

STATE OF MINNESOTA
SIXTY-NINTH SESSION - 1975

THIRTY-FOURTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, APRIL 17, 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	Sherwood
Adams, L.	Eckstein	Kaley	Munger	Sieben, H.
Adams, S.	Eken	Kalis	Neisen	Sieben, M.
Albrecht	Enebo	Kelly, R.	Nelsen	Sieloff
Anderson, G.	Erickson	Kelly, W.	Nelson	Simoneau
Anderson, I.	Esau	Kempe, A.	Niehaus	Skoglund
Arlandson	Evans	Kempe, R.	Norton	Smith
Beauchamp	Ewald	Ketola	Novak	Smogard
Begich	Faricy	Knickerbocker	Osthoff	Spanish
Berg	Fjoslien	Knoll	Parish	Stanton
Berglin	Forsythe	Kostohryz	Patton	Suss
Biersdorf	Friedrich	Kroening	Pehler	Swanson
Birnstihl	Fudro	Kvam	Peterson	Tomlinson
Braun	Fugina	Laidig	Petrafeso	Ulland
Brinkman	George	Langseth	Philbrook	Vanasek
Byrne	Graba	Lemke	Pleasant	Vento
Carlson, A.	Hanson	Lindstrom	Prahl	Voss
Carlson, L.	Haugerud	Luther	Reding	Wenstrom
Carlson, R.	Heinitz	Mangan	St. Onge	Wenzel
Casserly	Hokanson	Mann	Samuelson	White
Clark	Jacobs	McCarron	Sarna	Wieser
Clawson	Jaros	McCauley	Savelkoul	Wigley
Corbid	Jensen	McCollar	Schreiber	Williamson
Dahl	Johnson, C.	McEachern	Schulz	Zubay
Dean	Johnson, D.	Meier	Schumacher	Speaker Sabo
DeGroat	Jopp	Menning	Searle	
Dieterich	Jude	Metzen	Setzepfandt	

A quorum was present.

Rice was excused.

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1057, 191, 862, 1247, 1070, 1252, 782, 1075, 721, 875, 1040, 1167, 1226, 1422, 423, 439, 715, 925, 951, 162, 405, 789, 1069, 1104, 1307, 1330, 718, 777, 952, 988, 1129, 1147, 522 and 704 and S. F. Nos. 764, 871, 889, 906 and 997 have been placed in the members' files.

S. F. No. 764 and H. F. No. 862, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Adams, L., moved that S. F. No. 764 be substituted for H. F. No. 862 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 997 and H. F. No. 1070, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Wenstrom moved that S. F. No. 997 be substituted for H. F. No. 1070 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

April 17, 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. 70, An act relating to insurance; regulating the student discount on automobile insurance;

H. F. No. 84, An act relating to public employment; providing for the exercise of veteran's preference in public appointments or promotions; restricting discretion in the selection of state civil service employees;

H. F. No. 136, An act relating to taxation; changing date and method of distributiton 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;

H. F. No. 227, 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 treatment of the plans;

H. F. No. 296, An act relating to the executive council; empowering it to grant assistance in conformance with federal disaster relief programs;

H. F. No. 445, An act relating to highway traffic regulations; authorizing left turns at certain intersections on red or stop signals.

Sincerely,

WENDELL R. ANDERSON
Governor

REPORTS OF STANDING COMMITTEES

Mann from the Committee on Agriculture to which was referred:

H. F. No. 1230, A bill for an act relating to agriculture; sale of nursery stock by out-of-state nurserymen; certificates of inspection; reciprocity with other states; amending Minnesota Statutes 1974, Section 18.55, Subdivision 2.

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

The report was adopted.

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

H. F. No. 745, A bill for an act relating to charitable organizations; solicitation; limitations and prohibitions; amending Minnesota Statutes 1974, Section 309.55, Subdivision 5; and by adding a subdivision.

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

The report was adopted.

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

H. F. No. 909, A bill for an act relating to the regulation of finance charges; territorial application; amending Minnesota Statutes 1974, Chapter 334, by adding sections.

Reported the same back with the following amendments:

Page 1, line 9, before "*transaction*" delete "*consumer*" and insert "*credit*".

Page 1, line 9, after "*a*" delete "*consumer*" and insert "*credit*".

Page 1, delete lines 12 to 14.

Page 1, line 15, delete "*(b)*" and insert "*(a)*".

Page 1, line 16, delete "*a*" and insert "*the credit*".

Page 1, line 18, delete the period and insert "; or".

Page 1, line 19, delete "*Subd. 2.*" and insert "*(b)*".

Renumber the remaining subdivisions accordingly.

Page 1, line 20, delete "*sections 334.16 to 334.18 and this act*".

Page 1, line 21, delete "*apply if*" and insert "*(i)*".

Page 1, line 21, after "*and*" insert "*(ii)*".

Page 1, line 22, after "*or*" and before "*merchant*" delete "*a*".

Page 1, line 22, after "*honoring*" and before "*credit*" delete "*a*" and insert "*the*".

Page 2, line 7, delete "*consumer*" and insert "*credit*".

Page 2, line 9, delete "*consumer*" and insert "*credit*".

Page 2, line 14, delete "*consumer*" and insert "*credit*".

Page 2, line 14, after "*transactions*" delete "*in this*".

Page 2, line 15, delete "*state*".

Page 2, line 17, delete "*consumer*" and insert "*credit*".

Page 2, line 21, after "*customer*" insert "*or evidencing any part of the obligation*".

Page 2, line 21, delete "consumer" and insert "credit".

Page 2, line 22, after "which" insert "subdivision 1 of".

Page 2, delete lines 28 to 32.

Page 3, delete lines 1 to 5 and insert:

"Subd. 5. For the purposes of this section, the terms defined in this subdivision have the meanings given them.

(a) *'Credit transaction' means a transaction between a merchant and a customer in which real or personal property, services or money is acquired on credit or for which a finance charge is or may be imposed. The term transaction includes sales, loans, leases, and transactions pursuant to open-end credit plans.*

(b) *'Merchant' means any person or organization which advertises, distributes, offers, supplies or deals in real or personal property, services, money or credit in a manner which directly or indirectly results in or is intended or designed to result in, lead to, or induce a credit transaction. The term includes but is not limited to a seller, lessor, manufacturer, creditor, arranger of credit and any assignee of or successor to such person. The term also includes a person who by his occupation holds himself out as having knowledge or skill peculiar to such practices or to whom such knowledge or skill may be attributed by his employment as an agent, broker, or other intermediary.*

(c) *'Open-end credit plan' means*

1. *The creditor may permit the customer to make purchases or obtain loans, from time to time, directly from the creditor or indirectly by use of a credit card, check or other device, as the plan may provide;*

2. *The customer has the privilege of paying the balance in full or in installments; and*

3. *A finance charge may be computed by the creditor from time to time on an outstanding unpaid balance.*

(d) *'Open-end creditor' means any person or organization who operates an open-end credit plan.*

Subd. 6. Nothing contained in this section shall be construed to exclude the application of Minnesota law to credit transactions not expressly covered herein.

Subd. 7. This section shall not apply to (i) credit transactions wherein the customer is a corporation or (ii) credit transactions in which the amount involved exceeds \$100,000."

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. 1428, A bill for an act relating to economic development, including Indian organizations in the definition of a redevelopment area to provide eligibility for certain economic loans; amending Minnesota Statutes 1974, Sections 472.03, Subdivision 3, and by adding subdivisions; and 472.11, by adding a subdivision.

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

The report was adopted.

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

H. F. No. 97, A bill for an act relating to education; providing for the education of gifted children; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [HIGH POTENTIAL CHILD DEFINED.] A child who has superior intellectual ability, high academic aptitude, special creative talents, or special talents and abilities other than special athletic ability, to the degree that he requires special instruction or services beyond those normally provided by the regular school program, is a high potential child. Standards for identification of a high potential child shall be set by the local school district, combinations of districts, or educational service area, relative to the particular school and its environment, with the assistance of guidelines established by the state board of education.

Sec. 2. [PROGRAMS.] Continuing programs may be conducted by local school districts, combinations of districts, or educational service areas, beginning with the 1975-1976 school year, for kindergarten through grade 12, and may include: (a) identification of high potential children, (b) specific curriculum enrichment within the regular classroom, (c) special classes, (d) release from class hours for special projects, (e) staff development programs for all professional personnel in each district or educational service area, (f) utilization of community personnel

and organizations as resources, and (g) use of noncertified post secondary personnel to instruct elementary and secondary high potential children either on campuses or local school sites.

Sec. 3 [FUNDING.] A district maintaining a program for high potential children shall receive additional aid equal to 5/100 of a pupil unit for each student in average daily membership who is served by the program, or five percent of the total pupils in average daily membership for the school year, whichever is less.

Sec. 4. [QUALIFICATION AND EVALUATION.] Programs shall be subject to approval by the state board of education. The state board shall set standards for content and evaluation of programs, and eligibility for the increased aid provided in section 3. Funds shall be distributed by the state board to districts or cooperating districts following grant application up to the limit of 25 districts or cooperating districts. The state board shall consider geographic and demographic data in distributing these funds as equitably as possible throughout the state. No district that has levied less than 95 percent of their maintenance levy pursuant to section 275.125, subdivision 1a, for use in the year in which the program will be conducted, shall qualify for funding.

Sec. 5. [APPROPRIATION.] The sum of \$250,000 per year of the biennium 1975-1977 is appropriated from the general fund to the state board of education for the purpose of this act."

Further amend the title as follows:

Page 1, line 2, delete "providing for the education".

Page 1, line 3, delete "of gifted children" and insert "defining high potential children; increasing aids for certain enrichment programs".

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

The report was adopted.

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

H. F. No. 184, A bill for an act relating to education; providing for a reduction of state aid to school districts permitting violation of state or federal laws prohibiting discrimination; directing the filing of certificates of compliance with state and federal law; amending Minnesota Statutes 1974, Section 124.15, Subdivisions 2 and 3.

Reported the same back with the following amendments:

Page 2, line 18, delete "and" and insert "or, in the case of the violation stated in clause (1),".

Page 2, delete lines 21 to 32.

Page 3, delete lines 1 to 5, and insert "is amended by adding a subdivision to read:

Subd. 2a. After consultation with the commissioner of human rights, the state board of education shall adopt rules and regulations which direct school districts to file with the commissioners of human rights and of education, assurances of compliance with state and federal laws prohibiting discrimination and which specify the information required to be submitted in support of the assurances. If, after review of the assurances, the supportive information and any other information which the commissioner of human rights may require, it appears to the commissioner of human rights that one or more violations of the Minnesota human rights act are occurring in the district, he shall notify the commissioner of education of the violations, and the commission of education shall then proceed pursuant to subdivision 3 of this section."

Further amend the title as follows:

Page 1, line 8, delete "Subdivisions 2 and 3" and insert "Subdivision 2, and by adding a subdivision".

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

The report was adopted.

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

H. F. No. 341, A bill for an act relating to teachers; appointing two vocational teachers to the teacher standards and certification commission; providing for an executive director of the professional teaching practices commission; certification criteria for vocational education teachers; budget of professional teaching practices commission; appropriating money; amending Minnesota Statutes 1974, Sections 125.183, Subdivisions 1 and 3; 125.184, Subdivision 2; and 125.185, Subdivisions 4, 6 and 8.

Reported the same back with the following amendments:

Page 1, delete lines 14 to 26.

Page 2, delete lines 1 to 18.

Renumber the sections accordingly.

Page 3, line 14, delete the new language and restore the old language.

Further amend the title as follows:

Page 1, line 2, delete "appointing two vocational".

Page 1, delete line 3 in its entirety.

Page 1, line 4, delete "certification commission;"

Page 1, line 6, delete "certification criteria for".

Page 1, line 7, delete "vocational education teachers;"

Page 1, line 10, delete "125.183, Subdivisions 1 and 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.

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

H. F. No. 565, A bill for an act relating to education; establishing and prescribing duties for the Minnesota commission for children and the family; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. [PURPOSE.] The purpose of this act is to strengthen the role of the family as the first and most fundamental influence on human development and to maximize the importance of each individual within the natural environment of home and community.

Sec. 2. [COUNCIL; MEMBERS.] There is hereby established as an advisory agency to the legislature the council for the family which shall consist of 19 voting members. Five members shall be appointed by the governor from the general public, including members of two-parent and single-parent families. Four members shall be appointed by the governor from a representative cross-section of the various types of public and private organizations and agencies which provide services to children,

youth and families. Of these nine citizen members, at least five shall be women and at least three shall be minority persons. Five members shall be state senators appointed by the committee on committees of the senate and five shall be representatives appointed by the speaker of the house of representatives. Of the ten legislator members, at least one senator and at least one representative shall be members of the minority party. The chairmen of the standing committees dealing with the subjects of education, health, welfare, corrections, and governmental operations shall make membership recommendations to the committee on committees and the speaker of the house of representatives. The commissioners of the departments of education, public welfare and corrections and the executive officer of the state board of health or their representatives shall serve ex officio, without a vote, on the council. The council members shall elect a chairman from among the legislator members.

