

STATE OF MINNESOTA

SIXTY-NINTH SESSION

FIFTY-SECOND DAY

SAINT PAUL, MINNESOTA, TUESDAY, MAY 13, 1975

The House convened at 11:00 a.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	Eckstein	Kaley	Munger	Sieben, H.
Adams, L.	Eken	Kalis	Neisen	Sieben, M.
Adams, S.	Enebo	Kelly, R.	Nelsen	Sieloff
Albrecht	Erickson	Kelly, W.	Nelson	Simoneau
Anderson, G.	Esau	Kempe, A.	Niehaus	Skoglund
Anderson, I.	Evans	Kempe, R.	Norton	Smith
Arlandson	Ewald	Ketola	Novak	Smogard
Beauchamp	Faricy	Knickerbocker	Osthoff	Spanish
Begich	Fjoslien	Knoll	Parish	Stanton
Berg	Forsythe	Kostohryz	Patton	Suss
Berglin	Friedrich	Kroening	Pehler	Swanson
Biersdorf	Fudro	Kvam	Peterson	Tomlinson
Birnstihl	Fugina	Laidig	Petrafeso	Ulland
Braun	George	Langseth	Philbrook	Vanasek
Brinkman	Graba	Lemke	Pleasant	Vento
Byrne	Hanson	Lindstrom	Prahl	Voss
Carlson, A.	Haugerud	Luther	Reding	Wenstrom
Carlson, L.	Heinitz	Mangan	St. Onge	Wenzel
Carlson, R.	Hokanson	Mann	Samuelson	White
Casserly	Jacobs	McCarron	Sarna	Wieser
Clark	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	
Doty	Kahn	Moe	Sherwood	

A quorum was present.

Rice was excused. Clawson was excused until 1:30 p.m.

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. No. 1441 and S. F. Nos. 234, 1353, 1553, 360, 886, 1424, 1501, 1628, 459, 795, 1261, 1422, 578, 370, 749, 271, 345, 1439, 1584, 1334, 1047, 1125, 840, 1054, 1238, 1575, 2, 454, 498 and 982 have been placed in the members' files.

S. F. No. 1353 and H. F. No. 1307, which had been referred to the Chief Clerk for comparison, were examined and found to be identical except H. F. No. 1307, page 2, lines 13 to 32, contains the following language:

"Sec. 4. Laws 1975, Chapter 5, Section 6, Subdivision 2, is amended to read:

Subd. 2. The precinct caucuses shall be held at the regular polling places for each precinct or other suitable places designated in the call, and no caucus may be adjourned to any other place or time. *A caucus may not be held in a private residence, unless no suitable public facility is available within reasonable distance of the polling place.*

In the event that there is only one suitable meeting place in the precinct polling place and the political parties cannot agree as to its use, the county auditor shall decide by lot prior to January 15, 1970, the party which is to receive the use of the meeting place in years evenly divisible by four and which party shall receive the use of the meeting place in other years in which a general election is held. The report of such selections by lot in the county shall be filed by the auditor with the county board which shall publish the same as a part of the minutes of the board meeting at which the report is filed."

Whereas S. F. No. 1353 does not contain this language.

H. F. No. 1307, page 3, lines 3 to 5 read:

"Subd. 2. Nominations for the election of (OFFICERS AND) delegates shall remain open for at least the first half hour of the caucus."

Whereas S. F. No. 1353, page 2, lines 15 to 17 read:

"Subd. 2. Nominations for the election of *permanent* officers and delegates shall remain open for at least the first half hour of the caucus."

In the title H. F. No. 1307, line 5, contains "and 2" whereas S. F. No. 1353, in the title, line 5, does not.

SUSPENSION OF RULES

Tomlinson moved that the rules be so far suspended that S. F. No. 1353 be substituted for H. F. No. 1307 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1424 and H. F. No. 1308, which had been referred to the Chief Clerk for comparison, were examined and found to be identical except H. F. No. 1308, page 2, line 5, contains "354A.06" whereas S. F. No. 1424, page 2, line 5, contains "354.20".

SUSPENSION OF RULES

Kelly, R., moved that the rules be so far suspended that S. F. No. 1424 be substituted for H. F. No. 1308 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 SECRETARY OF STATE
ST. PAUL 55155

May 12, 1975

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

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

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
	110	99	May 9	May 9

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

REPORTS OF STANDING COMMITTEES

Norton from the Committee on Appropriations to which was referred:

H. F. No. 398, A bill for an act relating to the pollution control agency; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1974, Section 116.18, Subdivisions 1 and 4.

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 787, A bill for an act relating to education; higher education coordinating commission; prescribing additional duties for the commission; authorization of reciprocity agreements; authorizing contracts with private colleges; providing for increasing scholarships and grants-in-aid; authorizing revenue bonds for student loans; appropriating money; amending Minnesota Statutes 1974, Sections 136A.04; 136A.05; 136A.08; 136A.101, Subdivision 4; 136A.121, Subdivision 3; 136A.171; 136A.20; 147.30; and 147.31.

Reported the same back with the following amendments:

Page 2, line 15, after the stricken period insert a new semi-colon.

Page 2, delete lines 16 to 21 and insert:

"(e) Develop in cooperation with the post-secondary systems, committee on appropriations of the house of representatives, committee on finance of the senate, and the departments of administration and finance a compatible budgetary reporting format designed to provide data of a nature to facilitate systematic review of the budget submissions of the university of Minnesota, the state college system, the state community college system and the public vocational technical schools; and which includes the relating of dollars to program output;"

Page 3, line 1, delete new semi-colon and insert a period.

Page 3, delete lines 2 to 7.

Page 3, line 13, delete "shall".

Page 5, line 8, delete "annually".

Page 5, line 10, delete "amounts necessary" and insert "sum of \$1,200,000".

Page 5, line 11, after the period insert *"Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium."*

Page 9, line 20, after *"medical"* insert *"and osteopathic"*.

Page 10, line 10, after the comma insert *"and to students domiciled in Minnesota and enrolled in an accredited medical school or school of osteopathy located outside the state,"*.

Page 10, line 24, restore *"three years"* and delete *"a period of 18"*.

Page 10, line 25, delete *"months for each initial or renewal period of the loan"*.

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 914, A bill for an act relating to education; children attending nonpublic schools; providing auxiliary services, textbooks, instructional materials and equipment; appropriating money.

Reported the same back with the following amendments:

Page 2, line 17, delete *"1974"*.

Page 3, line 12, delete *"education"* insert *"educational"*.

Page 3, line 25, delete *"limitd"* insert *"limited"*.

Page 4, line 18, delete *"or the state"*.

Page 4, line 28, after the period insert *"The commissioner shall allot to the school districts or intermediary service areas"*.

Page 4, line 30, after *"school"* insert *"which"*.

Page 5, line 14, after *"education"* insert *"and prior to September 1, 1975, and January 1 of each year thereafter, the state board shall promulgate rules and regulations specifically designating which items and devices are capable of being used for the instruction of religion or religious tenets"*.

Page 5, line 16, delete *"or the state"*.

Page 5, line 20, after the period insert "The commissioner shall allot to the school districts or intermediary service areas".

Page 5, line 22, after "school" insert "which".

Page 5, line 28, after "by" insert "a specific date".

Page 6, line 2, delete "wherever" insert "whenever".

Page 6, after line 14 insert:

"Sec. 6. In any event the commissioner shall make such payments to school districts or intermediary service areas pursuant to this act as are needed to meet contractual obligations incurred for the provision of benefits to nonpublic school students pursuant to sections 3, 4 or 5 of this act."

Renumber the sections in sequence.

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 920, A bill for an act relating to recreation; environmental preservation and energy conservation; conserving human and natural resources by promoting health and recreation and abating environmental pollution by encouraging the use of bicycles; providing for a bicycle registration system, and prescribing the powers and duties of the commissioner of public safety in relation thereto; directing the commissioner of public safety to study the use of bicycles on streets, highways, bicycle ways and bicycle lanes; providing for bicycle safety education in schools; prescribing a model bicycle ordinance for political subdivisions; directing the commissioner of natural resources to develop a plan for an interconnecting system of bicycle trails; providing for the construction of bicycle lanes or ways using federal funds; prescribing penalties; and appropriating money.

Reported the same back with the following amendments:

Page 2, line 31, delete "January" and insert "March".

Page 5, after line 11, insert:

"Subd. 3. Any person who knowingly sells or offers for sale a bicycle registered under this act which is not owned by him or a member of his family is guilty of theft and subject to punishment under Minnesota Statutes, Section 609.52, Subdivision 3."

Page 5, after line 17, insert the following:

"Sec. 11. Minnesota Statutes 1974, Section 43.09, Subdivision 2, is amended to read:

Subd. 2. [UNCLASSIFIED SERVICE.] The unclassified service compromises positions held by state officers or employees who are:

- (1) Chosen by election or appointed to fill an elective office;
- (2) Heads of departments required by law to be appointed by the governor or other elective officers, and the executive or administrative heads of departments, divisions and institutions specifically established by law, except that with respect to state institutions, the provisions of section 246.02 are hereby continued in effect; provided, this clause shall not apply to heads of divisions now existing in the department of labor and industry, nor to the director of the division of vocational rehabilitation in the department of education;
- (3) Except as herein otherwise enlarged, one private secretary to each of the elective officers of the state, and in addition thereto, one deputy, clerk, or employee to the secretary of state, state auditor, and state treasurer;
- (4) (SEASONAL) *Intermittent* help employed by the commissioner of public safety to assist in the issuance of (MOTOR) vehicle licenses;
- (5) Employees in the offices of the governor and of the lieutenant governor, and one confidential employee for the governor in the office of the adjutant general;
- (6) Officers and employees of the senate and house of representatives of the legislature including temporary or permanent employees of legislative committees or commissions. Employees of the legislative audit commission, except for the legislative auditor, his deputy, and his confidential secretary, however, shall be employees in the classified civil service of the state;
- (7) Teachers, research assistants, student employees on less than half-time pay basis or eligible under terms of the federal economic opportunity act work study program, presidents, deans, and administrative officers in the state colleges; but this clause shall not be construed to include the custodial, clerical, or maintenance employees, or any administrative officers, or clerical workers performing duties in connection with the business administration of these institutions;
- (8) Officers and enlisted persons in the national guard;

(9) Attorneys, legal assistants, examiners, and three confidential employees appointed by the attorney general or employed with his authorization;

(10) All courts and all employees thereof, referees, receivers, jurors, and notaries public, except referees and adjusters employed by the department of labor and industry;

(11) Patient and inmate help in state institutions;

(12) Members of the state highway patrol; provided that selection and appointment of highway patrol officers shall be made in accordance with applicable laws governing the classified state civil service;

(13) The deputy commissioner of agriculture, and the deputy director and assistant director of the Minnesota pollution control agency;

(14) One employee of the state treasurer, for the purpose of receiving and safekeeping assets deposited and maintained with the state treasurer, pursuant to Laws 1943, Chapter 591, and whose salary or compensation is to be reimbursed to the state under said act;

(15) Seasonal help employed by the department of revenue."

Page 6, line 31, delete "January" and insert "March".

Page 7, line 1, delete "January" and insert "March".

Page 7, line 15, delete "January" and insert "March".

Page 8, delete lines 8 to 19.

