

STATE OF MINNESOTA

SIXTY-NINTH SESSION - 1975

FIFTY-THIRD DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, MAY 14, 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	Doty	Kahn	Moe	Sherwood
Adams, L.	Eckstein	Kaley	Munger	Sieben, H.
Adams, S.	Eken	Kalis	Neisen	Sieben, M.
Albrecht	Enebo	Kelly, R.	Nelsen	Sieloff
Anderson, G.	Erickson	Kelly, W.	Nelson	Simoneau
Anderson, I.	Esau	Kempe, A.	Niehaus	Skoglund
Arlandson	Evans	Kempe, R.	Norton	Smith
Beauchamp	Ewald	Ketola	Novak	Smogard
Begich	Faricy	Knickerbocker	Osthoft	Spanish
Berg	Fjoslien	Knoll	Parish	Stanton
Berglin	Forsythe	Kostohryz	Patton	Suss
Biersdorf	Friedrich	Kroening	Pehler	Swanson
Birnstihl	Fudro	Kvam	Peterson	Tomlinson
Braun	Fugina	Laidig	Petrafeso	Ulland
Brinkman	George	Langseth	Philbrook	Vanasek
Byrne	Graba	Lemke	Pleasant	Vento
Carlson, A.	Hanson	Lindstrom	Prahl	Voss
Carlson, L.	Haugerud	Luther	Reding	Wenstrom
Carlson, R.	Heinitz	Mangan	St. Onge	Wenzel
Casserly	Hokanson	Mann	Samuelson	White
Clark	Jacobs	McCarron	Sarna	Wieser
Clawson	Jaros	McCauley	Savelkoul	Williamson
Corbid	Jensen	McCollar	Schreiber	Zubay
Dahl	Johnson, C.	McEachern	Schulz	Speaker Sabo
Dean	Johnson, D.	Meier	Schumacher	
DeGroat	Jopp	Menning	Searle	
Dieterich	Jude	Metzen	Setzepfandt	

A quorum was present.

Rice and Wigley were excused.

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 398, 210, 649, 787, 920, 914 and 1722 and S. F. Nos. 976, 1105, 159 and 1231 have been placed in the members' files.

REPORTS OF STANDING COMMITTEES

Norton from the Committee on Appropriations to which was referred:

H. F. No. 710, A bill for an act relating to small business; authorizing the commissioner of administration to set aside certain state procurements from normal bidding procedures, for first offering to small business concerns as defined herein; requiring the commissioners of administration and economic development to periodically report to the Governor and the Legislature on the administration of the act.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [16.08] [TITLE] Sections 1 to 8 may be cited as the "Minnesota small business procurement act."

Sec. 2. [16.082] [DEFINITIONS.] Subdivision 1. For the purposes of sections 1 to 8 the following words and phrases shall have the meanings set forth in this section, except where the context clearly indicates that a different meaning is intended.

Subd. 2. "Small business" means a business entity organized for profit, including an individual, partnership, corporation, joint venture, association or cooperative which has its principal place of business in Minnesota and which is not (a) dominant in its field of operation or (b) an affiliate or subsidiary of a business dominant in its field of operation.

Subd. 3. "Dominant in its field of operation" means exercising a controlling or major influence in a business activity in which a number of businesses are engaged. In determining if a business is dominant, the following criteria, among others, shall be considered: number of employees; volume of business; financial resources; competitive status or position; ownership or control of materials, processes, patents, license agreements and facilities; sales territory; and nature of business activity. The following businesses shall be deemed dominant in their field of operation:

(a) Manufacturing businesses which employ more than 100 persons and have in the preceding three fiscal years exceeded a total of \$15,000,000 in gross receipts.

(b) General construction businesses which in the preceding three fiscal years exceeded a total of \$6,000,000 in gross receipts.

(c) Specialty construction businesses which in the preceding three fiscal years exceeded a total of \$3,000,000 in gross receipts.

(d) Nonmanufacturing businesses which employ more than 25 persons and have in the preceding three fiscal years exceeded a total of \$3,000,000 in gross receipts.

Subd. 4. "Affiliate or subsidiary of a business dominant in its field of operation" means a business which is at least 20 percent owned by a business dominant in that field of operation, or by partners, officers, directors, majority shareholders, or their equivalent of a business dominant in that field of operation.

Subd. 5. "Socially or economically disadvantaged person" means a person who has been deprived of the opportunity to develop and maintain a competitive position in the economy because of social or economic disadvantage. This disadvantage may arise from cultural, social or economic circumstances or background, physical location if the person resides or is employed in an area declared as a labor surplus area by the United States department of commerce, or other similar cause.

Sec. 3. [16.083] [PROCUREMENT FROM SMALL BUSINESSES.] Subdivision 1. [SMALL BUSINESS SET-ASIDES.] The commissioner of administration shall for each fiscal year designate and set aside for awarding to small businesses approximately ten percent of the value of anticipated total state procurement of goods and services including construction. The commissioner shall divide the procurement so designated into contract award units of economically feasible production runs in order to facilitate offers or bids from small businesses. In making his annual designation of set-aside procurements the commissioner shall attempt to vary the included procurements so that a variety of goods and services produced by different small businesses shall be set aside each year. The failure of the commissioner to set aside particular procurements shall not be deemed to prohibit or discourage small businesses from seeking the procurement award through the normal solicitation and bidding processes.

Subd. 2. [NEGOTIATED PRICE OR BID CONTRACT.] The commissioner may elect to use either a negotiated price or bid contract procedure in the awarding of a procurement contract under the set-aside program established in this act. The amount of an award shall not exceed by more than five percent the commissioner's estimated price for the goods or services, if they were to be purchased on the open market and not under this set-aside program. Surety bonds guaranteed by the federal small business administration shall be acceptable security for a construction award under this section.

Subd. 3. [DETERMINATION OF ABILITY TO PERFORM.] Before announcing a set-aside award, the commissioner shall evaluate whether the small business scheduled to receive the award is able to perform the set-aside contract. This determination shall include consideration of production and financial capacity and technical competence.

Subd. 4. [PREFERENCE TO SMALL BUSINESSES.] At least ten percent of the value of the procurements designated for set-aside awards shall be awarded, if possible, to businesses owned and operated by socially or economically disadvantaged persons. In the event small businesses owned and operated by socially or economically disadvantaged persons are unable to perform at least ten percent of the set-aside awards, then the commissioner shall award the balance of the set-aside contracts to other small businesses.

Subd. 5. [RECOURSE TO OTHER BUSINESSES.] In the event that subdivisions 1 to 4 do not operate to extend a contract award to a small business, the award shall be placed pursuant to the normal solicitation and award provisions set forth in Minnesota Statutes, Chapter 16. The commissioner shall thereupon designate and set aside for small businesses additional state procurements corresponding in approximate value to the contract unable to be awarded pursuant to subdivisions 1 to 4.

Subd. 6. [PROCUREMENT PROCEDURES.] All laws and rules pertaining to solicitations, bid evaluations, contract awards and other procurement matters shall apply as consistent to procurements set aside for small businesses. In the event of conflict with other rules, the provisions of sections 1 to 8 and rules promulgated pursuant thereto shall govern.

Sec. 4. [16.084] [ENCOURAGEMENT OF PARTICIPATION.] The commissioners of administration and economic development shall publicize the provisions of the set-aside program, attempt to locate small businesses able to perform set-aside procurement awards, and encourage participation. When the commissioner of administration determines that a small business is unable to perform under a set-aside contract, he shall so inform the commissioner of economic development who shall assist the small business in attempting to remedy the causes of the inability to perform a set-aside award. In assisting the small business, the commissioner of economic development in cooperation with the commissioner of administration shall use any management or financial assistance programs as may be available by or through the department of economic development, other state or governmental agencies, or private sources.

Sec. 5. [16.085] [RULES.] The commissioner of administration shall promulgate by rule standards and procedures for certifying that small businesses and small businesses owned and operated by socially or economically disadvantaged persons are

eligible to participate under the requirements of this act. The procedure for determination of eligibility may include self-certification by a business, provided that the commissioner retains the ability to verify a self-certification. The commissioner shall promulgate other rules as may be necessary to carry out the duties set forth in this act.

Sec. 6. [16.086] [REPORTS.] Subdivision 1. [COMMISSIONER OF ADMINISTRATION.] The commissioner of administration shall submit an annual report pursuant to Minnesota Statutes, Section 3.195, to the governor and the legislature with a copy to the commissioner of economic development indicating the progress being made toward the objectives and goals of this act during the preceding fiscal year. This report shall include the following information:

(a) The total dollar value and number of potential set-aside awards identified during this period and the percentage of total state procurement this figure reflects;

(b) The number of small businesses identified by and responding to the set-aside program, the total dollar value and number of set-aside contracts actually awarded to small businesses with appropriate designation as to the total number and value of set-aside contracts awarded to each small business, and the total number of small businesses that were awarded set-aside contracts;

(c) The total dollar value and number of set-aside contracts awarded to small businesses owned and operated by economically or socially disadvantaged persons with appropriate designation as to the total number and value of set-aside contracts awarded to each small business, and the percentages of the total state procurements the figures of total dollar value and the number of set-asides reflect;

(d) The number of contracts which were designated and set-aside pursuant to section 3 but which were not awarded to a small business, the estimated total dollar value of these awards, the lowest offer or bid on each of these awards made by the small business and the price at which these contracts were awarded pursuant to the normal procurement procedures.

Subd. 2. [COMMISSIONER OF ECONOMIC DEVELOPMENT.] The commissioner of economic development shall submit an annual report to the governor and the legislature pursuant to Minnesota Statutes, Section 3.195, with a copy to the commissioner of administration. This report shall include the following information:

(a) The efforts undertaken to publicize the provisions of the set-aside program during the preceding fiscal year;

(b) The efforts undertaken to identify small businesses including those owned and operated by socially or economically disadvantaged persons, and the efforts undertaken to encourage participation in the set-aside program;

(c) The efforts undertaken by the commissioner to remedy the inability of small businesses to perform on potential set-aside awards; and

(d) The commissioner's recommendations for strengthening the set-aside program and delivery of services to small businesses.

Sec. 7. The sum of \$40,000 is appropriated to the commissioner of administration for the purpose of implementing this act.

Sec. 8. This act is effective July 1, 1975, except section 3 which shall become effective January 1, 1976."

Amend the title by striking it in its entirety and inserting:

"A bill for an act relating to state procurement; requiring the commissioner of administration to set aside certain state procurement from normal bidding procedures for first offering to small businesses; requiring the commissioners of administration and economic development to publicize the set-asides and assist small businesses; appropriating money."

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. 1241, A bill for an act relating to natural resources; creating the natural resource land fund and authorizing the issuance of state bonds to provide money for appropriation from the fund for acquisition of public lands and interests in land needed for natural resource programs; appropriating money from the fund for this purpose; appropriating money from the general fund for payment of bonds.

Reported the same back with the following amendments:

Page 2, line 4, after the period insert "Within the metropolitan area defined in Laws 1975, Chapter 13, Subdivision 2, this purpose has been and will be accomplished largely by county and other local units of government in accordance with plans and guidelines established by the metropolitan council and metropolitan parks and open space commission."

Page 2, line 6, delete "acquisition" and insert "acquisition and betterment".

Page 2, line 7, after "state" insert "and local government units".

Page 2, line 14, after "acquisition" insert "and betterment".

Page 3, line 8, delete "and".

Page 3, line 13, delete the period and insert " ; and".

Page 3, after line 13 add:

"(7) Grants to the metropolitan council and local government units in the metropolitan area for regional recreation open space."

Page 4, line 6, after "acquisition" insert "and betterment".

Page 7, line 26, after "lands" insert ", provided that no more than \$3,400,000 of these funds shall be expended unless a law is enacted which provides for state assistance to landowners for a water bank program, and the water bank program is implemented as required by this legislation".

