.08 to 145.125. Not later than 365 days after the approval of the community health services plan by the state board of health, any county or city board, committee or commission having authorities or duties in any area designated in sections 1 to 9 other than the local board of health designated and acting pursuant to sections 1 to 9, shall cease its operation and no per diem or reimbursement of expenses shall be paid to any member of the board, committee or commission. This subdivision shall not remove or otherwise change the powers and duties of any city or cities eligible for the subsidy under the provisions of section 5 of this act.

Subd. 5. The board of health by any lawful means, including gift, purchase, lease, or transfer of custodial control, may acquire and hold in the name of the county or counties, or the city or cities, the lands, buildings, and equipment necessary and incident to the accomplishment of the purposes of this act and accept gifts, grants, and subsidies from any lawful source, apply for and accept state and federal funds, request and accept local tax funds, establish and collect reasonable fees for community health services provided.

Subd. 6. The board may contract for services from private firms, nonprofit corporations, primary and secondary schools, state and local governmental agencies, or other community agencies to avoid unnecessary duplication of services and realize cost advantages. The contracts shall be employed to improve efficiency and the quality and effectiveness of services. The board shall coordinate local, state, and federal services and funding for community health services.

Subd. 7. The board shall coordinate community health services with the delivery of personal health services, institutional health services, and related human services in the community; ensure responsible medical consultation and direction by employing a public health physician or by contracting with a local practicing physician; and coordinate community health services with health related environmental control services in the community.

Subd. 8. The board shall evaluate the effectiveness and efficiency of community health service systems and programs and prepare the annual community health services plan and budget, as provided in section 8.

Subd. 9. The board shall identify community health needs and set priorities among the needs for the broad range of community health services including the health needs of minorities and nonresidents, including tourists and migrants, and ensure that services are accessible to all persons on the basis of need

and that no one is denied service because of race, color, sex, age, language, religion, nationality, economic status, political persuasion or place of residence.

Subd. 10. The board shall recommend appropriate local legislation pertaining to community health services to the county board or city council and shall advise the state board of health on matters relating to public health that require assistance from the state, or that may be of more than local interest.

Subd. 11. The board shall publish for distribution an annual report of the activities of the board.

Subd. 12. When the local board of health determines that there is an acute shortage of medical or other health manpower, or that there is a significant problem in providing access to health care in the area, the board shall address itself to the resolution of those problems. The solution may involve providing assistance to recruit medical or other health personnel to the area, or the development of suitable linkages between area medical and allied health personnel that will make more effective use of existing private, nonprofit and community resources and extend health care services into the community.

Subd. 13. [LOCAL COMMUNITY HEALTH SERVICES ADVISORY COMMITTEE.] The county board or boards or the city council or councils shall establish a local community health services advisory committee to advise, consult with, and make recommendations to the board of health on matters relating to the development, maintenance, funding and evaluation of community health services. The committee shall consist of not less than nine members and no more than 21 members, all appointed by the county board or boards or the city council or councils. The membership of the local community health services advisory committee shall be as follows: one third shall be local elected officials; one third shall be providers of health services including at least one physician, one registered nurse, and one dentist; and one third shall be consumers selected to represent consumers' organizations or constituencies within the community. Continuity of membership shall be assured by having an approximately equal number of terms expire each year. First appointments may be for less than two years, thereafter all terms shall be two years and no member shall serve more than three consecutive terms. Members may receive a per diem and be reimbursed for travel and other necessary expenses while engaged in their official duties, the same as county welfare board members as provided in Minnesota Statutes, Section 393.03, or as set by the city council for a committee advisory to a city board of health. The committee shall elect officers including a chairman and vice chairman with terms of one year. The committee shall meet at least six times a year and at the call of the chairman or a majority of the members.

Subd. 14. [DUTIES OF COUNTY BOARD.] A board of commissioners of any county having a county board of health organized under this act may by ordinance adopt and enforce reasonable regulations related to the implementation and administration of sections 1 to 9.

Subd. 15. The state board of health and any county or group of counties organized under the provisions of sections 1 to 9 may enter into an agreement as prescribed in Minnesota Statutes, Section 145.55, to perform all or part of the licensing, inspection, and enforcement duties authorized under the provisions of Minnesota Statutes, Sections 144.075 and 144.12, and Chapter 157.

Sec. 4. [BUDGET; FUNDS.] Subdivision 1. On or before July 1 of each year the local board of health, if other than the county board, or the joint board of two or more county boards, or the city council or councils, shall submit to the county board or boards or the city council or councils an estimate of the amount needed by the local board of health to perform its duties including costs of administration for the ensuing year with its plan or proposed budget which shall set forth the expected source and amounts of funds which are expected to be available to the board of health and its proposed plan of expenditures to perform its duties and responsibilities. The board or boards of county commissioners or the city council or councils shall consider the estimates of income and the plan for expenditures and as the estimates and plan are approved or approved as modified, shall levy a tax as provided by law for the purposes.

If two or more counties or cities have agreed as provided in Minnesota Statutes, Section 471.59, to a joint or multi-county or multi-city activity, the county boards or city councils party to the agreement shall determine the proportional financial responsibility of each county or city to support the programs and services of the board if the agreement had not provided for the division of costs or other arrangements pursuant to the agreement.

Sec. 5. [ELIGIBILITY; WITHDRAWAL.] Subdivision 1. [ELIGIBILITY OF COUNTIES.] A county or two or more contiguous counties combined under the provisions of Minnesota Statutes, Section 471.59, shall be eligible for the community health services subsidy provided in section 9 under the following conditions:

(a) There shall be an aggregate population of 30,000 or more persons in the county or multi-county area situated within a region designated pursuant to Minnesota Statutes, Sections 462.381 to 462.396, or Chapter 473B. However, when three or more counties combine for the purposes of this act, the 30,000 minimum population shall not be required. When two or more counties combine for the purposes of this act, the state board of health with the approval of the regional development commissions directly

involved, may waive the requirements that all counties be within a single development region, provided, however, that if a single county has received an exemption for formation of a human services board pursuant to Minnesota Statutes, Section 402.01, population base of 30,000 is waived and such county shall be eligible for participation in this act;

(b) There shall be a local board of health organized under the provisions of section 3;

(c) There shall be substantial compliance with the requirements of the state board of health established under the provisions of section 6;

(d) There shall be local matching funds provided to help support the community health services as provided in section 9;

(e) The plan developed under the provisions of section 8 shall be approved by both the county board and the state board of health.

Failure of a county or group of counties to elect to come within the provisions of sections 1 to 9 shall not affect their eligibility for any other state subsidy.

Subd. 2. [ELIGIBILITY OF CITIES.] A city, or two or more contiguous cities combined under the provisions of Minnesota Statutes, Section 471.59, shall be eligible for a proportional share of the subsidy provided in section 9 for the county under the following conditions:

(a) There shall be an aggregate population of 65,000 or more persons in a city or multi-city area situated within a county having a population of 300,000 or more persons;

(b) There is a local board of health organized under the provisions of section 3;

(c) There is substantial compliance with the requirements established by the state board of health under the provisions of section 6;

(d) There are local matching funds provided to help support the community health services as provided in section 9;

(e) The plan developed under the provisions of section 8 shall be consistent with the plan developed by the county and shall be approved by both the city council and the county board.

The city's proportionate share of the community health services subsidy shall be determined by calculating the proportion of total expenditures for community health services within the county that were expended by the city.

Subd. 3. [WITHDRAWAL.] Any participating county or city may, by resolution of its governing body, indicate its intention to withdraw from the subsidy program established by this act. Notification shall be given to the state board of health and to each county or city in any multi-county or multi-city combination, at least one year before the beginning of the fiscal year in which it takes effect. When two or more counties or cities have combined for the purposes of sections 1 to 9, the withdrawal provision shall not be applicable during the first two years following the adoption of the initial agreement to combine. The withdrawal of a county or city from a group of two or more counties or cities combined for the purposes of sections 1 to 9 shall not affect the eligibility for the community health services subsidy of the remaining counties or cities for at least one year following the withdrawal.

Sec. 6. [DUTIES OF THE STATE BOARD OF HEALTH.]
The board of health shall:

(a) Provide consultation and technical training to communities to assist them in the development and provision of services, encouraging multi-county configurations to ensure that a county will not be isolated geographically and thereby ineligible for the subsidy.

(b) Develop guidelines and recommended administrative procedures through a joint planning process with extensive representation from local health boards. Adoption of these guidelines and recommendations by the local board of health shall not be a prerequisite for plan approval.

(c) Promulgate regulations in accordance with Minnesota Statutes, Chapter 15, for the purpose of establishing standards for:

(1) Training, credentialing, and experience requirements for key personnel to ensure expertise in administration, planning, and in each service program included in the community health services plan;

(2) A uniform reporting system that will permit an assessment of the efficiency and effectiveness of service delivery programs; and

(3) A planning process that will ensure that the community health services plan will be developed with full community participation.

(d) Review and act on the community health services plan and any proposed revision within 60 days after receiving the plan or revision. The board may approve the plan as written, reject the plan, or refer the plan back to the applicant with comments

and instructions for further consideration. A failure to act within the specified time shall constitute approval of the plan.

(e) Provide application forms and instructions for preparation and submission of applications for the community health services subsidy, in accordance with the provisions of section 8.

Sec. 7. [COMMUNITY HEALTH SERVICES ADVISORY COMMITTEE.] An advisory committee is established to advise, consult with, and make recommendations to the state board of health on matters relating to the development, maintenance, funding and evaluation of community health services. Each local board of health meeting the eligibility requirements of section 5 of this act may appoint a member to serve on the committee. The terms shall be two years and no member shall serve more than three consecutive terms. Continuity of membership shall be assured by having an approximately equal number of terms expire each year. Members may receive a per diem and shall be reimbursed for travel and other necessary expenses while engaged in their official duties. The committee shall meet at least quarterly and special meetings may be called by the chairman or a majority of the members.

Sec. 8. [COMMUNITY HEALTH SERVICES PLAN.] Subdivision 1. [PLAN CONTENT.] The community health services plan shall be a written plan for the development, implementation, coordination, and operation of community health services that meet the priority needs of the community. Financial constraints and differing priorities may result in variations in levels of effort for different services. The plan shall include the following:

(a) A description of the process used to ensure full community participation in the preparation of the plan;

(b) An explanation of the extent to which the board's planning and service delivery systems have been integrated with the delivery of personal health services, institutional health services, health related environmental programs and services, and with related human services in the community. The plan shall include a statement of the priority needs of the community and an inventory of existing health related services in the community;

(c) Descriptions of each service program including each of the following: Community nursing services, home health services, disease prevention and control services including immunization, emergency medical services, health education, and environmental health services;

(d) The projected amount and sources of funding for carrying out the plan;

(e) A report and evaluation of the two preceding years community health service programs.

Subd. 2. [PLAN SUBMISSION.] The application for a community health services subsidy and the plan and any proposed revisions of the plan shall be submitted to the appropriate regional development commission or to the metropolitan council and to the state board of health. The regional development commission or the metropolitan council shall review the plan to determine conformance with regional plans developed by the health systems agency under the provisions of National Health Planning and Resource Development Act of 1974, and submit their findings and other comments and recommendations to the state board of health within 40 days after receiving the plan.

Sec. 9. [COMMUNITY HEALTH SERVICES SUBSIDY.] Subdivision 1. [PAYMENT.] When a city, county, or group of cities or counties meets the eligibility requirements prescribed in section 5, the state board of health shall pay the amount of subsidy to which the county is eligible in accordance with applicable rules and regulations from the funds appropriated for the purpose. The state board of health may make an advancement of funds on a quarterly basis.

Subd. 2. [FORMULA.] To determine the amount to be paid participating counties, the board of health shall apply the following formula using the most current data available:

(a) All counties will be ranked in accordance with a formula involving three factors:

(1) Per capita income;

(2) Per capita taxable value, and;

(3) Per capita local expenditure per 1,000 population for community health services.

(b) Each county is then ranked as follows:

(1) On the basis of per capita income the ranking is from the lowest to the highest;

(2) Per capita taxable value is ranked from lowest to highest;

(3) Per capita expenditure is ranked from highest to lowest.

(c) The ranking given each county on each of the foregoing three factors is then totaled and the counties ranked in numerical order according to score.

(d) The total score for each county thus determined is then divided into a median total score. The quotient thus obtained is then multiplied by \$2.25 times the county population. The resulting product is the amount of subsidy to which the county is eligible under this formula, provided that no city or county shall receive less than \$1.75 or more than \$2.75 per capita, provided that such computation shall not include additional subsidies granted pursuant to subdivision 4 or subdivision 5 of this section.