Page 10, after line 29, insert the following:

"Any political subdivision requiring bicycle registration according to state law shall notify the commissioner of public safety upon enactment of an ordinance to that effect."

Page 14, line 19, delete "\$250,000" and insert "\$564,000".

Page 14, line 31, after "general fund" insert "for the biennium ending June 30, 1977,"

Page 15, line 23, after "highways" insert "and transferred to the trunk highway fund".

Page 15, line 23, after "general fund" insert "for the biennium ending June 30, 1977,".

Renumber the sections accordingly.

Underline all new language.

Further amend the title as follows:

Line 19, after "money" insert "; amending Minnesota Statutes 1974, Section 43.09, Subdivision 2".

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 398, 787, 914 and 920 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1353 and 1424 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Osthoff; Sieben, M.; Simoneau; Johnson, D.; and Schreiber introduced:

H. F. No. 1813, A bill for an act relating to commerce; regulating open contract sales; providing that the contract of sale involved in an open contract sale be returned to the purchaser upon payment of the obligation.

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

Prahl; Munger; Anderson, I.; Biersdorf and Sherwood introduced:

H. F. No. 1814, A bill for an act relating to weights and measures; standard measurement of wood; providing standards for measurement of cords of aspen or spruce wood; amending Minnesota Statutes 1974, Section 239.33.

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

Vento, Corbid and Williamson introduced:

H. F. No. 1815, A bill for an act relating to insurance; requiring certain homeowners' and renters' insurance policies to provide liability protection against liabilities imposed under the Minnesota dram shop act.

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

Suss, Kahn, Stanton, Clawson and McCollar introduced:

H. F. No. 1816, A bill for an act relating to crimes; repealing laws prohibiting certain activities on the sabbath day; repealing Minnesota Statutes 1974, Sections 624.01; 624.02; 624.03; and 624.04.

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

Vento introduced:

H. F. No. 1817, A bill for an act relating to taxation; excise tax rates upon fermented malt beverages; amending Minnesota Statutes 1974, Section 340.47, Subdivision 2.

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

Nelson, Voss and Berglin introduced:

H. F. No. 1818, A bill for an act relating to taxation; taxes upon real property; establishing a deduction from gross income for the cost of improvements to certain homesteads to meet building code standards.

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

Philbrook, Munger, Novak, Berg and Petrafeso introduced:

H. F. No. 1819, A bill for an act relating to taxation; establishing an investment tax credit for the promotion of commuter vans; exempting sales of motor vehicles used in commuter van programs from sales and use taxation; amending Minnesota Statutes 1974, Sections 290.06, by adding a subdivision; and 297A.25, Subdivision 1.

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

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Anderson, I., for the Committee on Rules and Legislative Administration, pursuant to Rule 1.9, designated the following bills as Special Orders to be acted upon immediately following S. F. No. 551 on Special Orders for Tuesday, May 13, 1975:

S. F. Nos. 211, 954, 51, 917, 757, 1113 and 366, H. F. No. 943 and S. F. Nos. 624, 1102, 143, 949, 963, 747 and 46.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 100, A bill for an act relating to game and fish; authorizing the commissioner of natural resources to establish limitations on fishing contests and to issue special permits for fishing contests; amending Minnesota Statutes 1974, Section 101.42, by adding a subdivision.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1759, A bill for an act relating to the organization and operation of state government; appropriating and reappropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases; fixing and limiting the amount of fees to be collected in certain cases; providing penalties for misusing appropriated moneys; amending Minnesota Statutes 1974, Sections 12.21, Subdivision 3; 16.012; 16A.125, Subdivisions 5 and 6; 17A.11; 17B.15; 30.20; 116C.05; 116D.04, Subdivision 3; 144.61; 149.04; 176.611, Subdivision 6A; 181A.07; 308.905; 326.44; 326.64; 308.905; 347.33, Subdivision 3; 484.54;

and Laws 1965, Chapter 415, Section 1, Subdivisions 2 and 3; repealing Minnesota Statutes 1974, Sections 33.17; 88.063, Subdivision 2; and 246.32.

The Senate has appointed as such committee Messrs. Willet, Chenoweth, Borden, Fitzsimons and Josefson.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1743, A bill for an act relating to the organization and operation of the state government; appropriating moneys therefor, permitting transfers in certain cases and limiting the use thereof, including appropriations for the departments of public welfare, corrections, health, corrections ombudsman, various health related boards, public assistance programs, aid to dependent children, Minnesota supplemental assistance, and public relief.

The Senate has appointed as such committee Messrs. Perpich, G.; Doty; Moe; Renneke and Olson, J. L.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1758, A bill for an act relating to the organization and operation of state government; imposing regulations for community college operations; appropriating moneys with certain conditions for education and related purposes, including the university of Minnesota and its hospitals, state colleges, aids to libraries, community colleges, higher education coordinating commission, and moneys for medical education.

The Senate has appointed as such committee Messrs. Davies, Arnold, Tennessen, Ashbach and Hansen, Mel.

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. 666, A bill for an act relating to the city of Minneapolis; authorizing housing finance program; providing for the issuance of limited general obligation bonds.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Knoll moved that the House concur in the Senate amendments to H. F. No. 666 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 666, A bill for an act relating to the city of Minneapolis; authorizing housing finance program; providing for the issuance of limited general obligation bonds.

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 125, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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. 308, A bill for an act relating to health; defining and authorizing regulation of mass gatherings by the state board of health; amending Minnesota Statutes 1974, Section 144.12.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Carlson, L., moved that the House concur in the Senate amendments to H. F. No. 308 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 308, A bill for an act relating to health; defining and authorizing regulation of mass gatherings by the state board of health; amending Minnesota Statutes 1974, Section 144.12.

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 1, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Vanasek

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. 587, A bill for an act relating to department of administration; directing the release of certain lands and the conveyance of certain lands in Aitkin county.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Parish moved that the House concur in the Senate amendments to H. F. No. 587 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 587, A bill for an act relating to natural resources; directing the release of certain lands and the conveyance of certain lands in Aitkin county.

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 124, and nays 2, as follows:

Those who voted in the affirmative were:

Abeln	Albrecht	Arlandson	Berg	Birnstihl
Adams, L.	Anderson, G.	Berglin	Braun	Brinkman
Adams, S.	Anderson, I.	Begich	Biersdorf	

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

Those who voted in the negative were:

Smith Wigley

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. 264, A bill for an act relating to regional development commissioners; authorizing per diem compensation for members; amending Minnesota Statutes 1974, Section 462.388, Subdivision 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Anderson, G., moved that the House concur in the Senate amendments to H. F. No. 264 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 264, A bill for an act relating to regional development commissions; authorizing per diem compensation for members; amending Minnesota Statutes 1974, Section 462.388, Subdivision 5.

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 91, and nays 34, as follows:

Those who voted in the affirmative were:

Adams, L.	Dieterich	Knoll	Niehaus	Skoglund
Adams, S.	Doty	Kostohryz	Norton	Smith
Albrecht	Eckstein	Kroening	Novak	Smogard
Anderson, G.	Eken	Laidig	Osthoff	Spanish
Anderson, I.	Enebo	Langseth	Parish	Stanton
Arlandson	Fudro	Lemke	Patton	Swanson
Beauchamp	Haugerud	Lindstrom	Pehler	Tomlinson
Begich	Heinitz	Luther	Petrafeso	Ulland
Berglin	Hokanson	Mangan	Philbrook	Vanasek
Braun	Jacobs	Mann	Reding	Vento
Byrne	Jaros	McCarron	St. Onge	Voss
Carlson, L.	Jensen	McCollar	Samuelson	Wenstrom
Carlson, R.	Johnson, C.	McEachern	Sarna	White
Casserly	Johnson, D.	Meier	Schulz	Williamson
Clark	Jude	Menning	Setzepfandt	Speaker Sabo
Corbid	Kahn	Metzen	Sherwood	
Dahl	Kalis	Moe	Sieben, H.	
Dean	Kelly, W.	Munger	Sieben, M.	
DeGroat	Ketola	Neisen	Simoneau	

Those who voted in the negative were:

Abeln	Evans	Hanson	Kvam	Searle
Berg	Ewald	Jopp	Nelsen	Sieloff
Biersdorf	Faricy	Kaley	Peterson	Wenzel
Brinkman	Fjoslien	Kelly, R.	Prahl	Wieser
Carlson, A.	Forsythe	Kempe, A.	Savelkoul	Wigley
Erickson	Friedrich	Kempe, R.	Schreiber	Zubay
Esau	Fugina	Knickerbocker	Schumacher	

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. 281, A bill for an act relating to teachers; availability of teacher evaluations and files; amending Minnesota Statutes 1974, Section 125.12, Subdivision 6.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Petrafeso moved that the House concur in the Senate amendments to H. F. No. 281 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 281, A bill for an act relating to teachers; availability of teacher evaluations and files; amending Minnesota Statutes 1974, Sections 125.12, Subdivision 6; and 125.17, Subdivision 12.

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

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. 434, A bill for an act relating to agriculture; local pest control; amending Minnesota Statutes 1974, Section 18.022, Subdivision 1, and by adding a subdivision; and Chapter 18 by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Schulz moved that the House concur in the Senate amendments to H. F. No. 434 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 434, A bill for an act relating to agriculture; requiring local pest control programs to obtain prior approval by the commissioner of agriculture; authorizing rules; regulating the sale of nursery stock by out-of-state nurserymen; requiring certificates of inspection; providing reciprocity with other states; amending Minnesota Statutes 1974, Sections 18.022, by adding a subdivision; 18.55, Subdivision 2; and Chapter 18 by adding a section.

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 92, and nays 34, as follows:

Those who voted in the affirmative were:

Adams, L.	Dieterich	Kelly, W.	Munger	Simoneau
Anderson, G.	Doty	Kempe, A.	Neisen	Skoglund
Anderson, I.	Eckstein	Ketola	Nelson	Smith
Arlandson	Eken	Knoll	Norton	Smogard
Beauchamp	Enebo	Kostohryz	Novak	Spanish
Begich	Faricy	Kroening	Osthoff	Stanton
Berg	Fudro	Langseth	Parish	Suss
Berglin	Fugina	Lemke	Pehler	Swanson
Birnstihl	Hanson	Lindstrom	Petrafeso	Tomlinson
Braun	Haugerud	Luther	Prahl	Ulland
Brinkman	Hokanson	Mangan	Reding	Vanasek
Byrne	Jacobs	Mann	St. Onge	Vento
Carlson, A.	Jaros	McCarron	Samuelson	Voss
Carlson, L.	Jensen	McCollar	Sarna	Wenstrom
Carlson, R.	Johnson, C.	McEachern	Schulz	White
Casserly	Johnson, D.	Meier	Schumacher	Speaker Sabo
Clark	Jude	Menning	Setzepfandt	
Corbid	Kahn	Metzen	Sieben, H.	
Dahl	Kelly, R.	Moe	Sieben, M.	

Those who voted in the negative were:

Adams, S.	Evans	Kaley	Niehaus	Sieloff
Albrecht	Ewald	Kempe, R.	Peterson	Wenzel
Biersdorf	Fjoslien	Knickerbocker	Philbrook	Wieser
Dean	Forsythe	Kvam	Pleasant	Wigley
DeGroat	Friedrich	Laidig	Savelkoul	Williamson
Erickson	Heinitz	McCauley	Schreiber	Zubay
Esau	Jopp	Nelsen	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. 1506, A bill for an act relating to education; higher education coordinating commission; providing procedure for registration and approval of private post-secondary institutions.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Fugina moved that the House concur in the Senate amendments to H. F. No. 1506 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1506, A bill for an act relating to education; higher education coordinating commission; providing procedure for registration and approval of private post-secondary institutions.