Page 8, delete lines 6 to 26 and insert a new section 5 as follows :

"Sec. 5. [APPROPRIATION AND AUTHORIZATION OF BONDS.] Subdivision 1. [APPROPRIATION.] The sum of \$20,000,000 or so much thereof as is determined to be needed for application in accordance with the provisions of this section, is appropriated from the natural resource land fund to the commissioner of natural resources for grants to pay the cost of the acquisition and betterment by the metropolitan council and local government units of regional recreation open space in accordance with the council's policy plan, as provided in Laws 1975, Chapter 13, Sections 10, 43 to 51, and 147, by which Minnesota Statutes 1974, Chapter 473G, was repealed and substantially re-enacted, and has continued in active operation under the provisions of Minnesota Statutes, Section 645.37. The metropolitan council may establish and enter into an agreement for the investment and administration of an escrow fund in the manner provided in Minnesota Statutes, Section 475.67, Subdivisions 5 to 10, sufficient and irrevocably appropriated for the payment and redemption, with interest and redemption premiums, if any, of all outstanding bonds issued by the council on or before April 1, 1975, for the purpose for which funds are appropriated in this section 5. From the funds herein appropriated the commissioner may grant to the council the sum required for the establishment of the escrow fund. The remaining amount herein appropriated may be granted by the commissioner to the council and to local government units for direct application in the manner and upon the conditions set forth in Laws 1975, Section 47.

Such grants, together with the proceeds of the council's bonds, shall be available for payment of relocation costs and tax equivalents required in Laws 1975, Sections 47 and 51.

Subd. 2. [BONDS.] To provide the money appropriated in subdivision 1, the commissioner of finance is authorized upon the request of the governor to sell and issue natural resource bonds in the amount of \$20,000,000, in the manner and upon the conditions prescribed in section 3 and in the constitution. The proceeds of the bonds, except as provided in section 3, subdivision 5, are appropriated to the natural resource land fund for expenditure in accordance with section 2 and this section 5."

Further amend the title as follows:

Page 1, line 5, after "acquisition" insert "and betterment".

Page 1, line 7, after "programs" and before the semicolon, insert "for which the commissioner of natural resources and the metropolitan council are responsible, including the provision of funds sufficient for the payment and redemption of outstanding bonds issued by the council for this purpose".

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. 1769, A bill for an act relating to the operation of state government; providing for salaries, fringe benefits and other terms and conditions of employment in the state civil service; providing salaries for department heads and certain judicial positions; amending Minnesota Statutes 1974, Sections 15A.081, Subdivision 1, and by adding a subdivision; 15A.083; 43.05, Subdivision 2; 43.062, Subdivision 3, and by adding a subdivision; 43.064; 43.067; 43.069, Subdivision 1; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivisions 1 and 2; 43.122, Subdivisions 1, 3 and 4; 43.126, Subdivisions 2 and 3; 43.17, Subdivision 2; 43.18, Subdivision 2; 43.19, Subdivisions 1 and 4; 43.21; 43.23, Subdivisions 1 and 2; 43.328, Subdivision 1; 43.50, Subdivision 1; and 299D.03, Subdivisions 2 and 9; repealing Minnesota Statutes 1974, Sections 15A.081, Subdivisions 1a and 4; 43.069, Subdivisions 3 and 4; and 487.05.

Reported the same back with the following amendments:

Page 8, line 23, delete "*Faculty employees in the community*".

Page 8, delete lines 24 and 25.

Page 10, line 4, after "10" insert "*and section 8*".

Page 12, line 10 after "percent" delete the underscored comma.

Page 12, delete line 11.

Page 12, line 12, delete "*receive 25 percent,*".

Page 12, line 15, delete "*, except for community college*".

Page 12, line 16, delete "*faculty employees who shall receive 30 percent,*".

Page 12, line 20, after "*system*" insert "*and community college system*".

Page 20, after line 11, add a new section 8 as follows:

"Sec. 8. Minnesota Statutes 1974, Section 43.121, Subdivision 3, is amended to read:

Subd. 3. Notwithstanding the provisions of this section, the commissioner may assign the classes of employment which require teaching in an established school program in the department of education and institutions of the state under the jurisdiction of the department of public welfare and the department of corrections to salary ranges, which he is hereby authorized to establish. Whenever the commissioner assigns classes of employment which require teaching in an established school program to any salary range which he is authorized to establish by this subdivision, he shall prepare schedules showing the salary ranges for each class, or group of positions in the class of positions assigned by him and he shall also prepare schedules showing entrance salaries and step increases based upon educational attainments and length of satisfactory service. The salary ranges shall include a minimum rate and not more than (NINE) 12 additional step increases. In assigning ranges of salaries for positions in this category the commissioner shall give consideration to the salary schedules for teachers which are in effect in other units of government of the state.

The basic salary for institution educational administrators and supervisors shall be based upon the employee's qualifications and the appropriate academic level of the special teacher salary schedule. However, the commissioner is authorized to establish a percentage differential to compensate for administrative and supervisory responsibilities. Annual length of satisfactory service salary adjustments shall be awarded beginning with the payroll period nearest the anniversary date of the special teacher's, institution educational supervisor's or institution education administrator's original or promotional appointment to his present class, unless he is notified in writing by the appointing

authority that his work has been of a less than satisfactory level.”.

Page 39, delete lines 22 to 32.

Page 40, delete lines 1 to 11.

Page 40, line 20, delete “\$4,500” and insert “\$3,500”.

Page 40, lines 21 to 32, delete the new language and strike the old language.

Page 41, strike lines 1 to 4.

Page 41, line 10, delete “\$30,000” and insert “\$29,000”.

Page 41, line 21, delete “\$31,500” and insert “\$29,000”.

Page 41, after line 21, add the following:

“(4) Judges of the probate court in Hennepin and Ramsey counties \$33,500.”.

Page 41, line 22, strike “(4)” and insert “(5)”.

Page 41, after line 25, add the following:

“(6) The amounts required to pay the salaries in section 26, subdivision 2, are hereby appropriated from the general fund of the state of Minnesota.”.

Page 42, line 6, delete “\$13,000” and insert “\$11,500”.

Page 43, line 3, delete “shall not” and insert “may”.

Page 43, line 3, delete “more than” and insert “up to”.

Page 43, line 4, delete “unless” and insert “upon approval of”.

Page 43, line 5, delete “has been consulted in advance and its approval”.

Page 43, line 6, delete “obtained”.

Page 43, delete lines 7 to 32.

Page 44, delete lines 1 to 4.

Page 44, line 13, after “section.” insert “The salary of a department head shall not exceed the salary of the governor.”.

Page 44, lines 16 to 27, restore the old language and delete the new language.

Page 45, line 5, delete "43.069, Subdivisions 3 and 4;"

Page 45, line 6, after "repealed." add "*Minnesota Statutes 1974, Section 526.18, is repealed effective July 1, 1976.*".

Page 45, after line 9 insert a new section 33 as follows:

"Sec. 33. *County mill rates shall be reduced to reflect the shift from county payment of judges salaries to payment from the state general fund.*"

Page 45, line 11, after "1975" insert ", except that the provisions of section 26, subdivision 2, shall become effective on July 1, 1976".

Renumber sections accordingly.

Page 1, line 8, delete ", and by adding a subdivision".

Page 1, line 10, delete "43.064;"

Page 1, line 12, after "Subdivisions 1" delete "and 2" and insert ", 2, and 3".

Page 1, line 19, delete "43.069,"

Page 1, line 20, delete "Subdivisions 3 and 4; and".

Page 1, line 20, after "487.05" insert "; and 526.18".

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

The report was adopted.

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

S. F. No. 570, A bill for an act relating to taxation; increasing the income tax deduction for dependents' school expenses; amending Minnesota Statutes 1974, Section 290.09, Subdivision 22.

Reported the same back with the following amendments:

Page 1, line 10, delete "\$1,000" and insert "\$400".

Page 1, line 15, delete "North Dakota, South Dakota, Iowa, or Wisconsin,".

Page 1, line 19, after "1964" insert "*and Minnesota Statutes 1974, Chapter 363*".

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 710, 1241 and 1769 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 570 was read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Lemke, Schulz, Biersdorf, Stanton and Vanasek introduced:

H. F. No. 1820, A bill for an act relating to agriculture; requiring persons purchasing corn or soybeans to pay a premium for dry corn or soybeans.

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

Graba, McEachern and Kostohryz introduced:

H. F. No. 1821, A bill for an act relating to education; school districts; indebtedness; authorizing districts to exceed levy limitations and issue bonds to retire a modified cash basis operating debt; amending Minnesota Statutes 1974, Section 275.125, by adding a subdivision.

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

Petrafeso introduced:

H. F. No. 1822, A bill for an act relating to consolidation of two or more municipalities; and the powers and duties of the Minnesota municipal commission in relation thereto; eliminating consolidation referendums in certain situations; establishing a procedure for orderly consolidations; amending Minnesota Statutes 1974, Chapter 414, by adding a section; Section 414.041, Subdivisions 1, 3, 4 and by adding a subdivision.

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

Lindstrom; Johnson, D.; and Pehler introduced:

H. F. No. 1823, A bill for an act relating to motor vehicles; defining terms; providing for the licensure and regulation of certain motor vehicle dealers; prescribing penalties; appropriating money; amending Minnesota Statutes 1974, Section 168.27.

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

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 13, Carlson, L., reported on the progress of S. F. No. 177, now in Conference Committee.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 557, A bill for an act relating to commerce; consumer fraud; providing an exclusion for mass media; amending Minnesota Statutes 1974, Sections 325.774, Subdivision 1, and by adding a subdivision; and 325.79, Subdivision 3.

H. F. No. 661, A bill for an act relating to labor; occupational safety and health; defining terms; requiring minimum posting time of citations; enforcement; notice to employee representative; amending Minnesota Statutes 1974, Sections 182.651, Subdivision 12; 182.66, Subdivision 2; and 182.661, Subdivisions 1 and 3.

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

H. F. No. 884, A bill for an act relating to taxation; providing a homestead exemption for certain stockholders of a family farm corporation and partners of a partnership; amending Minnesota Statutes 1974, Section 273.13, by adding a subdivision.

H. F. No. 1252, A bill for an act relating to the sale of state owned lands to the city of Owatonna; providing for valuation at current fair market value; amending Laws 1965, Chapter 216, Sections 2, as amended; and 3, Subdivision 1, as amended.

H. F. No. 1476, A bill for an act relating to highways; municipal state-aid street system; payment of contract price; amending Minnesota Statutes 1974, Section 162.10.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1169, A bill for an act relating to agriculture; inspection; licensing; fees; amending Minnesota Statutes 1974, Sections 17.35, Subdivision 6; 18.032, Subdivision 6; 18.53; 18.54, Subdivision 1; 18A.02, Subdivision 3; 21.54, Subdivision 2; 24.072, Subdivisions 2 and 4; 28A.03; 28A.04; 28A.05; 28A.08; 28A.15, Subdivision 5; 31.101; 31.102, Subdivision 1; 31.103, Subdivision 1; 31.104; 31.31; 31.39; 32.075; 32.394, Subdivision 8, and by adding subdivisions; 32.59; and 34.05, Subdivisions 1 and 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 161, A bill for an act relating to occupational safety and health; authorizing certain actions against an employee to be brought by the commissioner in the district court; amending Minnesota Statutes 1974, Section 182.669, Subdivision 1; repealing Minnesota Statutes 1974, Section 182.669, Subdivisions 2, 3, 4, 5 and 6.

H. F. No. 486, A bill for an act relating to franchises; providing exceptions as to certain motor vehicle and motor fuel franchises; amending Minnesota Statutes 1974, Section 80C.01, Subdivision 4.

H. F. No. 794, A bill for an act relating to labor; providing for the determination of prevailing wage rates for state financed projects and highway construction; providing penalties; amending Minnesota Statutes 1974, Sections 177.41; 177.42, Subdivision 2; 177.43, Subdivisions 4 and 5; and 177.44, Subdivisions 4 and 6.

H. F. No. 866, A bill for an act relating to courts; setting the salaries for certain court reporters; amending Minnesota Statutes 1974, Section 486.05.