Sec. 3. [TERM OF OFFICE.] The members of the legislature on the council shall serve at the pleasure of the committee on committees or the speaker, as appropriate. The non-legislator voting members of the council may be removed at any time by the governor after missing three consecutive scheduled meetings. The chairman of the council shall inform the governor of a member missing the 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. Vacancies shall be filled by the governor for the remainder of the unexpired term.

Sec. 4. [EXECUTIVE DIRECTOR; STAFF.] The council may employ employees of the legislature, an executive director and clerical and other employees as necessary. The council shall use the available facilities and personnel of the legislature unless the council determines a special need exists for the use of other personnel or facilities.

Sec. 5. [RECEIPT OF FUNDS.] When any person, corporation, the United States government, or any other entity offers funds to the council by way of gift, grant or loan, for the purpose of assisting the council to carry out its powers and duties, the council may accept the offer by majority vote and upon acceptance the chairman shall receive the funds subject to the terms of the offer, but no money shall be accepted or received as a loan nor shall any indebtedness be incurred except in the manner and under the limitations otherwise provided by law.

Sec. 6. [ORGANIZATION; COUNCILS AND COMMITTEES.] The council may appoint advisory committees which shall advise the council on specific problems and concerns relating to the special needs of children, youth and families.

Sec. 7. [DUTIES AND POWERS.] The council shall have the following advisory duties and powers:

(a) To advise the legislature on matters pertaining to children, youth and families, including single-parent families and members beyond the nuclear or immediate family, and the administration of programs, services and facilities for children, youth and families in Minnesota;

(b) To encourage the development of coordinated, interdepartmental goals and objectives and the coordination of programs, services and facilities among all state departments and public and private providers of services related to children, youth and families;

(c) To serve as a source of information and referral to the public regarding all services to children, youth and families;

(d) To review and to make pertinent and timely comment to the governor, state agencies, the legislature, and the public concerning adequacy of state programs, plans, pending legislation and budgets for services to children, youth and families and for funding under the various federal programs;

(e) To identify the basic level and quality of public and private services for children, youth and families needed to support maximum normal growth and development and to recommend to the governor and the legislature priorities and cost estimates for the development of public services and the encouragement of private services necessary to meet that level;

(f) To develop a public policy statement regarding children, youth and families.

Sec. 8. [MEETINGS; COMPENSATION.] The council shall meet as often as necessary to conduct its business and give direction to the activities of the executive director and staff. Council members who are not public employees shall receive \$25 per day spent on council activities. Public employees and legislators on the council shall not be entitled to the per diem but they shall suffer no loss in compensation from the state or a political subdivision resulting from their service on the council. All members shall be entitled to expenses in the same manner and amount as provided for state employees unless such expenses are reimbursed from another source.

Sec. 9. [APPROPRIATIONS.] There is appropriated to the council for the family from the general fund, the sum of \$75,000 for the purpose of administering the provisions of sections 1 to 9 during the biennium beginning July 1, 1975 and ending June 30, 1977. Notwithstanding Minnesota Statutes, Section 16A.28, or any other law relating to the lapse of an appropriation, the appropriation made by this section shall not lapse prior to June 30, 1977.

Sec. 10. [EFFECTIVE DATE.] This act shall be effective July 1, 1975, and shall expire June 30, 1980."

Further, amend the title as follows:

Page 1, line 2, after "to" insert "family development and".

Page 1, line 3, delete "Minnesota commission".

Page 1, line 4, delete "for children and the family" and insert "council for the family".

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.

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

H. F. No. 351, A bill for an act relating to the city of Moorhead; firemen's relief funds and pensions therein; amending Laws 1955, Chapter 75, Sections 14, Subdivisions 1, 2, and 6; and 16; as amended, added, and renumbered.

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. 775, A bill for an act relating to retirement benefits of certain legislative employees; authorizing payment of contributions for intermittent service during regular and special sessions.

Reported the same back with the following amendments:

Page 1, line 13, delete "times" and insert "multiplied by".

Page 1, line 14, delete the comma after "credit".

Page 1, delete lines 15 and 16.

Page 1, line 17, delete "is made".

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. 778, A bill for an act relating to retirement; survivor's benefits payable by the firemen's relief association of the city of Faribault; amending Laws 1947, Chapter 43, Section 23, 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. 1073, A bill for an act relating to retirement; restricting establishment of local pension plans; repealing Minnesota Statutes 1974, Section 69.79.

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. 1187, A bill for an act relating to the operation of state government; providing for implementation of a state register for official notices by state departments; amending Minnesota Statutes 1974, Section 15.0412, Subdivision 4; and Laws 1974, Chapter 344, Section 9.

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

Reported the same back with the following amendments:

Page 2, line 5, delete "354.20" and insert "354A.06".

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. 1315, A bill for an act relating to the city of Red Wing; retirement and survivors benefits payable by the Red Wing firemen's relief association.

Reported the same back with the following amendments:

Page 1, line 15, delete "\$240" and insert "\$230".

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. 1499, A bill for an act relating to the firemen's relief association in the city of Columbia Heights; membership of certain fire personnel in the public employees police and fire fund; benefits and contributions; amending Laws 1965, Chapter 605, Sections 21, 22, and 25; repealing Laws 1965, Chapter 605, Section 12.

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. 1500, A bill for an act relating to the city of Buhl; police retirement and survivor benefits.

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. 1501, A bill for an act relating to the city of Eveleth; firemen's pensions therein; amending Laws 1935, Chapter 208, as amended by adding a section.

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. 307, A bill for an act relating to public health; health care facilities; certificates of need; amending Minnesota Statutes 1974, Sections 145.72, Subdivisions 2 and 3; 145.76; 145.78; 145.82; Chapter 145, by adding sections; and repealing Minnesota Statutes 1974, Section 145.81.

Reported the same back with the following amendments:

Page 1, line 24, after "facility," insert "*involving an expenditure*".

Page 1, line 24, after "which" insert "*, under generally accepted accounting principles, is not properly chargeable as an expense of operation and maintenance and which*".

Page 2, line 4, after "rendered" insert "*and requires a capital expenditure in excess of \$50,000*".

Page 2, line 5, after "facility" insert "*and requires a capital expenditure in excess of \$50,000*".

Page 2, line 21, delete "*department*" and restore stricken "*state board*".

Page 2, line 25, delete "*department*" and insert "*state board*".

Page 2, line 29, delete "*department*" and insert "*state board*".

Page 2, line 32, delete "*department*" and insert "*state board*".

Page 3, line 17, delete "*department*" and restore stricken "*state board*".

Page 4, line 8, delete "*department*" and restore stricken "*state board*".

Page 4, line 10, delete "*department*" and restore stricken "*state board*".

Page 4, line 17, delete "*department*" and insert "*state board*".

Page 4, line 20, delete "*department*" and insert "*state board*".

Page 4, line 22, delete "*department*" and insert "*state board*".

Page 4, line 30, delete "*department*" and insert "*state board*".

Page 5, line 8, delete "\$100,000".

Page 5, line 8, strike "*limitation*" and insert "*limitations*".

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

The report was adopted.

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

H. F. No. 354, A bill for an act relating to public welfare; providing for the licensing of facilities and services for the handicapped and children; prescribing penalties; repealing Minnesota Statutes 1974, Sections 245.78; 245.79; 245.80; 245.81; 245.82; 257.081; 257.082; 257.091; 257.101; 257.102; 257.111; and 257.123.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [PURPOSE.] *Subdivision 1. The purpose of the licensing of day care and residential facilities, services and agencies for children and for mentally retarded, physically handicapped, mentally ill, emotionally disturbed or chemically dependent adults and children is to regulate the provision of care and services and to assure protection, proper care, and the habilitation and rehabilitation necessary to health, safety and development.*

Sec. 2. (245.781) (CITATION.) *Sections 2 to 15 shall be known as the "public welfare licensing act".*

Sec. 3. (245.782) (DEFINITIONS.) *Subdivision 1. For the purposes of sections 2 to 15, the following terms shall have the meanings given them:*

Subd. 2. "Person" means an adult who is handicapped by reason of mental retardation, mental illness, chemical dependency, or physical handicap and a child, whether handicapped or not.

Subd. 3. "Child" means anyone who has not reached the eighteenth birthday.

Subd. 4. "Agency" means any individual, organization, association, or corporation which for gain or otherwise regularly provides needed social or counseling services for persons living in their own homes or receives persons unable to remain in their own homes and places them in residential or foster care, or places persons in adoptive homes. "Agency" does not include a county welfare department or agencies sponsored by community mental health boards pursuant to Minnesota Statutes, Section 245.66.

Subd. 5. "Day care facility" means any facility, public or private, which for gain or otherwise regularly provides one or more persons with care, training, supervision, habilitation, rehabilitation, or developmental guidance on a regular basis, for periods of less than 24 hours per day, in a place other than the person's own home. Day care facilities include, but are not limited to: family day care homes, group family day care homes, day care centers, day nurseries, nursery schools, daytime activity centers, day treatment programs, and day services.

Subd. 6. "Residential facility" means any facility, public or private, which for gain or otherwise regularly provides one or more persons with a 24 hour per day substitute for the care, food, lodging, training, education, supervision, habilitation, rehabilitation, and treatment they need, but which for any reason cannot be furnished in their own homes. Residential facilities include, but are not limited to: state institutions under the control of the commissioner of public welfare, foster homes, residential treatment centers, maternity shelters, group homes, residential programs, or schools for handicapped children.

Subd. 7. "Placing persons in foster care" means placing persons in any of the following residential facilities: foster home; work home; free home; group home; residential treatment center; institution; residential program; or maternity shelter. It also means placement in a private home for the purpose of legal adoption.

Subd. 8. "Department" means the department of public welfare and includes any duly authorized representative of the department.

Subd. 9. "Commissioner" means the commissioner of public welfare and includes any duly authorized representative of the commissioner.

Subd. 10. "Regularly" or "on a regular basis" means the provision of day care or residential or agency services to one or more persons for a cumulative total of more than 30 days within any 12 month period.

Subd. 11. "Related" means any of the following relationships by marriage, blood, or adoption: parent, grandparent, brother, sister, step parent, step sister, step brother, uncle, aunt, child, niece, nephew. It shall also include a legally appointed guardian.

Subd. 12. "License" means a certificate issued by the commissioner authorizing the operator to provide specified services for a specified time in accordance with the terms of the license, this act, and the rules and regulations of the department.

Subd. 13. "Provisional license" means the certificate issued by the commissioner, prior to the issuance of a license, authorizing the operator to begin providing specified services for a specified time in accordance with the provisions of the provisional license, this act, and the rules and regulations of the department, although the operator is temporarily unable to comply with all of the requirements for a license.

Subd. 14. "Operator" means the individual, corporation, partnership, voluntary association, or other public or private organization legally responsible for the overall operation of a day care or residential facility or service or agency.

Sec. 4. [245.783.] [APPLICATIONS; INSPECTION.]
Subdivision 1. No individual, corporation, partnership, voluntary association, or other organization may operate a day care or residential facility or agency unless licensed to do so by the department, provided that operation of a day care or residential facility or agency specifically excluded shall not preclude the issuance of a license if application is made for one. No unlicensed individual or agency shall receive a child for care or placing out, place a child in foster care, in any way assist with plans for his placement in foster care, or solicit money in behalf of such agency. Application for license and renewal of license shall be made on forms supplied by the department and in the manner it prescribes. The commissioner shall offer assistance and information to all applicants for licensure under this act. This shall include information regarding regulations and requirements of other state agencies and departments affecting the applicant.

Subd. 2. The department shall be responsible for processing applications for licensure made under this act. State agencies and departments including, but not limited to, the state fire marshal, state building code, state health department and state planning agency which are involved in the investigation and review of a facility or an applicant's qualifications shall direct their employees to report directly to the department on these matters and shall be subject to the rules and regulations promulgated by the department with respect to the coordination of licensing and inspection functions. This subdivision relates only to other state departments or agencies and confers no additional powers or duties upon the department respecting federal, county, municipal, or other nonstate agencies. Nothing in this subdivision shall

prevent the state fire marshal from delegating inspections to local units of government.

Subd. 3. Before issuing a license or renewing a license, the department shall conduct a study of the applicant and proposed program of care for persons and for operating the day care or residential facility or agency. If the results of the study satisfy the department that the provisions of this act and the applicable rules and regulations promulgated by the department are being substantially met, a license shall be issued. If the results of the study show to the department that all of the applicable rules and regulations cannot be met immediately, but can and will be met within one year or less, and the deviations do not threaten the health, human rights, or safety of persons, a provisional license shall be issued for a period not to exceed one year from the date of issuance.

The commissioner may request advice from persons using the facility or service, operators of a similar facility or service, and relevant professionals as part of the evaluation of an applicant.

Subd. 4. When an initial license is being issued to any day care or residential facility or agency, it shall remain in force for up to one year. When a license is being renewed, it may be issued for a period of up to two years at the discretion of the commissioner.

Subd. 5. Every day care and residential facility license and provisional license shall prescribe the number and age groupings of persons who may receive care at any one time.

Subd. 6. Every license and provisional license shall state the date of expiration and the location of the facility, the rule or rules under which the program is licensed, the name and address of the operator, and the provisional status of a license. A license shall not be transferrable to a new operator or location.

Subd. 7. Information on the face of the license shall be considered public information, available from the department on request.