Subd. 3. [LOCAL MATCH.] The amount of local matching funds required to receive the full subsidy shall be determined by multiplying the city or county population by \$4.50 and subtracting the community health services subsidy allocated under the provisions of this section. The local matching funds may include local tax levys, gifts, fees for services and revenues from contracts. When the amount of local matching funds is less than the amount specified, the state formula subsidy shall be reduced proportionally. When a participating county fails to expend the full amount of the subsidy to which it would be entitled in any one year under the provisions of this act, the board of health may, at its discretion, retain the surplus, subject to disbursement in the following year to the county if it can demonstrate a need for and ability to expend the surplus for the purposes provided in section 8.

Subd. 4. [PAYMENT.] A county or group of counties with an aggregate population of 50,000 or more persons which meet the eligibility requirements of section 5 shall be entitled to an additional annual payment of \$.25 per capita.

Each county that combines with another county or counties for the purposes of sections 1 to 9 shall be entitled to an additional annual payment of \$5,000.

Subd. 5. [PLANNING GRANTS.] The board of health may provide grants to any county or group of counties showing intent to come within the provisions of sections 1 to 9 for the purpose of planning for the development, implementation, and operation of community health services. No single county shall receive more than \$25,000 to conduct the planning. The board of health shall specify the terms and conditions of grants.

Sec. 10. [CONTINUING APPROPRIATION.] Funds appropriated to the board of health that are unexpended and unencumbered at the end of the fiscal year may be spent for the purposes of this act in the next fiscal year. The board shall certify the amount it deems useful for the purposes of this act from the funds available. The amount certified is annually appropriated for the purposes of this act. The board shall notify the committees on finance of the senate and appropriations of the house of representatives of the amount to be certified.

Sec. 11. [APPROPRIATION.] Subdivision 1. The sum of \$ is appropriated from the general fund to the state

board of health for the biennium ending June 30, 1977 for the purposes specified in section 9.

Subd. 2. The sum of \$100,000 is appropriated from the general fund to the board of health for each year of the biennium ending June 30, 1977 for the purpose of administering section 6.

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. 871, A bill for an act relating to public health; providing for licensing of tourist camps; amending Minnesota Statutes 1974, Section 144.12.

Reported the same back with the following amendments:

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

"Section 1. Minnesota Statutes 1974, Section 327.14, Subdivision 8, is amended to read:

Subd. 8. [Recreational camping area.] The words "recreational camping area" as used in sections 327.10, 327.11, 327.14 to 327.28 shall mean any area, whether privately or publicly owned, used on a daily, nightly, weekly, or longer basis for the accommodation of (FIVE) two or more units, consisting of tents, travel trailers, pick-up coaches, motor-homes, or camping trailers and whether use of such accommodation is granted free of charge or for compensation. Provided, that nothing in this definition shall be constructed to include children's camps, industrial camps, migrant labor camps, as defined in Minnesota Statutes and state board of health regulations and also shall not include United States forest service camps, state forest service camps, state wildlife management areas or state owned public access areas which are restricted in use to picnicking and boat landing."

Further amend the title as follows:

Line 4, delete "144.12" and insert "327.14, Subdivision 8".

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. 872, A bill for an act relating to welfare; requiring the commissioner of public welfare to negotiate an agreement transferring the Lake Owasso Children's Home from the state to Ramsey county; appropriating money.

Reported the same back with the following amendments:

Page 1, line 15, after the period insert "The agreement shall also provide that all employees of Lake Owasso Children's Home shall continue as employees of the home without loss in benefits, salaries, or rights."

Page 1, after line 20 insert:

"Sec. 3. Minnesota Statutes 1974, Section 252.025, Subdivision 3, is repealed."

Further amend the title as follows:

Page 1, line 5, after "money" and before the period insert "; repealing Minnesota Statutes 1974, Section 252.025, Subdivision 3".

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

H. F. No. 313, A bill for an act relating to the status of missing persons; providing for the distribution of property of persons presumed dead; amending Minnesota Statutes 1974, Section 576.16.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

H. F. No. 536, A bill for an act relating to human rights; prohibiting discrimination on the basis of affectional or sexual preference; providing definitions; amending Minnesota Statutes

1974, Sections 363.01, by adding a subdivision; 363.03, Subdivisions 1, 2, 3, 4, 5, 7 and 8; and 363.12, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 11, delete "*or sexual*".

Page 1, line 23, delete "*or sexual*".

Page 2, line 13, delete "*or sexual*".

Page 2, line 24, delete "*or sexual*".

Page 3, line 6, delete "*or sexual*".

Page 3, line 16, delete "*or sexual*".

Page 3, line 23, delete "*or sexual*".

Page 4, line 5, delete "*or sexual*".

Page 4, line 10, delete "*or sexual*".

Page 4, line 25, delete "*or sexual*".

Page 5, line 3, delete "*or sexual*".

Page 5, line 10, delete "*or sexual*".

Page 5, line 15, delete "*or sexual*".

Page 5, line 28, delete "*or sexual*".

Page 6, line 7, delete "*or sexual*".

Page 6, line 20, delete "*or sexual*".

Page 7, line 7, delete "*or sexual*".

Page 7, delete lines 17 to 32.

Page 8, delete lines 1 to 5.

Page 8, line 14, delete "*or sexual*".

Page 8, line 20, delete "*or sexual*".

Page 8, line 26, delete "*or sexual*".

Page 9, line 10, delete "*or sexual*".

Page 9, line 15, delete "*or sexual*".

Page 9, line 24, delete "*or sexual*".

Page 9, line 28, delete "*or sexual*".

Page 9, line 31, delete "*, affectional or*".

Page 9, line 32, delete "*sexual preference,*".

Page 10, line 2, delete "*affectional*".

Page 10, line 3, delete "*or sexual preference,*".

Page 10, line 7, delete "*or sexual*".

Renumber the sections accordingly.

Further amend the title as follows:

Line 3 delete "*or*".

Line 4 delete "*sexual*".

Line 7 delete "*3, 4,*".

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

H. F. No. 654, A bill for an act relating to crimes; specifying the acts constituting sexual offenses; admissibility of evidence in sex offense prosecutions; providing penalties; amending Minnesota Statutes 1974, Chapter 609, by adding sections; repealing Minnesota Statutes 1974, Sections 609.29; 609.291; 609.292; 609.293; 609.295; and 609.296.

Reported the same back with the following amendments:

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

"Section 1. Minnesota Statutes 1974, Section 609.185, is amended to read:

609.185 [MURDER IN THE FIRST DEGREE] Whoever does either of the following is guilty of murder in the first degree and shall be sentenced to imprisonment for life:

(1) Causes the death of a human being with premeditation and with intent to effect the death of such person or of another; or

(2) Causes the death of a human being while committing or attempting to commit (RAPE OR SODOMY) *criminal sexual conduct in the first or second degrees with force or violence, either upon or affecting such person or another.*

Sec. 2. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.29] [DEFINITIONS.] *Subdivision 1. For the purposes of sections 2 to 12, the terms defined in this section have the meanings given them:*

Subd. 2. "Actor" means a person accused of criminal sexual conduct.

Subd. 3. "Force" includes but is not limited to commission or threat by the actor of an assault, as defined in Minnesota Statutes, Section 609.22, or commission or threat of any other crime by the actor against the victim or another, which causes the victim to reasonably believe that the actor has the present ability to execute the threat, and also causes the victim to submit.

Subd. 4. "Consent" means a voluntary, uncoerced manifestation of a present agreement to perform a particular sexual act by a person who is not mentally defective, mentally incapacitated, or physically helpless.

Subd. 5. "Intimate parts" includes the primary genital area, groin, inner thigh, buttocks, or breast of a human being.

Subd. 6. "Mentally defective" means that a person suffers from a mental disease or defect which renders that person temporarily or permanently incapable of appraising the nature of his conduct.

Subd. 7. "Mentally incapacitated" means that a person is rendered temporarily incapable of appraising or controlling his conduct due to the influence of a narcotic, anesthetic, or any other substance administered to that person without his agreement, or due to any other act committed upon that person without his agreement.

Subd. 8. "Physically helpless" means that a person is unconscious, asleep, or for any other reason is physically unable to

communicate unwillingness to act and the condition is known or reasonably should have been known to the actor.

Subd. 9. "Personal injury" means bodily harm as defined in Minnesota Statutes, Section 609.02, Subdivision 7, or severe mental anguish or pregnancy.

Subd. 10. "Sexual contact" includes any of the following acts committed without the victim's consent, except in those cases where consent is not a defense:

(i) The intentional touching by the actor of the victim's intimate parts, or

(ii) the touching by the victim of the actor's or victim's intimate parts,

(iii) the touching by another of the victim's intimate parts, and

(iv) in any of the cases above, of the clothing covering the immediate area of the victim's or actor's intimate parts, if that touching can reasonably be construed as being for the purpose of the actor's sexual arousal or aggressive gratification.

Subd. 11. "Sexual penetration" means any of the following where the act is committed without the victim's consent except in those cases where consent shall not be a defense; sexual intercourse, cunnilingus, fellatio, anal intercourse, or any intrusion however slight into the genital or anal openings of the victim's body of any part of the actor's body or any object used by the actor for this purpose. Emission of semen is not necessary.

Subd. 12. "Victim" means the person alleging to have been subjected to criminal sexual conduct.

Subd. 13. "Position of authority" includes but is not limited to any person acting in the place of a parent and charged with any of a parent's rights, duties or responsibilities to a child, or a person who is charged with any duty or responsibility for the health, welfare, or supervision of a child, either independently or through another, no matter how brief at the time of the act.

Sec. 3. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.291] [CRIMINAL SEXUAL CONDUCT IN THE FIRST DEGREE.] A person is guilty of criminal sexual conduct in the first degree and may be sentenced to imprisonment for not more than 20 years, if he engages in sexual penetration with another person and if any of the following circumstances exists:

(a) *The victim is under 13 years of age and the actor is more than three years older than the victim. Neither mistake as to the victim's age nor consent to the act by the victim shall be a defense; or*

(b) *The victim is at least 13 but less than 16 years of age and the actor is more than four years older than the victim and in a position of authority over the victim and uses this authority to coerce the victim to submit. Neither mistake as to the victim's age, nor consent to the act by the defense, shall not be a defense; or*

(c) *Sexual penetration occurs during the course of a behavioral incident involving the commission of any other felony in which force, as defined in section 2, subdivision 3, is used; or*

(d) *The actor is armed with a dangerous weapon or any article used or fashioned in a manner to lead the victim to reasonably believe it to be a dangerous weapon and uses or threatens to use the dangerous weapon to cause the victim to submit; or*

(e) *The actor causes personal injury to the victim and either of the following circumstances exists:*

(i) *The actor uses force or coercion to accomplish sexual penetration; or*

(ii) *the actor knows or has reason to know that the victim is mentally defective, mentally incapacitated, or physically helpless.*

(f) *The actor is aided or abetted by one or more accomplices within Minnesota Statutes Section 609.05, and either of the following circumstances exists:*

(i) *An accomplice uses force or coercion to cause the victim to submit;*

(ii) *an accomplice is armed with a weapon or any article used or fashioned in a manner to lead the victim to reasonably believe it to be a weapon.*

Sec. 4. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.292] [CRIMINAL SEXUAL CONDUCT IN THE SECOND DEGREE.] *A person is guilty of criminal sexual conduct in the second degree and may be sentenced to imprisonment for not more than 15 years, if he engages in sexual contact with another person and if any of the following circumstances exists:*

(a) *The victim is under 13 years of age and the actor is more than three years older than the victim. Neither mistake as to the victim's age nor consent to the act by the victim shall be a defense; or*

(b) *The victim is at least 13 but less than 16 years of age and the actor is more than four years older than the victim and in a position of authority over the victim and uses this authority to coerce the victim to submit. Neither mistake as to the victim's age, nor consent to the act by the defense, shall not be a defense; or*

(c) *Sexual contact occurs during the course of a behavioral incident involving the commission of any other felony in which force, as defined in section 2, subdivision 3, is used; or*

(d) *The actor is armed with a dangerous weapon or any article used or fashioned in a manner to lead the victim to reasonably believe it to be a dangerous weapon and uses or threatens to use the dangerous weapon to cause the victim to submit; or*

(e) *The actor causes personal injury to the victim and either of the following circumstances exists:*

(i) *The actor uses force or coercion to accomplish the sexual contact; or*

(ii) *the actor knows or has reason to know that the victim is mentally defective, mentally incapacitated, or physically helpless.*

(f) *The actor is aided or abetted by one or more accomplices within Minnesota Statutes, Section 609.05, and either of the following circumstances exists:*

(i) *An accomplice uses force or coercion to cause the victim to submit; or*

(ii) *an accomplice is armed with a weapon or any article used or fashioned in a manner to lead the victim to reasonably believe it to be a weapon.*

Sec. 5. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.293] [CRIMINAL SEXUAL CONDUCT IN THE THIRD DEGREE.] *A person is guilty of criminal sexual conduct in the third degree and may be sentenced to imprisonment for not more than ten years, if he engages in sexual penetration with another person and any of the following circumstances exists:*