H. F. No. 1277, A bill for an act relating to the legislature; prescribing powers and duties of the joint coordinating committee; amending Minnesota Statutes 1974, Chapter 3, by adding a section; Section 3.304, Subdivisions 1, 2, 3 and 5; and Chapter 482, by adding sections; repealing Minnesota Statutes 1974, Section 3.304, Subdivisions 4, 6 and 7.

H. F. No. 1569, A bill for an act relating to the city of Shoreview; authorizing the city of Shoreview to defer special assessments previously levied on property owned by senior citizens.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 78, A bill for an act relating to the operation of state government; requiring departments, agencies and institutions of the state to procure products and services from sheltered workshops and work activity programs.

H. F. No. 209, A bill for an act relating to adoptions; annulment of decree after discovery of defect; repealing Minnesota Statutes 1974, Section 259.30.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 981, A bill for an act relating to sales and use tax; providing for seizure of certain property; amending Minnesota Statutes 1974, Sections 297A.01, Subdivision 8; and 297A.15.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 226, A bill for an act relating to employment services; unemployment compensation; administrative expense; amending Minnesota Statutes 1974, Section 268.05, Subdivision 5.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 226

A bill for an act relating to employment services; unemployment compensation; administrative expense; amending Minnesota Statutes 1974, Section 268.05, Subdivision 5.

May 9, 1975

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

We, the undersigned conferees for S. F. No. 226 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate accede to the House amendment.

We request adoption of this report and repassage of the bill.

Senate Conferees: GENE MERRIAM, STEVE KEEFE and ROGER HANSON.

House Conferees: DAVID BEAUCHAMP, GORDON O. VOSS and JOHN S. BIERSDORF.

Beauchamp moved that the report of the Conference Committee on S. F. No. 226 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 226, A bill for an act relating to employment services; unemployment compensation; administrative expense; amending Minnesota Statutes 1974, Section 268.05, Subdivision 5.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

S. F. Nos. 819, 932, 1124 and 1551.

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. 546, 866, 973 and 863.

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. 1077, 1126 and 1135.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 1552.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 819, A bill for an act relating to taxation; providing for public financing in political campaigns; increasing the tax credit for political contributions; amending Minnesota Statutes 1974, Section 290.06, Subdivision 11.

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

S. F. No. 932, A bill for an act relating to public welfare; permitting the commissioner of public welfare to establish maximum fees for congregate living care under the income maintenance programs; amending Minnesota Statutes 1974, Section 256.01, Subdivision 2.

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

S. F. No. 1124, A bill for an act relating to Anoka county; creating a housing and redevelopment authority in Anoka county; applying the provisions of the municipal housing and redevelopment act to Anoka county.

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

S. F. No. 1551, A bill for an act relating to highways; designating and describing the route of the Viking Trail; amending Minnesota Statutes 1974, Section 161.14, by adding a subdivision.

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

S. F. No. 546, A bill for an act relating to Hennepin county; establishing the salaries of certain officials.

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

S. F. No. 866, A bill for an act relating to liquor; abolishing the office of liquor control commissioner and transferring the powers and duties thereof to the commissioners of public safety and revenue; amending Minnesota Statutes 1974, Chapter 299A, by adding a section; Sections 299A.01, Subdivision 3; 340.44; 340.47, Subdivision 2; 340.485, Subdivision 1; and 340.492; repealing Minnesota Statutes 1974, Sections 299A.01, Subdivision 4; 340.08; 340.09; 340.485, Subdivision 4; and 340.491.

The bill was read for the first time.

Metzen moved that S. F. No. 866 and H. F. No. 250, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 973, A bill for an act relating to taxation; providing for a reduction of ad valorem taxes paid by certain persons; appropriating money; amending Minnesota Statutes 1974, Sections 273.011, Subdivision 5; 273.012, Subdivision 2, and by adding a subdivision; 273.061, by adding a subdivision; Minnesota Statutes 1974, Chapter 273, by adding sections; and repealing Minnesota Statutes 1974, Section 290.066.

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

S. F. No. 863, A bill for an act relating to education; changing the time for the annual meeting of boards of independent school districts; amending Minnesota Statutes 1974, Section 123.34, Subdivision 1.

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

S. F. No. 1077, A bill for an act relating to taxation; income tax credit; defining homestead; amending Minnesota Statutes 1974, Section 290.0601, Subdivision 5.

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

S. F. No. 1126, A bill for an act relating to counties; providing for the approval of plats and surveys by the county surveyor in certain counties; providing for a fee.

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

S. F. No. 1135, A bill for an act relating to intoxicating and non-intoxicating liquor; age for licensing, sale, purchase, consumption, possession and furnishing; amending Minnesota Statutes 1974, Sections 340.02, Subdivision 8; 340.035, Subdivision 1; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.355; 340.403, Subdivision 3; 340.73, Subdivision 1; 340.731; 340.78; 340.79; 340.80; and 340.81.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Jopp moved that the rule therein be suspended and an urgency be declared so that S. F. No. 1135 be given its second and third readings and be placed upon its final passage.

A roll call was requested and properly seconded.

The question was taken on the Jopp motion and the roll being called, there were yeas 58, and nays 69, as follows:

Those who voted in the affirmative were:

Adams, S.	Doty	Johnson, C.	Mann	Setzepfandt
Albrecht	Eckstein	Jopp	McCauley	Sherwood
Anderson, G.	Eken	Kaley	Menning	Sieloff
Beauchamp	Erickson	Kalis	Nelsen	Smith
Braun	Esau	Kelly, W.	Niehaus	Smogard
Carlson, A.	Evans	Kempe, A.	Peterson	Spanish
Carlson, L.	Ewald	Kempe, R.	Pleasant	Ulland
Carlson, R.	Fjoslien	Knickerbocker	Savelkoul	Wenstrom
Corbid	Forsythe	Kvam	Schreiber	Wieser
Dahl	Friedrich	Laidig	Schulz	Zubay
Dean	Heinitz	Langseth	Schumacher	
DeGroat	Jacobs	Lindstrom	Searle	

Those who voted in the negative were:

Abeln	Enebo	Knoll	Nelson	Sieben, M.
Adams, L.	Faricy	Kostohryz	Norton	Simoneau
Anderson, I.	Fudro	Kroening	Novak	Skoglund
Arlandson	Fugina	Lemke	Parish	Stanton
Begich	George	Luther	Patton	Suss
Berg	Hanson	Mangan	Pehler	Swanson
Berglin	Hokanson	McCarron	Petrafeso	Tomlinson
Biersdorf	Jaros	McCollar	Philbrook	Vanasek
Birnstihl	Jensen	McEachern	Prahl	Vento
Brinkman	Johnson, D.	Meier	Reding	Wenzel
Casserly	Jude	Metzen	St. Onge	White
Clark	Kahn	Moe	Samuelson	Williamson
Clawson	Kelly, R.	Munger	Sarna	Speaker Sabo
Dieterich	Ketola	Neisen	Sieben, H.	

The motion did not prevail.

S. F. No. 1135 was referred to the Committee on Commerce and Economic Development.

FIRST READING OF SENATE BILLS, Continued

S. F. No. 1552, A bill for an act relating to public welfare; pertaining to the development of community based residential care facilities for the mentally ill, mentally deficient and drug dependent through the housing finance agency; amending Minnesota Statutes 1974, Sections 462A.02, by adding a subdivision; 462A.03, Subdivision 7, and by adding a subdivisions.

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

CONSENT CALENDAR

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

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

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 912, A bill for an act relating to counties; authorizing blanket performance bonds covering all county officers and employees in lieu of individually required bonds; amending Minnesota Statutes 1974, Section 382.153.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Doty	Kaley	Munger	Sieben, H.
Adams, L.	Eckstein	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	Williamson
Clawson	Jensen	McCollar	Schreiber	Zubay
Corbid	Johnson, C.	McEachern	Schulz	Speaker Sabo
Dahl	Johnson, D.	Meier	Schumacher	
Dean	Jopp	Menning	Searle	
DeGroat	Jude	Metzen	Setzepfandt	
Dieterich	Kahn	Moe	Sherwood	

The bill was passed and its title agreed to.

S. F. No. 977, A bill for an act relating to Hennepin county; providing for the support and maintenance of the county law library; amending Laws 1933, Chapter 291, Section 12, as amended; and Laws 1933, Chapter 291, Section 16, as amended.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Adams, S.	Anderson, G.	Arlandson	Begich
Adams, L.	Albrecht	Anderson, I.	Beauchamp	Berg

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

The bill was passed and its title agreed to.

S. F. No. 1425 was reported to the House.

Hanson moved to amend S. F. No. 1425 as amended by the House when it adopted the report of the Committee on Local and Urban Affairs, as follows:

Line 4 of the Committee amendment, after "collection" insert ", including the pending referendum on Ordinance No. 15724".

The motion prevailed and the amendment was adopted.

S. F. No. 1425, A bill for an act relating to the city of Saint Paul; authorizing the city to directly negotiate and enter into contracts for solid waste collection and disposal; exempting such contracts from the Minnesota antitrust law of 1971.

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 131, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Beauchamp	Brinkman	Clawson	Eken
Adams, L.	Begich	Byrne	Corbid	Enebo
Adams, S.	Berg	Carlson, A.	Dahl	Erickson
Albrecht	Berglin	Carlson, L.	Dean	Esau
Anderson, G.	Biersdorf	Carlson, R.	Dieterich	Evans
Anderson, I.	Birnsthil	Casserly	Doty	Ewald
Arlandson	Braun	Clark	Eckstein	Faricy

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

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

S. F. No. 1558, A bill for an act relating to the city of Brainerd; authorizing the issuance of general obligation bonds to finance the razing of hazardous buildings.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1577, A bill for an act relating to the city of Motley; authorizing the city to issue certificates of indebtedness to purchase certain fire equipment.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 1.10

Pursuant to Rule 1.10, Kelly, W., requested immediate consideration of H. F. No. 1672.

H. F. No. 1672 was reported to the House.

Kelly, W., moved to amend H. F. No. 1672, as follows:

Page 4, line 8, strike "(FULL)".

Page 4, strike all of line 9.

The motion prevailed and the amendment was adopted.

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

The bill was read for the 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 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Prahl

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

Pursuant to Rule 1.10, Norton requested immediate consideration of H. F. Nos. 398, 914 and 787.

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.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 122 and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albrecht	Kvam	Niehaus	Savelkoul	Sieloff
Jopp	Nelsen			

The bill was passed and its title agreed to.

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.

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 115, and nays 16, as follows:

Those who voted in the affirmative were:

Abeln	Berglin	Carlson, R.	Eckstein	Forsythe
Adams, L.	Biersdorf	Casserly	Eken	Friedrich
Adams, S.	Birnstihl	Clark	Enebo	Fudro
Albrecht	Braun	Corbid	Erickson	Fugina
Anderson, L.	Brinkman	Dahl	Esau	Graba
Arlandson	Byrne	DeGroat	Evans	Hanson
Beauchamp	Carlson, A.	Dieterich	Ewald	Haugerud
Begich	Carlson, L.	Doty	Faricy	Heinitz

Hokanson	Kostohryz	Menning	Pleasant	Spanish
Jacobs	Kroening	Metzen	Prahl	Stanton
Jaros	Kvam	Munger	Reding	Suss
Jensen	Laidig	Neisen	St. Onge	Swanson
Johnson, C.	Langseth	Nelsen	Samuelson	Tomlinson
Jopp	Lemke	Nelson	Sarna	Vanasek
Jude	Lindstrom	Niehaus	Savelkoul	Vento
Kalis	Luther	Norton	Schreiber	Voss
Kelly, R.	Mangan	Novak	Searle	Wenstrom
Kelly, W.	Mann	Osthoff	Setzepfandt	Wenzel
Kempe, A.	McCarron	Parish	Sherwood	White
Kempe, R.	McCauley	Patton	Sieben, H.	Wieser
Ketola	McCollar	Pehler	Sieben, M.	Williamson
Knickerbocker	McEachern	Petraseso	Sieloff	Zubay
Knoll	Meier	Philbrook	Simoneau	Speaker Sabo

Those who voted in the negative were:

Anderson, G.	Fjoslien	Kaley	Skoglund	Smogard
Berg	George	Peterson	Smith	Ulland
Clawson	Johnson, D.	Schulz		
Dean	Kahn	Schumacher		

The bill was passed and its title agreed to.