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 128, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Williamson

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. 1262, A bill for an act relating to anatomical gifts; requiring morticians and certain other designated persons to obtain a written release prior to performing an eye enucleation procedure; amending Minnesota Statutes 1974, Section 595.924, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

White moved that the House concur in the Senate amendments to H. F. No. 1262 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1262, A bill for an act relating to anatomical gifts; requiring morticians and certain other designated persons to obtain a written release prior to performing an eye enucleation procedure; amending Minnesota Statutes 1974, Section 525.924, by adding a subdivision.

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 127, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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. 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.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Patton moved that the House concur in the Senate amendments to H. F. No. 775 and that the bill be repassed as amended by the Senate. The motion prevailed.

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.

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 131, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Anderson, G.	Begich	Birnstihl	Carlson, A.
Adams, L.	Anderson, I.	Berg	Braun	Carlson, L.
Adams, S.	Arlandson	Berglin	Brinkman	Carlson, R.
Albrecht	Beauchamp	Biersdorf	Byrne	Cassery

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

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. 184, A bill for an act relating to education; providing for a reduction of state aid to school districts permitting violation of state laws prohibiting discrimination; directing the filing of assurances of compliance with state and federal law; amending Minnesota Statutes 1974, Section 124.15, Subdivisions 2 and 3, and by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Byrne moved that the House concur in the Senate amendments to H. F. No. 184 and that the bill be repassed as amended by the Senate. The motion prevailed.

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 laws prohibiting discrimination; directing the filing of assurances of compliance with state and federal law; amending Minnesota Statutes 1974, Section 124.15, Subdivisions 2 and 3, and by adding a subdivision.

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 82, and nays 44, as follows:

Those who voted in the affirmative were:

Abeln	Dieterich	Kostohryz	Parish	Spanish
Adams, L.	Enebo	Kroening	Pehler	Stanton
Anderson, I.	Faricy	Lemke	Petrafeso	Suss
Arlandson	Fjoslien	Lindstrom	Philbrook	Swanson
Beauchamp	Fugina	Luther	Pleasant	Tomlinson
Berg	Hanson	Mangan	Prahl	Uiland
Berglin	Hokanson	McCarron	Reding	Vanasek
Brinkman	Jacobs	McCollar	Samuelson	Vento
Byrne	Jaros	Meier	Schulz	Voss
Carlson, A.	Johnson, C.	Metzen	Schumacher	Wenstrom
Carlson, L.	Johnson, D.	Moe	Sherwood	Wenzel
Carlson, R.	Jude	Munger	Sieben, H.	White
Casserly	Kahn	Neisen	Sieben, M.	Williamson
Clark	Kelly, W.	Nelsen	Sieloff	Speaker Sabo
Corbid	Kempe, A.	Nelson	Simoneau	
Dahl	Knickerbocker	Norton	Skoglund	
Dean	Knoll	Novak	Smogard	

Those who voted in the negative were:

Albrecht	Eken	Haugerud	Langseth	St. Onge
Anderson, G.	Erickson	Jensen	Mann	Sarna
Begich	Esau	Jopp	McCauley	Savelkoul
Biersdorf	Evans	Kaley	McEachern	Schreiber
Birnstihl	Ewald	Kalis	Menning	Searle
Braun	Forsythe	Kempe, R.	Niehaus	Wieser
DeGroat	Friedrich	Ketola	Osthoff	Wigley
Doty	Fudro	Kvam	Patton	Zubay
Eckstein	Graba	Laidig	Peterson	

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. 432, A bill for an act relating to statutory cities; park boards; permitting park boards of three, five, seven or nine members; amending Minnesota Statutes 1974, Section 412.501.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Ketola moved that the House concur in the Senate amendments to H. F. No. 432 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 432, A bill for an act relating to statutory cities; park boards; permitting park boards of three, five, seven or nine members; amending Minnesota Statutes 1974, Section 412.501.

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 132, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Eckstein	Kaley	Munger	Sieben, H.
Adams, L.	Eken	Kalis	Neisen	Sieben, M.
Adams, S.	Enebo	Kelly, R.	Nelsen	Sieloff
Albrecht	Erickson	Kelly, W.	Nelson	Simoneau
Anderson, G.	Esau	Kempe, A.	Niehaus	Skoglund
Anderson, I.	Evans	Kempe, R.	Norton	Smith
Arlandson	Ewald	Ketola	Novak	Smogard
Beauchamp	Faricy	Knickerbocker	Osthoff	Spanish
Begich	Fjoslien	Knoll	Parish	Stanton
Berg	Forsythe	Kostohryz	Patton	Suss
Berglin	Friedrich	Kroening	Pehler	Swanson
Biersdorf	Fudro	Kvam	Peterson	Tomlinson
Birnstihl	Fugina	Laidig	Petraleso	Ulland
Braun	George	Langseth	Philbrook	Vanasek
Brinkman	Graba	Lemke	Pleasant	Vento
Byrne	Hanson	Lindstrom	Prahl	Voss
Carlson, A.	Haugerud	Luther	Reding	Wenstrom
Carlson, L.	Heinitz	Mangan	St. Onge	Wenzel
Carlson, R.	Hokanson	Mann	Samuelson	White
Casserly	Jacobs	McCarron	Sarna	Wieser
Clark	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	
Doty	Kahn	Moe	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. 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.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Fudro moved that the House concur in the Senate amendments to H. F. No. 1499 and that the bill be repassed as amended by the Senate. The motion prevailed.

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.

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 131, and nays 0, as follows:

Those who voted in the affirmative were:

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

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. 416, A bill for an act relating to the city of Robbinsdale; firemen's service pensions; amending Laws 1969, Chapter 1105, Sections 1, 2, and 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Parish moved that the House concur in the Senate amendments to H. F. No. 416 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 416, A bill for an act relating to the city of Robbinsdale; firemen's service pensions; amending Laws 1969, Chapter 1105, Sections 1 and 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 132, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Eckstein	Kaley	Munger	Sieben, H.
Adams, L.	Eken	Kalis	Neisen	Sieben, M.
Adams, S.	Enebo	Kelly, R.	Nelsen	Sieloff
Albrecht	Erickson	Kelly, W.	Nelson	Simoneau
Anderson, G.	Esau	Kempe, A.	Niehaus	Skoglund
Anderson, I.	Evans	Kempe, R.	Norton	Smith
Arlandson	Ewald	Ketola	Novak	Smogard
Beauchamp	Faricy	Knickerbocker	Osthoff	Spanish
Begich	Fjoslien	Knoll	Parish	Stanton
Berg	Forsythe	Kostohryz	Patton	Suss
Berglin	Friedrich	Kroening	Pehler	Swanson
Biersdorf	Fudro	Kvam	Peterson	Tomlinson
Birnstihl	Fugina	Laidig	Petrafeso	Ulland
Braun	George	Langseth	Philbrook	Vanasek
Brinkman	Graba	Lemke	Pleasant	Vento
Byrne	Hanson	Lindstrom	Prahl	Voss
Carlson, A.	Haugerud	Luther	Reding	Wenstrom
Carlson, L.	Heinitz	Mangan	St. Onge	Wenzel
Carlson, R.	Hokanson	Mann	Samuelson	White
Cassery	Jacobs	McCarron	Sarna	Wieser
Clark	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	
Doty	Kahn	Moe	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. 779, A bill for an act relating to retirement; including employees of the metropolitan inter-county council in

membership in the public employees retirement association; amending Minnesota Statutes 1974, Chapter 353, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Parish moved that the House concur in the Senate amendments to H. F. No. 779 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 779, A bill for an act relating to retirement; including employees of the metropolitan inter-county council in membership in the public employees retirement association; amending Minnesota Statutes 1974, Chapter 353, by adding a section.

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 129, and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Brinkman Faricy

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. 197, A bill for an act relating to public welfare; hospitalization and commitment; providing review for the admission and retention of mental patients in federal hospitals; amending Minnesota Statutes 1974, Section 253A.16, Subdivisions 1, 2, 3, and 4

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Samuelson moved that the House concur in the Senate amendments to H. F. No. 197 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 197, A bill for an act relating to public welfare; hospitalization and commitment; providing review for the admission and retention of mental patients in federal hospitals; amending Minnesota Statutes 1974, Section 253A.16, Subdivisions 1, 2, 3, and 4.

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 132, and nays 0, as follows:

Those who voted in the affirmative were:

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

Sieloff	Spanish	Ulland	Wenzel	Zubay
Simoneau	Stanton	Vanasek	White	Speaker Sabo
Skoglund	Suss	Vento	Wieser	
Smith	Swanson	Voss	Wigley	
Smogard	Tomlinson	Wenstrom	Williamson	

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. 1133, A bill for an act relating to police pensions in the city of Duluth; amending Laws 1953, Chapter 91, Section 1, Subdivisions 7; and 8, as amended; Section 7; and Section 11, Subdivisions 1, as amended; and 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Jaros moved that the House concur in the Senate amendments to H. F. No. 1133 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1133, A bill for an act relating to police pensions in the city of Duluth; amending Laws 1953, Chapter 91, Section 1, Subdivisions 7; and 8, as amended; Section 7; and Section 11, Subdivisions 1, as amended; and 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 131, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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. 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.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Begich moved that the House concur in the Senate amendments to H. F. No. 1501 and that the bill be repassed as amended by the Senate. The motion prevailed.

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.

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 131, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Ariandson	Birnstihl	Carlson, R.	DeGroat
Adams, L.	Beauchamp	Braun	Casserly	Dieterich
Adams, S.	Begich	Brinkman	Clark	Doty
Albrecht	Berg	Byrne	Corbid	Eckstein
Anderson, G.	Berglin	Carlson, A.	Dahl	Eken
Anderson, I.	Biersdorf	Carlson, L.	Dean	Enebo

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

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

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 66, A bill for an act relating to game and fish; authorizing certain handicapped hunters to transport uncased but unloaded firearms; providing permanent permits for handicapped hunters; amending Minnesota Statutes 1974, Section 98.48, Subdivision 12.

And the Senate respectfully requests that a Conference Committee of three members be appointed thereon. Messrs. Perpich, G.; Moe and Patton have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

McEachern moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 66. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 976 and 1105.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 159 and 1231.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 976, A bill for an act relating to Winona, Goodhue and Olmsted counties; authorizing issuance of an on-sale license for the sale of intoxicating liquor.

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

S. F. No. 1105, A bill for an act relating to crimes; specifying the acts constituting the offense of tampering with a witness; prescribing penalties; amending Minnesota Statutes 1974, Section 609.42, Subdivision 1.

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

S. F. No. 159, A bill for an act relating to health professions; authorizing the board of medical examiners to reprimand, censure, place on probation, apply for cease and desist orders for a person adjudged unqualified to practice medicine; amending Minnesota Statutes 1974, Section 147.021, by adding a subdivision.

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

S. F. No. 1231, A bill for an act relating to intoxicating liquor; authorizing extension of Sunday sales hours; amending Minnesota Statutes 1974, Section 340.14, Subdivision 5.