(a) *The victim is under 13 years of age and the actor is less than three years older than the victim. Neither mistake as to the victim's age nor consent to the act by the victim shall be a defense; or*

(b) *The victim is at least 13 but less than 16 years of age and the actor is more than four years older than the victim and not in a position of authority over the victim. In any such case, it shall be an affirmative defense, which must be proved by a preponderance of the evidence, that the actor reasonably believes the victim to be 16 years of age or older. If the actor in such a case is no more than four but more than two years older than the victim, he may be sentenced to not more than five years imprisonment. Consent by the victim shall not be a defense; or*

(c) *The actor uses force or coercion to accomplish the penetration; or*

(d) *The actor knows or has reason to know that the victim is mentally defective, mentally incapacitated, or physically helpless.*

Sec. 6. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.294] [CRIMINAL SEXUAL CONDUCT IN THE FOURTH DEGREE.] *A person is guilty of criminal sexual conduct in the fourth degree and may be sentenced to imprisonment for not more than five years, if he engages in sexual contact with another person and if any of the following circumstances exists:*

(a) *The victim is at least 13 but not less than 16 years of age and the actor is more than four years older than the victim, and not in a position of authority over the victim. In any such case, it shall be an affirmative defense which must be proved by a preponderance of the evidence that the actor reasonably believes the victim to be 16 years of age or older if the actor in such a case is no more than two years older than the victim, he may be sentenced to not more than three years imprisonment; or*

(b) *The actor uses force or coercion to accomplish the sexual contact; or*

(c) *The actor knows or has reason to know that the victim is mentally defective, mentally incapacitated, or physically helpless.*

Sec. 7. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.295] [SUBSEQUENT OFFENSES] *Subdivision 1. If a person is convicted of a second or subsequent offense under sections 3 to 7 the court shall commit the defendant to the commissioner of corrections for imprisonment for a term of not less than three years, nor more than the maximum sentence provided by law for the offense for which convicted; provided, however, that the court may invoke the provisions of Minnesota Statutes, Section 609.135, if a specific condition of the probationary term under Minnesota Statutes, Chapter 609.135 includes the successful completion of a treatment program for anti-social sexual behavior, and such person shall not be eligible for parole from imprisonment until he shall either have served the full minimum sentence herein provided, or until he shall have successfully completed a treatment program for anti-social sexual behavior as herein provided notwithstanding the provisions of Minnesota Statutes, Sections 242.19, 243.05, 609.11, 609.12, and 609.135.*

Subd. 2. For the purposes of this section, an offense is considered a second or subsequent offense if, prior to conviction of the second or subsequent offense, the actor has been at any time convicted under sections 3 to 7 or under any similar statute of the United States, or this or any other state.

Sec. 8. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.296] [EVIDENCE.] *Subdivision 1. In a prosecution under section 3 to 8, the testimony of a victim need not be corroborated.*

Subd. 2. In a prosecution under sections 3 to 8, there is no need to show that the victim resisted the actor.

Subd. 3. In a prosecution under sections 3 to 8, evidence of the victim's previous sexual conduct shall not be admitted, nor shall any reference to such conduct be made in the presence of the jury except by court order under the procedure provided in subdivision 4 of this section, and only to the extent that the court finds that any of the following proposed evidence is material to a fact at issue in the case and that it's inflammatory or prejudicial nature does not outweigh its probative value:

(a) *Evidence of specific instances of sexual activity showing the source of semen, pregnancy, or disease at the time of the incident or, in the case of pregnancy, between the time of the incident and the trial.*

(b) *Evidence of the victim's past sexual conduct with the defendant.*

Subd. 4. The defendant may not offer evidence described in subdivision 3 at trial except pursuant to the following procedure:

(a) *A motion shall be made by the defendant prior to trial, unless later for good cause shown, to the court and prosecutor stating that the defendant has an offer of proof of the relevancy of evidence of the sexual conduct of the victim which is proposed to be presented.*

(b) *If the court finds that the offer of proof is sufficient, the court shall order a hearing out of the presence of the jury, if any, and in such hearing shall allow the defendant to make a full presentation of his offer of proof.*

(c) *At the conclusion of the hearing, if the court finds that the evidence proposed to be offered by the defendant regarding the sexual conduct of the victim is relevant and material to the fact of consent, and is not so prejudicial as to be inadmissible, the court shall make an order stating that evidence may be introduced by the defendant and prescribing the nature of the questions to be permitted. The defendant may then offer evidence pursuant to the order of the court.*

(d) *If new information is discovered after the date of the hearing or during the course of trial, which may make evidence described in subdivision 3 admissible, the defendant shall make the disclosures under clause (a) of this subdivision, and the court shall order an in camera hearing to determine whether the proposed evidence is admissible by the standards herein.*

Subd. 5. In a prosecution under sections 3 to 8, the court shall not instruct the jury:

(a) *That it may be inferred that a victim who has previously consented to sexual intercourse with persons other than the defendant would be therefore more likely to consent to sexual intercourse again; or*

(b) *That the victim's previous or subsequent sexual conduct in and of itself may be considered in determining the credibility of the victim; or*

(c) *That criminal sexual conduct is a crime easily charged by a victim but very difficult to disprove by a defendant because of the heinous nature of the crime; or*

(d) *That the jury should scrutinize the testimony of the victim in a prosecution for criminal sexual conduct any more closely than they should scrutinize the testimony of any witness in any felony prosecution.*

Sec. 8. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.297] *This act shall not apply to sexual penetration or sexual contact when done for a bona fide medical purpose by an authorized person.*

Sec. 9. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.298] *A person does not commit criminal sexual conduct if the victim is his legal spouse, unless the couple is living apart and one of them has filed for separate maintenance or dissolution of the marriage; nothing in this section shall be construed to prohibit or restrain the prosecution for any other offense committed by any person against his legal spouse.*

Sec. 10. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.299] [COSTS OF MEDICAL EXAMINATION.] *No costs incurred by a county, city, or private hospital or other emergency medical facility or by a private physician for the examination of a victim of criminal sexual conduct, when the examination is performed for the purpose of gathering evidence for possible prosecution, shall be charged directly or indirectly to the victim. The reasonable costs of such examination shall be paid by the county in which the alleged offense was committed.*

Sec. 11. Minnesota Statutes 1974, Chapter 609, is amended by adding a section to read:

[609.2911] [APPLICABILITY TO PAST AND PRESENT PROSECUTIONS.] *Except as provided in section 8 of this act, crimes committed prior to the effective date of this act are not affected by its provisions.*

Sec. 12. *Minnesota Statutes 1974, Sections 609.29; 609.291; 609.292; 609.293; 609.294; 609.295; 609.296; 609.34; and 609.36 are repealed."*

Further amend the title as follows:

Line 5, after "Minnesota Statutes 1974," insert "Section 609.185;".

Line 8, after "609.293;" insert "609.294;".

Line 8, delete "and".

Line 8, after "609.296" insert "; 609.34; and 609.36".

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

The report was adopted.

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

H. F. No. 220, A bill for an act relating to human rights; prohibiting employment discrimination based on age; amending Minnesota Statutes 1974, Sections 363.01, by adding a subdivision; 363.02, Subdivision 1; 363.03, Subdivision 1, and by adding a subdivision; 363.115; and 363.12, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 13, delete "40 years and".

Page 1, line 14, delete "less than the age of 65 years" and insert "majority".

Page 1, line 14, delete "4" and insert "6".

Page 1, line 15, delete "18" and insert "25".

Page 2, line 18, after "apprenticeship" insert "or on-the-job training".

Page 2, line 19, after "age" insert ", provided such training program is designed to prepare the trainee for a skilled trade meeting the criteria of 29 Code of Federal Regulations 521.4".

Page 2, line 19, after the period, insert "Neither shall the operation of a bona fide seniority system which mandates differences in such things as wages, hiring priorities, lay-off priorities, vacation credit, and job assignments based on seniority, be a violation of the age discrimination provisions of section 363.03, subdivision 1, so long as the operation of such system is fair and reasonable and does not violate any other provisions of this act.

(5) With respect to age discrimination, a practice whereby a labor organization or employer offers or supplies varying insurance benefits or other fringe benefits to members or employees of differing ages, so long as the cost to the labor organization or employer for such benefits is reasonably equivalent for all members or employees.

Sec. 3. Minnesota Statutes 1974, Section 363.02, is amended by adding a subdivision to read:

Subd. 6. [AGE.] By law or published retirement policy, a mandatory retirement age may be established without being a violation of chapter 363. Neither are programs, services, facilities, or privileges intended to accommodate and afforded to per-

sons who have attained a designated age, which age shall not be less than 60 years, prohibited by this chapter.

Sec. 4. Minnesota Statutes 1974, Section 363.03, Subdivision 5, is amended to read:

Subd. 5. [EDUCATIONAL INSTITUTION.] It is an unfair discriminatory practice:

(1) To discriminate in any manner in the full utilization of or benefit from any educational institution, or the services rendered thereby to any person because of race, color, creed, religion, national origin, sex, *age*, marital status, status with regard to public assistance or disability.

(2) To exclude, expel, or otherwise discriminate against a person seeking admission as a student, or a person enrolled as a student because of race, color, creed, religion, national origin, sex, *age*, marital status, status with regard to public assistance or disability.

(3) To make or use a written or oral inquiry, or form of application for admission that elicits or attempts to elicit information, or to make or keep a record, concerning the race, color, creed, religion, national origin, sex, *age*, marital status or disability of a person seeking admission, except as permitted by regulations of the department.”.

Page 4, after line 28, insert:

“Sec. 7. Minnesota Statutes 1974, Section 363.05, Subdivision 1, is amended to read:

363.05 [DUTIES OF COMMISSIONER.] Subdivision 1. [FORMULATION OF POLICIES.] The commissioner shall formulate policies to effectuate the purposes of this chapter and shall:

(1) Exercise leadership under the direction of the governor in the development of human rights policies and programs, and make recommendations to the governor and the legislature for their consideration and implementation;

(2) cooperate and consult with the commissioners of education, labor and industry, public welfare, economic development, and natural resources, and with the secretary of the state board of health in developing plans and programs to most effectively serve the needs of Indians and to assist women in the areas designated in section 363.04, subdivision 7;

(3) establish and maintain a principal office in St. Paul, and any other necessary branch offices at any location within the state;

- (4) meet and function at any place within the state;
- (5) employ such hearing examiners, attorneys, clerks and other employees and agents as he may deem necessary and prescribe their duties;
- (6) to the extent permitted by federal law and regulation, utilize the records of the department of employment services of the state when necessary to effectuate the purposes of this chapter;
- (7) obtain upon request and utilize the services of all state governmental departments and agencies;
- (8) adopt suitable rules and regulations for effectuating the purposes of this chapter;
- (9) issue complaints, received and investigate charges alleging unfair discriminatory practices, and determine whether or not probable cause exists for hearing;
- (10) subpoena witnesses, administer oaths, take testimony, and require the production for examination of any books or papers relative to any matter under investigation or in question; authorize hearing examiners to exercise the authority conferred by this clause;
- (11) attempt, by means of education, conference, conciliation, and persuasion to eliminate unfair discriminatory practices as being contrary to the public policy of the state;
- (12) conduct research and study discriminatory practices;
- (13) publish and distribute the results of research and study when in the judgment of the commissioner the purposes of chapter 363, will be served thereby;
- (14) develop and conduct programs of formal and informal education designed to eliminate discrimination and intergroup conflict by use of educational techniques and programs he deems necessary;
- (15) make a written report of the activities of the commissioner to the governor each year and to the legislature by November 15 of each even numbered year;
- (16) accept gifts, bequests, grants or other payments public and private to help finance the activities of the department;
- (17) create such local and statewide advisory committees as will in his judgment aid in effectuating the purposes of the department of human rights;

(18) appoint a hearing examiner to preside at a public hearing on any complaint;

(19) develop such programs as will aid in determining the compliance throughout the state with the provisions of chapter 363, and in the furtherance of such duties, conduct research and study discriminatory practices based upon race, color, creed, religion, national origin, sex, *age*, disability, marital status or status with regard to public assistance, or other factors and develop accurate data on the nature and extent of discrimination and other matters as they may affect housing, employment, public accommodations, schools, and other areas of public life;

(20) develop and disseminate technical assistance to persons subject to the provisions of chapter 363, and to agencies and officers of governmental and private agencies;

(21) provide staff services to such advisory committees as may be created in aid of the functions of the department of human rights;

(22) make grants in aid to the extent that appropriations are made available for such purpose in aid of carrying out his duties and responsibilities, but no grant in aid shall be made without first obtaining the advice and consent of the board;

(23) develop educational programs, community organization programs, leadership development programs, motivational programs, and business development programs for the benefit of those persons theretofore and hereafter subject to prejudice and discrimination; and

(24) provide information for and direction to a program designed to assist Indian citizens to assume all the rights, privileges, and duties of citizenship; and to coordinate and cooperate with local, state and national and private agencies providing services to the Indian people.