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.

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 123, and nays 6, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Berg	McCollar	Sieloff	Vento	Voss
Kostohryz				

The bill was passed and its title agreed to.

Graba was excused between the hours of 1:30 p.m. and 3:00 p.m.

SPECIAL ORDERS

H. F. No. 1530 was reported to the House.

There being no objection, H. F. No. 1530 was continued on Special Orders for one day.

S. F. No. 551 was reported to the House.

There being no objection, S. F. No. 551 was continued on Special Orders for one day.

S. F. No. 211 was reported to the House.

Carlson, A., moved to amend S. F. No. 211, as follows:

Page 15, after line 12, insert the following:

"Sec. 17. [SALARIES FOR HENNEPIN COUNTY COMMISSIONERS.] Notwithstanding any other law to the contrary, after the effective date of this act, any change in the annual salaries of the Hennepin county commissioners shall be made only by a resolution adopted and published in the even-numbered year not less than 30 days prior to the date of opening of filings for the office of county commissioner, and the salaries shall not be effective until January 1, of the next odd-numbered year."

Renumber the remaining sections in proper sequence.

Page 15, line 19, delete "17" and insert "18".

The motion prevailed and the amendment was adopted.

S. F. No. 211, A bill for an act relating to counties; altering compensation of county officers; amending Minnesota Statutes 1974, Sections 38.38; 106.431, Subdivision 1; 123.56, Subdivision 9; 273.061, Subdivision 6; 282.09, Subdivision 1; 282.19; 344.19; 375.055, Subdivisions 1 and 5; 375.06, Subdivision 1; 375.47; Chapter 375, by adding a section; 376.58, Subdivision 2; 393.03; and 394.30, Subdivision 3; repealing Minnesota Statutes 1974, Sections 274.15; 375.055, Subdivision 3; 375.43; 384.151, Subdivision 2; 385.373, Subdivision 2; 386.015, Subdivision 3; 387.20, Subdivision 3; 388.18, Subdivision 3; and 485.018, 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 122, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kelly, R.

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

S. F. No. 954 was reported to the House.

Tomlinson, moved to amend S. F. No. 954, as follows:

Page 1, line 12, delete "45" and insert "44".

Page 1, line 15, delete "45" and insert "44".

Page 2, line 3, delete "23, 24, 25, 26, 27, 28, 29, 33 and 34" and insert "22, 23, 24, 25, 26, 27, 28, 32 and 33".

Page 3, line 8, delete "45" and insert "44".

Page 5, line 23, delete "45" and insert "44".

Page 5, line 24, after the word "INFLUENCE" delete the words "BY CANDIDATES" and insert the words "ON VOTERS".

Page 5, line 25, after the word "no" and before the word "person" insert the words "judge, officer, or any other".

Page 5, line 31, after the word "compel" and before the word "such" insert the words "or attempt to induce or compel".

Page 6, line 31, after the word "person" and before the word "within" insert the words "within any polling place or".

Page 7, delete lines 13 to 31.

Page 8, line 8, after "misdemeanor." insert "Nothing herein contained shall be construed as modifying or repealing the provisions of section 7:".

Page 11, line 15, delete "within ten days before any primary held to".

Page 11, delete lines 16, 17 and 18.

Page 11, line 19, delete "for such office".

Page 12, line 12, delete "45" and insert "44".

Page 12, line 18, delete "45" and insert "44".

Page 12, line 25, delete "45" and insert "44".

Page 13, line 25, delete "45" and insert "44".

Page 13, line 28, delete "45" and insert "44".

Page 14, line 16, delete "45" and insert "44".

Page 18, line 21, delete "45" and insert "44".

Page 18, line 24, delete "45" and insert "44".

Page 19, line 1, delete "45" and insert "44".

Page 19, line 13, delete "45" and insert "44".

Page 19, line 19, delete "45" and insert "44".

Page 20, line 10, delete "45" and insert "44".

Page 20, line 20, delete "45" and insert "44".

Page 20, line 29, delete "45" and insert "44".

Page 21, line 21, delete "45" and insert "44".

Page 22, line 11, delete "45" and insert "44".

Page 22, line 16, delete "45" and insert "44".

Page 22, line 30, delete "35" and insert "34".

Page 23, line 1, delete "35" and insert "34".

Page 23, line 8, delete "45" and insert "44".

Page 23, line 15, delete "45" and insert "44".

Page 23, line 20, delete "45" and insert "44".

Page 23, line 24, delete "45" and insert "44".

Page 24, line 5, delete "45" and insert "44".

Page 24, line 26, delete "45" and insert "44".

Page 24, line 30, delete "45" and insert "44".

Page 25, line 8, delete "45" and insert "44".

Page 25, line 22, delete "45" and insert "44".

Page 25, line 32, delete "45" and insert "44".

Page 26, line 7, delete "45" and insert "44".

Page 27, line 27, delete "45" and insert "44".

Page 27, line 29, delete "*Laws 1975, Chapter 5, is amended by adding a*".

Page 27, delete line 30.

Page 27, line 31, delete "Sec. 95a."

Page 32, line 21, delete "210.22;"

Page 32, after line 27, insert:

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

Renumber the sections in order.

Further amend the title as follows:

Page 1, line 4, delete "Laws 1975, Chapter".

Page 1, line 5, delete "5, by adding a section; and".

Page 1, line 8, delete "210.22" and insert "210.21".

The motion prevailed and the amendment was adopted.

Tomlinson moved to amend S. F. No. 954, as amended, as follows:

Page 4, line 1, after the word "*circulated*," delete the remainder of the line.

Page 4, delete all of lines 2 through 5.

The motion prevailed and the amendment was adopted.

S. F. No. 954, A bill for an act relating to elections; rearranging the laws regulating campaign practices and penalties; providing penalties; amending Laws 1975, Chapter 5, by adding a section; Minnesota Statutes 1974, Sections 123.015; 290.09, Subdivision 2; and 290.21, Subdivision 3; repealing Minnesota Statutes 1974, Sections 210.01 to 210.22 and 211.11 to 211.41.

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 127, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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

S. F. No. 51, A bill for an act relating to courts; district court term in Sibley county; amending Minnesota Statutes 1974, Section 484.09, Subdivision 8.

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 bill being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 917 was reported to the House.

Anderson, I., moved to amend S. F. No. 917 as follows:

Page 1, after line 9, insert:

"Section 1. Minnesota Statutes 1974, Section 361.041, Subdivision 2, is amended to read:

Subd. 2. [OPERATOR'S PERMIT.] Except as provided in this subdivision, no person 13 years of age or over but less than 18 years of age may operate a motorboat powered by a motor over 24 horsepower without possessing a valid watercraft operator's permit *from Minnesota or from the operator's state of residence*, unless there is a person 18 years of age or over in the motorboat. (THE OPERATOR'S PERMIT REQUIRED BY THIS SUBDIVISION IS NOT REQUIRED OF A NON-RESIDENT WHO OPERATES A MOTORBOAT FOR LESS THAN 31 CONSECUTIVE DAYS IN A CALENDAR YEAR.) The commissioner shall establish an educational course and a testing program for watercraft operators and for persons 13 years of age or over but less than 18 years of age required to take the watercraft safety course. The commissioner shall issue a watercraft operator's permit to a person 13 years of age or over but less than 18 years of age who successfully completes the educational program and the written test which the commissioner shall prescribe."

Renumber the remaining sections.

Further, amend the title as follows:

Page 1, after line 6, insert "removing operator's permit exception for certain nonresidents;"

Page 1, line 7, after "Sections" insert "361.041, Subdivision 2;"

The motion prevailed and the amendment was adopted.

S. F. No. 917, A bill for an act relating to waters and watercraft safety; modifying the hours of operation of a watercraft towing a person; authorizing counties to expend moneys received from watercraft license fees for watercraft and swimming safety instructions; amending Minnesota Statutes 1974, Sections 361.09, Subdivision 2; and 361.27, Subdivision 1.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 4, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Fjoslien George Hangerud Kaley

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

S. F. No. 757 was reported to the House.

Sieloff moved to amend S. F. No. 757, as follows:

Page 2, line 4, after "forfeiture" add "or within 60 days after notice has been sent by registered mail, return receipt requested to the owner of the land at his last known address stating that his right to repurchase land described in the notice, will terminate at the time prescribed by law whichever period is longer".

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

S. F. No. 757, A bill for an act relating to taxation; restricting the right to repurchase tax-forfeited lands; amending Minnesota Statutes 1974, Section 282.241.

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Heinitz McCauley Sieloff

The bill was passed and its title agreed to.

S. F. No. 1113, A bill for an act relating to public safety; providing safety devices on certain equipment; providing penalties.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 366, A bill for an act relating to deferred compensation; authorizing participation by state and other public employees in the state deferred compensation plan; transferring duties; appropriating money; amending Minnesota Statutes 1974, Chapter 352, by adding a section; repealing Minnesota Statutes 1974, Section 16A.17, Subdivision 8.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 943 was reported to the House.

Parish moved to amend H. F. No. 943, as follows:

Page 6, strike lines 13 through 24 inclusive and insert the following:

"Subd. 11. Unless the municipal cable communications franchise sooner expires, every certificate of confirmation obtained pursuant to Section 238.09, subds. 3 or 9 shall terminate on May 24, 1979 and unless the municipal cable communications franchise sooner expires, every certificate of confirmation obtained pursuant to Section 238.09, subds. 4 or 5 shall terminate on May 24, 1984, unless prior to that time the cable communications company which received the certificate renegotiates its franchise with the municipality and incorporates therein the minimum standards pertaining to the content of a cable communications franchise as contained in the rules of the commission on cable communications. Such renegotiated franchise shall not be considered a new franchise for purposes of requiring a new certificate of confirmation."

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

Anderson, G., moved to amend H. F. No. 943, as follows:

Page 7, after line 22, add a section as follows:

"Sec. 19. Minnesota Statutes 1974, Section 375.164, is amended to read:

375.164 [TELEVISION TRANSLATOR STATIONS, CONSTRUCTION BY COUNTY.] The county board of any county in this state is hereby authorized to appropriate annually from the general revenue fund of such county an amount necessary to fund the construction, acquisition, improvement, or maintenance of a translator station within or without such county for the purpose of receiving and transmitting television broadcasting signals. A county may acquire, by gift, lease or purchase, any real estate or interest therein upon such terms or conditions, including contracts for deed, as it shall determine, either within or without the county, for the purpose of establishing and operating a television translator system. No real estate may be acquired and no bonds issued for payment therefor unless the acquisition and bond issue if any, are submitted to and approved by a majority of the voters voting upon the question at any regular or special county election."

Renumber the remaining section.

Amend the title as follows:

Line 7, after "gathering;" insert "permitting counties to establish translator systems;".

Line 13, before "238.13" delete "and".

Line 13, after "238.13;" insert "and 375.164;"

The motion prevailed and the amendment was adopted.

H. F. No. 943, A bill for an act relating to cable communications; making the cable communications commission a permanent part of the department of administration; authorizing the commission to promulgate a line extension policy; interconnection; orders; municipal cable systems; information gathering; permitting counties to establish translator systems; amending Minnesota Statutes 1974, Sections 238.02, Subdivision 11; 238.04, Subdivision 1; 238.05, Subdivisions 2, 6, 7, 12, and by adding a subdivision; 238.06, Subdivision 1; 238.08, Subdivisions 1, 2 and 3; 238.09, Subdivisions 3 and 6, and by adding subdivisions; and 238.13; repealing Minnesota Statutes 1974, Sections 238.05, Subdivisions 8 and 16; 238.09, Subdivision 2 and 375.164.

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 119, and nays 4, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berglin	Hokanson	Nelson	Parish
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The bill was passed, as amended, and its title agreed to.

Sarna was excused for the remainder of today's session.