Sec. 5. [245.791] [EXCLUSIONS.] Sections 2 to 15 shall not apply to:

(1) Day care or residential care provided by a relative to related persons, or by a legally appointed guardian.

(2) Day care or residential care provided for a cumulative total of less than 30 days in any 12 month period.

(3) Day care provided for persons from one unrelated family for any length of time.

(4) A home caring for a person placed there by a licensed agency for legal adoption, unless the adoption is not completed within two years after placement.

(5) A nursing home, hospital, or boarding care home, licensed by the department of health, caring for fewer than five physically or mentally handicapped persons.

(6) A day care or residential facility serving fewer than five physically or mentally handicapped adults. This includes any day care or residential program serving any number of nonhandicapped adults.

(7) A sheltered workshop day program, certified by the department of education.

(8) A work activity day program, certified by the department of education.

(9) A work-wage home providing care for one nonrelated child who has reached the sixteenth birthday and who has been independently placed for purposes of education or employment.

(10) A school under the general supervision of the commissioner of education or a local education agency.

(11) A residential or day care facility under the direct control and supervision of a local education agency or a state agency other than the department or established pursuant to Minnesota Statutes, Section 260.185 (c) (5) serving fewer than five persons.

(12) Day care provided for periods of no more than three hours per day for any person while parents or relatives of persons are in the same building, or can be present in the same building within 30 minutes.

(13) Facilities which in the judgment of the commissioner of education are operated for the primary purpose of educating children shall be exempt from these rules and regulations except insofar as the regulations affect the health and safety of the children therein. The classrooms shall meet the standards of the department of public safety and state health department.

Sec. 6. [245.801] [REVOCATION OF LICENSE: DENIAL.] Subdivision 1. An applicant who has been denied a license by the department shall be given prompt written notice thereof, by certified or registered mail to the address shown in the application. The notice shall contain a statement of the reasons for the denial and shall inform the applicant that there is a right to appeal the decision to the commissioner, in writing,

within 20 days after the mailing of the notice of denial. Upon receiving a timely written appeal, the commissioner shall give the applicant reasonable notice and an opportunity for a prompt hearing before an impartial hearing examiner. On the basis of the evidence adduced at the hearing, the hearing examiner shall make a final recommendation to the commissioner of whether the application shall be granted either for a license, or for a provisional license, or denied.

Subd. 2. Failure of the department to approve or deny an application within 90 days of receipt of a completed application shall be deemed to be an approval of license.

Subd. 3. The department may suspend, revoke, or make probationary a license if an operator fails to comply with the rules and regulations of the department.

Subd. 4. An operator whose license is about to be suspended, revoked, or made probationary shall be given notice by certified or registered mail addressed to the location shown on the license. The notice shall contain a statement of, and the reasons for, the proposed action and shall inform the operator that there is a right to appeal the decision to the commissioner, in writing, within ten days after the mailing of the notice of the proposed action. Upon receiving a timely written appeal, the commissioner shall give the operator reasonable notice and an opportunity for a prompt hearing before an impartial hearing examiner. On the basis of the evidence adduced at the hearing, the hearing examiner shall make a final recommendation to the commissioner as to whether the license shall be suspended, revoked, or made probationary. However, if the commissioner finds that the health or safety or human rights of persons requires, he shall order the immediate suspension of the license. The operator shall be given written notice of the order by personal service. The notice shall contain a statement of the reasons for the suspension and shall inform the operator that there is a right to petition the commissioner to reconsider the order. The petition shall be in writing and shall be made within five days after the personal service of the order. Upon receiving a timely written petition, the commissioner shall give the operator reasonable notice and an opportunity for a prompt hearing before an impartial hearing examiner with respect to the order of suspension of the license. On the basis of the evidence adduced at the hearing, the hearing examiner shall make the final recommendation to the commissioner as to whether the order of suspension should be affirmed or reversed.

Subd. 5. At any hearing provided for by this act, the applicant or operator may be represented by counsel and has the right to call, examine, and cross-examine witnesses. The hearing examiner is empowered to require the presence of witnesses and evidence by subpoena on the behalf of the appellant or department. Hearing examiner decisions shall be in writing, shall con-

tain findings of fact and conclusions, and shall be mailed to the parties to the proceedings by certified or registered mail to their last known addresses as shown in the application, or otherwise.

Subd. 6. An operator whose license has been revoked or not renewed because of noncompliance with rules and regulations may not make new application for license for five years. An applicant whose application for license has been denied may not make new application for license for one year.

Sec. 7. [245.802] [RULES; REGULATIONS.] Subdivision 1. The department shall develop and promulgate rules and regulations pursuant to chapter 15 for the operation and maintenance of day care and residential facilities and agencies, and for granting, suspending, revoking, and making licenses probationary. In developing rules and regulations, the department shall consult with:

(1) Other appropriate state agencies including, but not limited to, the department of health, the department of education, the fire marshal and the attorney general. The agencies consulted are directed to cooperate with and assist the department in developing appropriate rules and regulations for the licensing of day care and residential facilities and agencies.

(2) Persons, or the parents, guardians, relatives, or custodians of those persons who use the service.

(3) Advocacy groups.

(4) Representatives of those who operate day care or residential facilities or agencies.

(5) Experts in the various professional fields as are relevant.

Subd. 2. The rules and regulations for operating and maintaining day care and residential facilities shall be designed to promote the health, safety, and development of the persons who are to be served by assuring culturally normative, home-like, and adequate physical surroundings and healthful food; by assuring supervision and care by capable qualified personnel of sufficient number; by assuring an adequate program of activities and services to enhance the development of each person; by assuring the human and civil rights of persons; and by encouraging participation by persons and their relatives. The rules and regulations for operating and maintaining agencies shall be designed to promote the development of the persons who are to be served by assuring service by capable qualified personnel; by ensuring the human and civil rights of persons; by ensuring fiscal responsibility; and by encouraging participation by persons and their relatives. The rules and regulations with respect to granting, suspending, revoking, and making licenses probationary and licensing administra-

tion shall be designed to promote the proper and efficient processing of matters within the cognizance of the department and to assure applicants and operators fair and expeditious treatment under the law.

Subd. 3. The department shall conduct a comprehensive review of its licensing rules and regulations at least once every five years.

Sec. 8. [245.803] [VIOLATIONS; PENALTIES.] *Subdivision 1. The operation of a day care or residential facility or agency required to be licensed under sections 2 to 15 without a license is a misdemeanor punishable by a fine of not more than \$300. The department may seek an injunction in the district court against the continuing operation of a day care or residential facility or agency:*

(1) When there is a violation of sections 2 to 15 or of the rules and regulations promulgated by the department; or

(2) When an operator has willfully failed to apply for a license or renewal of license.

Proceedings for securing injunctions may be brought by the attorney general, or by the county attorney of the jurisdiction in which the day care or residential facility or agency is located.

Subd. 2. Any individual who offers or advertises a facility required to be licensed pursuant to sections 2 to 15 prior to obtaining a license is guilty of a misdemeanor.

Subd. 3. The application of the foregoing sanctions shall not preclude the application of any or all of the other sanctions.

Sec. 9. [245.804] [INSPECTION.] *Subdivision 1. In exercising the powers of licensing, renewing, suspending, revoking, or making licenses probationary, the department shall study and evaluate operators and applicants for a license. To carry out these duties the department shall employ qualified personnel who, insofar as possible, are knowledgeable about the operation of the types and characters of facilities and agencies to be inspected. Authorized representatives of the department may visit a day care or residential facility or agency at any time during the hours of operation for purposes of the study and inspection. In conducting evaluations and inspections, the department may call upon and receive appropriate assistance from other governmental agencies within their authorized fields. Inspections may be made without prior notice to the operator.*

Subd. 2. The operator or applicant shall cooperate with the evaluation and inspection by providing access to its facilities,

records, and staff. Failure to comply with the reasonable requests of the department in connection with the study and inspection is a ground for revocation of license or for a denial of application. The study and inspection may involve consideration of any facts, conditions, or circumstances relative to the operation of the day care or residential facility or agency, including data on previous operation of a facility or service, references, and other information about the character and qualifications of the personnel of the facility or agency.

Sec. 10. [245.805] [FINES.] Whenever a duly authorized representative of the department finds, upon inspection of a facility, that the operator is not in compliance with an applicable rule or regulation a correction order shall be issued to the operator. The correction order shall state the deficiency or deficiencies, cite the specific regulations violated, and specify the time allowed for correction. A correction order may be appealed in accordance with the procedures of section 6.

If, upon reinspection, it is found that the operator has not corrected the deficiency or deficiencies specified in the correction order, the operator may be required to forfeit to the state within 15 days a sum of up to \$250 for each deficiency not corrected. All forfeitures shall be paid into the general fund.

Any unpaid forfeitures may be recovered by the attorney general.

Sec. 11. [245.806] [CONSULTATION.] The department shall offer consultation through employed staff or other qualified persons to assist potential applicants, applicants, and operators to meet and maintain requirements for licensing and to help them otherwise to achieve programs of excellence related to the care of persons served.

Sec. 12. [245.811] [FEES.] The commissioner may charge a reasonable fee for the issuance or renewal of a license except that no fee may be charged to a day care or residential facility for the mentally retarded. In no event shall the fee exceed \$150. Fees may be waived at the discretion of the commissioner.

Sec. 13. [245.812] [LOCATION AND ZONING.] Subdivision 1. No license or provisional license shall be granted when the issuance of such a license would substantially contribute to the excessive concentration of residential facilities within any town, municipality or county of the state.

Subd. 2. In determining whether a license shall be issued, the commissioner shall specifically consider the population, size, land use plan, availability of community services and the number and size of existing public and private community residential facilities in the town, municipality or county in which an applicant seeks to operate a residence. Under no circumstances may

the commissioner newly license any residential facility pursuant to this act if such residential facility will be within 300 feet of any existing community residential facility unless the appropriate town, municipality or county zoning authority grants such facility a conditional use or special use permit. The commissioner shall establish uniform rules and regulations to implement the provisions of this section.

Subd. 3. A licensed day care or residential facility serving six or fewer persons shall be considered a permitted single family residential use of property for the purposes of zoning.

Subd. 4. Unless otherwise provided in any town, municipal or county zoning regulation, a licensed day care or residential facility serving from seven through sixteen persons shall be considered a permitted multi-family residential use of property for purposes of zoning. A township, municipal or county zoning authority may require a conditional use or special use permit in order to assure proper maintenance and operation of such a facility, provided that no conditions shall be imposed on such homes which are more restrictive than those imposed on other conditional uses or special uses of residential property in the same zones, unless such additional conditions are necessary to protect the health and safety of the residents of the facility. Nothing herein shall be construed to exclude or prohibit such residential homes from single family zones if otherwise permitted by a local zoning regulation.

Subd. 5. Notwithstanding any law to the contrary, no license or provisional license shall be issued under this act without 30 days written notice to the affected municipality or other political subdivision.

Subd. 6. No state funds shall be made available to or be expended by any state or local agency for facilities licensed under this act unless and until the provisions of subdivision 5 and subdivision 6, have been complied with in full.

Sec. 14. [245.813] [PROHIBITION OF NEGLECT; ABUSE.] *Subdivision 1. Any operator, employee or volunteer worker at any facility or agency required to be licensed who intentionally physically or sexually abuses or willfully neglects any person in the care of that facility or agency shall be charged pursuant to Minnesota Statutes, Sections 609.23 or 609.231.*

Subd. 2. [PERSONS MANDATED TO REPORT.] *Any professional individual or his delegate in the field of the healing arts, social services, hospital administration, psychological or psychiatric treatment, child care education, or law enforcement who has knowledge of or reasonable cause to believe a person in the care of a facility required to be licensed is being neglected or physically or sexually abused by an individual in that facility shall immediately report the information to the department, the*

local welfare agency, or police department. The appropriate police department, upon receiving a report, shall immediately notify the local welfare agency. Nothing in this subdivision shall be construed to require more than one report from any institution, facility, school or agency.

Any person not required to report under the provisions of this section may voluntarily report to the local welfare agency or police department if he has knowledge of or reasonable cause to believe a person in the care of a facility required to be licensed is being neglected or subjected to physical or sexual abuse by an individual in that facility. The police department upon receiving a report shall immediately notify the local welfare agency.

Subd. 3. [IMMUNITY FROM LIABILITY.] *Any person participating in good faith and exercising due care in the making of a report pursuant to this section shall have immunity from any liability, civil or criminal, that otherwise might result by reason of his action.*

Subd. 4. [FALSIFIED REPORTS.] *Any person who willfully or recklessly makes a false report under the provisions of this section shall be liable in a civil suit for any actual damages suffered by the person or persons so reported and for any punitive damages set by the court.*

Subd. 5. [FAILURE TO REPORT.] *Any person required by this section to report suspected physical or sexual abuse who willfully fails to do so shall be guilty of a misdemeanor.*

Subd. 6. [REPORT.] *An oral report shall be made immediately by telephone or otherwise. An oral report made by a person required under subdivision 2 to report shall be followed as soon as possible thereafter by a report in writing to the department, the appropriate police department or local welfare agency. Any report shall be of sufficient content to identify the person, the facility responsible for his care, the nature and extent of the person's injuries, and the name and address of the reporter. Written reports received by a police department shall be forwarded immediately to the local welfare agency.*

Subd. 7. [MANDATORY REPORTING TO A MEDICAL EXAMINER OR CORONER.] *When a person required to report under the provisions of subdivision 2 has reasonable cause to believe a person has died as a result of physical or sexual abuse, he shall report that information to the appropriate medical examiner or coroner, instead of the local welfare agency or police department. Medical examiners or coroners shall notify the department, the local welfare agency, or police department in instances in which they believe that the person has died as a result of physical or sexual abuse. The medical examiner or coroner shall complete an investigation as soon as feasible and*

report the findings to the appropriate law enforcement authorities and the local welfare agencies.