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

Hanson was excused between the hours of 12:30 p.m. and 3:30 p.m.

CONSIDERATION UNDER RULE 1.10

Pursuant to Rule 1.10, Kelly, W., requested immediate consideration of S. F. Nos. 711 and 39.

S. F. No. 711 was reported to the House.

Stanton moved to amend S. F. No. 711, as follows:

Page 2, line 4, delete "*senior citizens*" and insert "*individuals who are 60 years of age or over*".

Page 2, line 8, delete "*to*" and insert "*through*".

Page 2, line 8, after the comma insert "*wherever delivered, prepared or served*".

Page 2, delete lines 28 to 29 and strike lines 30 to 31.

Page 2, line 32, delete "*15*" and insert "*14*".

Page 3, after line 2 insert:

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

Further, amend the title as follows:

Line 4, delete "*senior*".

Line 5, delete "*citizens*" and insert "*individuals who are 60 years of age or over, and their spouses*".

Line 8, delete "*subdivisions*" and insert "*a subdivision*".

The motion prevailed and the amendment was adopted.

S. F. No. 711, A bill for an act relating to taxation; sales and use tax; definitions; excluding from term sale and purchase meals and drinks delivered or served to senior citizens or the handicapped by governmental or nonprofit organizations; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 3, and by adding subdivisions.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 39 was reported to the House.

Casserly moved to amend S. F. No. 39, as follows:

Page 2, delete lines 1 to 6, including the amendments adopted in the House Tax Committee on Thursday, May 8, and insert:

"(4) Purchase or use of any motor vehicle previously registered in the state of Minnesota by any corporation or partnership when such transfer constitutes a transfer within the meaning of sections 351 or 721 of the Internal Revenue Code of 1954, as amended through December 31, 1974."

The motion prevailed and the amendment was adopted.

S. F. No. 39, A bill for an act relating to taxation; providing exemptions from the motor vehicle excise tax; amending Minnesota Statutes 1974, Section 297B.03.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kelly, R.	Meier	Reding	Simoneau	Williamson
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The bill was passed, as amended, and its title agreed to.

Pursuant to Rule 1.10, Norton requested immediate consideration of H. F. Nos. 210, 649, 1199 and 1722.

H. F. No. 210 was reported to the House.

Norton moved to amend H. F. No. 210, as follows:

Page 1, line 6, strike Section 1 of the bill.

Renumber the sections accordingly.

The motion prevailed and the amendment was adopted.

H. F. No. 210, A bill for an act relating to public health; providing nutritional supplements to high risk women and children; appropriating money.

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albrecht Nelsen Niehaus

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

H. F. No. 649 was reported to the House.

Hokanson moved to amend H. F. No. 649 as follows:

Page 9, line 10, strike everything after the period and strike all of lines 11, 12, 13, 14, and 15, and insert in lieu thereof the following:

"There is appropriated from the general fund the sum of \$100,000 to the director of the office of human services for preliminary organization of the office upon passage of this act. The office is authorized either temporary or permanent positions upon approval by the legislative advisory committee of the office's work program, priorities and proposed job assignments. Such other financing as may be required shall be from the general contingent account and shall be authorized prior to the employment of additional personnel. There is appropriated to the general contingent account from the general fund for the biennium ending June 30, 1977, the sum of \$400,000."

Further, amend the title as follows:

Line 2, strike "encouraging" and insert "supporting".

Line 3, strike "development" and insert "operation".

The motion prevailed and the amendment was adopted.

H. F. No. 649, A bill for an act relating to human services; supporting the operation of human services boards; creating a state office of human services; providing for the development of a unified state plan and budget for human services; appropriating money; amending Minnesota Statutes 1974, Sections 402.01, Subdivision 1; 402.02, Subdivisions 1 and 2, and by adding subdivisions; 402.04, Subdivision 1; 402.05, Subdivisions 1 and 2; and 402.08 and repealing Minnesota Statutes 1974, Section 402.05, Subdivision 3.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albrecht	Fjoslien	Prahl	Smith	Wieser
Esau	Niehaus			

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

H. F. No. 1199, A bill for an act relating to treatment for alcohol and drug abuse; providing for programs of intervention and treatment for employees and underserved groups; appropriating money; amending Minnesota Statutes 1974, Section

254A.02, by adding subdivisions; and Chapter 254A, by adding sections.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Friedrich Jopp Wigley

The bill was passed and its title agreed to.

H. F. No. 1722 was reported to the House.

Norton moved to amend H. F. No. 1722, as follows:

Page 15, line 5, delete "*and I-394*" and insert "*in Ramsey county, nor for proposed I-394 between I-494 and the Hawthorne interchange*".

Page 15, line 13, delete "*Constructing*" and insert "*Construction of*".

Page 15, line 19, delete "*Providing for*" and insert "*Construction of*".

Page 15, line 20, delete "*any existing trunk highway designated as I-394*" and insert "*Legislative Routes No. 10 and No. 107 marked TH12 between I-494 and the Hawthorne interchange in the city of Minneapolis*".

Page 15, line 22, delete "*highway*" and insert "*purpose except which is strictly necessary for construction of six lanes of travel on said highway*".

Page 15, line 23, delete "*Constructing*" and insert "*Construction of*".

The motion prevailed and the amendment was adopted.

Berg moved to amend H. F. No. 1722, as amended, as follows:

Page 6, line 16, after the word "*fund*" and before the word "*sum*" delete the word "*the*" and insert the word "*a*".

Page 6, line 16, after the word "*sum*" and before the word "*\$31,000,000*" delete the word "*of*" and insert the words "*not to exceed*".

Page 6, line 18, after the words "*Section 4*" and before the period insert the following words: "*; provided that no more than \$2,000,000 shall be used to pay up to two-thirds of the total operating deficits of the public transit systems within the state other than the metropolitan transit commission, and no more than \$29,000,000 shall be used to pay up to two-thirds of the total operating deficit of the metropolitan transit commission through calendar year 1977; and provided further that no more than \$3,000,000 of the appropriated funds shall be used by that metropolitan transit commission for operating assistance in calendar year 1975*".

And delete the word "*Twenty*".

Page 6, delete all of lines 19 and 20.

Page 6, line 21, before the word "*An*" delete the word "*assistance*".

Page 6, line 28, after the word "*COMMISSION.]*" and before the word "*allocated*" delete the words "*The \$29,000,000*" and insert the following words: "*Notwithstanding any law to the contrary, the funds*".

Page 6, line 28, after the words "*to the*" delete the word "*metropolitan*" and insert the word "*metropolitan*".

Page 6, line 30, after the word "*commission*" delete the words "*in the*" and insert the words: "*on a quarterly basis, in a manner to be determined by the state planning agency*".

Page 6, delete all of lines 31 and 32.

Page 7, delete all of lines 1 through 9.

The motion prevailed and the amendment was adopted.

Voss moved to amend H. F. No. 1722, as amended, as follows:

Page 2, line 24, after "years;" delete the remainder of the line.

Page 2, delete all of lines 25 through 29.

Page 2, line 30, delete everything before the word "plus".

The motion prevailed and the amendment was adopted.

Berglin, Patton, Luther, Novak and Schreiber moved to amend H. F. No. 1722, as amended, as follows:

Page 19, line 11, strike "may" and insert "shall".

Page 19, line 15, after "state" and before the ",", insert "when federal funds are available".

The motion prevailed and the amendment was adopted.

Ulland, Doty, and Jaros moved to amend H. F. No. 1722, as amended, as follows:

Page 17, after line 32, insert the following:

"Sec. 18. From and after the day following the final enactment of this act, the department of highways shall not cause any construction of a roadway to interstate freeway design standards on the trunk highway designated at 135 or Route No. 390, or on any other trunk highway, beyond the terminus of Legislative Route No. 395, being a point on Route No. 103 at or near the intersection of Superior Street and Tenth Avenue East in the city of Duluth."

Renumber the sections in sequence.

Johnson, D., moved to amend the Ulland, Doty and Jaros amendment to H. F. No. 1722, as follows:

Line 11, after "Duluth" insert "Notwithstanding any law or regulation, the moneys instead shall be used for reconstruction of Highway 61 between Two Harbors and Silver Bay".

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

The question recurred on the Ulland, Doty and Jaros amendment. The motion prevailed and the amendment was adopted.

Wigley moved to amend H. F. No. 1722, as amended, as follows:

Page 2, after Sec. 2, add a new section as follows:

"Sec. 3. [EXPIRATION.] *Sections 1 and 2 shall expire on June 30, 1977.*"

Renumber sections accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 27, and nays 89, as follows:

Those who voted in the affirmative were:

Adams, S.	Esau	Jopp	Peterson	Wigley
Albrecht	Evans	Kaley	Pleasant	Williamson
Begich	Fjoslien	Kvam	Sarna	Zubay
Carlson, A.	Forsythe	Laidig	Savelkoul	
Dean	Friedrich	Nelsen	Schreiber	
Erickson	Heinitz	Niehaus	Sieloff	

Those who voted in the negative were:

Abeln	Dieterich	Ketola	Moe	Sieben, H.
Adams, L.	Doty	Knickerbocker	Munger	Sieben, M.
Anderson, G.	Eckstein	Knoll	Neisen	Simoneau
Anderson, I.	Eken	Kostohryz	Nelson	Skoglund
Arlandson	Enebo	Kroening	Norton	Smogard
Beauchamp	Ewald	Langseth	Novak	Stanton
Berg	George	Lemke	Parish	Suss
Berglin	Hokanson	Lindstrom	Patton	Tomlinson
Biersdorf	Jacobs	Luther	Pehler	Ulland
Brinkman	Jaros	Mangan	Petrafeso	Vanasek
Byrne	Johnson, C.	Mann	Philbrook	Vento
Carlson, L.	Johnson, D.	McCarron	Prahl	Voss
Carlson, R.	Jude	McCauley	Reding	Wenstrom
Casserly	Kahn	McCollar	St. Onge	Wenzel
Clark	Kalis	McEachern	Samuelson	White
Clawson	Kelly, R.	Meier	Schulz	Wieser
Corbid	Kelly, W.	Menning	Schumacher	Speaker Sabo
DeGroat	Kempe, A.	Metzen	Setzepfandt	

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

Norton moved to amend H. F. No. 1722, as amended, as follows:

Page 16, line 9, after "*located,*" strike "*for public park purposes only,*" and insert in lieu thereof "*for public purposes, or sold for utilization in a manner compatible with the immediate residential area through which it passes,*"

The motion prevailed and the amendment was adopted.

Dahl moved to amend H. F. No. 1722, as amended by the Norton amendment, as follows:

Page 15, line 22, delete "*strictly*".

The motion prevailed and the amendment was adopted.

McCarron moved to amend H. F. No. 1722, as amended, as follows:

Page 6, after line 13, insert a new section as follows:

"Sec. 7. MINNESOTA LAWS, 1975, Chapter 13, Section 71, Subd. 5 is amended to read:

Subd. 5. BUS SYSTEM FARES. The commission shall not charge bus system passengers a total fare of more than \$.50 for any ride; except that the commission (MAY ESTABLISH SEPARATE FARES FOR PASSENGERS ON EXPRESS BUS SERVICE.) *shall establish a total fare of not more than \$.10 for all persons under the age of 18, for transit service between the hours of 9:00 A.M. and 3:30 P.M. and from 6:30 P.M. until the last bus on Monday through Friday of each week and all day Saturday and Sunday.*"

Further amend the title, line 23, strike "and 4" insert ", 4 and 5".