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. 46 on Special Orders for today:

S. F. Nos. 126, 167, 306, 1119, 1428, 1221 and 1222.

SPECIAL ORDERS, Continued

S. F. No. 624, A bill for an act relating to local water and related land resources management; granting municipalities authority to construct flood prevention or control facilities on certain bodies of water; amending Minnesota Statutes 1974, Section 459.20.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1102, A bill for an act relating to the Seaway Port Authority of Duluth; permitting the authority to buy, lease or otherwise contract for vessels.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 143, A bill for an act relating to drivers licenses; permitting persons holding drivers licenses not including school bus endorsements to drive passenger automobiles used as school buses; amending Minnesota Statutes 1974, Section 171.321, Subdivision 1.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 3, as follows:

Those who voted in the affirmative were:

Abeln	Berg	Carlson, R.	Eken	Fugina
Adams, L.	Berglin	Casserly	Erickson	George
Adams, S.	Biersdorf	Clark	Esau	Graba
Albrecht	Birnstihl	Clawson	Evans	Hanson
Anderson, G.	Braun	Corbid	Ewald	Heinitz
Anderson, L.	Brinkman	Dahl	Faricy	Hokanson
Arlandson	Byrne	Dean	Fjoslien	Jacobs
Beauchamp	Carlson, A.	Doty	Forsythe	Jaros
Begich	Carlson, L.	Eckstein	Fudro	Jensen

Johnson, C.	Langseth	Nelson	Schreiber	Swanson
Johnson, D.	Lemke	Niehaus	Schulz	Tomlinson
Jude	Lindstrom	Norton	Schumacher	Ulland
Kahn	Luther	Novak	Searle	Vanasek
Kaley	Mangan	Osthoff	Setzepfandt	Voss
Kalis	Mann	Parish	Sherwood	Wenstrom
Kelly, R.	McCauley	Patton	Sieben, H.	Wenzel
Kelly, W.	McCollar	Pehler	Sieben, M.	White
Kempe, A.	McEachern	Peterson	Sieloff	Wieser
Kempe, R.	Meier	Petrafeso	Simoneau	Williamson
Ketola	Menning	Philbrook	Skoglund	Zubay
Knickerbocker	Metzen	Pleasant	Smith	Speaker Sabo
Knoll	Moe	Prahl	Smogard	
Kostohryz	Munger	Reding	Spanish	
Kvam	Neisen	St. Onge	Stanton	
Laidig	Nelsen	Savelkoul	Suss	

Those who voted in the negative were:

Dieterich Kroening Vento

The bill was passed and its title agreed to.

S. F. No. 949, A bill for an act relating to motor vehicles; registration of school buses; requiring certificate of conformance before registration of school buses; amending Minnesota Statutes 1974, Chapter 168, by adding a section.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 963 was reported to the House.

Kalis moved to amend S. F. No. 963 as follows:

Page 1, line 20, after "Act," insert the following: "*the Railroad Retirement Act, any Veteran's Disability Compensation and Survivor Benefits Act, Worker's Compensation, or any similar federal or state law,*".

Further amend the title as follows:

Page 1, line 5, after "Act," add "*the Railroad Retirement Act, any Veteran's Disability Compensation and Survivor Benefits Act, Worker's Compensation or any similar federal or state law,*".

The motion prevailed and the amendment was adopted.

S. F. No. 963, A bill for an act relating to insurance; prohibiting offsets in certain contracts for disability benefits received or receivable under the federal Social Security Act; amending Minnesota Statutes 1974, Chapter 62A, by adding a section; Sections 62B.06, Subdivision 2; 62C.14, by adding a subdivision; 62D.12, by adding a subdivision; and 64A.31, by adding a subdivision.

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

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

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

S. F. No. 747 was reported to the House.

Anderson, G., moved to amend S. F. No. 747, as follows:

Page 1, after line 15, insert the following:

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

[609.551] [RUSTLING AND LIVESTOCK THEFT PENALTIES.] *Subdivision 1. Whoever intentionally and without claim of right shoots, kills, takes, uses, transfers, conceals or retains possession of live cattle, swine or sheep or the carcasses thereof belonging to another without his consent and with the intent to permanently deprive the owner thereof may be sentenced as follows:*

(a) *If the value of the animals which are shot, killed, taken, used, transferred, concealed or retained exceeds \$2,500, the defendant may be sentenced to imprisonment for not more than ten years, and may be fined up to \$10,000;*

(b) *If the value of the animals which are shot, killed, taken, used, transferred, concealed or retained exceeds \$100 but is less than \$2,500, the defendant may be sentenced to imprisonment for not more than five years, and may be fined up to \$5,000;*

(c) *If the value of the animals which are shot, killed, taken, used, transferred, concealed, or retained is \$100 or less, the defendant may be sentenced to imprisonment for not more than 90 days or to payment of a fine of not more than \$300 or both.*

Subd. 2. Whoever knowingly buys, sells, transports or otherwise handles cattle, swine or sheep illegally acquired under subdivision 1 of this section or knowingly aids or abets another in the violation of subdivision 1 of this section shall be sentenced as in (a), (b) and (c) of subdivision 1.

Subd. 3. In any prosecution under this section the value of the animals which are shot, killed, taken, used, transferred, concealed, or retained within any six month period may be aggregated and the defendant charged accordingly in applying the provisions of this section.

Subd. 4. Any person who has been injured by violation of this section may bring an action for three times the amount of actual damages sustained by the plaintiff, costs of suit and reasonable attorneys' fees."

Further, amend the title as follows:

Line 5, after the semicolon insert "providing penalties for certain acts relating to livestock; providing for the collection of damages;"

Line 6, delete "a section" and insert "sections".

The motion prevailed and the amendment was adopted.

S. F. No. 747, A bill for an act relating to crimes; specifying the acts constituting the offense of possession of shoplifting devices or gear; prescribing penalties; amending Minnesota Statutes 1974, Chapter 609, by adding a section.

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 128, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 46 was reported to the House.

Lindstrom moved to amend S. F. No. 46, as follows:

Page 1, after line 6, insert a section to read as follows:

"Section 1. Minnesota Statutes 1974, Section 487.27, Subdivision 1, is amended to read:

487.27 [DIVISIONS.] Subd. 1. Subject to the provisions of section 260.311 and rules of the supreme court, a county court shall establish a probate division, a family court division, and a civil and criminal division *which shall include a conciliation court*, and may establish within the civil and criminal division (A CONCILIATION COURT AND) a traffic and ordinance violations bureau."

Renumber the sections in sequence.

Page 1, line 9, strike ", if".

Page 1, line 10, strike "established,".

Further amend the title as follows:

Page 1, line 4, after "Sections" insert "487.27, Subdivision 1,".

The motion prevailed and the amendment was adopted.

McCauley moved to amend S. F. No. 46, as amended, as follows:

Page 3, after line 3, add a section to read:

"Sec. 5. *In all cases where the judgment exceeds \$500, every order for judgment entered by a judge of a conciliation court shall be accompanied by a memorandum in support of the order.*"

POINT OF ORDER

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

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

Lindstrom moved to amend S. F. No. 46, as amended, as follows:

Page 1, line 16, after the "." insert "*The territorial jurisdiction of a conciliation court shall be coextensive with the county in which the court is established.*".

The motion prevailed and the amendment was adopted.

S. F. No. 46, A bill for an act relating to courts; jurisdictional amount in conciliation court actions; amending Minnesota Statutes 1974, Sections 487.30; 491.03, Subdivision 4; and 491.04, Subdivision 1.

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 122, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

UNANIMOUS CONSENT

Moe requested unanimous consent to make a motion. The request was granted.

Pursuant to Joint Rule No. 14, Moe moved that the House recede from the action taken by the House on May 13, 1975, when

it refused to concur in its Senate amendments to H. F. No. 522 and appointed a conference committee of 5 members, and that the Senate be requested to return H. F. No. 522 to the House for further consideration. The motion prevailed.

SPECIAL ORDERS, Continued

S. F. No. 126 was reported to the House.

Sherwood moved to amend S. F. No. 126, as follows:

Page 1, line 9, strike "*wood*," and insert "*metal*".

The motion prevailed and the amendment was adopted.

S. F. No. 126, A bill for an act relating to game and fish; methods of taking bear; providing a penalty; amending Minnesota Statutes 1974, Section 100.29, by adding a subdivision.

The bill was read for the 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 126, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Setzepfandt

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

S. F. No. 167, A bill for an act relating to the regulation and control of junk yards adjacent to trunk highways; extending the deadline for removal or relocation of unauthorized junk yards; amending Minnesota Statutes 1974, Section 161.242, Subdivision 3.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 80, and nays 42, as follows:

Those who voted in the affirmative were:

Adams, L.	DeGroat	Kaley	Menning	Searle
Adams, S.	Eckstein	Kalis	Metzen	Setzepfandt
Albrecht	Eken	Kelly, R.	Munger	Sieloff
Anderson, I.	Erickson	Kelly, W.	Nelsen	Smith
Arlandson	Esau	Ketola	Nelson	Smogard
Beauchamp	Evans	Kroening	Niehaus	Spanish
Begich	Fjoslien	Kvam	Norton	Ulland
Biersdorf	Forsythe	Laidig	Parish	Vanasek
Birnstihl	Fudro	Langseth	Patton	Vento
Braun	Fugina	Lemke	Pehler	Voss
Brinkman	Graba	Lindstrom	Pleasant	Wenstrom
Byrne	Haugerud	Mangan	Prahl	Wenzel
Carlson, A.	Jacobs	Mann	Reding	White
Corbid	Jensen	McCarron	St. Onge	Wieser
Dahl	Johnson, C.	McCollar	Samuelson	Zubay
Dean	Jude	McEachern	Schumacher	Speaker Sabo

Those who voted in the negative were:

Abeln	Ewald	Jopp	Novak	Simoneau
Berg	Faricy	Kempe, A.	Osthoff	Skoglund
Carlson, L.	Friedrich	Kempe, R.	Peterson	Suss
Carlson, R.	George	Knickerbocker	Petrafeso	Swanson
Clark	Hanson	Kostohryz	Philbrook	Tomlinson
Clawson	Heinitz	Luther	Savelkoul	Williamson
Dieterich	Hokanson	McCauley	Schreiber	
Doty	Jaros	Meier	Sieben, H.	
Enebo	Johnson, D.	Neisen	Sieben, M.	

The bill was passed and its title agreed to.

S. F. No. 306, A bill for an act relating to courts; authorizing county boards to direct county and municipal courts to hold conciliation court sessions during the evening and on Saturday and at specified locations throughout the county or municipality; amending Minnesota Statutes 1974, Sections 487.30; 488A.13, Subdivision 5; 488A.30, Subdivision 4; and 491.02.

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

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

Those who voted in the affirmative were:

Adams, L.	Doty	Kahn	Moe	Sieben, H.
Adams, S.	Eckstein	Kaley	Munger	Sieben, M.
Albrecht	Eken	Kalis	Neisen	Sieloff
Anderson, G.	Enebo	Kelly, R.	Nelsen	Simoneau
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	Suss
Berglin	Fjoslien	Knoll	Patton	Swanson
Biersdorf	Forsythe	Kostohryz	Pehler	Tomlinson
Birnstihl	Fudro	Kroening	Peterson	Ulland
Braun	Fugina	Kvam	Petraleso	Vanasek
Brinkman	George	Laidig	Philbrook	Vento
Byrne	Graba	Langseth	Pleasant	Voss
Carlson, A.	Hanson	Lemke	Prahl	Wenstrom
Carlson, L.	Haugerud	Luther	Reding	Wenzel
Carlson, R.	Heinitz	Mangan	St. Onge	White
Casserly	Hokanson	Mann	Samuelson	Wieser
Clark	Jacobs	McCarron	Savelkoul	Williamson
Clawson	Jaros	McCauley	Schreiber	Zubay
Corbid	Jensen	McCollar	Schulz	Speaker Sabo
Dahl	Johnson, C.	McEachern	Schumacher	
Dean	Johnson, D.	Meier	Searle	
DeGroat	Jopp	Menning	Schepfandt	
Dieterich	Jude	Metzen	Sherwood	

The bill was passed and its title agreed to.