Sec. 8. Minnesota Statutes 1974, Section 363.11, is amended to read:

363.11 [CONSTRUCTION.] The provisions of this chapter shall be construed liberally for the accomplishment of the purposes thereof. Nothing contained in this chapter shall be deemed to repeal any of the provisions of the civil rights law or of any other law of this state relating to discrimination because of race, creed, color, religion, sex, *age*, disability, marital status, status with regard to public assistance or national origin; but, as to acts declared unfair by sections 363.03 and 363.123, the procedure herein provided shall, while pending, be exclusive."

Renumber the sections as needed.

Page 5, line 28, after "disability" insert a comma.

Page 5, line 29, strike "and".

Page 5, line 29, after "assistance" insert "*and age*".

Further, amend the title as follows:

Page 1, line 2, after "employment" insert "and education".

Page 1, line 5, after "1" insert ", and by adding a subdivision".

Page 1, line 6, delete "Subdivision" and insert "Subdivisions".

Page 1, line 6, after "1" insert "and 5".

Page 1, line 6, after the semicolon, insert "363.05, Subdivision 1; 363.11;".

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. 1026, A bill for an act relating to land use planning; establishing a land use planning assistance program of grants for local government units to be administered by the state planning agency; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [LAND USE PLANNING ASSISTANCE PROGRAM.] In order to improve the land use decision making capability of local government; a program of land use planning assistance to local government units is hereby established.

Sec. 2. [GRANTS.] Subdivision 1. Grants shall be made, from the funds available pursuant to section 4, to the regional development commissions, counties or municipalities, or towns planning under Minnesota Statutes, Sections 462.351 to 462.364, or under special law. The grants shall be used to employ staff or contract with other units of government or qualified consultants for the following purposes:

(a) To prepare and implement plans which are required for areas designated as critical areas under Minnesota Statutes, Chapter 116G;

(b) To prepare and implement plans and programs which the unit of government receiving the grant is authorized by law to undertake (1) for the management of problems resulting from rapid population or economic growth or decline, potential development in environmentally sensitive areas including but not limited to shore lands, flood plains and wild and scenic rivers and the addition or elimination of a major state or federal facility; (2) to assist neighborhood organizations in cities to do land use and related planning.

Subd. 2. Except when made to assist the planning required for designated critical areas, grants shall not exceed 75 percent of the cost of the land use planning program.

Sec. 3. [ADMINISTRATION; REGIONAL REVIEW.] Subdivision 1. The state planning agency shall administer the land use planning assistance program according to the requirements and purposes of this act for designated critical areas and in areas other than the metropolitan area defined in Laws 1975, Chapter 13, Section 1, Subdivision 2. The agency shall give priority when granting funds to those areas that show a special need according to the provisions of clauses (a) and (b) (1) of subdivision 1 of section 2 of this act and shall promulgate rules for the administration of the grants as necessary, in accordance with the provisions of Minnesota Statutes, Chapter 15.

Subd. 2. An application for grants from this program shall be consistent with plans prepared and adopted by regional development commissions or the metropolitan council. All applications and work programs shall be reviewed by the appropriate regional development commission prior to submittal to the state planning agency. If the commission finds that a grant application is inconsistent with an adopted plan or work program of the commission, no grant shall be made until the inconsistency is resolved to the satisfaction of the commission and the grant applicant.

Subd. 3. The metropolitan council shall administer the land use planning assistance program in the metropolitan area according to the requirements and purposes of this act or any law requiring part or all of the local governmental units in the metropolitan area, as defined in Laws 1975, Chapter 13, Section 1, to prepare and adopt comprehensive plans, programs, or portions thereof. The council shall make the regional review required or authorized by subdivision 2 of this section or other applicable laws. The council shall adopt uniform procedures, as necessary, for the administration of the land use planning assistance program in the metropolitan area.

Sec. 4. [APPROPRIATION.] There is appropriated from the general fund \$2,500,000 to the state planning agency for the purposes of this act, of which \$1,100,000 shall be appropriated for use by the metropolitan council to carry out a program of

land use planning assistance in the metropolitan area and \$300,000 shall be used by the state planning agency for grants to assist the planning required for designated critical areas. Not more than five percent of that part of the appropriation which is for use by the metropolitan council shall be available to the council for grant administration; and not more than five percent of the remainder of the appropriation shall be available to the state planning agency for grant administration. The appropriation shall not cancel, but shall be available until expended.

Sec. 5. [EFFECTIVE DATE.] This act shall be effective July 1, 1975."

Further, amend the title as follows:

Line 5, after "agency" insert "and the metropolitan council".

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

The report was adopted.

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

H. F. No. 1089, A bill for an act relating to public health; increasing and extending payments of per diems to members of county public health nursing committees; amending Minnesota Statutes 1974, Section 145.12, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 20, after "(1)" strike "The county superintendent of schools if there be".

Page 1, line 21, strike "one, otherwise".

Page 1, line 21, after "appoint one" insert "*superintendent*".

Page 2, line 15, after "sum" strike "not to exceed \$2,000," and insert "*to be determined by the county board*".

Page 2, line 22, after "diem" strike "of" and delete the new language.

Further, amend the title by deleting it in its entirety and inserting:

"A bill for an act relating to public health; authorizing county board to determine amount of per diems to members of county public health nursing committees; authorizing county board to

determine amount to be allocated to such committees; amending Minnesota Statutes 1974, Section 145.12, Subdivision 1."

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. 1098, A bill for an act relating to public transit; providing for public transportation improvements throughout the state and public transit demonstration projects as provided for in Laws 1974, Chapter 534; appropriating money.

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

The report was adopted.

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

H. F. No. 1160, A bill for an act relating to bicentennial projects; authorizing governmental units to furnish services, property and money in connection with bicentennial projects; validating prior expenditures.

Reported the same back with the following amendments:

Page 2, delete lines 3 to 5.

Renumber following subdivisions accordingly.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Kelly, W., from the Committee on Taxes to which was referred:

H. F. No. 616, A bill for an act relating to taxation; sales and use tax; exempting meals and lunches served by governmental agencies or nonprofit organizations to senior citizens or the handicapped; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 3.

Reported the same back with the following amendments:

Page 2, line 5, after "*lunches*" insert "*purchased or*".

Page 2, line 5, after "*citizens*" insert "*or a senior citizen group*".

Page 2, line 6, delete "*or*" and insert "*, a public or private*".

Page 2, line 6, delete "*charitable*" and insert "*agency, institution, or organization,*".

Page 2, line 7, before "*church*" delete "*or*".

Page 2, line 7, after "*organizations,*" insert "*or any program funded in whole or in part by 42 U.S.C.A. sections 3001 through 3045,*".

Page 2, after line 23 insert:

"Sec. 2. Minnesota Statutes 1974, Section 297A.01, is amended by adding a subdivision to read:

Subd. 14. A "senior citizen group" is defined as a group in which all the members are at least 60 years of age.

Sec. 3. *This act is effective the day following final enactment.*"

Further, amend the title as follows:

Line 5, after the semicolon insert "*defining senior citizen group,*".

Line 6, after "*3*" insert "*, and by adding a subdivision*".

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 61, A bill for an act relating to highways; directing the department of highways to utilize a certain corridor in Washington county for the construction of interstate highway marked No. I 94.

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 142, A bill for an act adding a new route to the trunk highway system.

Reported the same back with the following amendments:

Page 1, after line 11 add the following sections:

"Sec. 3. Notwithstanding any other law to the contrary, the commissioner of highways upon completion of construction of the route described in section 1, is authorized to turn back to the appropriate counties and municipalities portions of existing trunk highways lying within the counties and municipalities through which the route described in section 1 passes. The aggregate mileage to be turned back shall be substantially the same as the mileage of the route described in section 1. Trunk highways to be turned back shall be mutually agreed upon between the commissioner of highways and the affected municipalities and counties, with the commissioner having final authority to prescribe terms and conditions.

Sec. 4. The counties and municipalities through which the route described in section 1 passes, are hereby authorized to expend their respective share of highway user funds or such other funds available to them for highway or street purposes for planning, preliminary engineering and right-of-way acquisition for said route. The commissioner shall not proceed with right-of-way acquisition or construction of the route described in section 1 unless federal aid requirements have been met and federal aid highway funds are made available for said route. Monies expended by local governmental units for planning, preliminary engineering and right-of-way acquisition including all related acquisition costs shall be reimbursed by the governmental unit authorizing construction at the time of authorization."

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 1166, A bill for an act relating to transportation; creating the Minnesota state transportation fund and authoriz-

ing the issuance of state bonds to provide money for appropriation to state agencies and subdivisions to finance public lands, buildings, and capital improvements needed for a balanced state transportation system; appropriating money for this purpose.

Reported the same back with the following amendments:

Page 8, line 12, delete "\$35,000,000" and insert "\$100,000,000".

Page 8, line 23, delete "\$100,000,000" and insert "\$35,000,000".

With the recommendation that when so amended the bill be re-referred to the Committee on Local and Urban Affairs.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 23, 390, 619, 838, 239, 454, 457, 501, 1060, 934, 110, 113, 202, 203, 581, 776, 864, 1067, 1136, 1191, 1249, 1254, 871, 313, 536, 654, 220, 1089, 1160, 616, 61, and 142 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Casserly and Schreiber introduced:

H. F. No. 1530, A bill for an act relating to metropolitan government; providing for certain land planning requirements and procedures in the metropolitan area; providing for interim zoning; providing for tax levies in excess of levy limitations; amending Minnesota Statutes 1974, Section 462.365, by adding a subdivision; Laws 1975, Chapter 13, Section 19.

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

Johnson, C.; Samuelson; Hanson; McCarron and Voss introduced:

H. F. No. 1531, A bill for an act relating to appropriations; providing funds for repair of the security hospital at St. Peter or for construction of a new facility; appropriating money.

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

Anderson, I.; Meier; Clark; Samuelson and Savelkoul introduced:

H. F. No. 1532, A bill for an act relating to appropriations; appropriating money to the commissioner of public welfare for the purpose of making grants for daytime activity centers for handicapped persons.

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

Prahl, Begich and Anderson, I., introduced:

H. F. No. 1533, A bill for an act relating to the land exchange review board; extending the duration of the board, amending Laws 1967, Chapter 909, Section 2, as amended.

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

Kelly, R.; Neisen; Beauchamp; Arlandson and Adams, L., introduced:

H. F. No. 1534, A bill for an act relating to commerce; prohibiting the sale of preticketed products; providing a penalty.

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

Fugina introduced:

H. F. No. 1535, A bill for an act relating to disclosure of fees; requiring disclosure of fees charged by professionals; requiring posting of room charges in hospitals and hotels; amending Minnesota Statutes 1974, Chapters 319A, 327, 376 and 447, by adding sections.

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

Williamson; Johnson, D.; Knoll; Biersdorf and Sieben, H., introduced:

H. F. No. 1536, A bill for an act relating to crimes; permitting certain ticket sale service fees; amending Minnesota Statutes 1974, Section 609.805, by adding a subdivision.

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

Mann; Eken; Esau; Anderson, G.; and Niehaus introduced:

H. F. No. 1537, A bill for an act relating to intoxicating and non-intoxicating liquor; age for licensing, sale, purchase, consumption, possession and furnishing; amending Minnesota Statutes 1974, Sections 340.02, Subdivision 8; 340.035, Subdivision 1; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.14, Subdivision 2; 340.355; 340.403, Subdivision 3; 340.73, Subdivision 1; 340.731; 340.78; 340.79; 340.80; and 340.81.

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

Johnson, C.; Graba; Knickerbocker; Menning and Beauchamp introduced:

H. F. No. 1538, A bill for an act relating to education; fluctuating school enrollments; providing for study by an advisory commission; appropriating money; repealing Laws 1974, Chapter 355, Section 68, Subdivision 4.

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

Rice, Fudro, Berglin, Kroening and Dean introduced:

H. F. No. 1539, A bill for an act relating to Special School District No. 1; extending bonding authority; amending Laws 1959, Chapter 462, Section 3, Subdivision 7, as amended.

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

Anderson, I.; and Fugina introduced:

H. F. No. 1540, A bill for an act relating to Voyageurs National Park; expressly reserving state jurisdiction over public waters within the boundaries of the park; amending Minnesota Statutes 1974, Section 84B.06.

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

Eken; Langseth; Albrecht; Anderson, G.; and Kempe, R., introduced:

H. F. No. 1541, A bill for an act relating to pollution control; authorizing a county solid waste grants-in-aid program; appropriating money; amending Minnesota Statutes 1974, Sections 116.06, Subdivision 1; and 400.03, Subdivision 1; and Chapter 116, by adding sections.

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

Ketola, Doty, Begich and Johnson, D., introduced:

H. F. No. 1542, A bill for an act relating to tax forfeited lands; granting of easements or permits thereon for certain purposes; authorizing easements or permits for recreational trails; amending Minnesota Statutes 1974, Section 282.04, Subdivision 4.