A roll call was requested and properly seconded.

POINT OF ORDER

Knickerbocker raised a point of order pursuant to Rule 3.9 on the McCarron amendment. The Speaker ruled the point of order not well taken.

George moved to amend the McCarron amendment to H. F. No. 1722, as amended, as follows:

Line 3, restore the stricken language up to "(BUS SERVICE)".

Further before "*shall*" insert "*and*".

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

The question recurred on the adoption of the McCarron amendment and the roll being called, there were yeas 30, and nays 80, as follows:

Those who voted in the affirmative were:

Abeln	Eken	Johnson, D.	McEachern	Sieloff
Anderson, I.	Enebo	Jopp	Nelson	Simoneau
Begich	Fjoslien	Luther	Norton	Vento
Braun	George	McCarron	Patton	Voss
Carlson, L.	Haugerud	McCauley	Pehler	Wigley
Dieterich	Jacobs	McCollar	St. Onge	Williamson

Those who voted in the negative were:

Adams, L.	Dean	Kelly, W.	Neisen	Sieben, H.
Adams, S.	Doty	Ketola	Nelsen	Sieben, M.
Albrecht	Eckstein	Knickerbocker	Niehaus	Skoglund
Anderson, G.	Erickson	Knoll	Novak	Smith
Arlandson	Esau	Kostohryz	Parish	Smogard
Beauchamp	Ewald	Kroening	Peterson	Spanish
Berg	Forsythe	Kvam	Petrafeso	Stanton
Berglin	Graba	Langseth	Philbrook	Suss
Birnstihl	Heinitz	Lemke	Pleasant	Swanson
Byrne	Hokanson	Lindstrom	Prahl	Tomlinson
Carlson, A.	Jensen	Mangan	Savelkoul	Vanasek
Carlson, R.	Johnson, C.	Mann	Schreiber	Wenstrom
Cassery	Jude	Meier	Schulz	Wenzel
Clark	Kahn	Menning	Schumacher	Wieser
Clawson	Kaley	Moe	Setzepfandt	Zubay
Corbid	Kalis	Munger	Sherwood	Speaker Sabo

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

Wigley moved to amend H. F. No. 1722, as amended, as follows:

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

"Section 1. [ADDITIONAL EXCISE TAX IMPOSED.] *There is hereby imposed an excise tax of one cent per gallon, in addition to the excise tax imposed by Minnesota Statutes, Sections 296.02, Subdivision 1, and 296.025, Subdivision 1, on all gasoline and special fuel used in producing and generating power for propelling motor vehicles used on the public highways of this state. This tax shall be payable at the times, in the manner, and by the persons specified in Minnesota Statutes, Sections 296.02, Subdivision 1, and 296.025, Subdivision 1.*

Sec. 2. *The increased tax imposed by section 1 applies to all gasoline in distributor storage on July 1, 1975.*

Sec. 3. [ADDITIONAL EXCISE TAX IMPOSED.] *There is hereby imposed an excise tax of one cent per gallon, in addition to the excise tax imposed by Minnesota Statutes, Sections 296.02, Subdivision 1, 296.025, Subdivision 1, and Section 1 of this act on all gasoline and special fuel used in producing and generating power for propelling motor vehicles used on the public highways of this state. This tax shall be payable at the times,*

in the manner, and by the persons specified in Minnesota Statutes, Sections 296.02, Subdivision 1, and 296.025, Subdivision 1.

Sec. 4. *Section 3 shall commence on July 1, 1976.*

Sec. 5. [EXPIRATION.] *Sections 1 to 4 shall expire on June 30, 1977.*

Sec. 6. *Minnesota Statutes 1974, Section 297B.09, is amended to read:*

297B.09 [ALLOCATION OF REVENUE.] *All moneys collected and received under Laws 1971, Chapter 853, shall be allocated monthly by the motor vehicle registrar to the state commissioner of revenue and by him shall be paid to the state treasurer and 50 percent thereof shall be deposited and transmitted as provided in sections 297A.44 and 297A.51. The remaining 50 percent shall be deposited in the trunk highway fund for trunk highway purposes.*

Sec. 7. *There is hereby appropriated from the general fund to the metropolitan transit commission the sum of \$9,000,000. The payment of this appropriation shall be made prior to June 30, 1975.*

Sec. 8. *There is hereby appropriated from the general fund to the state planning agency the sum of \$2,000,000 for the purposes specified in Laws 1974, Chapter 534. No money appropriated by this section shall be expended in the area of the state under the jurisdiction of the metropolitan council. The payment of this appropriation shall be made prior to June 30, 1975.*

Sec. 9. *There is hereby appropriated from the general fund to the metropolitan council the sum of \$20,000,000. The appropriation shall be used to finance pilot mass transit projects developed by the metropolitan transit commission. The appropriation shall be paid only upon the order of the governor who shall prior to issuing such an order consult with the legislative advisory commission.*

Sec. 10. [MINNESOTA STATE TRANSPORTATION FUND.] *Subdivision 1. State assistance is needed to supplement local effort in financing capital improvements to preserve and develop a balanced transportation system throughout the state. Such a system is a proper function and concern of state government and necessary to protect the safety and personal and economic welfare of all citizens. Immediate needs are reconstruction and addition of key bridges and approaches to remove obstructions to the flow of traffic on state and county roads.*

Subd. 2. A Minnesota state transportation fund is created as a separate bookkeeping account in the general books of ac-

count of the state, to record receipts and disbursements of money appropriated from the fund to agencies and counties of the state for the acquisition and betterment of public land, buildings, and capital improvements needed for the development of the state transportation system.

Subd. 3. The state treasurer shall deposit in the fund as received all proceeds of Minnesota state transportation bonds, except accrued interest and premiums; all other money appropriated by law for the purposes of the fund; and all money granted to the state for these purposes by the federal government or any agency thereof. All such receipts are annually appropriated for the permanent construction and improvement purposes of the fund and shall be and remain available for expenditure in accordance with this section and applicable federal laws until the purposes for which the appropriations were made have been accomplished or abandoned. Upon certification to the commissioner of finance by the agency or county to which any appropriation of bond proceeds has been made that the purpose thereof has been accomplished or abandoned, any unexpended balance of the appropriation, unless reappropriated by law, shall be transferred to the state bond fund and is appropriated to reduce the amount of tax otherwise required by the constitution to be levied for that fund.

Subd. 4. Before disbursement of an appropriation from the fund to the commissioner of highways for construction of bridges and approaches on the trunk highway system, the commissioner of highways shall certify to the commissioner of finance that the project for which the funds are appropriated has been reviewed by the proper state, regional development commissions, or metropolitan council as the case may be, for consistency with the long term comprehensive development plans and guides for which that agency is responsible.

Subd. 5. Before disbursement of an appropriation from the fund to the commissioner of highways for grants of funds to counties, the commissioner of highways shall certify to the commissioner of finance:

(1) That the project for which the grant is made has been reviewed as provided in subdivision 4;

(2) That the project conforms to the program authorized by the appropriation law and to standards, criteria and priorities established by the law and rules adopted by the commissioner of highways consistent therewith; and

(3) That the financing of any estimated cost of the project in excess of the amount of the grant is assured by the appropriation of the proceeds of bonds or other funds of the county, or by a grant from an agency of the federal government, within the amount of funds then appropriated to that agency and al-

located by it to projects within the state, and by an irrevocable undertaking, in a resolution of the governing body of the county, to use all funds so made available exclusively for the project, and to pay any additional amount by which the cost exceeds the estimate through appropriation to the construction fund of additional funds or the proceeds of additional bonds to be issued by the county.

Subd. 6. Procedures for application for grants from the fund, conditions for their administration, standards for eligibility, and criteria for priority, unless in cooperation with the county road authorities and regional planning agencies in the laws authorizing the grants, shall be established by the commissioner of highways consistent with those laws. Criteria for determining priorities and amounts of grants shall be based on consideration of:

(1) Effectiveness of the project in eliminating a deficiency in the transportation system;

(2) Number of persons affected by the deficiency;

(3) Economic feasibility;

(4) Effect on optimum land use and other concerns of state and regional planning;

(5) Availability of other financing capability; and

(6) Adequacy of provision for proper operation and maintenance after construction.

Subd. 7. The commissioner of highways shall develop rules, standards and criteria, including bridge specifications, in cooperation with county road authorities and regional planning agencies, for use in the administration of funds appropriated to the commissioner for recommendation to the state planning agency in the administration of grants to counties.

Sec. 11. [MINNESOTA STATE TRANSPORTATION BONDS.] Subdivision 1. For the purpose of providing money appropriated to agencies or counties of the state from the Minnesota state transportation fund for the acquisition and betterment of public land, buildings, and capital improvements needed for the development of the state transportation system, when such appropriations or loans are authorized by law and funds therefor are requested by the governor, the commissioner of finance shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith and credit and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a law specifying the purpose thereof and the

maximum amount of the proceeds authorized to be expended for that purpose. Any such law, together with this section, constitutes complete authority for the issue, and such bonds shall not be subject to restrictions or limitations contained in any other law.

Subd. 2. The bonds shall be sold upon sealed bids and upon notice, at a price, in form and denominations, bearing interest at a rate or rates, maturing in amounts and on dates, subject to prepayment upon notice and at times and prices, payable at a bank or banks within or outside the state, with or without provisions for registration, conversion, exchange, and issuance of notes in anticipation of the sale or delivery of definitive bonds, and in accordance with further regulations, as the commissioner of finance shall determine subject to the approval of the attorney general, but not subject to the provisions of Minnesota Statutes, Sections 15.0411 to 15.0422. The bonds shall be executed by the commissioner of finance and attested by the state treasurer under their official seals. The signatures on the bonds and on any interest coupons and the seals may be printed or otherwise reproduced, except that each bond shall be authenticated by the manual signature on its face of one of the officers or of a person authorized to sign on behalf of a bank designated by them as authenticating agent. The commissioner of finance shall ascertain and certify to the purchasers of the bonds the performance and existence of all acts, conditions, and things necessary to make them valid and binding general obligations of the state of Minnesota, subject to the approval of the attorney general.

Subd. 3. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including but not limited to actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the Minnesota state transportation fund and the amounts necessary therefor are appropriated from that fund; provided that if any amount is specifically appropriated for this purpose in an act authorizing the issuance of bonds pursuant to this section, such expenses shall be limited to the amount so appropriated.

Subd. 4. The commissioner of finance shall maintain in the state bond fund a separate bookkeeping account designated as the Minnesota state transportation bond account, to record receipts and disbursements of money transferred to the fund to pay Minnesota state transportation bonds and interest thereon, and of income from the investment of such money, which income shall be credited to the account in each fiscal year in an amount equal to the approximate average rate of return that year on all funds invested by the state treasurer, as determined by the treasurer, times the average balance in the account that year.