S. F. No. 1119, A bill for an act relating to the city of Alexandria, the towns of Alexandria, Carlos, Hudson and LaGrand in the county of Douglas, and the Alexandria lake area sanitary district; authorizing formation of certain service regions; providing certain procedures for allocating costs; amending Laws 1971, Chapter 869, Sections 2, by adding a subdivision; 9, Subdivision 1, and by adding a subdivision; 10, Subdivision 3, and by adding subdivisions; and 18, Subdivisions 4, and 6, as amended, and by adding a subdivision; repealing Laws 1971, Chapter 869, Section 9, Subdivisions 2, 3, 4, and 5.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1428, A bill for an act relating to the capitol area architectural and planning commission; authorizing the city of St. Paul to expend moneys held by it in accordance with the city capital improvement budget; amending Minnesota Statutes 1974, Section 15.50, Subdivision 3.

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

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

Those who voted in the affirmative were:

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

Swanson	Vanasek	Wenstrom	Wieser	Speaker Sabo
Tomlinson	Vento	Wenzel	Williamson	
Ulland	Voss	White	Zubay	

The bill was passed and its title agreed to.

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

The bill was read for the 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 105, and nays 20, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abeln	Fjoslien	Kelly, R.	Novak	Smith
Biersdorf	George	Knickerbocker	Philbrook	Ulland
Clawson	Haugerud	Nelsen	Samuelson	Wenzel
Dean	Hokanson	Niehaus	Schumacher	Wieser

The bill was passed and its title agreed to.

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

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

The question being taken on the passage of the bill and the roll being called, there were yeas 114, and nays 13, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Biersdorf	George	Meier	Philbrook	Wieser
Clawson	Kelly, R.	Niehaus	Prahl	
Dean	Luther	Novak	Suss	

The bill was passed and its title agreed to.

S. F. No. 242 was reported to the House.

Laidig moved to amend S. F. No. 242, as follows:

Page 2, line 11, after "may" insert "*under the provisions of section 43.24,*".

The motion prevailed and the amendment was adopted.

Osthoff moved to amend S. F. No. 242, as amended, as follows:

Page 2, line 6, before the period insert "*but not to close any institutions without legislative approval*".

A roll call was requested and properly seconded.

Carlson, A., moved to amend the Osthoff amendment to S. F. No. 242, as follows:

Delete "*any institutions*" and insert "*the Minnesota State Prison at Stillwater or the State Reformatory for Men at St. Cloud*".

The motion prevailed and the amendment to the amendment was adopted.

The question recurred on the adoption of the Osthoff amendment, as amended by the Carlson, A., amendment, and the roll being called, there were yeas 115, and nays 11, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berglin	Dieterich	Kahn	Suss	Tomlinson
Casserly	Jaros	Moe		
Clark	Johnson, D.	Nelson		

The motion prevailed and the amendment as amended was adopted.

S. F. No. 242, A bill for an act relating to corrections; defining powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Section 241.01, Subdivision 5a, and by adding a subdivision; repealing Minnesota Statutes 1974, Section 241.01, 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 70, and nays 55, as follows:

Those who voted in the affirmative were:

Adams, L.	Anderson, I.	Beauchamp	Berglin	Byrne
Adams, S.	Arlandson	Berg	Biersdorf	Carlson, A.

Carlson, L.	George	Kvam	Norton	Simoneau
Carlson, R.	Hanson	Laidig	Novak	Skoglund
Casserly	Hokanson	Lemke	Parish	Smith
Clark	Jacobs	Lindstrom	Patton	Stanton
Clawson	Jaros	Luther	Pehler	Suss
Corbid	Johnson, D.	McCarron	Petrafeso	Tomlinson
Dean	Kahn	McCollar	Philbrook	Ulland
Dieterich	Kelly, W.	Meier	Pleasant	Vanasek
Enebo	Kempe, A.	Metzen	Reding	Vento
Faricy	Knoll	Moe	Samuelson	Voss
Forsythe	Kostohryz	Munger	Sieben, H.	Williamson
Fugina	Kroening	Nelson	Sieben, M.	Speaker Sabo

Those who voted in the negative were:

Abeln	Erickson	Johnson, C.	McCauley	Searle
Albrecht	Esau	Jopp	Menning	Setzepfandt
Anderson, G.	Evans	Jude	Neisen	Sherwood
Begich	Ewald	Kaley	Nelsen	Sieloff
Birnstihl	Fjoslien	Kalis	Niehaus	Smogard
Braun	Friedrich	Kempe, R.	Osthoff	Spanish
Brinkman	Fudro	Ketola	Peterson	Swanson
DeGroat	Graba	Knickerbocker	Prahl	Wenstrom
Doty	Haugerud	Langseth	Savelkoul	Wenzel
Eckstein	Heinitz	Mangan	Schreiber	Wieser
Eken	Jensen	Mann	Schumacher	Zubay

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

UNANIMOUS CONSENT

Patton requested unanimous consent to make a motion. The request was granted.

Patton moved that H. F. No. 593 be recalled from the Senate for further consideration by the House. The motion prevailed.

There being no objection the order of business reverted to Reports of Standing Committees.

REPORTS OF STANDING COMMITTEES

Norton from the Committee on Appropriations to which was referred:

H. F. No. 116, A bill for an act relating to family planning services; providing for the establishment of a comprehensive state family planning services plan; appropriating funds.

Reported the same back with the following amendments:

Page 2, line 14, after "arrangements." insert the following:

"The board shall not allocate any state family planning funds to any community family planning service unit or organization

which promotes, encourages or performs voluntary termination of pregnancy.”.

Page 4, line 18, delete “\$600,000” and insert “\$300,000”.

Page 4, line 20, delete “biennium ending June 30,”.

Page 4, line 21, delete “1977” and insert: “period beginning July 1, 1975, and ending January 1, 1977. Any unexpended balance remaining on January 1, 1977 shall not cancel but shall be available until June 30, 1977. Funds appropriated under this act shall not be used to establish family planning clinics in primary and secondary schools”.

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. 382, A bill for an act relating to aeronautics; joint operations; authorizing agreements for joint operations between the state and the Dominion of Canada or its governmental subdivisions subject to the approval of the United States; amending Minnesota Statutes 1974, Sections 360.021, Subdivision 3; and 360.042, Subdivision 1, and by adding a subdivision.

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. 1014, A bill for an act relating to the collection, security and dissemination of data on individuals by the state and its political subdivisions; clarifying necessary definitions; changing reporting requirements; restructuring the duties of responsible authorities and the rights of subjects of data; providing for issuance of rules relating to the implementation of the act by the commissioner of administration; providing for the establishment of a privacy study commission; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 15.162; 15.163; 15.165; 15.166; 15.167; and Chapter 15, by adding sections; repealing Minnesota Statutes 1974, Sections 15.164 and 15.168.

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. 1293, A bill for an act relating to educational television; providing grants for instructional television stations serving Minnesota; providing for local supervision of grant expenditures; creating a statewide advisory council in cooperation with the state board of education; appropriating money.

Reported the same back with the following amendments:

Page 3, delete lines 17 to 30.

Further amend the title as follows:

Line 5, delete “; creating a statewide”.

Delete line 6.

Line 7, delete “board of education; appropriating money”.

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. 1313, A bill for an act relating to retirement; miscellaneous amendments to the judges retirement act; amending Minnesota Statutes 1974, Chapter 490, by adding a section; and Section 490.124, Subdivisions 2 and 9.

Reported the same back with the following amendments:

Page 1, delete lines 9 to 23.

Delete page 2.

Delete page 3.

Page 4, delete lines 1 to 9.

Insert the following:

“[490.19] *Subdivision 1. Upon submission of an agreement to the director of the Minnesota state retirement system prior to*

July 1, 1975, signed by a retired district or supreme court judge whereby such judge who is entitled to receive benefits computed under laws in effect on or prior to December 31, 1973, shall agree to accept as of July 1, 1975, and thereafter, a benefit based on the salary allotted his former office at the salary level in effect on January 1, 1975, and in the same proportion of such salary at the proportion to which he was entitled upon retirement; the state shall agree to accept the liability for payment of his retirement benefit for life and upon his death the payment of the benefit of the surviving spouse, if any, and provided spouse is otherwise entitled thereto with such adjustments in the benefit amount only as may be provided under the provisions of the Minnesota adjustable fixed benefit fund after January 1, 1976, and to pay to such judge any accrued benefits due him as a result of the nonpayment of benefits since January 1, 1975, or as a result of any deficiency in benefits paid him from and after November 1971.

Upon receipt of such agreements, for each such judge who signed an agreement, the director shall make the appropriate transfer of funds to the judges' retirement fund from the assets, if any, in the account for payment of retirement benefits to such retired district or supreme court judges. The benefit shall be paid from the judges' retirement fund but shall be adjusted in the same manner at the same time as other benefits payable from the Minnesota adjustable fixed benefit fund to state employees.

Subd. 2. Upon submission of agreements to the director of the Minnesota state retirement system by each district court judge who elected to continue contributions to the survivors' account as provided by section 490.124, subdivision 10, wherein each such judge shall agree to accept at time of retirement and for life a benefit based on a salary not greater than the salary allotted his office at the date of retirement and agreements signed by surviving spouses of deceased district and supreme court judges who served as a judge between May 1961 and July 1967 wherein each such surviving spouse shall agree to accept as of July 1, 1975, and thereafter, a benefit based on the salary of such deceased judge's former office at the salary level in effect on January 1, 1975; the contributions to the survivors' account made by such district court judges, notwithstanding the provisions of section 490.102, subdivision 8, shall not be required and upon retirement of such judge, his benefit and in the event of his death, his spouse's benefit and provided the spouse is otherwise entitled thereto, if any, shall be paid from the judges' retirement fund but such benefits shall be adjusted at the same time and in the same manner as the benefits payable from the Minnesota adjustable fixed benefit fund to state employees; the liability for payment of the benefits payable on July 1, 1975, from the special supreme and district court survivors' account shall be transferred to the judges retirement fund and such benefits shall be adjusted in the same manner at the same time as benefits payable from the Minnesota adjustable fixed benefit fund; and the director shall pay to each such surviving spouse any deficiency

in the amount of the benefit due the spouse since November, 1971.

Upon receipt of the agreements provided in subdivision 2 the director shall commence payment from the judges' retirement fund of the benefits payable as of July 1, 1975, from the special district and supreme court survivor's account. If such agreements are not submitted, the contribution rate to the survivors' account shall be as required by section 490.102, subdivision 8, and such benefits shall not be payable from the judges' retirement fund.

District and supreme court judges not referenced in this subdivision may, prior to their retirement, submit comparable agreements to the director and thus be afforded the same benefits. The contributions to the survivors' account by any supreme court judge who makes such agreement shall not be waived but shall be thereafter paid to the judges' retirement fund.

Subd. 3. Notwithstanding any law to the contrary, except as provided by this act, the reserve to pay a retirement benefit of a judge who served as a district or supreme court judge prior to July 1, 1967, and who elected or elects to have his benefit computed under laws in effect on December 31, 1973, shall not remain or be transferred to nor shall the benefit be payable from the adjustable fixed benefit fund."

Page 5, after line 17, insert:

"Sec. 4. [APPROPRIATION.] There is appropriated from the general fund in the state treasury to the executive director of the Minnesota state retirement system the amounts specified in this section for the purposes indicated, to be available for the fiscal years ending June 30, 1975, 1976, and 1977.

Supreme and district court judges'

<i>retirement benefits</i>	<i>\$1,454,500</i>
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Supreme and district court judges'

<i>survivors' benefits</i>	<i>\$ 568,200</i>
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Sec. 5. [NON-SEVERABILITY.] If any provision of this act is declared unconstitutional, the entire act is void."

Renumber the remaining section.

Further amend the title as follows:

Page 1, line 3, after "act;" insert "appropriating money;"

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. 1321, A bill for an act relating to public welfare; authorizing an experimental program for the cost of home care of mentally retarded or cerebral palsied children; appropriating money; amending Minnesota Statutes 1974, Section 252.27, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 13, delete "*that may exist*" and insert "*provided*".