Sec. 15. [245.821] [CONFIDENTIALITY OF RECORDS.] *Except as otherwise specifically provided, the records kept by the commissioner pursuant to sections 2 to 15 shall be kept confidential and shall not be open to inspection, except to the operator of that licensed facility or agency.*

Contents of records may be disclosed only by court order, except that the confidential exchange of information between agencies of the state, other social welfare agencies, or law enforcement agencies regarding persons in the care of one of the facilities or agencies is specifically authorized. The confidential exchange of information pursuant to section 4, subdivision 3, is also specifically authorized.

Sec. 16. Minnesota Statutes 1974, Section 252.28, is amended to read:

[COMMISSIONER OF PUBLIC WELFARE; DUTIES.] Subdivision 1. The commissioner of public welfare may determine the need, location, and program of public and private residential and day care facilities and services for mentally retarded children and adults.

Subd. 2. The commissioner of public welfare shall:

(1) Establish uniform rules, regulations and program standards for each type of residential and day facility or service for more than four retarded persons, including state institutions under control of the commissioner and serving mentally retarded persons.

(2) Grant licenses (TO INDIVIDUALS, ORGANIZATIONS OR ASSOCIATIONS, OR NONPROFIT GROUPS MEETING THE PROVISIONS OF THIS ACT AND PROVIDING FACILITIES OR SERVICES FOR MENTALLY RETARDED PERSONS OF ALL AGES. ALL SPECIAL RESIDENTIAL SCHOOLS, DAY SCHOOLS AND TRAINING CENTERS FOR RETARDED PERSONS SHALL COME UNDER THE PROVISIONS OF THIS SECTION IF NOT REGULATED BY THE COMMISSIONER OF EDUCATION OR A CHURCH AFFILIATED SCHOOL SYSTEM) *according to the provisions of sections 2 to 15.*

((3) LICENSES SHALL BE RENEWED ANNUALLY; AND A PROVISIONAL LICENSE MAY BE GRANTED FOR UP TO ONE YEAR. LICENSES MAY BE REVOKED PURSUANT TO SECTION 257.111. ALL LICENSED AGENCIES ARE SUBJECT TO REVIEW AND SUPERVISION BY THE COMMISSIONER AND SHALL RECEIVE CONSULTATION

FROM THE COMMISSIONER TO FURTHER THE PURPOSES OF THIS SECTION.)

((4)) (3) Create and establish a state advisory board to assist him in carrying out the provisions of this section; including, but not limited to, consideration of the social, medical, educational vocational management, parental and community interests of mentally retarded persons. The commissioner of education or his designee shall be a member of the advisory board for the purpose of developing rules, regulations and program standards compatible with those of the state board of education.

Sec. 17. *Minnesota Statutes 1974, Sections 245.78; 245.79; 245.80; 245.81; 245.82; 257.081; 257.082; 257.091; 257.101; 257.102; 257.111; 257.123; and 257.124 are repealed. Notwithstanding the repeal of the foregoing sections by this act, any rules and regulations promulgated thereunder shall remain continuously effective and shall be prospectively effective under sections 2 to 15 enacted by this act.*

Sec. 18. *This act shall become effective on July 1, 1975."*

Further amend title:

Line 4, after "penalties;" insert "amending Minnesota Statutes 1974, Section 252.28;"

Line 7, delete "and".

Line 8, after "257.123" insert "; and 257.124".

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. 785, A bill for an act relating to children; creating the office of children's ombudsman and prescribing the powers and duties thereof; providing a penalty; appropriating money; amending Minnesota Statutes 1974, Section 595.02.

Reported the same back with the following amendments:

Page 1, line 22, after "agency" insert ", excluding the legislature and its staff, federal and multi-state agencies and the governor and his personal staff".

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

The report was adopted.

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

H. F. No. 949, A bill for an act relating to public welfare; authorizing grants for programs of child care services; altering allocations of grants; authorizing child care service areas and agencies; amending Minnesota Statutes 1974, Sections 245.83, Subdivisions 2 and 5, and by adding subdivisions; 245.84; 245.85; 245.86; 245.87; and Chapter 245, by adding a section.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Section 245.83, Subdivision 2, is amended to read:

Subd. 2. [PUBLIC WELFARE; CHILD CARE SERVICES.] "Child care (SERVICE) *services*" means (A) family day care (HOME) *homes*, group day care (CENTER FOR SIX OR MORE CHILDREN) *centers*, nursery schools, day nurseries, child day care centers (AND), play groups (AND GROUP FAMILY DAY CARE HOMES,) *Head Start and parent cooperatives* as defined by such rules and regulations as the commissioner shall promulgate from time to time, *as well as in-home child care as defined in the Minnesota plan for social services to families and children.*

Sec. 2. Minnesota Statutes 1974, Section 245.83, Subdivision 5, is amended to read:

Subd. 5. "Interim financing" means funds to carry out such activities as are necessary for family day care homes, group family day care homes and cooperative child care centers to receive state licensing, and operating funds for a period of six consecutive months following receipt of state licensing by a family day care home, group family day care home, or cooperative child care center. Interim financing may not exceed a period of 18 months except under such conditions as the commissioner may promulgate *by rule and regulation* from time to time.

Sec. 3. Minnesota Statutes 1974, Section 245.83, is amended by adding a subdivision to read:

Subd. 6. "*Child care council*" means an organization whether or not incorporated, which operates on a county, multicounty,

or regional level and which is recognized by the commissioner as a child care council as defined in rules and regulations the commissioner shall promulgate. The child care council shall cooperate with and coordinate its activities with any human services board in its area.

Sec. 4. Minnesota Statutes 1974, Section 245.84, is amended to read:

245.84 [AUTHORIZATION TO MAKE GRANTS.] *Subdivision 1.* The commissioner is authorized to make such (PROVISIONAL) grants from the general fund in the state treasury to (ANY MUNICIPALITY, COUNTY, CORPORATION OR COMBINATION THEREOF) *child care councils for the cost of planning, (ESTABLISHING, MAINTAINING OR) financing, operating (A), evaluating, coordinating, and technical assistance for child care (SERVICE AS THE COMMISSIONER DEEMS NECESSARY OR PROPER TO CARRY OUT THE PURPOSES OF SECTIONS 245.83 TO 245.87. THE PLANNING, ESTABLISHING, MAINTAINING OR OPERATING OF A CHILD CARE SERVICE MAY INCLUDE BUT IS NOT LIMITED TO THE LEASING, RENTING, CONSTRUCTING, RENOVATING, OR PURCHASING OF NECESSARY FACILITIES, EQUIPMENT OR SUPPLIES FOR SUCH SERVICE) services.*

Subd. 2. The commissioner is further authorized to make (PROVISIONAL) grants (AS PROVIDED BY SECTIONS 245.83 TO 245.87) *not to exceed 75 percent of the total cost to any (SUCH) municipality, county, (OR PRIVATE) corporation or licensed child care facility or combination thereof, (TO ESTABLISH AND OPERATE A PROGRAM TO AID IN THE COORDINATION OF CHILD CARE WITHIN A DEFINED COMMUNITY, TO AID IN THE DEVELOPMENT OF SOCIAL, EMOTIONAL, EDUCATIONAL AND PHYSICAL CONDITIONS UNDER WHICH CHILDREN CAN BEST DEVELOP WITHIN A DEFINED COMMUNITY AND TO PROVIDE FOR THE NEEDS OF ECONOMICALLY DISADVANTAGED CHILDREN. NO GRANT SHALL EXCEED 50 PERCENT OF THE TOTAL COST OF THE ESTABLISHMENT AND OPERATION OF A CHILD CARE SERVICE OR A PROGRAM AS SET FORTH IN THIS SECTION EXCEPT FOR AN INTERIM FINANCING GRANT WHICH SHALL NOT EXCEED 75 PERCENT) for the cost of any of the following purposes:*

(a) *Startup of new licensed day care facilities and expansion of existing facilities including, but not limited to, the cost of supplies, equipment, and facility renovation and construction;*

(b) *Enrichment of licensed day care facility programs, including, but not limited to, the cost of staff specialists, staff training, supplies, equipment, and facility renovation and construction;*

(c) Supportive child development services including, but not limited to, inservice training, curriculum development, consulting specialist, resource centers, and program and resource materials;

(d) Operation of programs including, but not limited to, staff, supplies, equipment, facility renovation, and training; and

(e) A minimum of ten percent of the total amount of grants made pursuant to this subdivision shall be used for interim financing.

Subd. 3. For the purposes of this section, donated professional and volunteer services, program materials, equipment, supplies, and facilities may be approved as constituting the matching share of the costs.

Subd. 4. The commissioner is further authorized to make grants to counties, municipalities, corporations, or licensed day care facilities for the cost of purchasing free and sliding fee scale child care services for children from families who need and want the services and who are eligible for them under the Minnesota plan for social services to families and children. Grants shall be used for one, but not both, of the following purposes during any fiscal year:

(a) To match federal child care service funds, provided that the grant does not exceed 25 percent of the total cost and the county maintains at least the same level of local match expenditures as during the 1974-1975 fiscal year or,

(b) To match local funds, provided that the grant does not exceed 75 percent of the total cost and the county maintains at least the same percentages of federal child care service expenditures as during the 1974-1975 fiscal year unless waived by the commissioner.

Subd. 5. Child care services and programs which receive grants authorized by subdivision 4, must meet federal inter-agency day care requirements.

Subd. 6. The commissioner shall appoint an advisory (COMMITTEE ON CHILD CARE) council of not more than (25 PEOPLE WHICH) 35 persons who shall advise the commissioner on (GRANTS-IN-AID TO LICENSED CHILD CARE FACILITIES, ONE THIRD OF THOSE APPOINTED SHALL CONSIST OF PARENT USERS OF LICENSED CHILD DAY CARE FACILITIES) making grants and other child care issues including standards and the establishment of child care service areas and child care councils and reviewing their local plans. One third of the members of the advisory council shall be parent-users of child care services.

Sec. 5. Minnesota Statutes 1974, Section 245.85, is amended to read:

245.85 [TERMINATION OF ALL OR PART OF A GRANT.] The commissioner shall supervise and coordinate all child care services and programs for which a grant has been made pursuant to sections 245.83 to 245.87 *and section 8 of this act*, and shall endeavor insofar as possible to establish a set of program standards and uniform regulations to coordinate child care services and programs at the state and local level. The commissioner shall, from time to time, review the budgets, expenditures and development of each child care service and program to which a grant has been made pursuant to sections 245.83 to 245.87 *and section 8 of this act*. If the commissioner determines that any portion of the grants made to establish and operate a child care service or a program are no longer needed, that local support is not available to finance the local share of the cost of such service or programs, or that such service or programs do not comply with the rules, regulations, standards or requirements of the commissioner, the commissioner may, upon 30 days notice, withdraw any funds not allocated prior to the delivery of such notice and cancel the grant to the extent of such withdrawal.

(FUNDS WHICH HAVE NOT BEEN ALLOCATED BY THE END OF THE 10th MONTH OF THE BIENNIUM SHALL BE ALLOCATED WITHOUT REGARD TO AREA RESTRICTIONS SET FORTH IN SECTION 245.86.)

Sec. 6. Minnesota Statutes 1974, Section 245.86, is amended to read:

245.86 [AUTHORIZATION TO COUNTIES AND MUNICIPALITIES TO MAKE GRANTS.] Any county or municipality may make grants from special tax revenues or from its general fund to any organization, governmental or corporate, for the same purposes for which the commissioner is authorized to make grants by sections 245.83 to 245.87 *and section 8 of this act*. (THE ABOVE FUNDS AND AN AMOUNT OF FUNDS ESTABLISHED AS A USUAL RATE FOR DONATIONS OF TIME OR SERVICES, OR ANY COMBINATION THEREOF, ARE TO PROVIDE FOR A 50 PERCENT MATCHING OF COUNTY, LOCAL OR PRIVATE FUNDS.)

Sec. 7. Minnesota Statutes 1974, Section 245.87, is amended to read:

245.87 [ALLOCATIONS.] For the purposes of sections 245.83 to 245.87 *and section 8 of this act* grants shall be (EQUALLY) distributed between the metropolitan area, comprising the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington, and the (OUTSTATE) area *other than the metropolitan area* so that no more than 55 percent of

the total fund goes to either area (. AT LEAST TEN PERCENT OF THE TOTAL ALLOCATION SHALL BE DESIGNATED FOR INTERIM FINANCING) *after excluding the allocations for migrant child care services, administrative cost, and state-wide projects.* For the purposes of (LAWS 1973, CHAPTER 504) sections 245.83 to 245.87 and section 8 of this act, the commissioner is further instructed that the allocation in each area be based on a need and population basis.