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

Johnson, D.; Anderson, I.; and Begich introduced:

H. F. No. 1543, A bill for an act relating to game and fish; authorizing a season on fishers; amending Minnesota Statutes 1974, Section 100.27, Subdivisions 1 and 4.

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

Williamson, Munger, Reding, Vento and Schreiber introduced:

H. F. No. 1544, A bill for an act relating to plant and animal pest control; exempting certain areas from regulation; amending Minnesota Statutes 1974, Chapter 18, by adding a section.

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

Parish, Norton, Enebo, Fugina and Dieterich introduced:

H. F. No. 1545, A bill for an act relating to insurance; providing a health benefits plan for terminated employees.

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

Vento, Brinkman, Vanasek, Mann and Kelly, R., introduced:

H. F. No. 1546, A bill for an act relating to insurance; regulating certain supplemental health insurance policies and their sale in this state; prescribing penalties; amending Minnesota Statutes 1974, Chapter 62A, by adding a section.

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

George, Wieser, Philbrook, Sieloff and Evans introduced:

H. F. No. 1547, A bill for an act relating to commerce; providing for deposits of public funds in thrift institutions; amending Minnesota Statutes 1974, Sections 118.005; 118.01; 118.05; 118.09; 118.11 and 118.16; repealing Minnesota Statutes 1974, Section 118.17.

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

Vento, Knickerbocker, Sarna, Tomlinson and Osthoff introduced:

H. F. No. 1548, A bill for an act relating to the conduct of public officials and campaigns for public office; redefining certain terms; providing for the filing of certain reports and statements; providing penalties; amending Minnesota Statutes 1974, Sections 10A.01, Subdivisions 2 and 11; 10A.02, Subdivisions 1, 8 and 11; 10A.04, Subdivision 4; 10A.07, Subdivision 1; 10A.09, Subdivision 5; 10A.14, Subdivision 2; 10A.19, Subdivision 1; 10A.20, Subdivisions 1, 2, and 3, and by adding a subdivision; 10A.21, Subdivision 1; 10A.22, Subdivision 5; 10A.23; 10A.25, Subdivisions 3 and 6; 10A.27, Subdivision 3; repealing Minnesota Statutes 1974, Sections 10A.01, Subdivision 14; 10A.14, Subdivision 3; 10A.22, Subdivisions 2 and 8.

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

Ketola, Doty and Begich introduced:

H. F. No. 1549, A bill for an act relating to public safety; authorizing a study of fire department broadcasting needs and an emergency communications demonstration project; appropriating money.

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

Heinitz, Jude and Knickerbocker introduced:

H. F. No. 1550, A bill for an act relating to campaigns for public office; limiting the amount an individual may contribute to campaigns for certain offices; amending Minnesota Statutes 1974, Chapter 10A, by adding a section.

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

Enebo; Sabo; Carlson, A.; Clark and Rice introduced:

H. F. No. 1551, A bill for an act relating to the city of Minneapolis; policemen's pension fund uses; amending Laws 1949, Chapter 406, Section 7, as amended.

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

Zubay; Kaley; Adams, L.; and Anderson, G., introduced:

H. F. No. 1552, A bill for an act relating to unemployment compensation; excluding from benefits those persons employed by a municipality for a school year; amending Minnesota Statutes 1974, Section 268.08, Subdivision 5.

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

Sieben, M., introduced:

H. F. No. 1553, A bill for an act proposing an amendment to the Minnesota Constitution, Article XIII, Section 3; providing a student member of the board of regents of the university of Minnesota.

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

Beauchamp, Dean, Corbid, Meier and Jude introduced:

H. F. No. 1554, A bill for an act relating to education; higher education coordinating commission approval and registration for private post-secondary institutions.

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

Knoll, Sieloff and Ketola introduced:

H. F. No. 1555, A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted, unconstitutional and obsolete references and text; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1974, Chapter 28A, by adding a section; Sections 15.0411, Subdivision 2; 15A.083, Subdivision 2; 16.80; 16A.129; 30.461; 30.462; 30.463, Subdivisions 1 and 5; 30.464, Subdivisions 1, 2, and 3; 30.465; 30.467; 30.468; 30.469; 30.47; 30.472; 30.473; 30.475; 30.476; 32A.08, Subdivision 1; 34.05, Subdivision 2; 43.35; 43.09, Subdivision 2a; 50.14, Subdivision 1; 59A.03, Subdivision 3; 60A.03, Subdivision 2; 65B.06, Subdivision 2; 65B.44, Subdivision 5; 80A.15, Subdivision 2; 80C.03; 82.18; 82.30, Subdivision 2; 83.25, Subdivision 3; 84.87, Subdivision 1; 84A.07; 84A.26; 84A.36; 97.48, Subdivision 4; 111.80; 115.48, Subdivision 1; 115.51; 116.16, Subdivision 3; 116F.08; 116H.04, Subdivision 3; 121.02; 122.355, Subdivision 1; 123.78, Subdivision 1; 124.15, Subdivision 2; 124.17, Subdivision 1; 124.41, Subdivision 1; 124.803; 145.862, Subdivision 4; 147.02; 147.22; 155.02, Subdivision 2; 179.74, Subdivision 2; 181A.07, Subdivision 6; 192.40; 197.63, Subdivision 1; 205.10; 205.11, Subdivision 1; 205.12; 205.16, Subdivisions 1 and 2; 205.17, Subdivisions 1 and 2; 243.88, Subdivision 3; 245.68; 245.77; 246.23; 251.043, Subdivision 3; 256.01, Subdivision 2; 256D.02, Subdivision 4; 260.251, Subdivision 3; 268.04, Subdivision 12; 268.115, Subdivision 2; 270.075, Subdivision 1; 273.11, Subdivision 4; 273.111, Subdivisions 9 and 11; 273.13, Subdivision 7; 275.125, Subdivision 4; 275.161; 282.16; 285.11; 290.01, Subdivision 22; 290.02; 290.06, Subdivision 2c; 290.086, Subdivision 1; 290.09, Subdivision 15; 290.21, Subdivision 3; 290.26, Subdivision 2a; 290.92, Subdivision 2a; 291.05; 292.04; 297.13, Subdivision 1; 297B.09; 298.026; 298.027; 298.51; 298.53; 298.63; 299.013; 299B.03, Subdivision 1; 299F.77; 300.025; 301.77, Subdivision 1; 308.06, Subdivision 3; 309.581; 318.03; 354A.05; 355.11, Subdivision 2; 355.80; 362.17; 363.01, Subdivision 13; 375.471; 376.25; 412.02, Subdivision 5; 412.251; 412.861, Subdivision 1; 441.15; 463.152, Subdivision 1; 463.261; 465.19; 466.02; 488A.13, Subdivision 1; 507.291; 525.213; 525.515; 550.041; 571.47, Subdivision 2; 571.48, Subdivision 2; 609.375, Subdivision 4; 609.75, Subdivision 4; 611.14; 626.05, Subdivision 2; 631.50; 632.12; and 648.43; repealing Minnesota Statutes 1974, Sections 15.13; 148.87; 171.12, Subdivision 4; 176.061, Subdivision 10; 309.583; 359.06; and 380.24; 593.17; Laws 1969, Chapters 540, Section 5; 896, Section 1; and 1126, Section 1; Laws 1971, Chapters 32, Section 1; 74, Section 6; 226, Section 1; and 427, Section 17; Laws 1973, Chapters 388, Sections 156, 157, 158, 159, 160, 161, 162, 163, and 170; 638, Sections 22 and 23; and 725, Sections 25 and 26; Laws 1974, Chapters 62, Section 1; 161, Section 10; and 205, Section 1.

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

Williamson; Kelly, R.; Berglin; Clark and Jaros introduced:

H. F. No. 1556, A bill for an act relating to landlords and tenants; providing for restrictions on penalties for late rental payments; amending Minnesota Statutes 1974, Chapter 504, by adding a section.

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

Byrne, Skoglund, Kahn, Stanton and Carlson, A., introduced:

H. F. No. 1557, A bill for an act proposing an amendment to the Minnesota Constitution, Article I, Sections 2, 6, 7, 8, 16 and 17, Article IV, Sections 5, 8, 23 and 24, Article V, Sections 2, 3, 5 and 6, Article VI, Sections 4, 6, 9, 10 and 13, Article VII, Sections 1, 2, 3, 6 and 8, Article VIII, Sections 3 and 4, Article XI, Sections 7, 8 and 13, and Article XIII, Section 11; removing references to gender from the constitution.

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

Rice introduced:

H. F. No. 1558, A bill for an act relating to the acquisition of parks and parkways by the Minneapolis park and recreation board; establishing interest limitations.

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

Rice introduced:

H. F. No. 1559, A bill for an act relating to the park and recreation board of the city of Minneapolis; necessary tax levy authority; relating to the park and recreation fund; the lakes pollution control fund; the tree preservation and reforestation fund; the park and parkways fund; amending Laws 1969, Chapter 593, Section 3, as amended; Laws 1971, Chapter 373, Section 1; Laws 1971, Chapter 455, Section 1; and Laws 1971, Chapter 493, Section 1.

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

Fugina and Begich introduced:

H. F. No. 1560, A bill for an act relating to St. Louis county; providing an election to determine whether to divide St. Louis county.

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

Williamson, Jaros, Pehler, Knoll and Dean introduced:

H. F. No. 1561, A bill for an act relating to cities; authorizing cities of the first and second class to grant certain powers and duties to a commission, department, or director of civil rights or human relations and to subject certain areas of city government to the civil rights ordinance.

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

Byrne, Osthoff, Kostohryz, Neisen and Philbrook introduced:

H. F. No. 1562, A bill for an act relating to counties and the government thereof and, in particular, to Ramsey county; deleting welfare budget deadline as it applies to Ramsey county.

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

Philbrook, Kostohryz, Neisen, Novak and Kelly, R., introduced:

H. F. No. 1563, A bill for an act relating to Ramsey county and St. Paul-Ramsey hospital.

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

Casserly introduced:

H. F. No. 1564, A bill for an act relating to housing; establishing standards for building restrictions in certain areas; providing a credit against tax payable for a portion of the cost of construction of new housing or substantial remodeling of existing housing; providing a new standard for calculating usury on loans secured by a mortgage on real property; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision; Chapter 334, by adding a section; and Chapter 473B, by adding sections.

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

Eken; Kempe, R.; McEachern; Niehaus and Anderson, G., introduced:

H. F. No. 1565, A bill for an act relating to municipalities; authorizing the financing of solid waste collection, disposal and recycling facilities through the municipal industrial development act; amending Minnesota Statutes 1974, Section 474.02, Subdivisions 1 and 2.

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

Osthoff, McCarron, Norton, Sieloff and Kostohryz introduced:

H. F. No. 1566, A bill for an act relating to Ramsey county; providing that the county assessor, the county highway engineer and the veterans service officer serve at the pleasure of the board of county commissioners.

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

Casserly, Sabo and Kelly, W., introduced:

H. F. No. 1567, A bill for an act relating to taxation; increasing the taconite production tax; creating a Northeast Minnesota economic development and environment council; creating a Northeast Minnesota economic protection fund; appropriating money; amending Minnesota Statutes 1974, Sections 298.03; 298.24, Subdivision 1; 298.27; 298.28, Subdivisions 1 and 1a, and by adding a subdivision; repealing Minnesota Statutes 1974, Sections 298.24, Subdivision 2; 298.241; 298.242; 298.281 and 298.32.

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

Dean, Ulland, Knickerbocker, Clark and Skoglund introduced:

H. F. No. 1568, A bill for an act relating to taxation; exempting home heating and lighting energy sources 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.

Neisen, Novak and Philbrook introduced:

H. F. No. 1569, A bill for an act relating to the city of Shoreview; authorizing the city of Shoreview to defer special assessments previously levied on property owned by senior citizens.

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

Evans, Reding, White, Jopp and Kalis introduced:

H. F. No. 1570, A bill for an act relating to real estate; deed tax; providing that counties receive proceeds of deed tax; amending Minnesota Statutes 1974, Sections 287.21, Subdivision 2; 287.28; and 287.29.

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

Vanasek introduced:

H. F. No. 1571, A bill for an act relating to Rice county; five percent property assessment increase limitation from property in Rice county.

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

Menning, Meier, Simoneau, Patton and Anderson, G., introduced:

H. F. No. 1572, A bill for an act relating to taxation; property; exempting certain property from taxation; amending Minnesota Statutes 1974, Sections 272.02, Subdivision 1; and 273.13, Subdivision 7.

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

Anderson, I., introduced:

H. F. No. 1573, A bill for an act relating to toll bridges; requiring toll charges to be fair and reasonable; providing for the regulation of toll bridge charges by the public service commission; and prescribing penalties.