Page 1, line 16, delete "*of subsidizing*" and insert "*to subsidize*".

Page 1, line 20, after "*children*" insert "*in state hospitals or*".

Page 2, line 2, delete "*extra costs*" and insert "*cost*".

Page 2, line 2, delete "*services*".

Page 2, line 3, delete "*additional to room and board, including*".

Page 2, line 6, delete "*parental relief costs, daytime activity*".

Page 2, line 7, delete "*center costs*".

Page 2, line 12, delete "*county*" and insert "*local*".

Page 2, line 13, after "*relief*" insert a comma.

Page 2, line 13, after "*vacations*" insert a comma.

Page 2, line 14, delete "*and babysitting*".

Page 2, line 14, after "*plan*" delete "*and do not*".

Page 2, line 15, delete "*require the approval of the county welfare department*".

Page 2, delete lines 18 to 21.

Renumber the remaining section.

Further amend the title as follows:

Page 1, line 5, delete "appropriating money;".

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. 1373, A bill for an act relating to natural resources; establishing an accelerated program of inventorying, classifying, and designating state waters; prescribing the powers and duties of the commissioner of natural resources and counties in connection therewith; providing for a hearings unit in certain cases; prescribing interim rules and regulations; establishing a state water bank program for public waters; appropriating money; amending Minnesota Statutes 1974, Chapter 105, by adding sections.

Reported the same back with the following amendments:

Page 2, line 26, after "rule" insert "*pursuant to Minnesota Statutes, Chapter 15,*".

Page 3, line 4, after "hearing" insert "*pursuant to Minnesota Statutes, Chapter 15,*".

Page 4, line 11, delete "a" and insert "the".

Page 4, line 26, delete "reasonable".

Page 4, line 26, after "costs" insert "*and disbursements*".

Page 4, line 28, delete "reasonable".

Page 4, line 28, after "costs" insert "*and disbursements*".

Page 5, line 16, after "rule" insert "*pursuant to Minnesota Statutes, Chapter 15,*".

Page 6, line 22, delete "section 2" and insert "*sections 2 and 4*".

Page 6, line 24, after "inventories" and before the period insert "*and \$200,000 is appropriated for the water bank program pursuant to section 4*".

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

The report was adopted.

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

S. F. No. 459, A bill for an act relating to elections; fair campaign practices; amending Minnesota Statutes 1974, Section 211.23.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. [PRESIDENTIAL PRIMARY ELECTION.] *There shall be held on the first Tuesday in April of each year in which a president and vice-president of the United States are to be nominated and elected a presidential primary election at which the voters shall express their popular choices for the party nominations for president of the United States.*

Sec. 2. [CANDIDATES.] *Subdivision 1. The name of every person who prior to 42 days before the date set for the presidential primary election has publicly declared himself to be a candidate for nomination for president of the United States from any political party as defined in Minnesota Statutes, Chapter 200, shall be placed upon the ballot of his party. The determination and certification of the names of such candidates shall be the responsibility of the secretary of state and the chairman of each political party meeting together within three days after such date. No later than 35 days prior to the date set for the presidential primary election the secretary of state shall notify each person so certified that his name shall be placed upon the ballot of his party unless no later than 28 days before such election he submits an affidavit of withdrawal. Any other person may have his name placed upon the ballot of a political party by filing an affidavit of candidacy no more than 42 days nor less than 28 days prior to the date set for the presidential primary election with the secretary of state, either in person or by proxy with his written authorization and paying a fee of \$150. No person shall have his name placed upon the ballot of more than one political party. A candidate may withdraw after filing provided that his affidavit of withdrawal has been received by the secretary of state no later than 28 days prior to the primary election.*

Subd. 2. The state executive committee of any political party as defined in Minnesota Statutes, Chapter 200, may file with the secretary of state an affidavit of candidacy designated "Not committed to any candidate" according to the procedure set forth in subdivision 1. Such designation shall be included on the presidential primary election ballot as though it were the name of a candidate.

Sec. 3. [PRESIDENTIAL PRIMARY; HOW CONDUCTED.] *Except as otherwise provided in this act, the presidential primary election shall be announced, held, conducted, and the results canvassed and returned in the manner provided by law for other primary elections and in accordance with the general elections laws of the state, insofar as they are applicable. Nothing contained in this act shall alter or amend the existing primary election laws or the general elections laws except as herein specifically provided. Paper ballots may be used for the presidential primary election in any precinct in which for other elections mechanical voting machines are used.*

Sec. 4. [AUDITOR FURNISHED INFORMATION BY SECRETARY OF STATE.] *Prior to February 1 of the year in which the presidential primary election is to be held, the secretary of state shall cause to be delivered to the auditor of each county a notice advising him of the date of the election. Each auditor, on receipt of the notice, shall cause a notice to be delivered to each town and city clerk in his county.*

Sec. 5. [BALLOTS; VOTING PROCEDURE.] *Subdivision 1. Except for ballots used in mechanical voting machines and electronic voting systems, the secretary of state shall prepare the ballots on white paper and voter's certificates for use in the presidential primary election. The ballots and voter's certificates for each political party shall bear on the face the name of the party in three-eighths inch upper case boldface type, or as close to this as practicable. On the back of the ballot below the signature of the election officials shall be printed, as specified in this subdivision, the name of the political party, so as to be visible when the ballot is properly folded for deposit. After verification of the voter's signature, the voter shall be given a ballot of the same party as his voter's certificate and no other.*

Subd. 2. The provisions of Minnesota Statutes, Chapter 207, regulating balloting by absent and disabled voters, shall apply to the presidential primary election, except that the secretary of state shall modify the application for an absentee ballot to include a space for the voter to specify the political party for which he requests a ballot.

Sec. 6. [SELECTION AND ALLOCATION OF NATIONAL CONVENTION DELEGATES.] *Subdivision 1. The state executive committee of each political party as defined in Minnesota Statutes, Chapter 200, shall, at least 56 days prior to the date of the presidential primary election, submit to the secretary of state the party's plan for the selection and allocation of national convention delegates. The plan shall include the number of delegates and alternate delegates to be selected and the method of apportionment if any delegates are to be selected from districts smaller than the state. The plan shall include the method of re-allocating delegates in the event that a candidate withdraws from competition following the primary election but before delegates*

are selected. The state executive committee of the party shall provide for the allocation of delegates to candidates to reflect the result of the presidential primary election.

Subd. 2. Within three days after the state canvassing board has certified the results of the presidential primary election, the secretary of state shall transmit to the state chairman of each political party for which at least one candidate was listed on the ballot the number of votes each presidential candidate received statewide and in each congressional district.

Subd. 3. Within 21 days after the state canvassing board has certified the results of the presidential primary election the chairman of each political party as defined in Minnesota Statutes, Chapter 200, shall submit to the secretary of state the number of delegates and alternate delegates allocated to each candidate and the apportionment of such delegates and alternate delegates if they are to be selected from districts smaller than the state.

Sec. 7. [ADDITIONAL JUDGES NOT REQUIRED.] *The provisions of Laws 1975, Chapter 5, Section 78, Subdivision 3, requiring one judge for every 150 voters and additional qualified judges to count the votes after the polls close shall not apply to elections held under this act. The secretary of state shall determine the number of voters per judge required for this act.*

Sec. 8. [USE OF BALLOT BOXES, VOTING BOOTHS.] *Subdivision 1. For purposes of this act, any school district using paper ballots shall loan its ballot boxes and voting booths to any municipality within its boundaries which for other elections uses mechanical or electronic voting systems.*

Subd. 2. For purposes of this act, any municipality which uses paper ballots may loan ballot boxes to any other municipality which for other elections uses mechanical or electronic voting systems.

Sec. 9. *No person shall use or threaten to use physical force, job discrimination or financial reprisal against any other person because of the political party affiliation listed on his voter registration card, or to cause him to change the political party affiliation so listed. Any person violating this section shall, upon conviction thereof, be guilty of a gross misdemeanor.*

Sec. 10. *Minnesota Statutes 1974, Section 201.071, Subdivision 1, is amended to read:*

201.071 [REGISTRATION CARDS.] *Subdivision 1. Registration cards shall be manila or cardboard cards of size and weight suitable for mailing, and shall be substantially in the following form:*

VOTERS REGISTRATION CARD

(Please print or type)

Date:

1. Name:

Last

First

Middle Initial

2. Address:

Street or Route No. (do not use P.O. Box)

City (or Township)

County

Zip

3. Telephone Number (optional):

4. Most Recent Prior Residence

Street or Route Number

City (or Township)

zip

5. Most Recent Prior Registration

Street or Route Number

City (or Township)

Zip

6. Political Party Affiliation:

- (6) 7. I certify that I will be at least 18 years old on election day and that the above facts are correct. I understand that giving false information to procure a registration is a felony punishable by not more than five years imprisonment and a fine of not more than \$5,000, or both.

Signature of Voter

For registrations existing on the effective date of this act and for registration cards printed before the effective date of this act, it is sufficient for the election judge to enter the party affiliation of the voter on the card directly below the space marked OFFICE USE ONLY.

Sec. 11. Minnesota Statutes 1974, Section 201.071, Subdivision 3, is amended to read:

Subd. 3. No registration is faulty or defective if the registration card contains the voter's name, address, prior residence,

prior registration if any and signature, as in items 1, 2, 4, 5 and (6) 7 of the registration card above. The absence of a zip code number does not cause the registration to be faulty or defective. *A voter may list as his party affiliation one of the major political parties as defined in Minnesota Statutes, Chapter 200, Independent, or one of the minor parties. A voter may vote only in the primary election of the party appearing on his registration card. A voter who does not indicate his political party affiliation shall not be permitted to vote in a primary election of any political party. A voter may change his registered party affiliation at any time except during the 20 days immediately preceding or on the day of a primary election, except that a voter who has voted in the presidential primary election of one political party may not vote in the September primary election of any other party in that year. The judges of election may request a voter to complete a registration card that is incomplete or illegible. No voter may be prevented from voting unless his registration is faulty or defective or he is duly and successfully challenged in accordance with provisions of chapter 201.*

Sec. 12. Minnesota Statutes 1974, Section 201.071, is amended by adding a subdivision to read:

Subd. 5. A voter who has not indicated his party affiliation on his registration card may vote in a presidential primary election by stating to the judge of election on the presidential primary election day the party primary in which he wishes to vote. The judge of election shall enter the voter's party preference upon his registration card and shall transmit this information to the county auditor to be entered upon the voter's permanent registration card on file in the auditor's office.

Sec. 13. Minnesota Statutes 1974, Section 206.01, Subdivision 8, is amended to read:

Subd. 8. The term "primary lever" means the lever which the (VOTER) election judge must operate in a political party primary to unlock the voting levers assigned to the candidates of the political party in the primary of which the voter wishes to vote.

Sec. 14. Minnesota Statutes 1974, Section 206.07, Subdivision 1, is amended to read:

206.07 [CANDIDATES, ARRANGEMENT OF NAMES.] Subdivision 1. [PLACEMENT.] Where voting machines are authorized and employed, the titles of offices may be arranged horizontally with the names of the candidates arranged vertically under the title of the office, or the titles of the offices may be arranged vertically with the names of the candidates arranged horizontally opposite the respective titles. On the ("CONSOLIDATED PRIMARY ELECTION BALLOT") primary ballot prepared for primary elections, and on the white ballot prepared

for the general election, the order of the names of nominees, or names of candidates for election, as the case may be, shall be the same as is required for paper ballots. More than one column or row may be used for the same office or party. Questions, constitutional amendments, or other propositions shall be placed on the machines in the space provided for that purpose and shall be arranged in the manner which the construction of the machine requires.