Sec. 8. Minnesota Statutes 1974, Chapter 245, is amended by adding a section to read:

[245.88] [AUTHORIZATION TO ESTABLISH CHILD CARE SERVICE AREAS AND AGENCIES.] *Subdivision 1. The commissioner shall establish at least one child care service area in each of the governor's economic regions. A child care service area may be comprised of one or more counties or an entire region.*

Subd. 2. Upon the petition of a governmental body, a private agency or organization, whether or not incorporated, or a combination thereof, having solicited the recommendation of the county welfare board within the child care service area, the commissioner shall recognize a child care council within a child care service area.

Priority for recognition shall be given to private nonprofit organizations.

Subd. 3. The child care council shall be governed by a board of directors established in accordance with rules and regulations promulgated by the commissioner. The board of directors of the child care council shall have as at least one third of its members, persons who use child care services and shall include representatives of governmental bodies or agencies and private agencies and organizations which are concerned with child care services.

Subd. 4. The child care council shall provide assistance to governmental bodies, communities, private agencies and organizations, and individuals in planning, evaluating, coordinating, and technical assistance for child care services. The child care council shall identify the needs and demands for child care services at least biannually. Other assistance may include:

(a) *Planning and assisting in the development of child care services;*

(b) *Obtaining service funding from private, local, state, and federal sources;*

(c) *Recruiting service providers;*

(d) *Assisting service providers to maintain and improve operations;*

- (e) *Evaluating the effectiveness and efficiency of services;*
- (f) *Facilitating the involvement of parents and community persons in planning and decision making; and*
- (g) *Providing public information and education about child care.*

Subd. 5. The child care council shall submit annually to the commissioner on or before September 15 of each year its annual plan which identifies the programs and services that are recommended for implementation for the child care service area it serves. The commissioner shall request the advisory council to review the child care council's plan. The advisory council may delay implementation for a period not to exceed 60 days after which time the plan shall become operational. The commissioner shall annually evaluate the services being provided by the child care council.

Subd. 6. In the absence of a recognized child care council in a child care service area, the commissioner may provide technical assistance for the establishment of an agency."

Further, amend the title as follows:

Page 1, line 7, delete "subdivisions" and insert "a subdivision".

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. 267, A bill for an act relating to metropolitan transit; providing for a redefinition of the transit property taxing district and authorizing contract service beyond the boundaries thereof; amending Minnesota Statutes 1974, Section 473A.111, Subdivision 2.

Reported the same back with the following amendments:

Page 1, after "Section 1." delete "Minnesota Statutes 1974, Section 473A.111," and insert "Laws 1975, Chapter 13, Section 71,".

Page 2, line 7, after "*Blaine*," insert "*Centerville*,".

Page 2, line 8, after "*Lexington*," insert "*Lino Lakes*,".

Page 2, line 10, after "*Chanhassen*," insert "*the city of*".

Page 2, line 25, delete "Grey Cloud,".

Page 2, line 26, before "Stillwater," insert "the city of".

Page 3, line 13, after the period insert a new section to read:

"Sec. 2. The provisions of this act or any other act changing the boundaries of the metropolitan transit taxing district shall not be deemed to impair the rights of holders of outstanding indebtedness of the commission to require the levy of property taxes, if necessary to provide for any deficiency in accordance with the conditions of such indebtedness, on all property within the limits of the metropolitan transit taxing district as such limits were in effect at the date of issuance of such indebtedness."

Renumber the following section.

Further amend the title:

Line 5, delete "Minnesota".

Delete line 6 and insert "Laws 1975, Chapter 13, Section 71, Subdivision 2."

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. 610, A bill for an act relating to metropolitan government; providing for election of council members; amending Minnesota Statutes 1974, Section 473B.02, Subdivision 2, and by adding subdivisions.

Reported the same back with the following amendments:

Page 1, line 8, delete "Minnesota Statutes 1974, Section 473B.02," and insert "Laws 1975, Chapter 13, Section 3,".

Page 2, line 9, after "serve" insert "until the elective term provided".

Page 2, line 10, strike "the term".

Page 2, line 10, strike "defined".

Page 2, delete lines 14 to 24 and insert:

"Commencing with the general election in 1976 members of the council shall be elected, one from each district described in subdivision 3, to four year terms in the following manner: members representing even-numbered districts shall be elected in 1976 and every four years thereafter; members representing odd-numbered districts shall be elected at the general election in 1978 and every four years thereafter. An elective term for a member shall begin on the first Monday in January after election and continue until his successor is elected and qualifies. Each elected council member shall reside in the council district which he represents."

Page 2, line 25, delete "Minnesota Statutes 1974, Section 473B.02" and insert "Laws 1975, Chapter 13, Section 3".

Page 2, line 32, delete "Minnesota Statutes 1974, Section 473B.02" and insert "Laws 1975, Chapter 13, Section 3".

Page 3, line 7, delete "Minnesota".

Page 3, line 8, delete "Statutes, Sections 203.44 to 203.55" and insert "Laws 1975, Chapter 5, Sections 29 to 38".

Page 3, line 12, after the period insert a new paragraph to read:

"When a vacancy occurs less than 180 days before the next general election, and if the term in which the vacancy occurs is subject to election at that time, the vacancy shall be filled at the general election as provided herein."

Page 3, line 13, delete "Minnesota Statutes 1974, Section 473B.02" and insert "Laws 1975, Chapter 13, Section 3".

Page 3, line 18, delete "Minnesota Statutes, Section".

Page 3, line 19, delete "202.04" and insert "Laws 1975, Chapter 5, Section 12".

Page 3, after line 25, insert:

"Sec. 5. Minnesota Statutes 1974, Section 10A.01, Subdivision 5, is amended to read:

Subd. 5. "Candidate" means an individual who seeks nomination for election or election to any statewide office or legislative office, other than a federal office for which candidates are required to report under federal laws. The term candidate shall also include supreme court and district court judges of the state, and an individual who seeks nomination for election or election to the metropolitan council. An individual shall be deemed to seek nomination for election or election if he has taken the action nec-

essary under the law of the state of Minnesota to qualify himself for nomination for election or election to an office, has received contributions or made expenditures in excess of \$100, or has given his consent, implicit or explicit, for any other person to receive contributions or make expenditures in excess of \$100 with a view to bringing about his nomination for election or election to an office.

Sec. 6. Minnesota Statutes 1974, Section 10A.17, Subdivision 3, is amended to read:

Subd. 3. The treasurer or deputy treasurer of a political committee may make an authorization for petty cash in any reporting period of not more than \$100 per week for statewide elections and \$20 per week in legislative elections *and metropolitan council elections* to be used for miscellaneous expenditures.

Sec. 7. Minnesota Statutes 1974, Section 10A.20, Subdivision 3, is amended to read:

Subd. 3. Each report under this section shall disclose:

(a) The amount of liquid assets on hand at the beginning of the reporting period;

(b) The name, address and employer, or, if self-employed, occupation of each person, political committee or political fund who has made one or more contributions to or for the political committee or political fund including the purchase of tickets for dinners, luncheons, rallies, and similar fund raising events within the year in an aggregate amount or value in excess of \$50 for legislative candidates *and candidates for metropolitan council*, and in excess of \$100 for statewide candidates, together with the amount and date of the contributions, and the aggregate amount of contributions within the year of each contributor so disclosed. The lists of contributors shall be in alphabetical order;

(c) The total sum of individual contributions made to or for the political committee or political fund during the reporting period and not reported under clause (b);

(d) The name and address of each political committee, political fund or candidate from which the reporting committee or fund received, or to which that committee made, any transfer of funds, together with the amounts and dates of all transfers. The lists shall be in alphabetical order;

(e) Each loan to or from any person within the year in an aggregate amount or value in excess of \$100, together with the full names and mailing address, occupations and the principal places of business, if any, of the lender or endorsers, if any, and the date and amount of the loans;

(f) Each receipt in excess of \$100 not otherwise listed under clauses (b) to (e);

(g) The total sum of all receipts by or for the political committee or political fund during the reporting period;

(h) The name, address, occupation and the principal place of business, if any, of each person to whom expenditures have been made by the political committee or political fund or on its behalf within the year in an aggregate amount in excess of \$100, the amount, date and purpose of each expenditure and the name and address of, and office sought by, each candidate on whose behalf the expenditure was made;

(i) The sum of individual expenditures which is not otherwise reported under clause (h);

(j) The name, address, occupation and the principal place of business, if any, of each person to whom an expenditure for personal services, salaries, and reimbursable expenses in excess of \$100 has been made, and which is not otherwise reported, including the amount, date and purpose of the expenditure;

(k) The sum of individual expenditures for personal services, salaries and reimbursable expense which is not otherwise reported under (j);

(l) The total expenditures made by the political committee or political fund during the reporting period;

(m) The amount and nature of debts and obligations owed by or to the political committee or political fund, and a continuous reporting of their debts and obligations after the election until the debts and obligations are extinguished;

(n) The amount and nature of any contract, promise or agreement, in writing, whether or not legally enforceable, to make a contribution or expenditure;

(o) The name of each person, committee or political fund, which has been authorized by the treasurer to make expenditures on behalf of the candidate and the nature and amount of each authorized expenditure.

Sec. 8. Minnesota Statutes 1974, Section 10A.20, Subdivision 5, is amended to read:

Subd. 5. In any statewide election any contribution or contributions from a person or association totaling \$2,000 or more, or in any legislative election or *metropolitan council election*, any contribution of \$200 or more, received after the period covered

in the last report prior to an election and prior to the election shall be reported to the commission by telegram within 48 hours after its receipt and in the next required report.

Sec. 9. Minnesota Statutes 1974, Section 10A.22, Subdivision 5, is amended to read:

Subd. 5. A political committee or political fund making an expenditure, other than a transfer of funds, for or on behalf of more than one candidate for state of legislative office or *membership on the metropolitan council* shall allocate the expenditure among the candidates on a reasonable cost basis and report this allocation for each candidate. The treasurer shall retain for audit any documents supporting the allocation.

Sec. 10. Minnesota Statutes 1974, Section 10A.25, Subdivision 2, is amended to read:

Subd. 2. In a year in which a candidate stands for election no expenditures shall be made and no obligations to make expenditures shall be incurred by a candidate or by a political committee, political fund or individual which makes expenditures with the authorization, express or implied, and under the control, direct or indirect, of the candidate or his agents which results in the aggregate expenditure on behalf of the candidate of an amount in excess of the following amounts:

(a) For governor and lieutenant governor, running jointly, 12 1/2 cents per capita or \$600,000, whichever is greater;

(b) For attorney general, 2 1/2 cents per capita or \$100,000, whichever is greater;

(c) For secretary of state, state treasurer and state auditor, separately, 1 1/4 cents per capita or \$50,000, whichever is greater

(d) For state senator, 20 cents per capita or \$15,000, whichever is greater;

(e) For state representative, 20 cents per capita or \$7,500, whichever is greater;

(f) *For metropolitan council member, \$15,000.*

Sec. 11. Minnesota Statutes 1974, Section 10A.25, Subdivision 6, is amended to read:

Subd. 6. In a year in which a candidate does not stand for election, no expenditures shall be made and no obligations to make expenditures shall be incurred by a candidate or by a political committee, political fund or individual which makes expenditures with the authorization, express or implied, and under

the control, direct or indirect, of the candidate or his agents which shall result in the aggregate expenditure on behalf of the candidate in that year of an amount in excess of 20 percent of the amount of the aggregate expenditure permitted by subdivision 2. *A candidate for metropolitan council shall be included in all the provisions of this subdivision except the provisions allowing expenditures up to the amount of 20 percent of the aggregate expenditure permitted by subdivision 2.* Expenditures permitted by this subdivision shall be in addition to expenditures permitted by subdivision 2.

Sec. 12. Minnesota Statutes 1974, Section 10A.30, is amended by adding a subdivision as follows:

Subd. 3. Candidates for membership to the metropolitan council shall not be included under the provisions of this section or any provisions relating to the state elections campaign fund."

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

"A bill for an act relating to metropolitan government; providing for election of council members; amending Laws 1975, Chapter 13, Section 3, Subdivision 2, and by adding subdivisions; and Minnesota Statutes 1974, Sections 10A.01, Subdivision 5; 10A.17, Subdivision 3; 10A.20, Subdivision 3 and 5; 10A.22, Subdivision 5; 10A.25, Subdivision 2 and 6, and 10A.30, by adding a subdivision."

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. 967, A bill for an act authorizing the city of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1975; amending Laws 1971, Chapter 557, 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.

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

H. F. No. 1096, A bill for an act relating to the city of Fergus Falls in Otter Tail county; authorizing the acquisition and im-

provement of lands for automobile parking facilities and the issuance of bonds therefor.

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

The report was adopted.

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

H. F. No. 1207, A bill for an act relating to the city of St. Paul; providing for two additional commissioners for the St. Paul housing and redevelopment authority; requiring representation of low and moderate income areas; amending Laws 1963, Chapter 514, Section 1.

Reported the same back with the following amendments:

Page 1, line 19, delete *"two shall"*.

Page 1, delete line 20.