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

Voss, Jacobs, Kroening and Osthoff introduced:

H. F. No. 1574, A bill for an act appropriating money to the highway user tax distribution fund.

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

Smogard, Wenstrom, Schumacher, Biersdorf and Anderson, G., introduced:

H. F. No. 1575, A bill for an act relating to taxation; exempting gasoline used for agricultural purposes from gas tax; amending Minnesota Statutes 1974, Chapter 296, by adding a section.

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

HOUSE ADVISORY BILLS

Pursuant to Rule 5.3, the following House Advisory Bills were introduced:

Clawson introduced:

H. A. B. No. 28, Learning disability as a contributing factor to juvenile delinquency.

The bill was referred to the Committee on Crime Prevention and Corrections.

Enebo introduced:

H. A. B. No. 29, Providing for a review of the availability and competence of labor arbitrators.

The bill was referred to the Committee on Labor-Management Relations.

MOTIONS AND RESOLUTIONS

Berglin moved that the name of Carlson, A., be added as an author on H. F. No. 654. The motion prevailed.

St. Onge moved that his name be stricken as an author on H. F. No. 924. The motion prevailed.

Hokanson moved that the name of Swanson be added as an author on House Resolution No. 7. The motion prevailed.

Anderson, I., moved that H. F. No. 1065, be recalled from the Committee on Governmental Operations and be re-referred to the Committee on Rules and Legislative Administration. The motion prevailed.

Fugina and Enebo introduced:

House Concurrent Resolution No. 10, A house concurrent resolution urging Congress and the President to terminate the Airline Mutual Aid Agreement.

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

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pursuant to Rule 1.9, Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as Special Orders to be acted upon immediately following the Calendar for the day on Thursday, April 17, 1975:

H. F. Nos. 1175, 350, 638, 542, 546, 897, 931, 1003 and 428.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 136, A bill for an act relating to taxation; changing date and method of distribution of homestead credit aid and certain other aids; providing for certification of homestead credit on abstract of tax list; defining census for purpose of levy limitation; providing for payment date of certain taconite taxes and taconite and taconite railroad tax aids; amending Minnesota Statutes 1974, Sections 124.03, Subdivision 3; 270.11, Subdivision 2; 273.13, Subdivision 15a; 275.29; 275.53, Subdivision 1; 294.26; 298.27; 298.28, Subdivision 1; 298.281, Subdivision 1; 298.282, Subdivision 4; and 298.32.

H. F. No. 227, A bill for an act relating to taxation; treatment of certain employee retirement plans; eliminating any question of disqualification of the plans and related trusts because of increased contribution limits under the Internal Revenue Code of 1954, as amended; otherwise preserving Minnesota tax treat-

ment of the plans; amending Minnesota Statutes 1974, Section 290.01, by adding a subdivision.

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. 1110, A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House refuse to concur in the Senate amendments to H. F. No. 1110, 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 passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 160, 244, 303, 458, 587, 588 and 730.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 161.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 38, 126, 426, 565, 616 and 679.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 375.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 160, A bill for an act relating to commerce; permitting state banks to charge an interest rate based upon the federal reserve discount rate on short term commercial paper in the ninth federal reserve district; amending Minnesota Statutes 1974, Section 334.01, by adding subdivisions.

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

S. F. No. 244, A bill for an act relating to the city of Minneapolis; authorizing the issuance of on-sale liquor licenses to certain establishments.

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

S. F. No. 303, A bill for an act relating to game and fish; authorizing use of portable fish houses within the boundary waters canoe area.

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

S. F. No. 458, A bill for an act relating to game and fish; removing the raccoon from the unprotected list and authorizing the commissioner of natural resources to prescribe a season thereon; amending Minnesota Statutes 1974, Sections 100.26, Subdivision 1; and 100.27, Subdivision 3.

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

S. F. No. 587, A bill for an act relating to the Rice creek watershed district; authorizing an ad valorem tax for certain purposes.

The bill was read for the first time.

Neisen moved that S. F. No. 587 and H. F. No. 546, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 588, A bill for an act relating to the Rice creek watershed district; providing for the establishment of a district water maintenance and repair fund; authorizing a tax levy for water maintenance and repair purposes.

The bill was read for the first time.

Neisen moved that S. F. No. 588 and H. F. No. 542, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 730, A bill for an act relating to motor vehicles; application for certificate of title for a previously registered vehicle; amending Minnesota Statutes 1974, Section 168A.26.

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

S. F. No. 161, A bill for an act relating to highway traffic regulations; required equipment on certain vehicles; amending Minnesota Statutes 1974, Section 169.733.

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

S. F. No. 38, A bill for an act relating to education; requiring each school district to make reports concerning the consumption of energy; amending Minnesota Statutes 1974, Section 120.78, Subdivision 1.

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

S. F. No. 126, A bill for an act relating to game and fish; methods of taking bear; providing a penalty; amending Minnesota Statutes 1974, Section 100.29, by adding a subdivision.

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

S. F. No. 426, A bill for an act relating to foods; requiring eating places that serve meat containing meat substitutes for consumption to indicate the same on its menu or bill of fare; prescribing penalties.

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

S. F. No. 565, 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.

S. F. No. 616, A bill for an act relating to labor; minimum wage; exempting persons under 18 who deliver flyers door-to-door from the minimum wage law; amending Minnesota Statutes 1974, Section 177.23, Subdivision 7.

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

S. F. No. 679, A bill for an act relating to public safety; regulating the use of explosives; authorizing sheriffs and certain chiefs of police to issue permits for the use of explosives; amending Minnesota Statutes 1974, Sections 299F.73; and 299F.75.

The bill was read for the first time.

Wenzel moved that S. F. No. 679 and H. F. No. 931, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 375, A bill for an act relating to city and town government; excluding statutory cities from the application of certain city laws; modifying the application of other laws to conform to the present classification of cities; amending various statutes to reflect the conversion of villages and boroughs to statutory cities; repealing various obsolete provisions of municipal laws; amending Minnesota Statutes 1974, Sections 144.154; 145.01; 205.07, Subdivision 1; 205.10; 205.11; 205.13; 205.14, Subdivision 3; 205.15; 205.16; 205.17, Subdivisions 1 and 3; 205.20, Subdivisions 1 and 4; 329.09; 366.10; 410.05, Subdivision 1; 412.02, Subdivision 5; 412.022, Subdivision 1; 412.023, Subdivision 5; 412.131; 412.171; 412.191, Subdivision 1; 412.311; 412.571, Subdivisions 1, 4 and 5; 413.02, Subdivisions 1 and 2; 415.11, Subdivision 1; 427.09; 427.10; 427.11; 427.12; 429.111; 437.02; 440.11; 440.135, Subdivision 1; 446.04, Subdivision 1; 447.05; 451.06; 451.09; 452.01, Subdivision 1; 455.01; 455.05; 455.13; 455.23; 455.26; 455.27; 455.28; 455.29; 455.30; 455.32; 456.32; 457.13; 458.09, Subdivision 1; 458.20; 458.25; 458.46; 463.04; 465.26; 465.70; 465.71; 471.38, Subdivision 1; Chapters 205, by adding a section; 410, by adding a section; and repealing Minnesota Statutes 1974, Sections 118.05; 145.02; 197.64; 205.05; 205.06; 205.07, Subdivision 2; 205.08; 205.09; 205.091; 205.12; 274.013; 275.24; 275.36; 368.12; 368.50 to 368.84; 412.017; 412.022, Subdivisions 2 and 3; 412.191, Subdivision 5; 412.841; 415.031 to 415.07; 416.03; 416.04; 416.08 to 416.15; 418.13 to 418.15; 423.21; 426.09; 426.10; 426.15 to 426.18; 435.05; 435.41; 435.46; 436.02; 436.04; 437.01; 438.03; 438.04; 438.07; 440.12; 440.16 to 440.32; 440.39; 441.10 to 441.20; 441.265 to 441.46; 443.14 to 443.17; 443.20 to 443.25; 444.15; 446.03; 447.08; 447.09; 447.23; 448.04 to 448.16; 448.26 to

448.49; 449.04; 449.05; 449.07; 450.06 to 450.08; 452.01, Subdivision 2; 452.02 to 452.07; 452.18 to 452.20; 453.01 to 453.14; 454.01 to 454.045; 455.02 to 455.04; 455.06 to 455.11; 455.15 to 455.22; 456.01 to 456.15; 456.23; 457.02; 457.12; 458.26 to 458.31; 458.47 to 458.49; 459.08 to 459.13; 461.01; 461.07 to 461.11; 463.05; 465.06 to 465.08; 465.51; 465.52; 465.57; 465.59 to 465.63; 471.01 to 471.04; 471.05 to 471.14; 471.48; 645.44, Subdivision 3a; Chapter 460, as it appears in Minnesota Statutes 1945; Laws 1895, Chapter 239; Laws 1897, Chapter 85; Laws 1901, Chapter 379; Laws 1907, Chapter 22; Laws 1911, Chapter 53; Laws 1913, Chapters 7 and 47; Laws 1915, Chapters 125 and 230, Sections 2 and 3; Laws 1917, Chapter 190; Laws 1919, Chapter 424; Laws 1921, Chapter 30; Extra Session Laws 1935, Chapter 8; Laws 1937, Chapter 198; Laws 1941, Chapter 266, as amended; Laws 1947, Chapter 470 and Laws 1953, Chapter 697.

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

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 13, Samuelson reported on the progress of H. F. No. 11, now in Conference Committee.

CONSENT CALENDAR

S. F. No. 524, A bill for an act relating to health; amending the definition of review organization; confidentiality of records; amending Minnesota Statutes 1974, Sections 145.61, Subdivision 5; and 145.64.

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 117, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 1093, A bill for an act relating to the Hennepin county park reserve district; authorizing Hennepin county park reserve district to acquire, establish, operate and maintain trail systems.

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

The bill was passed and its title agreed to.

H. F. No. 1156, A bill for an act authorizing the city of Duluth to negotiate contracts for maintenance of city parks and public works under terms and conditions as will promote the employ-

ment of needy elderly citizens; limiting the amount of total annual compensation for individuals under such contracts.

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

The bill was passed and its title agreed to.

H. F. No. 490, A bill for an act relating to hearing aids; providing a penalty; amending Minnesota Statutes 1974, Chapter 145, by adding a section; repealing Minnesota Statutes 1974, Section 145.43, Subdivision 3.

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

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

Those who voted in the affirmative were:

Abeln	Anderson, G.	Begich	Birnstihl	Carlson, L.
Adams, L.	Anderson, I.	Berg	Brinkman	Carlson, R.
Adams, S.	Arlandson	Berglin	Byrne	Clark
Albrecht	Beauchamp	Biersdorf	Carlson, A.	Clawson

Corbid	Hokanson	Langseth	Parish	Skoglund
Dahl	Jacobs	Lemke	Patton	Smith
Dean	Jaros	Lindstrom	Pehler	Smogard
DeGroat	Jensen	Luther	Peterson	Spanish
Dieterich	Johnson, C.	Mangan	Petrafeso.	Stanton
Doty	Johnson, D.	Mann	Philbrook	Suss
Eckstein	Jopp	McCarron	Pleasant	Swanson
Eken	Jude	McCauley	Prahl	Tomlinson
Enebo	Kahn	McCollar	Reding	Ulland
Erickson	Kaley	McEachern	St. Onge	Vanasek
Esau	Kalis	Meier	Samuelson	Vento
Evans	Kelly, R.	Menning	Sarna	Voss
Ewald	Kelly, W.	Metzen	Schreiber	Wenstrom
Faricy	Kempe, A.	Moe	Schulz	Wenzel
Forsythe	Kempe, R.	Munger	Schumacher	White
Friedrich	Ketola	Neisen	Searle	Wieser
Fudro	Knickerbocker	Nelsen	Setzepfandt	Wigley
Fugina	Knoll	Nelson	Sherwood	Williamson
George	Kostohryz	Niehaus	Sieben, H.	Zubay
Graba	Kroening	Norton	Sieben, M.	Speaker Sabo
Hanson	Kvam	Novak	Sieloff	
Haugerud	Laidig	Osthoff	Simoneau	

The bill was passed and its title agreed to.

H. F. No. 494, A bill for an act relating to commerce; requiring notice to consumers of right to cancel buyer's club contract; amending Minnesota Statutes 1974, Section 325.962, Subdivision 2, and by adding a subdivision.

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

Suss
Swanson
Tomlinson

Ulland
Vanasek
Vento

Voss
Wenstrom
Wenzel

White
Wieser
Wigley

Williamson
Zubay
Speaker Sabo

The bill was passed and its title agreed to.

H. F. No. 933 was reported to the House.

There being no objection, H. F. No. 933 was continued on the Consent Calendar for one day.

POINT OF ORDER

Sieben, H., raised a point of order pursuant to Rule 5.7 that H. F. No. 1067, now on General Orders, be re-referred to the Committee on Appropriations. The Speaker ruled the point of order well taken.