Subd. 5. The premium and accrued interest received on each issue of Minnesota state transportation bonds shall be credited

to the bond account. There shall also be credited to the bond account from the general fund in the state treasury, on November 1 in each year, a sum of money equal to the amount of the tax which the constitution would otherwise require to be levied for collection in the following year, to increase the balance in the account to an amount sufficient to pay principal and interest due and to become due with respect to Minnesota state transportation bonds. All money so credited and all income from the investment thereof is annually appropriated to the bond account for the payment of such bonds and interest thereon, and shall be available in the bond account prior to the levy of the tax for the state bond fund in any year as required by the constitution. The commissioner of finance and the state treasurer are directed to make the appropriate entries in the accounts of the respective funds.

Subd. 6. On or before December 1 in each year, if the full amount appropriated to the bond account in subdivision 5 has not been credited thereto, the tax required by the constitution shall be levied upon all taxable property within the state. This tax shall be levied upon all real property used for the purposes of a homestead, as well as other taxable property, notwithstanding the provisions of Minnesota Statutes, Section 273.13, Subdivisions 6 and 7, and shall be subject to no limitation of rate or amount until all Minnesota state transportation bonds and interest thereon are fully paid. The proceeds of this tax are appropriated and shall be credited to the state bond fund, and the principal of and interest on the bonds are payable from such proceeds, and the whole thereof, or so much as may be necessary, is appropriated for such payments. If at any time there is not sufficient money from the proceeds of such taxes to pay the principal and interest when due on Minnesota state transportation bonds, such principal and interest shall be paid out of the general fund in the state treasury, and the amount necessary therefor is hereby appropriated.

Sec. 12. [APPROPRIATIONS AND BOND AUTHORIZATIONS.] Subdivision 1. The following sums, or so much thereof as is determined to be needed, are appropriated from the Minnesota state transportation fund to the following state agencies and subdivisions for the acquisition and betterment of public lands, buildings and capital improvements needed for the following purposes of a balanced state transportation system:

(1) \$35,000,000 to the commissioner of highways for the construction and reconstruction of key bridges and bridge approaches needed for the trunk highway system;

(2) \$10,000,000 to the commissioner of highways for grants to counties for the construction and reconstruction of key bridges and bridge approaches needed for county highways other than county state-aid highways.

Subd. 2. To provide the money appropriated in subdivision 1, the commissioner of finance is authorized upon the request

of the governor to sell and issue Minnesota state transportation bonds in the amount of \$45,000,000, in the manner and upon the conditions prescribed in section 11 and in the constitution. The proceeds of the bonds, except as provided in section 11, subdivision 5, are appropriated to the Minnesota state transportation fund for expenditure in accordance with section 10.

Sec. 13. Laws 1975, Chapter 12, Section 71, Subdivision 2, is amended to read:

Subd. 2. [TRANSIT PROPERTY TAXING DISTRICT.] The metropolitan transit taxing district is hereby designated as that portion of the metropolitan transit area lying within (THE CORPORATE LIMITS OF MINNEAPOLIS AND ST. PAUL AND EXTENDING OUT TO THE CORPORATE LIMITS OF ALL INCORPORATED CITIES CONTIGUOUS EITHER TO MINNEAPOLIS OR ST. PAUL OR TO EACH OTHER, ENDING WITH A CONTINUOUS BOUNDARY WITH UNINCORPORATED AREAS, WHICH TRANSIT TAXING DISTRICT SHALL INCLUDE ANY UNINCORPORATED AREA FULLY SURROUNDED BY THE INCORPORATED AREAS WITHIN THE DISTRICT AS THE BOUNDARIES EXISTED ON OCTOBER 31, 1973. THE TAXING DISTRICT SHALL ALSO INCLUDE ANY MUNICIPALITY OR TOWNSHIP DIRECTLY SERVED BY THE TRANSIT SYSTEM, PROVIDED, THAT SAID DISTRICT SHALL NOT INCLUDE ANY COUNTY NOT DIRECTLY SERVED BY THE TRANSIT SYSTEM. FOR THE PURPOSES OF THIS SUBDIVISION A COUNTY IS NOT "DIRECTLY SERVED" IF NO BUS OR OTHER PUBLIC TRANSIT CONVEYANCE ENTERS SUCH COUNTY ON A REGULARLY SCHEDULED BASIS, AT LEAST TWICE DAILY, FOR THE PURPOSE OF TRANSPORTING PASSENGERS.) *the following named cities, towns, or unorganized territory within the counties indicated:*

(a) [ANOKA COUNTY.] *Anoka, Blaine, Centerville, Columbia Heights, Coon Rapids, Fridley, Circle Pines, Hilltop, Lexington, Lino Lakes, Spring Lake Park;*

(b) [CARVER COUNTY.] *Chanhassen, the city of Chaska, Victoria;*

(c) [DAKOTA COUNTY.] *Apple Valley, Burnsville, Eagan, Inver Grove Heights, Lillydale, Mendota, Mendota Heights, Rosemount, South St. Paul, Sunfish Lake, West St. Paul;*

(d) [RAMSEY COUNTY.] *All of the territory within Ramsey county;*

(e) [HENNEPIN COUNTY.] *Bloomington, Brooklyn Center, Brooklyn Park, Champlin, Chanhassen, Crystal, Deephaven, Eden Prairie, Edina, Excelsior, Golden Valley, Greenwood, Hopkins, Long Lake, Maple Grove, Medicine Lake, Minneapolis,*

Minnetonka, Minnetonka Beach, Mound, New Hope, Orono, Osseo, Plymouth, Richfield, Robbinsdale, St. Anthony, St. Louis Park, Shorewood, Spring Park, Tonka Bay, Wayzata, Woodland, the unorganized territory of Hennepin county;

(f) [SCOTT COUNTY.] *Prior Lake, Savage, Shakopee;*

(g) [WASHINGTON COUNTY.] *Baytown, the city of Stillwater, White Bear Lake, Bayport, Birchwood, Cottage Grove, Dellwood, Lake Elmo, Landfall, Mahtomedi, Newport, Oakdale, Oak Park Heights, Pine Springs, St. Paul Park, Willernie, Woodbury.*

The commission in its sole discretion may provide transit service by contract beyond the boundaries of the metropolitan transit property taxing district upon petition therefor by an interested city, township or political subdivision within the metropolitan transit area. The commission may establish such terms and conditions as it deems necessary and advisable for providing the transit service, including such combination of fares and direct payments by the petitioner as will compensate the commission for the cost of the service. The amount of the levy made by any municipality to pay for the service shall be disregarded when calculation of levies subject to limitations is made. The commission shall not be obligated to extend service beyond the boundaries of the property taxing district under any law or contract unless or until payment therefor is received.

Sec. 14. *The provisions of section 4 or any other law 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.*

Sec. 15. Subdivision 1. *The commissioner of highways shall cause to be constructed adequate and effective acoustical barriers or other sound abatement programs in or along the perimeter of any interstate highway within incorporated areas located within the metropolitan area whenever the noise level attributable to vehicular traffic at the abutting residential property line is in excess of the federal noise standards. The commissioner shall take advantage of and use any available federal matching funds in constructing the acoustical barriers.*

Subd. 2. *Beginning with the fiscal year ending June 30, 1976, the commissioner may annually expend an amount equal to one percent of an amount equal to sixty-two percent of the revenues derived from the tax imposed on gasoline used in producing and generating power for propelling motor vehicles used on the pub-*

lic highways of this state, for the purpose of carrying out the provisions of subdivision 1 of this section. In the event that funds derived from such one percent exceed the amount necessary to carry out the provisions of subdivision 1, the excess funds shall be utilized by the commissioner to construct adequate and effective acoustical barriers along other trunk highways in the metropolitan area where he deems them necessary to counteract vehicle noise.

Sec. 16. [EFFECTIVE DATE.] *Section 1 is effective July 1, 1975. Section 3 is effective July 1, 1976. Section 6 is effective for revenues collected on and after July 1, 1975. Section 14 is effective for taxes levied in 1975 and payable in 1976 and thereafter. Sections 7 through 13 and sections 15 and 17 are effective the day following final enactment."*

Strike the title and insert in lieu thereof the following:

"A bill for an act relating to the organization, operation and financing of state government; increasing the excise tax on gasoline and gasoline substitutes; allocating a percentage of the excise tax on motor vehicles to the trunk highway fund; providing for public transportation improvements throughout the state; redefining the metropolitan transit taxing districts; creating the Minnesota state transportation fund and authorizing the issuance of state bonds to provide money for appropriation to state agencies and subdivisions to finance public lands, building and capital improvements needed for a balanced transportation system; providing for the construction of acoustical barriers along certain interstate highways within the metropolitan area; appropriating money; amending Minnesota Statutes 1974, Section 297B.09; and Laws 1975, Chapter 13, Section 71, Subdivision 2."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Wigley amendment and the roll being called, there were yeas 32, and nays 91, as follows:

Those who voted in the affirmative were:

Adams, S.	Erickson	Jacobs	Nelsen	Ulland
Albrecht	Esau	Jopp	Niehaus	Wenzel
Biersdorf	Evans	Kaley	Peterson	Wigley
Carlson, A.	Fjoslien	Knickerbocker	Pleasant	Zubay
Dean	Forsythe	Kvam	Savelkoul	
DeGroat	Friedrich	Laidig	Schreiber	
Eckstein	Heinitz	McCauley	Searle	

Those who voted in the negative were:

Adams, L.	Arlandson	Berglin	Byrne	Casserly
Anderson, G.	Beauchamp	Birnstihl	Carlson, L.	Clark
Anderson, I.	Berg	Brinkman	Carlson, R.	Clawson

Corbid	Johnson, D.	McCollar	Philbrook	Stanton
Dahl	Jude	McEachern	Prahl	Suss
Dieterich	Kahn	Meier	Reding	Swanson
Doty	Kelly, R.	Menning	St. Onge	Tomlinson
Eken	Kelly, W.	Metzen	Samuelson	Vanasek
Ewald	Kempe, A.	Moe	Sarna	Vento
Faricy	Kempe, R.	Munger	Schulz	Voss
Fudro	Ketola	Neisen	Schumacher	Wenstrom
George	Knoll	Nelson	Sherwood	White
Graba	Kostohryz	Norton	Sieben, H.	Wieser
Hanson	Kroening	Novak	Sieben, M.	Williamson
Haugerud	Lemke	Osthoff	Sieloff	Speaker Sabo
Hokanson	Lindstrom	Parish	Simoneau	
Jaros	Luther	Patton	Skoglund	
Jensen	Mangan	Pehler	Smith	
Johnson, C.	Mann	Petraleso	Smogard	

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

Savelkoul moved to amend H. F. No. 1722, as amended, as follows:

Page 2, after line 5 insert:

"Sec. 3. Minnesota Statutes 1974, Chapter 296, is amended by adding a section to read:

[296.03] [EXEMPTION FOR PRODUCTS OF WASTE MATERIALS.] *No excise tax shall be imposed pursuant to sections 296.02 or 296.025 on any substitute product for petroleum which has been manufactured from waste materials, including agricultural waste and byproducts, household waste, solid waste, and wood byproducts."*

Renumber remaining sections.