Page 1, line 21, delete *"moderate income areas"* and insert *"at least one shall be a resident of a neighborhood development program area as such area existed on August 13, 1974, and one shall be a resident of a public housing area"*.

Page 2, line 10, delete *"predominantly low or"*.

Page 2, line 11, delete *"moderate income areas"* and insert *"neighborhood development program area and public housing area"*.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1230, 745, 909, 1428, 184, 351, 775, 778, 1073, 1187, 1308, 1315, 1499, 1500, 1501, 307, 267, 610, 967, 1096 and 1207 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 764 and 997 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Kroening, Fugina, Corbid, Forsythe and Beauchamp introduced:

H. F. No. 1638, A bill for an act relating to education; higher education coordinating commission; work-study program for post-secondary students; defining eligibility and setting guidelines for payments; amending Minnesota Statutes 1974, Sections 136A.231; 136A.232; and 136A.233.

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

Wigley, Evans and Johnson, C., introduced:

H. F. No. 1639, A bill for an act appropriating money to Mankato state college for use by its music department.

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

McCauley; Sieben, M.; Philbrook and Carlson, A., introduced:

H. F. No. 1640, A bill for an act relating to sales; repealing the unfair cigarette sales act; repealing Minnesota Statutes 1974, Sections 325.64 to 325.76.

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

McCauley and Lemke introduced:

H. F. No. 1641, A bill for an act relating to crimes; prohibiting peeping in the door of window of any inhabited building or structure with an intent to invade the privacy of the owner or occupant thereof; prescribing penalties; amending Minnesota Statutes 1974, Chapter 609, by adding a section.

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

Heinitz and Peterson introduced:

H. F. No. 1642, A bill for an act relating to education; foundation aid; increasing foundation aid per pupil; amending Minnesota Statutes 1974, Section 124.212, by adding subdivisions.

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

Heinitz; Johnson, C.; Peterson; Adams, S.; and Langseth introduced:

H. F. No. 1643, A bill for an act relating to certain contracts of political subdivisions and school districts; removing the personal liability of public officials therefor; amending Minnesota Statutes 1974, Section 275.27.

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

Johnson, D.; Begich; Hanson; Pahl and Anderson, I., introduced:

H. F. No. 1644, A bill for an act relating to natural resources; prohibiting, except in national emergencies, the leasing of state minerals and the use of state natural resources in connection with mining in the boundary waters canoe area.

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

Fugina; Munger; Anderson, I.; Johnson, D.; and Brinkman introduced:

H. F. No. 1645, A bill for an act relating to game and fish; establishing the expiration date of all game and fish licenses as the last day of February; authorizing the commissioner of natural resources to provide for the issuance of more than one game or fish license to a person during any licensing year; providing for distribution of game and fish licenses on consignment; establishing an issuing fee for such licenses; requiring sub-agents to be bonded; authorizing county auditors to retain a four percent commission on license fees; authorizing the commissioner of natural resources to issue regulations relating to sub-agencies; amending Minnesota Statutes 1974, Sections 98.45, Subdivision 1; and 98.50, Subdivisions 1, 2, 3 and 5.

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

Pahl; Johnson, D.; Abeln; Philbrook and Stanton introduced:

H. F. No. 1646, A bill for an act relating to insurance; requiring that restrictions, exclusions and exceptions in contracts of insurance be printed in boldface type; amending Minnesota Statutes 1974, Section 60A.08, by adding a subdivision.

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

Stanton, Suss, Prahl, White and Brinkman introduced:

H. F. No. 1647, A bill for an act relating to insurance; requiring that exclusions under certain policies of casualty insurance be disclosed at the time of purchase; requiring disclosure of options available to provide coverage of excluded risks; prescribing penalties.

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

Vento; Graba; Nelsen; Sieben, M.; and Kelly, W., introduced:

H. F. No. 1648, A bill for an act relating to Minnesota children's museum; establishing a Minnesota children's museum; providing a home for the museum; providing for the regulation and control of the museum; appropriating money.

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

Williamson, McCarron and Enebo introduced:

H. F. No. 1649, A bill for an act proposing an amendment to the Minnesota Constitution; Article IV, Sections 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 19, 20, 21, 22, 23, 24, 25 and 26; Article V, Sections 3, and 5; Article VIII, Section 1; Article IX, Sections 1 and 2; Article XI, Section 5; and repealing Article IV, Section 18; providing for a unicameral legislature.

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

Novak, Savelkoul, Berg, Vento and Knickerbocker introduced:

H. F. No. 1650, A bill for an act relating to fair campaign practices; permitting corporations to conduct non-partisan voter registration campaigns; amending Minnesota Statutes 1974, Section 211.27, by adding a subdivision.

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

Prahl; Johnson, D.; Anderson, I.; Abeln and Philbrook introduced:

H. F. No. 1651, A bill for an act relating to workmen's compensation insurance; subjecting approvals of rate increases to the administrative procedures act; permitting the commissioner of insurance to employ an actuary; requiring the commissioner to consider certain matters in considering rate increases; permitting the commissioner to charge a fee; amending Minnesota Statutes 1974, Chapter 79, by adding sections; and Section 79.20.

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

Norton; Sabo; Haugerud; Kelly, W.; and Savelkoul introduced:

H. F. No. 1652, A bill for an act relating to the legislature; regulating duties of the legislative audit commission and the legislative auditor; amending Minnesota Statutes 1974, Sections 3.97, Subdivision 5; and 3.971.

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

Heinitz and Nelsen introduced:

H. F. No. 1653, A bill for an act relating to retirement; part-time employment for teachers in lieu of retirement; amending Minnesota Statutes 1974, Section 354.44, by adding a subdivision.

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

Clawson, Jude, McCarron, Vanasek and Novak introduced:

H. F. No. 1654, A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Sections 1, 3 and 4; Article VIII, Section 2; and Article XI, Sections 6, 7, 8 and 10; removing the office of state auditor.

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

Parish, Moe, Patton, Beauchamp and Biersdorf introduced:

H. F. No. 1655, A bill for an act relating to courts; providing for survivors' benefits for judges; appropriating money; amending Minnesota Statutes 1974, Sections 490.102, Subdivision 6; and 490.12, Subdivision 7; repealing Minnesota Statutes 1974, Sections 490.102, Subdivision 8; and 490.12, Subdivision 8.

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

Kroening and Knoll introduced:

H. F. No. 1656, A bill for an act relating to housing and redevelopment; redefining powers of local housing and redevelopment authorities in carrying out legislation; making loans and grants and renting housing to tenants; amending Minnesota Statutes 1974, Sections 462.445, Subdivisions 4 and 9; and 462.475, Subdivision 1; repealing Minnesota Statutes 1974, Section 462.501, Subdivision 1.

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

Norton; Anderson, I.; Schreiber and Eken introduced:

H. F. No. 1657, A bill for an act relating to the American revolution bicentennial; creating a commission; appropriating money.

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

Hanson; Johnson, D.; Forsythe; Ulland and Faricy introduced:

H. F. No. 1658, A bill for an act relating to public welfare; providing for the development of community based residential care facilities for the mentally ill, mentally deficient and drug dependent through the housing finance agency; amending Minnesota Statutes 1974, Sections 462A.02, by adding a subdivision; 462A.03, Subdivision 7, and by adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, 13, 14, and 15, and by adding a subdivision; and 462A.07, Subdivision 2.

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

Hanson; Samuelson; Johnson, D.; Forsythe and Ulland introduced:

H. F. No. 1659, A bill for an act relating to public welfare; commissioner of public welfare; authorizing payments to county welfare departments for former institutionalized persons placed in community residential and day programs; amending Minnesota Statutes 1974, Section 256.01, Subdivision 2.

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

Prahl, Kostohryz, Sherwood and Anderson, I., introduced:

H. F. No. 1660, A bill for an act relating to courts; selection of jurors; exempting barbers from jury duty; amending Minnesota Statutes 1974, Section 593.18.

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

Enebo, Metzen, Abeln, Fudro and Simoneau introduced:

H. F. No. 1661, A bill for an act relating to public employee labor relations; redefining certain terms; permitting employee organizations to require nonmembers to pay service fees equivalent to those fees paid by members of the employee organization; providing certain rights for public employees; prescribing certain unfair labor practices; amending Minnesota Statutes 1974, Sections 179.63, Subdivisions 13, 17, and 18; 179.64, Subdivision 7; 179.65, Subdivision 2; 179.66, Subdivision 10; 179.68; 179.69, Subdivisions 3, 5, and 6; and 179.70, Subdivisions 1 and 6.

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

Fugina and Enebo introduced:

H. F. No. 1662, A bill for an act relating to labor relations; declaring certain agreements and certain acts of airline companies to be unlawful.

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

Osthoff, Enebo, Ketola, Metzen and Berglin introduced:

H. F. No. 1663, A bill for an act relating to child labor; prohibiting newspaper carriers from keeping accounts and collecting bills; amending Minnesota Statutes 1974, Chapter 181A, by adding a section.

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

Kelly, W.; Langseth; Setzepfandt; Eken and Pehler introduced:

H. F. No. 1664, A bill for an act relating to labor; providing preoccupancy inspections for housing for migrant laborers; appropriating money; amending Minnesota Statutes 1974, Section 182.659, by adding a subdivision.

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

Faricy, Friedrich and Enebo introduced:

H. F. No. 1665, A bill for an act relating to labor; exempting from minimum wages laws minors employed to do home chores; amending Minnesota Statutes 1974, Section 177.23, Subdivision 7, and by adding a subdivision.

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

Hanson; Osthoff; Faricy; Kempe, A.; and Kostohryz introduced:

H. F. No. 1666, A bill for an act relating to the city of St. Paul; removing certain restrictions regarding the sale of intoxicating liquor at the civic center; amending Laws 1969, Chapter 783, Section 1, Subdivision 1, as amended.

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

Williamson, Reding, Pleasant and Casserly introduced:

H. F. No. 1667, A bill for an act relating to home rule charters and charter commissions; providing for appointment of charter commission members to fill expired terms and vacancies; amending Minnesota Statutes 1974, Section 410.05, Subdivisions 1 and 2.

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

Hanson introduced:

H. F. No. 1668, A bill for an act relating to counties and the government thereof and, in particular, to Ramsey county; amending Minnesota Statutes 1974, Sections 43.328, Subdivision 2; 274.16; 357.09, Subdivision 5; 373.25, Subdivision 1; 375.12; 375.13; 375.47, Subdivision 1; 471.476, Subdivision 1; 471.59, Subdivision 8; and 475.52, Subdivision 3; repealing Minnesota Statutes 1974, Sections 380.25 and 380.26.

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

Erickson, Mann, Fudro, Evans and Peterson introduced:

H. F. No. 1669, A bill for an act relating to the legislature; establishing an interim study commission on expanded Amtrak passenger train service; appropriating money.

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

Fugina; Johnson, D.; Prah and Begich introduced:

H. F. No. 1670, A bill for an act relating to the taxation of iron ore; amending Minnesota Statutes 1974, Section 273.16; appropriating money.

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

Begich and Fugina introduced:

H. F. No. 1671, A bill for an act relating to taxation; providing for the disbursement of certain revenue collected on iron ore to be distributed to the taxing districts where the ore was discovered; amending Minnesota Statutes 1974, Section 273.02, Subdivision 6.

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

Kelly, W.; Berg; DeGroat; Anderson, I.; and Sabo introduced:

H. F. No. 1672, A bill for an act relating to taxation; providing additional duties and powers for the state board of equalization; providing for tax equalization when one taxing jurisdiction includes two or more counties; amending Minnesota Statutes 1974, Section 270.12.

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

Kelly, W.; Anderson, I.; DeGroat; Berg and Sabo introduced:

H. F. No. 1673, A bill for an act relating to education; school aids; allowing the use of sales ratio studies in evidence in court; amending Minnesota Statutes 1974, Section 124.212, Subdivision 11.

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

Kelly, W.; Sabo; Anderson, I.; and Johnson, D., introduced:

H. F. No. 1674, A bill for an act relating to taxation; providing state relief to homeowners and renters for extraordinary property tax burdens; prohibiting certain escrow arrangements for tax payments; increasing market value of homesteads eligible for lower rate of assessment; providing for a four year rotation for reassessment of real property with increases in assessed valuation to be made in equal increments over the four year period; increasing and changing the calculation of local government aid to be paid for extended period; distributing certain gross earnings taxes to local governments; redefining special levies; altering means of calculation of property tax levy limitations for governmental subdivisions; providing for increases in levy limit bases of governmental subdivisions; exempting certain governmental subdivisions from levy limits; providing for reimbursement by the state to taxing districts for tax reduction granted to certain property; increasing the taconite production tax; creating a northeast Minnesota economic development and environment council; creating a northeast Minnesota economic protection fund; creating a budget protection fund to hold excess money from the general fund and providing for transfers of money from that fund; exempting federal income tax rebates from state income taxation; modifying duties of the tax study commission; requiring payment of interest by corporations on unpaid estimated taxes providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 270.16; 273.01; 273.011, Subdivision 6; 273.03, Subdivision 1; 273.11, Subdivisions 1, 2 and 5, and by adding a subdivision; 273.121; 273.13, Subdivisions 6 and 7; 273.135, Subdivision 2; 273.17, Subdivision 1; 275.50, Subdivision 5; 275.51, Subdivisions 1 and 4, and by adding subdivisions; 275.52, by adding a subdivision; 275.53, Subdivision 3; 275.59; 276.04; 294.26; 298.03; 298.24, Subdivision 1; 298.27; 298.28, Subdivisions 1 and 1a, and by adding a subdivision; 298.282, Subdivisions 1 and 2; 477A.01, Subdivisions 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, and 16; Chapters 273, by adding sections; and 477A, by adding a section; and Laws 1973, Chapter 601, Section 1, Subdivisions 2 and 8; repealing Minnesota Statutes 1974, Sections 273.11, Subdivision 3; 273.13, Subdivisions 14a, 15a, and 18; 275.51, Subdivisions 3 and 3a; 290.934, Subdivision 4; 298.24, Subdivision 2; 298.241; 298.242; 298.281; 298.32; and 477A.01, Subdivision 13.