CALENDAR

S. F. No. 343, A bill for an act relating to the department of public welfare; requiring the boundaries of community mental health boards to be consistent with the boundaries of the economic development regions; changing the composition of community mental health boards; amending Minnesota Statutes 1974, Sections 245.62; 245.63; and 245.66.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 5, as follows:

Those who voted in the affirmative were:

Abeln
Adams, L.
Adams, S.
Anderson, I.
Arlandson
Beauchamp
Begich
Berg
Berglin
Biersdorf
Birnstihl
Braun
Brinkman
Byrne
Carlson, A.
Carlson, L.
Carlson, R.
Casserly
Clark
Clawson
Corbid
Dahl

Dean
DeGroat
Dieterich
Doty
Eckstein
Enebo
Erickson
Esau
Evans
Ewald
Faricy
Forsythe
Friedrich
Fudro
Fugina
George
Graba
Hanson
Haugerud
Heinitz
Hokanson
Jacobs

Jaros
Jensen
Johnson, C.
Johnson, D.
Jopp
Jude
Kahn
Kaley
Kalis
Kelly, R.
Kelly, W.
Kemme, A.
Kemme, R.
Ketola
Knickerbocker
Knoll
Kostohryz
Kroening
Laidig
Langseth
Lemke
Lindstrom

Luther
Mangan
Mann
McCarron
McCauley
McCollar
McEachern
Meier
Menning
Metzen
Moe
Munger
Neisen
Nelsen
Nelson
Norton
Novak
Osthoff
Parish
Patton
Pehler
Petraseso

Philbrook
Pleasant
Prah
Reding
St. Onge
Samuelson
Sarna
Schreiber
Schulz
Schumacher
Searle
Sherwood
Sieben, H.
Sieben, M.
Sieloff
Simoneau
Skoglund
Smith
Smogard
Spanish
Stanton
Suss

Swanson	Vanasek	Wenstrom	Wieser	Zubay
Tomlinson	Vento	Wenzel	Wigley	Speaker Sabo
Ulland	Voss	White	Williamson	

Those who voted in the negative were:

Albrecht	Eken	Kvam	Niehaus	Peterson
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The bill was passed and its title agreed to.

H. F. No. 981, A bill for an act relating to sales and use tax; providing for seizure of certain property; amending Minnesota Statutes 1974, Sections 297A.01, Subdivision 8; and 297A.15.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

DeGroat	McCauley	Peterson	St. Onge	Smith
Erickson	Niehaus			

The bill was passed and its title agreed to.

H. F. No. 899, A bill for an act relating to highways; county state-aid highway system; allocations; authorizing money credited to the municipal account to be used, under certain condi-

tions, on other county state-aid highways outside the limits of cities having a population of less than 5,000; amending Minnesota Statutes 1974, Section 162.08, Subdivision 4.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Dieterich	Knoll	Kostohryz	Menning	Ulland
Johnson, D.				

The bill was passed and its title agreed to.

S. F. No. 312, A bill for an act relating to motor vehicles; providing for bug deflectors, automobile wheel devices, and truck weighing; amending Minnesota Statutes 1974, Sections 169.743; 169.85; and Chapter 169, 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 114, and nays 13, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams, S.	Johnson, D.	Menning	St. Onge	Vanasek
Eken	Kvam	Niehaus	Schumacher	
Graba	McCauley	Pleasant	Searle	

The bill was passed and its title agreed to.

H. F. No. 274, A bill for an act relating to agriculture; restrictions upon farming by corporations; amending Minnesota Statutes 1974, Section 500.24.

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 109, and nays 21, as follows:

Those who voted in the affirmative were:

Abeln	Carlson, L.	Fugina	Kelly, W.	McCollar
Adams, L.	Carlson, R.	George	Kempe, A.	McEachern
Anderson, G.	Casserly	Graba	Kempe, R.	Meier
Anderson, I.	Clark	Hanson	Ketola	Menning
Arlandson	Clawson	Haugerud	Knickerbocker	Metzen
Beauchamp	Corbid	Hokanson	Knoll	Moe
Begich	Dahl	Jacobs	Kostohryz	Munger
Berg	DeGroat	Jaros	Kroening	Neisen
Berglin	Dieterich	Jensen	Langseth	Nelsen
Biersdorf	Doty	Johnson, C.	Lemke	Nelson
Birnstihl	Eken	Johnson, D.	Lindstrom	Niehaus
Braun	Enebo	Jude	Luther	Norton
Brinkman	Faricy	Kahn	Mangan	Novak
Byrne	Fjoslien	Kalis	Mann	Osthoff
Carlson, A.	Fudro	Kelly, R.	McCarron	Parish

Patton	Samuelson	Sieben, M.	Suss	Wenstrom
Pehler	Sarna	Simoneau	Swanson	Wenzel
Petrafeso	Schulz	Skoglund	Tomlinson	White
Philbrook	Schumacher	Smith	Ulland	Wieser
Prahl	Setzepfandt	Smogard	Vanasek	Williamson
Reding	Sherwood	Spanish	Vento	Speaker Sabo
St. Onge	Sieben, H.	Stanton	Voss	

Those who voted in the negative were:

Adams, S.	Esau	Kaley	Pleasant	Zubay
Albrecht	Evans	Kvam	Schreiber	
Dean	Forsythe	Laidig	Searle	
Eckstein	Friedrich	McCauley	Sieloff	
Erickson	Heinitz	Peterson	Wigley	

The bill was passed and its title agreed to.

H. F. No. 488, A bill for an act relating to commerce; consignment sales; requiring disclosures; requiring a bond or trustee; providing penalties.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 348 was reported to the House and read for the third time.

There being no objection, H. F. No. 348 was continued on the Calendar for one day.

H. F. No. 576, A bill for an act relating to commerce; authorizing limited trust powers for commercial bonds; amending Minnesota Statutes 1974, Chapter 48, 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 128, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Meier

The bill was passed and its title agreed to.

H. F. No. 927, A bill for an act relating to fiduciaries; authorizing deposit of certain securities with the federal reserve bank under certain conditions; amending Minnesota Statutes 1974, Chapter 520, 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 132, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 72, A bill for an act relating to elections; permitting the use of a petition in lieu of filing fees; amending Laws 1975, Chapter 5, Section 15, by adding a subdivision.

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	Berg	Carlson, R.	Doty	Fjoslien
Adams, L.	Berglin	Casserly	Eckstein	Forsythe
Adams, S.	Biersdorf	Clark	Eken	Friedrich
Albrecht	Birnstihl	Clawson	Enebo	Fudro
Anderson, G.	Braun	Corbid	Erickson	Fugina
Anderson, I.	Brinkman	Dahl	Esau	George
Arlandson	Byrne	Dean	Evans	Graba
Beauchamp	Carlson, A.	DeGroat	Ewald	Hanson
Begich	Carlson, L.	Dieterich	Faricy	Haugerud

Heinitz	Knickerbocker	Menning	Pleasant	Smogard
Hokanson	Knoll	Metzen	Prahl	Spanish
Jacobs	Kostohryz	Moe	Reding	Stanton
Jaros	Kroening	Munger	St. Onge	Suss
Jensen	Kvam	Neisen	Samuelson	Swanson
Johnson, C.	Laidig	Nelsen	Sarna	Tomlinson
Johnson, D.	Langseth	Nelson	Schreiber	Ulland
Jopp	Lemke	Niehaus	Schulz	Vanasek
Jude	Lindstrom	Norton	Schumacher	Vento
Kahn	Luther	Novak	Searle	Voss
Kaley	Mangan	Osthoff	Setzepfandt	Wenstrom
Kalis	Mann	Parish	Sherwood	Wenzel
Kelly, R.	McCarron	Patton	Sieben, H.	White
Kelly, W.	McCauley	Pehler	Sieben, M.	Wieser
Kempe, A.	McCollar	Peterson	Simoneau	Wigley
Kempe, R.	McEachern	Petrafeso	Skoglund	Zubay
Ketola	Meier	Philbrook	Smith	Speaker Sabo

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Abeln moved that the vote whereby H. F. No. 576 was passed on the Calendar today be now reconsidered. The motion prevailed.

H. F. No. 576 was reported to the House.

Abeln moved to amend H. F. No. 576, as follows:

Page 1, line 3 of the title strike "bonds" and insert "banks".

The motion prevailed and the amendment was adopted.

H. F. No. 576, A bill for an act relating to commerce; authorizing limited trust powers for commercial banks; amending Minnesota Statutes 1974, Chapter 48, by adding a section.

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

The question being taken on the repassage 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	Birnstihl	Dean	Faricy	Hokanson
Adams, L.	Braun	DeGroat	Fjoslien	Jacobs
Adams, S.	Brinkman	Dieterich	Forsythe	Jaros
Anderson, G.	Byrne	Doty	Friedrich	Jensen
Anderson, I.	Carlson, A.	Eckstein	Fudro	Johnson, C.
Arlandson	Carlson, L.	Eken	Fugina	Johnson, D.
Beauchamp	Carlson, R.	Enebo	George	Jopp
Begich	Casserly	Erickson	Graba	Jude
Berg	Clark	Esau	Hanson	Kahn
Berglin	Corbid	Evans	Haugerud	Kaley
Biersdorf	Dahl	Ewald	Heinitz	Kalis

Kelly, R.	Mangan	Norton	Schreiber	Suss
Kelly, W.	Mann	Novak	Schulz	Swanson
Kempe, A.	McCarron	Osthoff	Schumacher	Tomlinson
Kempe, R.	McCauley	Parish	Searle	Ulland
Ketola	McCollar	Patton	Setzepfandt	Vanasek
Knickerbocker	McEachern	Pehler	Sherwood	Vento
Knoll	Meier	Peterson	Sieben, H.	Voss
Kostohryz	Menning	Petraleso	Sieben, M.	Wenstrom
Kroening	Metzen	Philbrook	Sieloff	Wenzel
Kvam	Moe	Pleasant	Simoneau	White
Laidig	Munger	Prahl	Skoglund	Wieser
Langseth	Neisen	Reding	Smith	Wigley
Lemke	Nelsen	St. Onge	Smogard	Williamson
Lindstrom	Nelson	Samuelson	Spanish	Zubay
Luther	Niehaus	Sarna	Stanton	Speaker Sabo

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

H. F. No. 409, A bill for an act relating to veterans affairs; the transfer of the personal property a deceased resident leaves at the Minnesota veterans home; repealing Minnesota Statutes 1974, Section 198.23.

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

The bill was passed and its title agreed to.

H. F. No. 126, A bill for an act relating to health professions; providing immunity from suit to members of the board of medical examiners and certain other persons in any action based upon disciplinary proceedings or other official acts; amending Minnesota Statutes 1974, Section 147.01.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berg	Braun	Sieben, H.
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The bill was passed and its title agreed to.

H. F. No. 470, A bill for an act relating to pharmacy and drugs; requiring certain information on labels affixed to containers of certain drugs; amending Minnesota Statutes 1974, Section 151.212.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Esau	Kvam	Peterson	Searle	Sieloff
Kaley				

The bill was passed and its title agreed to.

H. F. No. 374, A bill for an act relating to local government; local improvements; establishing procedures for deferment of special assessments against homesteads of senior citizens; imposing certain duties on county auditors; amending Minnesota Statutes 1974, Sections 429.021, Subdivision 3; 429.061, Subdivision 1; 435.193; and 435.194.

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 1, as follows:

Those who voted in the affirmative were:

Abeln	Berg	Carlson, L.	DeGroat	Evans
Adams, L.	Berglin	Carlson, R.	Dieterich	Ewald
Adams, S.	Biersdorf	Casserly	Doty	Faricy
Anderson, G.	Birnstihl	Clark	Eckstein	Fjoslien
Anderson, I.	Braun	Clawson	Eken	Forsythe
Arlandson	Brinkman	Corbid	Enebo	Friedrich
Beauchamp	Byrne	Dahl	Erickson	Fudro
Begich	Carlson, A.	Dean	Esau	Fugina

George	Kempe, A.	Meier	Pleasant	Smogard
Graba	Kempe, R.	Menning	Prahl	Spanish
Hanson	Ketola	Metzen	Reding	Stanton
Haugerud	Knickerbocker	Moe	St. Onge	Suss
Heinitz	Knoll	Munger	Samuelson	Swanson
Hokanson	Kostohryz	Neisen	Sarna	Tomlinson
Jacobs	Kroening	Neisen	Schreiber	Ulland
Jaros	Kvam	Nelson	Schulz	Vanasek
Jensen	Laidig	Niehaus	Schumacher	Vento
Johnson, C.	Lemke	Norton	Searle	Voss
Johnson, D.	Lindstrom	Novak	Setzepfandt	Wenzel
Jopp	Luther	Osthoff	Sherwood	White
Jude	Mangan	Parish	Sieben, H.	Wieser
Kahn	Mann	Patton	Sieben, M.	Wigley
Kaley	McCarron	Pehler	Sieloff	Williamson
Kalis	McCauley	Peterson	Simoneau	Zubay
Kelly, R.	McCollar	Petrafeso	Skoglund	Speaker Sabo
Kelly, W.	McEachern	Philbrook	Smith	

Those who voted in the negative were:

Albrecht

The bill was passed and its title agreed to.