Further, amend the title as follows:

Page 1, line 22, after "Subdivision 1;" insert "and Chapter 296, by adding a section;"

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 101, and nays 15, as follows:

Those who voted in the affirmative were:

Abeln	Beauchamp	Carlson, A.	Dean	Ewald
Adams, L.	Berg	Carlson, L.	DeGroat	Fjoslien
Adams, S.	Berglin	Carlson, R.	Doty	Forsythe
Albrecht	Biersdorf	Casserly	Eckstein	Friedrich
Anderson, G.	Birnstihl	Clawson	Eken	George
Anderson, I.	Braun	Corbid	Erickson	Hanson
Arlandson	Byrne	Dahl	Esau	Heinitz

Hokanson	Knickerbocker	Neisen	Schreiber	Tomlinson
Jensen	Knoll	Nelsen	Schumacher	Ulland
Johnson, C.	Kvam	Niehaus	Searle	Vanasek
Johnson, D.	Laidig	Norton	Setzepfandt	Vento
Jopp	Lemke	Parish	Sherwood	Wenstrom
Jude	Lindstrom	Patton	Sieben, H.	Wenzel
Kahn	Luther	Pehler	Sieben, M.	Wieser
Kaley	Mann	Peterson	Sieloff	Wigley
Kalis	McCauley	Petrafeso	Skoglund	Williamson
Kelly, R.	McCollar	Philbrook	Smith	Zubay
Kelly, W.	McEachern	Pleasant	Smogard	
Kempe, A.	Meier	Prahl	Stanton	
Kempe, R.	Metzen	Reding	Suss	
Ketola	Munger	Savelkoul	Swanson	

Those who voted in the negative were:

Begich	Graba	Kroening	Osthoff	Simoneau
Brinkman	Jaros	Langseth	St. Onge	Voss
Dieterich	Kostohryz	Mangan	Sarna	Speaker Sabo

The motion prevailed and the amendment was adopted.

Knickerbocker moved to amend H. F. No. 1722, as follows:

Page 19, after Section 19, add a new section as follows:

"Sec. 20. The legislature of the state of Minnesota expresses concern over the future transportation needs of the citizens of our state and the many businesses and industries which need to transport their products to the marketplace.

The possibility of achieving better and more efficient utilization of both federal and state monies should be thoroughly examined prior to the 1977 legislature's approval of the highway department's budget. Therefore, a study commission is hereby created to evaluate the policies, programs, projects, costs and financing of the Minnesota department of highways.

The commission shall work in conjunction with the legislative audit commission and present its report and specific legislative recommendations to the House appropriations committee and the Senate finance committee prior to consideration of the department's 1977 budget.

The commission shall consist of the chairman of the House appropriations committee, the chairman of the Senate finance committee, three members of the House majority, two members of the House minority, three members of the Senate majority, and two members of the Senate minority. The members shall be appointed by June 15, 1975, by the leaders of their respective caucuses.

The appointed members shall serve for a term commencing upon appointment and expiring with the commission at the opening of the 1977 legislature."

Renumber the sections accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 76, and nays 42, as follows:

Those who voted in the affirmative were:

Abeln	Dean	Jopp	Menning	Sieloff
Adams, S.	DeGroat	Jude	Nelsen	Skoglund
Albrecht	Doty	Kaley	Nelson	Smith
Anderson, G.	Eken	Kelly, R.	Niehaus	Suss
Beauchamp	Erickson	Kelly, W.	Norton	Tomlinson
Begich	Evans	Kempe, A.	Novak	Ulland
Berg	Ewald	Kempe, R.	Osthoff	Vanasek
Birnstihl	Fjoslien	Knickerbocker	Peterson	Wenzel
Brinkman	Forsythe	Knoll	Petrafeso	White
Byrne	Friedrich	Kroening	Philbrook	Wieser
Carlson, A.	George	Kvam	Pleasant	Wigley
Carlson, L.	Heintz	Laidig	Reding	Zubay
Carlson, R.	Hokanson	Langseth	Savelkoul	
Clark	Jacobs	Luther	Schreiber	
Clawson	Jensen	McCauley	Searle	
Corbid	Johnson, C.	Meier	Sherwood	

Those who voted in the negative were:

Adams, L.	Jaros	McCollar	Samuelson	Stanton
Anderson, I.	Johnson, D.	Metzen	Sarna	Swanson
Berglin	Kahn	Munger	Schulz	Voss
Braun	Kalis	Neisen	Schumacher	Wenstrom
Dieterich	Kostohryz	Parish	Setzepfandt	Williamson
Eckstein	Lemke	Patton	Sieben, H.	Speaker Sabo
Fudro	Lindstrom	Pehler	Sieben, M.	
Hanson	Mangan	Prahl	Simoneau	
Haugerud	Mann	St. Onge	Smogard	

The motion prevailed and the amendment was adopted.

Fjoslien and Schulz moved to amend H. F. No. 1722, as amended, as follows:

Page 2, after Sec. 2, add a new section as follows:

"Sec. 3. A minimum of \$10,000,000 per year raised by the two cent increased state gasoline tax shall be used to upgrade five and seven ton state roads and bridges to nine ton capacity."

Renumber the remaining sections accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 60, and nays 62, as follows:

Those who voted in the affirmative were:

Albrecht	DeGroat	Jensen	Menning	Searle
Anderson, G.	Doty	Jopp	Neisen	Sieloff
Anderson, I.	Erickson	Kaley	Nelsen	Smogard
Beauchamp	Esau	Kelly, W.	Niehaus	Stanton
Begich	Evans	Ketola	Peterson	Suss
Biersdorf	Ewald	Kvam	Pleasant	Ulland
Birnstihl	Fjoslien	Laidig	Prahl	Vanasek
Braun	Forsythe	Langseth	Samuelson	Wenstrom
Carlson, A.	Friedrich	Mangan	Sarna	Wenzel
Carlson, R.	Haugerud	Mann	Savelkoul	White
Clawson	Heinitz	McCauley	Schulz	Wigley
Dean	Hokanson	Meier	Schumacher	Zubay

Those who voted in the negative were:

Adams, L.	Enebo	Kempe, A.	Nelson	Sieben, M.
Arlandson	Fudro	Knickerbocker	Norton	Simoneau
Berg	George	Knoll	Novak	Skoglund
Berglin	Graba	Kostohryz	Parish	Smith
Brinkman	Hanson	Kroening	Patton	Swanson
Byrne	Jacobs	Lemke	Pehler	Tomlinson
Carlson, L.	Jaros	Lindstrom	Petrafeso	Vento
Casserly	Johnson, C.	Luther	Philbrook	Voss
Clark	Johnson, D.	McCarron	Reding	Wieser
Dahl	Jude	McCollar	St. Onge	Speaker Sabo
Dieterich	Kahn	Metzen	Schreiber	
Eckstein	Kalis	Moe	Setzepfandt	
Eken	Kelly, R.	Munger	Sieben, H.	

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

Osthoff moved to amend H. F. No. 1722, as amended, as follows:

Page 15, line 5, strike "*I-35E in Ramsey county*".

Page 15, delete all of lines 23 through 26.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 62, and nays 52, as follows:

Those who voted in the affirmative were:

Abeln	Erickson	Jopp	McCollar	Simoneau
Adams, L.	Esau	Jude	Neisen	Smith
Adams, S.	Evans	Kaley	Nelsen	Tomlinson
Albrecht	Ewald	Kelly, R.	Niehaus	Vento
Anderson, I.	Fjoslien	Kempe, A.	Osthoff	Voss
Begich	Friedrich	Kempe, R.	Peterson	Wenzel
Biersdorf	Fudro	Knickerbocker	Philbrook	White
Braun	Haugerud	Kostohryz	Pleasant	Wieser
Brinkman	Heinitz	Kroening	Prahl	Wigley
Carlson, L.	Hokanson	Kvam	Sarna	Williamson
Carlson, R.	Jacobs	Luther	Sieben, H.	
Clawson	Jensen	Mangan	Sieben, M.	
DeGroat	Johnson, D.	Mann	Sieloff	

Those who voted in the negative were:

Anderson, G.	Eckstein	Knoll	Nelson	Skoglund
Arlandson	Eken	Laidig	Norton	Smogard
Beauchamp	Enebo	Langseth	Parish	Stanton
Berg	George	Lemke	Patton	Suss
Berglin	Graba	Lindstrom	Pehler	Swanson
Birnstihl	Jaros	McCarron	Reding	Vanasek
Carlson, A.	Johnson, C.	McEachern	St. Onge	Wenstrom
Casserly	Kahn	Meier	Schulz	Speaker Sabo
Clark	Kalis	Menning	Schumacher	
Dean	Kelly, W.	Moe	Setzepfandt	
Dieterich	Ketola	Munger	Sherwood	

The motion prevailed and the amendment was adopted.

Prahl moved to amend H. F. No. 1722, as amended, as follows:

Page 19, after line 23, insert a new section to read:

"Sec. 20. [APPROPRIATION.] There is appropriated from the general fund to the commissioner of natural resources for the biennium ending June 30, 1977, the sum of \$2,090,000 for the following purposes:

(a) \$650,000 shall be paid in grants in aid to local units of government for purposes of enforcement of laws relating to snowmobiles and for the construction of snowmobile trails.

(b) \$790,000 shall be allocated by the commissioner for the provision and maintenance of snowmobile trails and trails to be used exclusively for non-motorized recreation.

(c) \$650,000 shall be allocated by the commissioner for the provision of access to snowmobile trails and the provision of snowmobile areas in those parts of the state where trails prove unfeasible to provide."

Renumber the following section accordingly.

A roll call was requested and properly seconded.

POINT OF ORDER

Knickerbocker raised a point of order pursuant to Rule 3.10 on the Prahl amendment. The Speaker ruled the point of order well taken and the Prahl amendment out of order.

UNANIMOUS CONSENT

Johnson, C., requested unanimous consent to offer a motion. The request was granted.

SUSPENSION OF RULES

Johnson, C., moved that Rule 4.11 be suspended for the remainder of today's session. The motion prevailed.

Consideration of H. F. No. 1722 continued.

Dieterich moved to amend H. F. No. 1722, as amended, as follows:

Page 19, line 3, after "*highway*" insert "*or other trunk highways*".

Sieloff moved to amend the Dieterich amendment to H. F. No. 1722, as amended, as follows:

After "*highways*" add "*or city street*".

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

The question recurred on the Dieterich amendment. The motion did not prevail and the amendment was not adopted.

Carlson, R., and Menning moved to amend H. F. No. 1722, as amended, as follows:

Page 19, after line 28, insert a new section to read:

"Sec. 21. Minnesota Statutes 1974, Section 169.72, Subdivision 4, is amended to read:

Subd. 4. (NOTWITHSTANDING THE PROVISIONS OF SUBDIVISION 1.) A person operating a motor vehicle properly licensed and registered (IN ANOTHER STATE OR PROVINCE OF A FOREIGN COUNTRY WHICH AUTHORIZES THE USE OF TIRES WITH METAL STUDS OR WIRE EMBEDDED TIRES ON ITS HIGHWAYS,) may operate the motor vehicle with tires having metal type studs or with tires having wire embedded therein on the highways of this state. (WHILE OCCASIONALLY WITHIN THE STATE, AND SUCH USE WHILE OCCASIONALLY WITHIN THE STATE IS NOT UNLAWFUL; PROVIDED THAT,) The metal type studs shall not exceed 5/16 of an inch in diameter inclusive of the stud casing with an average protrusion beyond the tread surface of not more than 7/64 of an inch, and the number of studs in a tire shall not exceed two percent of the total net contact area. (USE OF A VEHICLE IN THIS STATE FOR MORE THAN 30 DAYS IN ANY CONSECUTIVE SIX MONTH PERIOD IS NOT OCCASIONALLY. EXCEPT, A PERSON WHOSE REGULAR PLACE OF EMPLOYMENT IS WITHIN THE STATE OR WHO IS A STUDENT AT AN EDUCATIONAL INSTITUTION LOCATED WITHIN THE STATE, SHALL NOT OPERATE A VEHICLE, REGARDLESS OF ITS PLACE

OF REGISTRATION, UPON ANY HIGHWAY WITHIN THE STATE IF SUCH VEHICLE IS EQUIPPED WITH TIRES WHICH WOULD BE UNAUTHORIZED WERE THE VEHICLE REGISTERED IN THIS STATE).