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

HOUSE ADVISORY BILLS

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

McCauley introduced:

H. A. B. No. 31, Purchasing of supplies and equipment by the state college system.

The bill was referred to the committee on Governmental Operations.

MOTIONS AND RESOLUTIONS

Philbrook moved that his name be stricken as an author on H. F. No. 1121. The motion prevailed.

Norton moved that the name of Hanson be added as an author on H. F. No. 1635. The motion prevailed.

Wenzel moved that the name of Tomlinson be stricken and the name of Niehaus be added as an author on H. F. No. 931. The motion prevailed.

Kostohryz moved that H. F. No. 946 be returned to its author. The motion prevailed.

Searle, Sabo, Anderson, I. and Savelkoul introduced:

House Resolution No. 13, A house resolution designating April 22, 1975, as Aubrey W. Dirlam Recognition Day.

SUSPENSION OF RULES

Searle moved that the Rules be so far suspended that House Resolution No. 13 be now considered and be placed upon its adoption. The motion prevailed.

HOUSE RESOLUTION NO. 13

A house resolution designating April 22, 1975, as Aubrey W. Dirlam Recognition Day.

Whereas, Aubrey W. Dirlam has served the people of the State of Minnesota as a member of the House of Representatives from 1941 through 1974; and

Whereas, during his thirty-four years of service, Aubrey W. Dirlam served as Speaker of the House, Majority Leader, Minori-

ty Leader, Chairman of the Committee on Rules, and Chairman of the Committee on Agriculture; and

Whereas, the outstanding ability of Aubrey W. Dirlam was nationally recognized in 1972 when he was elected president of the National Conference of State Legislative Leaders; and

Whereas, his legislative ability, integrity, dedication to service, humanity and good nature earned for Aubrey W. Dirlam a state-wide and national reputation; and

Whereas, through his legislative service and leadership Aubrey W. Dirlam has contributed greatly to the improvement of the quality of life in Minnesota; and

Whereas, although his steadying influence is missed, through seventeen regular and ten special sessions, Aubrey W. Dirlam has more than earned his retirement; now, therefor,

Be It Resolved, by the House of Representatives of the State of Minnesota, that Tuesday, April 22, 1975, is hereby designated as Aubrey W. Dirlam Recognition Day.

Searle moved that House Resolution No. 13 be now adopted. The motion prevailed and House Resolution No. 13 was adopted.

Anderson, I., introduced:

House Concurrent Resolution No. 11, A house concurrent resolution urging immediate federal action to expedite development of the Voyageurs National Park.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 641, A bill for an act relating to state lands; authorizing the conveyance of certain state conservation area lands in Roseau County to Nordland Free Lutheran church; amending Laws 1974, Chapter 141, Section 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1110, A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

The Senate has appointed as such committee Messrs. Hughes, Davies, Doty, Renneke and Josefson.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 31, A bill for an act relating to education; more exactly defining the conditions for the reception of certain transportation aids; amending Minnesota Statutes 1974, Sections 123.77, Subdivision 2; and 123.78, Subdivision 1a.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Knoll moved that the House concur in the Senate amendments to H. F. No. 31 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 31, A bill for an act relating to education; more exactly defining the conditions for the reception of certain transportation aids; amending Minnesota Statutes 1974, Section 123.78, Subdivision 1a.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called there yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by the Senate, and its title agreed to.

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. 286, A bill for an act relating to education; school districts; powers and duties; authorizing the leasing of school buildings; amending Minnesota Statutes 1974, Sections 123.36, Subdivision 7; 123.37, Subdivision 3; and 124.15, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Niehaus moved that the House concur in the Senate amendments to H. F. No. 286 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

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

Those who voted in the affirmative were:

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

The bill was repassed, as amended by the Senate, and its title agreed to.

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. 412, A bill for an act relating to the organization and operation of state government; transferring functions of certain state agencies; permitting the creation of two advisory agencies; creating the veterans advisory committee; establishing an expiration date for the Vietnam veterans bonus review board; abolishing various state agencies; amending Minnesota Statutes 1974, Chapter 198, by adding a section; Sections 15.047, Subdivision 1; 124.41; 173.02, Subdivision 4; 173.04, Subdivisions 2 and 3; 197.977; 197.978, by adding a subdivision; 198.001, by adding subdivisions; 198.01; 198.022; 198.03; 198.05; 198.06; 198.16; 198.161; 198.23; 198.261; 198.265; 206.08; 241.045, Subdivision 1; 256.482, Subdivision 5; and 507.09; repealing Minnesota Statutes 1974, Sections 4.20; 4.25; 12.12; 15.046; 29.011; 29.013; 94.36 to 94.40; 115.17; 136B.01; 136B.02; 173.04, Subdivision 1; 176.621; 176.631; 198.001, Subdivision 3; 198.07; 198.071; 198.072; 198.073; 198.08; 198.09; 332.36; and 507.08.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Petraleso moved that the House concur in the Senate amendments to H. F. No. 412 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 412, A bill for an act relating to the organization and operation of state government; transferring functions of certain state agencies; permitting the creation of two advisory agencies; creating the veterans advisory committee; establishing an expiration date for the Vietnam veterans bonus review board; abolishing various state agencies; amending Minnesota Statutes 1974, Chapter 198, by adding a section; Sections 15.047, Subdivision 1; 124.41; 173.02, Subdivision 4; 173.04, Subdivisions 2 and 3; 197.977; 197.978, by adding a subdivision; 198.001, by adding subdivisions; 198.01; 198.022; 198.03; 198.05; 198.06; 198.16; 198.161; 198.23; 198.261; 198.265; 206.08; 241.045, Subdivision 1; 256.482, Subdivision 5; and 507.09; repealing Minnesota Statutes 1974, Sections 4.20; 4.25; 12.12; 15.046; 29.011; 29.013; 94.36 to 94.40; 115.17; 136B.01; 136B.02; 173.04, Subdivision 1; 176.621; 176.631; 198.001, Subdivision 3; 198.07; 198.071; 198.072; 198.073; 198.08; 198.09; 332.36; and 507.08.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

DeGroat

Erickson

Kvam

Searle

Sieloff

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

S. F. Nos. 1221 and 1222.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1221, A bill for an act relating to courts; Hennepin county conciliation court; providing for compensation for referees; amending Minnesota Statutes 1974, Section 488A.13, Subdivision 1.

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

S. F. No. 1222, A bill for an act relating to courts; Hennepin county municipal court; providing for assignment of retired judges to hear certain causes; amending Minnesota Statutes 1974, Section 488A.021, by adding a subdivision.

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

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 13, Carlson, L., reported on the progress of H. F. No. 278, now in Conference Committee.

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

CONSENT CALENDAR

H. F. No. 933 was reported to the House.

Knickerbocker moved to amend H. F. No. 933 as follows:

Page 1, after line 12, insert:

"Sec. 2. Laws 1975, Chapter 5, Section 57, Subdivision 1, is amended to read:

Subd. 1. At the general election, (AND IN THE CASE OF NONPARTISAN OFFICES ONLY,) the names of all candidates for the same office shall be rotated on the ballots in the manner provided for primary election ballots by subdivision 5 of section 52 and all the provisions of subdivisions 5 and 6 of section 52 are applicable to general election ballots, so far as practicable. *The secretary of state shall provide by rule for the rotation of names. The rules shall include provisions for, but are not limited to, an alphabetical sequence to be used in rotating names, that no blank spaces be provided except as authorized by law for write-ins, and that the height of the type used for candidates' party designation shall be one-half the height of the type used for candidates' names.*

Sec. 3. Laws 1975, Chapter 5, Section 55, Subdivision 4, is repealed."

Amend the title as follows:

Page 1, line 4, after the semi-colon insert:

"regulating the position of names on ballots;"

Page 1, line 5, after "subdivision" insert:

"; and 57, subdivision 1; repealing Laws 1975, chapter 5, section 55, subdivision 4"

A roll call was requested and properly seconded.

Upon objection of ten members H. F. No. 933 was stricken from the Consent Calendar and returned to General Orders.

CALENDAR

H. F. No. 348 was reported to the House.

There being no objection, H. F. No. 348 was continued on the Calendar until Monday, April 21, 1975.

H. F. No. 162, A bill for an act relating to labor; providing that employers provide certain information with all payments of wages or salary; amending Minnesota Statutes 1974, Section 181.12.

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 81, and nays 48, as follows:

Those who voted in the affirmative were:

Abeln	Dieterich	Ketola	Osthoff	Spanish
Adams, L.	Doty	Knickerbocker	Parish	Stanton
Anderson, I.	Enebo	Knoll	Patton	Suss
Arlandson	Faricy	Kostohryz	Pehler	Swanson
Beauchamp	Fudro	Kroening	Philbrook	Tomlinson
Berg	Fugina	Laidig	Prahl	Ulland
Berglin	George	Luther	Reding	Vanasek
Birnstihl	Hanson	Mangan	St. Onge	Vento
Byrne	Hokanson	McCarron	Sarna	Voss
Carlson, A.	Jacobs	Meier	Savelkoul	Wenzel
Carlson, L.	Jaros	Metzen	Schumacher	White
Carlson, R.	Johnson, D.	Moe	Sieben, H.	Williamson
Casserly	Jude	Munger	Sieben, M.	Speaker Sabo
Clark	Kahn	Neisen	Simoneau	
Clawson	Kelly, R.	Nelson	Skoglund	
Dahl	Kelly, W.	Norton	Smith	
Dean	Kempe, A.	Novak	Smogard	

Those who voted in the negative were:

Adams, S.	Esau	Johnson, C.	McEachern	Searle
Albrecht	Evans	Jopp	Menning	Setzepfandt
Anderson, G.	Ewald	Kaley	Nelsen	Sherwood
Biersdorf	Fjoslien	Kalis	Niehaus	Sieloff
Brinkman	Forsythe	Kvam	Peterson	Wenstrom
Corbid	Friedrich	Langseth	Petraleso	Wieser
DeGroat	Graba	Lemke	Pleasant	Wigley
Eckstein	Haugerud	Lindstrom	Samuelson	Zubay
Eken	Heinitz	Mann	Schreiber	
Erickson	Jensen	McCauley	Schulz	

The bill was passed and its title agreed to.

H. F. No. 704, A bill for an act relating to the Minnesota zoological garden; enabling the state zoological board to acquire lands; authorizing the director to add to and promote the operation; establishing the Minnesota zoological garden operating receipts investment account; authorizing the investment of its assets; assigning income to the Minnesota zoological garden general account; defining "matching funds"; amending Minnesota Statutes 1974, Chapter 11, by adding a section; Sections 85A.02, by adding subdivisions; 85.03, Subdivisions 4, 4a, and by adding a subdivision; 85A.04, Subdivisions 1 and 2, and by adding subdivisions; and 85A.05, Subdivisions 4 and 6.

The bill was read for the 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 84, and nays 42, as follows:

Those who voted in the affirmative were:

Abeln	Dieterich	Kelly, R.	Neisen	Sieben, M.
Adams, S.	Enebo	Kelly, W.	Nelsen	Sieloff
Anderson, I.	Ewald	Kempe, A.	Nelson	Simoneau
Beauchamp	Forsythe	Kempe, R.	Norton	Skoglund
Berg	Fudro	Ketola	Osthoff	Smith
Berglin	Fugina	Knoll	Parish	Smogard
Biersdorf	George	Kostohryz	Patton	Stanton
Birnstihl	Heinitz	Kroening	Petraleso	Suss
Byrne	Hokanson	Laidig	Pleasant	Tomlinson
Carlson, A.	Jacobs	Lindstrom	Reding	Ulland
Carlson, L.	Jaros	Luther	Sarna	Vanasek
Carlson, R.	Jensen	Mangan	Schreiber	Vento
Casserly	Johnson, D.	McEachern	Schumacher	Wenzel
Clark	Jopp	Menning	Searle	White
Corbid	Jude	Metzen	Setzepfandt	Williamson
Dahl	Kahn	Moe	Sherwood	Speaker Sabo
Dean	Kalis	Munger	Sieben, H.	