Sec. 15. Minnesota Statutes 1974, Section 206.07, Subdivision 4, is amended to read:

Subd. 4. [VOTING MACHINES.] The machine adopted or employed must be so constructed as to insure to every elector an opportunity to vote in secret; to permit him to vote once and only once for all the candidates and upon all the propositions for whom or upon which he is legally entitled to vote; to permit him to vote by means of some devices connected with the mechanism of the machine, for any person for any office elective by the voters of his precinct at such election, although such person has not been regularly nominated for such office by any political party, and his name does not appear upon the ballot form on or in such machines as a candidate for such office; to prevent the elector from voting for more than one person for the same office, unless he is lawfully entitled to vote for more than one person therefor, and in that event to limit him to the number to be elected to that office; to prevent him at a primary election (,) from voting for the nomination of candidates of (MORE THAN ONE) *any party not shown on his voter registration card or voter's certificate*, or for any person whose name is not on the official ballot at such election; to prevent him from voting for any candidate or upon any proposed amendment, question or proposition, for whom or upon which he is not lawfully entitled to vote; to permit him to change or retract any vote he has attempted to cast for any candidate for any office or upon any proposition up to the time his vote has been completed, and his vote in favor of such person or proposition has been registered thereon. No machine which does not comply with these requirements shall be approved, authorized or employed; except that machines may be used which are not so constructed as to permit a voter to change from one party to another in a party primary or to retract a vote cast on the irregular ballot device. In such cases the voter shall be required to first return all voting levers to the unvoted position and remove, cross out or erase any vote recorded on the irregular ballot device, as the case may be, and shall then call upon the election officials to witness that it has been done, and they shall then cause the voting machine to be returned to the original unvoted position and shall permit the voter to begin from the beginning once more. Such operation of the voting machine under such conditions as in this paragraph mentioned shall be designated as a spoiled voting machine ballot and the election officials present shall make out and sign a certificate stating the facts for each such case which shall be returned with the official returns of the election.

Sec. 16. Minnesota Statutes 1974, Section 211.23, is amended to read:

211.23 [MAY NOT PROMISE APPOINTMENTS.] No person shall, in order to aid or promote his nomination or election, directly or indirectly, himself, or through any other person, appoint or promise to appoint, secure or promise to secure or aid in securing , *or prevent or promise to prevent* the appointment, nomination, or election of any person to any public or private position or employment, or to any position of honor, trust, or emolument. Nothing herein contained shall prevent a candidate from stating publicly his preference for or support of any other candidate for any office to be voted for at the same primary or election; nor prevent a candidate, for any office in which the person elected will be charged with the duty of participating in the election or the nomination of any person as a candidate for any office, from publicly stating or pledging his preference for or support of any person for 1 such office or nomination.

Sec. 17. Laws 1975, Chapter 5, Section 51, Subdivision 1, is amended to read:

Sec. 51. [203A.22] [BALLOTS.] Subdivision 1. [PARTISAN AND NONPARTISAN CANDIDATES.] All voting at the primary election shall be by ballot. There shall be one ballot for (ALL PARTISAN) *the* candidates (, GROUPED BY PARTIES) *of each party* , and a separate ballot for all candidates to be nominated without party designation.

Sec. 18. Laws 1975, Chapter 5, Section 52, Subdivision 1, is amended to read:

Sec. 52. [203A.23] [PRIMARY BALLOTS, PREPARATION.] Subdivision 1. [FORM.] Except as provided in this section, the primary election ballots shall be printed in the same general manner as is provided for the general election ballots, so far as practicable. The auditor of each county shall have printed a sufficient number of separate primary election ballots, varied as may be necessary for the several precincts and wards. The (CONSOLIDATED) primary election (BALLOT) *ballots* shall be on white paper, the nonpartisan primary ballot shall be on canary paper, and any municipal primary ballot shall be on light green paper.

Sec. 19. Laws 1975, Chapter 5, Section 52, Subdivision 7, is amended to read:

Subd. 7. [PRIMARY PARTY BALLOT.] The party ballot shall be headed by the (WORDS, "CONSOLIDATED PRIMARY ELECTION BALLOT.") *name of the party in three-eighths inch upper case boldface type, or as close to this as practicable.* Each political party shall have a separate (TICKET ON THE CONSOLIDATED) ballot, under which the names of all the candidates of the political party shall be grouped. (EACH POLITICAL

PARTY TICKET SHALL BE HEADED BY THE WORDS, "PARTY TICKET," GIVING THE PARTY NAME. BELOW THE PARTY NAME SHALL BE PRINTED THE WORDS, "YOU CANNOT SPLIT YOUR BALLOT. IF YOU VOTE FOR CANDIDATES OF MORE THAN ONE PARTY, YOUR BALLOT WILL BE REJECTED." EACH PARTY TICKET SHALL BE SEPARATED BY A 12 POINT SOLID RULE LINE. ON THE CONSOLIDATED BALLOT) The candidates for senator in congress shall be first, candidates for representative in congress shall be second, candidates for senator in the legislature shall be third, and candidates for representative in the legislature shall be fourth. The candidates for state office shall follow the candidates for representative in the legislature.

Sec. 20. Laws 1975, Chapter 5, Section 90, is amended by adding a subdivision to read:

Subd. 1a. [VOTER'S CERTIFICATE, FORM FOR PRIMARY.] For primary elections only there shall be separate voter's certificates printed for the voters of each political party and for independent and minor party voters. The name of the party or the words "Independent or Minor Party" shall appear on the face of the certificates in three-eighths inch upper case bold face type, or as close to this as practicable. The certificates for independent or minor party voters shall also include a line on which the voter shall indicate his party. Unless the name of the party appearing on the voter's certificate is the same as that appearing on the voter's registration card, the voter shall not be permitted to vote in the primary of any party.

Sec. 21. Laws 1975, Chapter 5, Section 52, Subdivision 8, and Section 93, Subdivision 2, are repealed.

Sec. 22. [APPROPRIATION.] *There is hereby appropriated from the general fund to the secretary of state for the purposes of this act the sum of \$600,000 for the biennium ending June 30, 1977. This appropriation shall cover all of the administrative expenses incurred by the secretary of state in carrying out the purposes of this act; the reimbursement for salaries of election judges at a rate not to exceed \$35 per judge; costs incurred by the secretary of state in training election; judges; reimbursement for purchase of ballot boxes and voting booths for precincts which for other elections use mechanical voting systems and which cannot obtain such boxes and booths from any other source; costs incurred in converting mechanical voting machines to comply with the provisions of this act; and reimbursement to counties for the cost of registration in excess of the costs normally incurred in the year of a presidential election. In the event that this appropriation is not sufficient to completely reimburse the local units of government, the secretary of state shall not request a deficiency appropriation, but the amounts reimbursed to the local units of government shall be prorated on the basis of the number of votes cast in said election in the local units."*

And further amend the title as follows:

Page 1, line 2, after "elections;" insert "providing for party registration and a presidential primary election; regulating the selection of convention delegates;" and after "practices;" insert "appropriating money;"

Page 1, line 3, after "1974," delete "Section" and insert "Sections 201.071, Subdivisions 1 and 3, and by adding a subdivision; 206.01, Subdivision 8; 206.07, Subdivisions 1 and 4; and" and after "211.23" insert "; and Laws 1975, Chapter 5, Sections 51, Subdivision 1; 52, Subdivisions 1 and 7; and 90, by adding a subdivision; repealing Laws 1975, Chapter 5, Sections 52, Subdivision 8; and 93, Subdivision 2".

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 116, 382, 1014, 1293, 1313, 1321 and 1373 were read for the second time.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 177, A bill for an act relating to public health; prohibiting pay toilets and urinals in public places; providing a penalty; amending Minnesota Statutes 1974, Chapter 145, by adding a section.

H. F. No. 986, A bill for an act relating to crime victims reparations; authorizing the crime victims reparations board to limit the fees charged by an attorney representing a claimant before the board; amending Minnesota Statutes 1974, Section 299B.03, Subdivision 1; and Chapter 299B, by adding a section.

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, con-

sisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1518, A bill for an act relating to the city of St. Paul; providing for the abolition of the power of the city to levy and raise taxes for the payment of severance pay obligations of the board of education of said city; amending certain provisions pertaining to the method of computing severance pay for city of St. Paul employees; increasing the mill rate levy for payment of severance pay obligations of the city; amending Laws 1959, Chapter 690, Sections 2, as amended, and 3, as amended.

The Senate has appointed as such committee Messrs. O'Neill, North and Stumpf.

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. 1160, A bill for an act relating to bicentennial projects; authorizing governmental units to furnish services, property and money in connection with bicentennial projects; validating prior expenditures.

The Senate has appointed as such committee Messrs. Laufengruber; Olhoff; Hansen, Baldy; Frederick and Larson.

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. 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.

The Senate has appointed as such committee Messrs. Merriam; Keefe, S.; Laufenburger; Hanson, R., and Brataas.

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. 229, A bill for an act relating to taxes on or measured by net income; appropriating money; amending Minnesota Statutes 1974, Chapter 290, by adding a section; Sections 290.01, Subdivisions 8, 20, 21, and 22; and by adding subdivisions; 290.02; 290.06, Subdivisions 2c and 11; 290.0601, Subdivisions 6 and 9; 290.061; 290.086, Subdivision 7; 290.09, Subdivisions 4 and 15; 290.16, by adding a subdivision; 290.21, Subdivision 4; 290.26; 290.50, Subdivisions 1, 2, 3 and 5; 290.92, Subdivisions 6 and 19; 290.931, Subdivision 1; 290.933, Subdivision 1; 290.972, Subdivision 2; 290.983, Subdivision 1; 290.985; repealing Minnesota Statutes 1974, Sections 290.072; 290.08, Subdivisions 9, 10, 11, 15, 16, 17, 18 and 22; 290.0801; and 290.931, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Dieterich moved that the House refuse to concur in the Senate amendments to H. F. No. 229, 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.

A roll call was requested and properly seconded.

The question was taken on the Dieterich motion and the roll being called, there were yeas 97, and nays 31, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion prevailed.

Mr. Speaker:

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

S. F. No. 469, A bill for an act relating to retirement; miscellaneous changes in various provisions of the teachers retirement act; amending Minnesota Statutes 1974, Sections 354.05, Subdivisions 13, 25, 26, and by adding a subdivision; 354.06, Subdivision 1; 354.07, by adding subdivisions; 354.092; 354.10; 354.43, Subdivisions 1, and 3; 354.44, Subdivisions 4, and 6, and by adding a subdivision; 354.46, Subdivision 1; 354.48, Subdivisions 3, and 10; 354.49, Subdivision 5; 354.53, Subdivision 1; 354.55, Subdivisions 3, 11, 16, and 19; and 354.62, Subdivision 5.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Chenoweth, Stokowski and Ogdahl 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

Patton 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. 469. 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. 1526, A bill for an act relating to the city of Saint Paul; establishing the city's tax levy limits as that levy limit established by general and special state law; repealing Laws 1971, Chapter 762.

PATRICK E. FLAHAVEN, Secretary of the Senate

Dieterich moved that the House refuse to concur in the Senate amendments to H. F. No. 1526, 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 that the Senate refuses to concur in the House amendments to:

S. F. No. 1446, A bill for an act relating to Dodge and Olmsted counties; authorizing a judge of the county court district of Dodge-Olmsted to take a leave of absence for purposes of study and research.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Frederick, Brataas and Humphrey 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

Friedrich 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. 1446. The motion prevailed.

Mr. Speaker:

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

S. F. No. 1466, A bill for an act relating to intoxicating liquor; removing the general limitation on the number of county on-sale licenses; amending Minnesota Statutes 1974, Section 340.11, Subdivision 10.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Arnold, Solon and Bang 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

Prahl 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. 1466. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1526:

Dieterich, Hanson and Kostohryz.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 929:

Hanson, Eken and Kelly, R.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 133:

Pehler, Tomlinson, McCollar, DeGroat and White.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 469:

Patton, Parish and Biersdorf.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1466:

Prahl; Anderson, I.; and Begich.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1446:

Friedrich, Lemke and Dieterich.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 229:

Dieterich, Casserly, Jaros, Tomlinson and Jacobs.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 12:30 p.m., Thursday, May 15, 1975. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed and the Speaker declared the House adjourned until 12:30 p.m., Thursday, May 15, 1975.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