This subdivision shall apply only to the period of November 1st through March 31st."

Further amend the title as follows:

Page 1, line 22, after "Subdivision 1;" insert "169.72, Subdivision 4;".

A roll call was requested and properly seconded.

POINT OF ORDER

Vento raised a point of order pursuant to Rule 3.9 on the Carlson, R., and Menning amendment. The Speaker ruled the point of order well taken and the amendment out of order.

Luther moved to amend H. F. No. 1722, as amended, as follows:

Page 19, line 7, delete "*the federal noise standards*" and insert "*the federal and state pollution control agency noise standards. In constructing the barriers and instituting the programs, the commissioner shall establish priorities based upon the extent to which different segments of the interstate highways exceed the noise abatement regulations of the pollution control agency and considering the number of persons exposed to the noise level. The commissioner shall give precedence to those segments where the vehicular noise effects are greatest*".

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

CALL OF THE HOUSE

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

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

Langseth	Moe	Petrafeso	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	St. Onge	Simoneau	Wenstrom
McCarron	Norton	Samuelson	Skoglund	Wenzel
McCauley	Novak	Sarna	Smith	White
McCollar	Osthoff	Savelkoul	Smogard	Wieser
McEachern	Parish	Schreiber	Spanish	Wigley
Meier	Patton	Schulz	Stanton	Williamson
Menning	Pehler	Schumacher	Suss	Zubay
Metzen	Peterson	Searle	Swanson	Speaker Sabo

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.

MOTION FOR RECONSIDERATION

Sieben, H., moved that the vote whereby the Osthoff amendment to H. F. No. 1722 was adopted today be now reconsidered. The motion prevailed.

The Osthoff amendment was reported to the house as follows:

Osthoff moved to amend H. F. No. 1722, as amended, as follows:

Page 15, line 5, strike "*I-35E in Ramsey county*".

Page 15, delete all of lines 23 through 26.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 59, and nays 71, as follows:

Those who voted in the affirmative were:

Abeln	Faricy	Jopp	McCauley	Sieben, M.
Adams, S.	Fjoslien	Kaley	McCollar	Sieloff
Albrecht	Forsythe	Kelly, R.	Neisen	Simoneau
Anderson, I.	Friedrich	Kempe, A.	Nelsen	Spanish
Begich	Fudro	Kempe, R.	Niehaus	Tomlinson
Biersdorf	Fugina	Knickerbocker	Osthoff	Vento
Brinkman	George	Kestohryz	Peterson	Voss
Carlson, L.	Heinitz	Kroening	Philbrook	Wieser
Clawson	Hokanson	Kvam	Pleasant	Wigley
DeGroat	Jacobs	Luther	Prahl	Williamson
Evans	Jensen	Mangan	Samuelson	Zubay
Ewald	Johnson, D.	McCarron	Sarna	

Those who voted in the negative were:

Adams, L.	Anderson, G.	Arlandson	Beauchamp	Berg
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Berglin	Enebo	Langseth	Pehler	Smogard
Birnstihl	Erickson	Lemke	Petrafeso	Stanton
Braun	Esau	Lindstrom	Reding	Suss
Carlson, A.	Graba	Mann	St. Onge	Swanson
Carlson, R.	Haugerud	McEachern	Savelkoul	Ulland
Casserly	Jaros	Meier	Schreiber	Vanasek
Clark	Johnson, C.	Menning	Schulz	Wenstrom
Corbid	Jude	Metzen	Schumacher	Wenzel
Dahl	Kahn	Moe	Searle	White
Dean	Kalis	Nelson	Setzepfandt	Speaker Sabo
Dieterich	Kelly, W.	Norton	Sherwood	
Doty	Ketola	Novak	Sieben, H.	
Eckstein	Knoll	Parish	Skoglund	
Eken	Laidig	Patton	Smith	

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

H. F. No. 1722, A bill for an act relating to transportation; increasing the excise tax on gasoline and gasoline substitutes; decreasing tax levies authorized for the metropolitan transit commission; providing for a redefinition of the transit taxing district and authorizing contract service beyond the boundaries thereof; providing for public transportation improvements throughout the state and providing for public transit demonstration projects; creating the Minnesota state transportation fund, and authorizing the issuance of state bonds to provide money for appropriation to state agencies and subdivisions to finance public lands, buildings and capital improvements needed for a balanced state transportation system; amending a route on the interstate system; adding additional routes to the trunk highway system; providing for the construction of certain acoustical barriers along certain interstate highways; appropriating money; amending Minnesota Statutes 1974, Sections 161.12; and 296.02, Subdivision 1; and Chapter 296, by adding a section; and Laws 1975, Chapter 13, Section 71, Subdivisions 1, 2 and 4.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 84, and nays 49, as follows:

Those who voted in the affirmative were:

Adams, L.	Clark	Graba	Kroening	Niehaus
Anderson, G.	Corbid	Haugerud	Langseth	Norton
Anderson, I.	Dahl	Jaros	Lemke	Novak
Arlandson	DeGroat	Jensen	Lindstrom	Parish
Beauchamp	Doty	Johnson, C.	Mangan	Patton
Berg	Eckstein	Johnson, D.	Mann	Pehler
Berglin	Eken	Jude	Menning	Petrafeso
Birnstihl	Enebo	Kahn	Metzen	Prahl
Brinkman	Erickson	Kalis	Moe	Reding
Carlson, A.	Esau	Kelly, W.	Munger	Samuelson
Carlson, L.	Evans	Ketola	Neisen	Schreiber
Carlson, R.	Fudro	Knickerbocker	Nelsen	Schulz
Casserly	Fugina	Knoll	Nelson	Schumacher

Searle	Sieben, M.	Smogard	Tomlinson	Wenzel
Setzepfandt	Simoneau	Stanton	Ulland	White
Sherwood	Skoglund	Suss	Vento	Speaker Sabo
Sieben, H.	Smith	Swanson	Wenstrom	

Those who voted in the negative were:

Abeln	Ewald	Jopp	McCauley	Savelkoul
Adams, S.	Faricy	Kaley	McCollar	Sieloff
Albrecht	Fjoslien	Kelly, R.	McEachern	Spanish
Begich	Forsythe	Kempe, A.	Meier	Vanasek
Biersdorf	Friedrich	Kempe, R.	Osthoff	Voss
Braun	George	Kostohryz	Peterson	Wieser
Byrne	Hanson	Kvam	Philbrook	Wigley
Clawson	Heinitz	Laidig	Pleasant	Williamson
Dean	Hokanson	Luther	St. Onge	Zubay
Dieterich	Jacobs	McCarron	Sarna	

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

There being no objection the order of business reverted to Messages from the Senate.

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, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 929, A bill for an act relating to banks, savings banks and credit unions; authorizing consumer banking facilities; providing penalties.

PATRICK E. FLAHAVEN, Secretary of the Senate

Hanson moved that the House refuse to concur in the Senate amendments to H. F. No. 929, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 522, A bill for an act relating to workmen's compensation; extending coverage; increasing benefit levels; providing for attorney's fees; amending Minnesota Statutes 1974, Sections 79.28; 176.011, Subdivisions 9, and 16, and by adding subdivisions; 176.041; 176.051; 176.081, and by adding subdivisions; 176.101; 176.111, Subdivisions 1, 5 and 11; 176.131, Subdivision 10; 176.132, Subdivision 2; 176.133; 176.141; 176.151; 176.191; 176.461; 176.511, Subdivision 3; and Chapters 175, by adding a section; and Chapter 176, by adding sections; repealing Minnesota Statutes 1974, Section 176.111, Subdivisions 6, 7, 8, 9, 12, 13, 14, 15, 19, 20 and 21.

PATRICK E. FLAHAVEN, Secretary of the Senate

Moe moved that the House refuse to concur in the Senate amendments to H. F. No. 522, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 133, A bill for an act relating to taxation; eliminating assessor's function of obtaining agricultural statistics and information; appointment of special boards of review and equalization; providing for certification of assessor; reclassification procedures for certain property; amending Minnesota Statutes 1974, Sections 17.03, Subdivision 2; 270.11, by adding a subdivision; 270.48; 273.17, Subdivision 1; 274.01; 274.13; 274.14.

PATRICK E. FLAHAVEN, Secretary of the Senate

Pehler moved that the House refuse to concur in the Senate amendments to H. F. No. 133, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 749, A bill for an act relating to controlled substances; providing medical and educational intervention, evaluation, and treatment of persons in possession of small amounts of marijuana; providing penalties for possession of small amounts of marijuana; and prohibiting municipalities from enacting ordinances imposing greater civil or criminal penalties than provided by state law for the possession, sale or distribution of small amounts of marijuana; amending Minnesota Statutes 1974, Section 152.15, Subdivision 2, and by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Knoll moved that the House refuse to concur in the Senate amendments to H. F. No. 749, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 1, A bill for an act relating to employment services; unemployment compensation; defining unemployment and wages; eliminating seasonal employment; eliminating collection of contributions of less than \$1; experience rating; deleting obsolete language; joint account; establishing a weekly maximum for benefits; charging of benefits to an employer not a party to a strike; payment of benefits to an employee who refuses to accept reemployment during a strike; appeals; notice of hearing; increasing fees of appeal tribunal members and of advisory council members; benefits paid through error or fraud; records; amending Minnesota Statutes 1974, Sections 268.04, Subdivisions 10, 12, 23, 25 and 26; 268.06, Subdivisions 1, 6, 21 and 22, and by adding a subdivision; 268.07, Subdivision 2; 268.071, Subdivision 1; 268.08, Subdivisions 1, 3, and 5; 268.09, Subdivision 1; 268.10, Subdivisions 2, 4 and 5; 268.12, Subdivisions 6, 8 and 13; 268.16, Subdivision 1, and by adding a subdivision; 268.18, by adding a subdivision; and repealing Minnesota Statutes 1974, Section 268.07, Subdivision 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, H., moved that the House refuse to concur in the Senate amendments to H. F. No. 1, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 66:

McEachern, Begich and Biersdorf.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1160:

McCauley, Pehler, McCollar, Brinkman and Jaros.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 522:

Moe; Beauchamp; Adams, L.; Sarna and Dean.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 749:

Knoll, Moe, Eckstein, Faricy and Searle.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1:

Sieben, H.; Enebo; Adams, L.; Carlson, A., and Osthoff.

SPECIAL ORDERS

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Wednesday, May 14, 1975, immediately following the Calendar. The motion prevailed.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 11:00 a. m., Wednesday, May 14, 1975. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed and the Speaker declared the House adjourned until 11:00 a. m., Wednesday, May 14, 1975.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