H. F. No. 674, A bill for an act relating to taxation; providing for additional powers to commissioner of revenue for collection of unpaid tax; creating lien on real and personal property for taxes due; providing for third party liability for withholding tax; changing rates of penalty and interest; providing that contractors shall give bond for certain unpaid taxes; amending Minnesota Statutes 1974, Chapters 270; 291; 292; by adding sections; Sections 270.07, Subdivisions 1 and 5; 270.075, Subdivision 2; 270.076, Subdivision 2; 273.41; 290.087, Subdivisions 4 and 5; 290.45, Subdivision 2; 290.53, Subdivisions 1 and 2; 290.92, Subdivision 15, and by adding a subdivision; 290.93, Subdivision 10; 290.934, Subdivision 1; 290.988, Subdivisions 2 and 3; 291.11, Subdivision 5; 291.15; 291.18; 291.35; 291.46; 292.12, Subdivision 1; 294.03, Subdivisions 1 and 2; 296.15, Subdivisions 1 and 2; 297.07, Subdivision 4; 297.35, Subdivision 5; 297A.35, Subdivision 1; 297A.39, Subdivision 7; 298.09, Subdivision 4; 574.26; 574.261, Subdivision 1; repealing Minnesota Statutes 1974, Section 292.11.

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 73, and nays 56, as follows:

Those who voted in the affirmative were:

Abeln	Birnstihl	Casserly	DeGroat	Faricy
Anderson, I.	Brinkman	Clark	Dieterich	Fudro
Arlandson	Byrne	Clawson	Doty	Fugina
Berg	Carlson, L.	Corbid	Eken	Graba
Berglin	Carlson, R.	Dahl	Enebo	Hanson

Haugerud	Kempe, A.	Moe	Prahl	Swanson
Hokanson	Ketola	Munger	Reding	Tomlinson
Jacobs	Knoll	Neisen	Sarna	Vanasek
Jaros	Kostohryz	Nelson	Schulz	Vento
Johnson, C.	Kroening	Norton	Sieben, H.	Voss
Johnson, D.	Langseth	Novak	Sieben, M.	White
Jude	Lindstrom	Osthoff	Simoneau	Williamson
Kahn	Mangan	Parish	Skoglund	Speaker Sabo
Kelly, R.	McCarron	Pehler	Stanton	
Kelly, W.	McCollar	Petraleso	Suss	

Those who voted in the negative were:

Adams, L.	Esau	Knickerbocker	Peterson	Smogard
Adams, S.	Evans	Kvam	Philbrook	Spanish
Albrecht	Ewald	Laidig	Pleasant	Ulland
Anderson, G.	Fjoslien	Lemke	St. Onge	Wenstrom
Beauchamp	Forsythe	Luther	Samuelson	Wenzel
Begich	Friedrich	McCauley	Schreiber	Wieser
Biersdorf	Heinitz	McEachern	Schumacher	Wigley
Braun	Jensen	Meier	Searle	Zubay
Carlson, A.	Jopp	Menning	Setzepfandt	
Dean	Kaley	Nelsen	Sherwood	
Eckstein	Kalis	Niehaus	Sieloff	
Erickson	Kempe, R.	Patton	Smith	

The bill was passed and its title agreed to.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1110:

Haugerud, Kahn, Knickerbocker, Voss and Arlandson.

GENERAL ORDERS

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

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 682 offered by Carlson, A.:

Page 2, line 3, after "furnish" insert "upon request by the customer".

Page 2, line 6, after "shop" strike the balance of the sentence.

There were yeas 62, and nays 61, as follows:

Those who voted in the affirmative were:

Adams, S.	Anderson, G.	Biersdorf	Brinkman	Dahl
Albrecht	Begich	Braun	Carlson, A.	Dean

DeGroat	Heinitz	Langseth	Pleasant	Swanson
Eckstein	Jacobs	Lindstrom	St. Onge	Ulland
Eken	Jensen	Mann	Samuelson	Voss
Erickson	Jopp	McCauley	Schreiber	Wenstrom
Esau	Kaley	McEachern	Schulz	White
Evans	Kalis	Menning	Schumacher	Wieser
Ewald	Kempe, R.	Munger	Searle	Wigley
Fjoslien	Knickerbocker	Nelsen	Setzepfandt	Zubay
Forsythe	Kroening	Nelson	Sieloff	
Friedrich	Kvam	Niehaus	Smogard	
Graba	Laidig	Peterson	Spanish	

Those who voted in the negative were:

Abeln	Clawson	Jude	Meier	Sieben, M.
Adams, L.	Corbid	Kahn	Neisen	Simoneau
Anderson, I.	Dieterich	Kelly, R.	Norton	Skoglund
Arlandson	Doty	Kelly, W.	Novak	Stanton
Beauchamp	Enebo	Kempe, A.	Osthoff	Suss
Berg	Faricy	Ketola	Parish	Tomlinson
Berglin	Fudro	Knoll	Pehler	Vento
Birnstihl	Fugina	Kostohryz	Petrafeso	Wenzel
Byrne	George	Lemke	Philbrook	Speaker Sabo
Carlson, L.	Hanson	Luther	Prahl	
Carlson, R.	Hokanson	Mangan	Reding	
Casserly	Jaros	McCarron	Sarna	
Clark	Johnson, D.	McCollar	Sieben, H.	

The amendment was adopted.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 682, as amended, offered by Biersdorf:

Page 1, line 14, after the word "business" insert ", except a franchised implement dealer".

There were yeas 37, and nays 79, as follows:

Those who voted in the affirmative were:

Adams, S.	Esau	Kaley	Nelsen	Sieloff
Albrecht	Evans	Kalis	Niehaus	Spanish
Begich	Ewald	Kvam	Patton	Wieser
Biersdorf	Fjoslien	Lemke	Peterson	Wigley
Braun	Forsythe	Lindstrom	Reding	Zubay
DeGroat	Friedrich	Mann	Schulz	
Eckstein	Heinitz	McCauley	Schumacher	
Erickson	Jopp	Menning	Searle	

Those who voted in the negative were:

Abeln	Carlson, R.	Fudro	Johnson, D.	Langseth
Anderson, G.	Casserly	Fugina	Jude	Luther
Anderson, I.	Clark	George	Kahn	Mangan
Arlandson	Clawson	Graba	Kelly, R.	McCarron
Beauchamp	Corbid	Hanson	Kelly, W.	McCollar
Berg	Dahl	Hokanson	Kempe, A.	McEachern
Berglin	Doty	Jacobs	Kempe, R.	Meier
Birnstihl	Eken	Jaros	Ketola	Moe
Byrne	Enebo	Jensen	Kostohryz	Neisen
Carlson, L.	Faricy	Johnson, C.	Kroening	Nelson

Norton	Philbrook	Sieben, H.	Suss	Wenstrom
Novak	Prahl	Sieben, M.	Swanson	Wenzel
Osthoff	Samuelson	Simoneau	Tomlinson	White
Parish	Sarna	Skoglund	Vanasek	Williamson
Pehler	Setzepfandt	Smith	Vento	Speaker Sabo
Petrafeso	Sherwood	Stanton	Voss	

The amendment was not adopted.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 682, as amended, offered by Luther:

Strike the Carlson, A., amendment.

There were yeas 64, and nays 66, as follows:

Those who voted in the affirmative were:

Abeln	Clawson	Johnson, D.	McCollar	Sieben, H.
Adams, L.	Corbid	Jude	Meier	Sieben, M.
Anderson, I.	Dahl	Kahn	Metzen	Simoneau
Arlandson	Dieterich	Kelly, R.	Neisen	Skoglund
Beauchamp	Doty	Kelly, W.	Nelson	Stanton
Berg	Enebo	Kempe, A.	Norton	Suss
Berglin	Faricy	Ketola	Novak	Tomlinson
Birnstihl	Fudro	Knoll	Osthoff	Vanasek
Byrne	Fugina	Kostohryz	Parish	Vento
Carlson, L.	George	Kroening	Philbrook	Wenzel
Carlson, R.	Hanson	Luther	Prahl	Williamson
Casserly	Hokanson	Mangan	Reding	Speaker Sabo
Clark	Jaros	McCarron	Sarna	

Those who voted in the negative were:

Adams, S.	Evans	Kempe, R.	Patton	Smith
Albrecht	Ewald	Knickerbocker	Pehler	Smogard
Anderson, G.	Fjoslien	Kvam	Peterson	Spanish
Begich	Forsythe	Laidig	Petrafeso	Swanson
Biersdorf	Friedrich	Langseth	Pleasant	Ulland
Braun	Graba	Lemke	St. Onge	Voss
Brinkman	Haugerud	Lindstrom	Samuelson	White
Carlson, A.	Heinitz	Mann	Schreiber	Wieser
Dean	Jacobs	McCauley	Schulz	Wigley
DeGroat	Jensen	McEachern	Schumacher	Zubay
Eckstein	Johnson, C.	Menning	Searle	
Eken	Jopp	Moe	Setzepfandt	
Erickson	Kaley	Nelsen	Sherwood	
Esau	Kalis	Niehaus	Sieloff	

The amendment was not adopted.

Pursuant to rule 1.6, a roll call was taken on the following amendment to H. F. No. 682, as amended, offered by Kempe, R.:

Page 6, line 22 after "shop" insert "willfully".

Page 6, lines 29 and 30 after "court" strike the balance of the sentence.

There were yeas 50, and nays 75, as follows:

Those who voted in the affirmative were:

Adams, S.	Eken	Heinitz	Lindstrom	Schulz
Albrecht	Erickson	Johnson, C.	Mann	Schumacher
Anderson, G.	Esau	Jopp	Menning	Searle
Begich	Evans	Kaley	Nelsen	Sieloff
Biersdorf	Ewald	Kalis	Niehaus	Smith
Braun	Fjoslien	Kempe, R.	Patton	Spanish
Brinkman	Forsythe	Kostohryz	Peterson	Ulland
Dean	Friedrich	Kvam	Pleasant	Wieser
DeGroat	Graba	Laidig	Samuelson	Wigley
Eckstein	Haugerud	Langseth	Schreiber	Zubay

Those who voted in the negative were:

Abeln	Dieterich	Kelly, W.	Munger	Sieben, H.
Adams, L.	Doty	Kempe, A.	Neisen	Sieben, M.
Anderson, I.	Enebo	Ketola	Nelson	Simoneau
Arlandson	Faricy	Knickerbocker	Norton	Skoglund
Beauchamp	Fudro	Knoll	Novak	Smogard
Berg	Fugina	Kroening	Osthoff	Stanton
Berglin	Hanson	Lemke	Pehler	Suss
Byrne	Hokanson	Luther	Petrafeso	Tomlinson
Carlson, L.	Jacobs	Mangan	Philbrook	Vento
Carlson, R.	Jaros	McCarron	Prahl	Voss
Casserly	Jensen	McCauley	Reding	Wenstrom
Clark	Johnson, D.	McCollar	St. Onge	Wenzel
Clawson	Jude	McEachern	Sarna	White
Corbid	Kahn	Meier	Setzepfandt	Williamson
Dahl	Kelly, R.	Moe	Sherwood	Speaker Sabo

The amendment was not adopted.

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

H. F. Nos. 1043, 983, 2, 25 and 559 which it recommended to pass.

S. F. No. 456 which it recommended to pass.

H. F. No. 720 upon which it recommended progress.

H. F. No. 814 upon which it recommended progress until Monday, April 28, 1975.

H. F. No. 48 upon which it recommended to pass with the following amendment offered by Parish:

Page 13, line 15, after "sterilized" delete "by a vasectomy or tubectomy operation".

Page 13, line 26, delete "by a".

Page 13, line 27, delete "*vasectomy or tubectomy operation*".

H. F. No. 628 upon which it recommended to pass with the following amendment offered by Anderson, I.:

Page 1, line 8, strike "13" and insert "16".

Page 1, line 9, strike "Three" and insert in lieu thereof "Four".

Page 1, line 10, strike "Three" and insert "Four" in lieu thereof.

Page 1, line 11, strike "Three" and insert in lieu thereof "Four".

Page 2, line 21, after "the" strike the remainder of the line and all of line 22 and insert in lieu thereof "commissioner of administration."

H. F. No. 682 upon which it recommended to pass with the following amendments:

Offered by Carlson, A.:

Page 2, line 3, after "furnish" insert "upon request by the customer".

Page 2, line 6, after "shop" strike the balance of the sentence.

Offered by Adams, S.:

Page 4, line 5, strike "an" and insert "a written".

Page 5, line 18, after "all" insert "written".

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 3:00 p.m., Wednesday, April 16, 1975. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed and the Speaker declared the House adjourned until 3:00 p.m., Wednesday, April 16, 1975.

EDWARD A. BURDICK, Chief Clerk, House of Representatives