Those who voted in the negative were:

Albrecht	Erickson	Johnson, C.	Niehaus	Swanson
Anderson, G.	Esau	Kaley	Novak	Voss
Arlandson	Evans	Knickerbocker	Pehler	Wenstrom
Brinkman	Faricy	Kvam	Peterson	Wieser
Clawson	Fjoslien	Langseth	Prahl	Wigley
DeGroat	Friedrich	Lemke	St. Onge	Zubay
Doty	Graba	Mann	Samuelson	
Eckstein	Hanson	McCarron	Savelkoul	
Eken	Haugerud	Meier	Schulz	

The bill was passed and its title agreed to.

H. F. No. 777, A bill for an act relating to governmental operations; use of local and state government vehicles; prohibiting the use of state and local government vehicles for nongovernmental functions.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 3, as follows:

Those who voted in the affirmative were:

Abeln	Byrne	Eken	Graba	Kaley
Adams, L.	Carlson, A.	Enebo	Hanson	Kalis
Adams, S.	Carlson, L.	Erickson	Haugerud	Kelly, R.
Albrecht	Carlson, R.	Esau	Heinitz	Kelly, W.
Anderson, G.	Casserly	Evans	Hokanson	Kempe, A.
Anderson, I.	Clark	Ewald	Jacobs	Kempe, R.
Arlandson	Clawson	Faricy	Jaros	Ketola
Beauchamp	Corbid	Fjoslien	Jensen	Knickerbocker
Berg	Dahl	Forsythe	Johnson, C.	Knoll
Berglin	Dean	Friedrich	Johnson, D.	Kostohryz
Biersdorf	Dieterich	Fudro	Jopp	Kroening
Birnstihl	Doty	Fugina	Jude	Kvam
Brinkman	Eckstein	George	Kahn	Laidig

Langseth	Moe	Peterson	Setzepfandt	Tomlinson
Lemke	Munger	Philbrook	Sherwood	Ulland
Lindstrom	Neisen	Pleasant	Sieben, H.	Vanasek
Luther	Nelsen	Prahl	Sieben, M.	Vento
Mangan	Nelson	Reding	Sieloff	Voss
Mann	Niehaus	Samuelson	Simoneau	Wenstrom
McCarron	Norton	Sarna	Skoglund	Wenzel
McCauley	Novak	Savelkoul	Smith	White
McEachern	Osthoff	Schreiber	Smogard	Wieser
Meier	Parish	Schulz	Stanton	Wigley
Menning	Patton	Schumacher	Suss	Williamson
Metzen	Pehler	Searle	Swanson	Zubay

Those who voted in the negative were:

DeGroat St. Onge Speaker Sabo

The bill was passed and its title agreed to.

SPECIAL ORDERS

H. F. No. 1175, A bill for an act relating to education; school districts; data processing services; authorizing joint boards to hold title to property.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 350, A bill for an act relating to workmen's compensation; authorizing coverage for owners of family farms or family farm corporations; amending Minnesota Statutes 1974, Section 176.012.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 638, A bill for an act relating to boxing; amending certain boxing commission rules; amending Minnesota Statutes 1974, Sections 341.04; 341.05, Subdivision 1; 341.10; and 341.11.

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 128, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Anderson, G.	Berg	Brinkman	Carlson, R.
Adams, L.	Anderson, I.	Berglin	Byrne	Casserly
Adams, S.	Arlandson	Biersdorf	Carlson, A.	Clark
Albrecht	Beauchamp	Birnstihl	Carlson, L.	Clawson

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

The bill was passed and its title agreed to:

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

Vanasek	Wenstrom	Wieser	Zubay	Speaker Sabo
Vento	Wenzel	Wigley		
Voss	White	Williamson		

The bill was passed and its title agreed to.

S. F. No. 587, A bill for an act relating to Rice creek watershed district; authorizing an ad valorem tax for certain purposes.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 897 was reported to the House.

George moved that H. F. No. 897 be re-referred to the Committee on Appropriations. The motion prevailed.

S. F. No. 679 was reported to the House.

CALL OF THE HOUSE

On the motion of Anderson, I., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

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

Anderson, I., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees.

The motion prevailed and it was so ordered.

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 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	Clark	Fudro	Kempe, R.	Meier
Adams, L.	Clawson	Graba	Ketola	Menning
Adams, S.	Corbid	Hanson	Knickerbocker	Metzen
Albrecht	Dahl	Haugerud	Knoll	Munger
Anderson, G.	Dean	Heinitz	Kostohryz	Neisen
Anderson, I.	Dieterich	Hokanson	Kroening	Nelsen
Arlandson	Doty	Jacobs	Kvam	Nelson
Beauchamp	Eckstein	Jaros	Laidig	Niehaus
Berg	Eken	Jensen	Langseth	Norton
Berglin	Enebo	Johnson, C.	Lemke	Novak
Birnstihl	Erickson	Jopp	Lindstrom	Osthoff
Braun	Esau	Jude	Luther	Parish
Brinkman	Evans	Kahn	Mangan	Patton
Byrne	Ewald	Kaley	Mann	Pehler
Carlson, A.	Faricy	Kalis	McCarron	Peterson
Carlson, L.	Fjoslien	Kelly, R.	McCauley	Petrafeso
Carlson, R.	Forsythe	Kelly, W.	McCollar	Philbrook
Casserly	Friedrich	Kempe, A.	McEachern	Pleasant

Prahl	Schumacher	Skoglund	Ulland	Wigley
Reding	Searle	Smith	Vanasek	Williamson
St. Onge	Setzepfandt	Smogard	Vento	Zubay
Samuelson	Sherwood	Spanish	Voss	Speaker Sabo
Sarna	Sieben, H.	Stanton	Wenstrom	
Savelkoul	Sieben, M.	Suss	Wenzel	
Schreiber	Sieloff	Swanson	White	
Schulz	Simoneau	Tomlinson	Wieser	

Those who voted in the negative were:

Biersdorf	Fugina	George	Johnson, D.	Moe
DeGroat				

The bill was passed and its title agreed to.

H. F. No. 1003, A bill for an act relating to animals; providing for admission of the public to establishments having custody of stray animal seized by public authority; requiring public notice of seized animals prior to sale or destruction; amending Minnesota Statutes 1974, Section 35.71, 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 87, and nays 36, as follows:

Those who voted in the affirmative were:

Adams, L.	Doty	Kelly, W.	Nelson	Smogard
Adams, S.	Enebo	Kempe, A.	Norton	Spanish
Anderson, I.	Faricy	Kempe, R.	Novak	Suss
Arlandson	Fjoslien	Knickerbocker	Parish	Swanson
Beauchamp	Forsythe	Kostohryz	Patton	Ulland
Berg	Fudro	Kroening	Pehler	Vanasek
Berglin	Fugina	Laidig	Philbrook	Vento
Birnstihl	George	Langseth	Pleasant	Voss
Brinkman	Hanson	Luther	Reding	Wenstrom
Byrne	Heinitz	Mangan	Samuelson	Wenzel
Carlson, A.	Hokanson	Mann	Sarna	White
Carlson, L.	Jacobs	McCarron	Sherwood	Wieser
Carlson, R.	Johnson, D.	McCollar	Sieben, H.	Wigley
Casserly	Jopp	Meier	Sieben, M.	Williamson
Clark	Jude	Metzen	Sieloff	Zubay
Clawson	Kahn	Moe	Simoneau	
Dean	Kaley	Neisen	Skoglund	
Dieterich	Kelly, R.	Nelsen	Smith	

Those who voted in the negative were:

Abeln	Eckstein	Jaros	McCauley	Schumacher
Albrecht	Eken	Jensen	McEachern	Searle
Anderson, G.	Erickson	Johnson, C.	Niehaus	Setzepfandt
Biersdorf	Esau	Kalis	Peterson	Speaker Sabo
Braun	Evans	Ketola	Prahl	
Corbid	Friedrich	Kvam	St. Onge	
Dahl	Graba	Lemke	Savelkoul	
DeGroat	Haugerud	Lindstrom	Schulz	

The bill was passed and its title agreed to.

H. F. No. 428, A bill for an act relating to education; teachers; providing time for consideration of contract; amending Minnesota Statutes 1974, Section 125.12, Subdivision 2.

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Niehaus

The bill was passed and its title agreed to.

Wieser was excused at 4:50 p.m. Graba and Johnson, C., were excused at 5:30 p.m.

GENERAL ORDERS

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

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

H. F. Nos. 99, 556, 174, 493, 686, 513, and 594 which it recommended to pass.

S. F. Nos. 645 and 286 which it recommended to pass.

H. F. No. 961 upon which it recommended progress.

S. F. No. 396 upon which it recommended progress.

H. F. No. 33 upon which it recommended progress until Thursday, April 24, 1975.

H. F. No. 720 upon which it recommended progress retaining its place on General Orders, as amended on April 10, and with the following amendment offered by Lindstrom:

Page 1, line 14, after "district" add "*and in the counties of the eighth judicial district*".

Page 2, after line 31, add a new section as follows:

"Sec. 5. This act is effective to the counties in the eighth judicial district upon its approval by each of the boards of county commissioners in the eighth judicial district and upon compliance with Minnesota Statutes, Section 645.021."

H. F. No. 851 upon which it recommended progress with the following amendments:

Offered by Carlson, R.:

Page 1, line 12, strike "*secondary*" and after "*school*" insert "*district*".

Page 1, line 20, strike "*instructor*" and insert "*instructors*".

Page 2, line 5, strike "*two*" and insert "*one*".

Page 2, line 6, strike "*meetings*" and insert "*meeting*".

Page 2, lines 12 and 13, strike "*five days after each meeting*".

Page 2, line 15, after "*education*" insert "*, after approval of the advisory committee has been received but not later than 60 days after the meeting*".

Offered by Erickson:

Page 1, line 21, after "*No*" insert "*more than one*".

H. F. No. 700 upon which it recommended to pass as amended by the Committee of the Whole on Thursday, April 10, 1975 and with the following amendment offered by McCollar:

Page 2, strike all the language on lines 15 to 25 and add the following:

"[PRIMARY ELECTION AUTHORITY.] *a. Cities of the First Class. Cities of the first class shall hold primary elections.*

b. Cities of the Second, Third, and Fourth Class. Any city of the second, third, or fourth class operating under a home rule charter which provides for a primary election shall hold a primary election. Any other city however organized may provide by ordinance or resolution for a primary election. The ordinance or resolution shall be adopted no later than six weeks before the date of the next regular municipal election and when adopted shall be effective until revoked."

Page 2, after line 25, add a new section as follows:

"Sec. 3. Minnesota Statutes 1974, Section 205.11, Subdivision 2, is amended to read:

Subd. 2. Primary election date. (THE CITY PRIMARY ELECTION SHALL BE HELD TWO WEEKS BEFORE THE REGULAR MUNICIPAL ELECTION OR AT SUCH OTHER TIME AS MAY BE DESIGNATED BY THE COUNCIL IN THE ORDINANCE OR RESOLUTION ADOPTING THE CITY PRIMARY ELECTION SYSTEM.) *a. Cities of the First Class. The Tuesday after the second Monday in September shall be the primary election date in cities of the first class.*

b. Cities of the Second, Third, and Fourth Class. In any city of the second, third, or fourth class, the ordinance or resolution establishing a primary election shall set the date of the primary election to be no earlier than the Tuesday after the second Monday in September and no later than 14 days prior to the date set for the regular municipal election. In home rule charter cities the date of the primary election shall be as provided in the charter, or the council may by ordinance or resolution set the date of the primary election to be the Tuesday after the second Monday in September."

And further to amend the title as follows:

Page 1, line 5 before "1" delete "Subdivision" and insert "Subdivisions".

Page 1, line 5, after "Subdivision 1" and before the semicolon insert the words "and 2".

H. F. No. 49 upon which it recommended to pass with the following amendment offered by Swanson:

Page 1, line 12, before ";" add "*or a licensed ambulance company*".

H. F. No. 911 upon which it recommended to pass with the following amendment offered by Sieloff:

Page 4, line 10, before "*with*" insert "*by one who is not the lawful owner who*".

H. F. No. 100 upon which it recommended to pass with the following amendment offered by Sherwood:

Page 1, line 13, after "*contest*" insert "*whereby entry fees are involved*".

Page 1, line 17, strike "*such*".

Page 1, line 17, after "*on*" insert "*such*".

Page 1, line 21, after "*established*" strike "*may be at a fee*" and insert in lieu thereof "*shall be issued without fee. The commissioner must either grant or deny the permit within 14 days, excluding holidays, after receipt of the permit application or the application is deemed granted.*".

Page 1, delete line 22.

H. F. No. 401 upon which it recommended to pass with the following amendment offered by Anderson, I.:

Page 4, line 12, after "*that*" delete the remainder of the line.

Page 4, strike line 13.

Page 4, line 14, delete "*and*" and insert:

"(1) for permits issued on or after the effective date of this act the total of such extensions shall not exceed three years from the date of the expiration of the original permit, and (2) for permits issued prior to the effective date of this act the total of such extensions and the original permit term shall not exceed ten years from date of issuance of the permit. All extensions granted pursuant to this subdivision".

H. F. No. 503 upon which it recommended to pass with the following amendment offered by Sherwood:

Page 1, strike all of line 11, and insert in lieu thereof "*that produces a permanent visual record*".

Page 1, line 12, strike "attachment".

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

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, April 21, 1975. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed and the Speaker declared the House adjourned until 2:00 p.m., Monday, April 21, 1975.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

