

STATE OF MINNESOTA

SIXTY-NINTH SESSION - 1975

FIFTY-FIFTH DAY

SAINT PAUL, MINNESOTA, FRIDAY, MAY 16, 1975

The House convened at 12:00 noon and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Rice was excused.

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

Anderson, I., moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

Wigley was excused at 1:45 p.m.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1810, 175, 1241, 1137 and 645 and S. F. Nos. 1308, 864, 1444 and 1554 have been placed in the members' files.

S. F. No. 1308 and H. F. No. 1373, which had been referred to the Chief Clerk for comparison, were examined and found to be identical except H. F. No. 1373, after the enacting clause, reads as follows:

"Section 1. [LEGISLATIVE FINDINGS.] *Minnesota is blessed with an abundance of water, including more than 15,000 lakes and 25,000 miles of rivers and streams. This abundance of water creates an abundance of regulatory problems for all levels of government and for private individuals, associations, and corporations. The commissioner of natural resources, who has jurisdiction over public waters pursuant to Minnesota Statutes, Chapter 105, and related laws, has not, by reason of limitations of personnel and appropriations, inventoried, classified, and designated by rule and regulation all of the waters of this state as to their status under the laws defining public waters. The legislature finds that increasing demands upon, and controversies relating to, the waters of this state in matters such as changes in course, current, or cross section, dams, drainage, flood plain management, and shoreland management, have created a situation which requires an early inventory of the waters of the state for the purpose of accelerating the classification of those waters of the state which should be designated public waters. The purpose of this act is to expedite that process.*

Sec. 2. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

[105.391] [PUBLIC WATERS INVENTORY AND CLASSIFICATION.] *Subdivision 1. On the basis of all information available to him, the commissioner shall inventory the water basins of each county and make a preliminary designation as to which of those waters constitute public waters. The commissioner shall send his preliminary designation for each county to the county board of that county for its review and comment.*

Subd. 2. Within 90 days after a county board has received the commissioner's preliminary designation, it shall notify the commissioner of any disagreement with that designation. The commissioner, may extend the time within which a county may notify him of a disagreement.

Subd. 3. If there is no disagreement between the commissioner and a county concerning the preliminary designation of public waters in that county, the commissioner by rule pursuant to Minnesota Statutes, Chapter 15, shall designate as public waters those waters listed in the preliminary designation. In the same rule making procedure the commissioner may also designate as public waters any watercourses which have been determined to be public and classified as to the level of regulation in accordance with the procedures of the commissioner's interim rules and regulations. The designation of watercourses as public waters pursuant to this subdivision shall remain in effect until changed by rule of the commissioner following the inventory, designation, and classification of watercourses prescribed by this section. A hearing pursuant to Minnesota Statutes, Chapter 15, on proper designation of a body of water shall be held in the county in which the waters to be designated are located. Except as provided below, no water basin designated public water may be drained, and no permit authorizing drainage of a water basin containing public water may be issued, unless the public water being drained is replaced by a body of water which will have equal or greater public value. However, after a state water bank program has been established, public waters which are eligible for inclusion in that program may be drained if, upon receiving an application for a permit to drain such water, the commissioner elects neither to place the water basin in the state water bank program nor to acquire it under a wetland acquisition program.

Subd. 4. If there is a disagreement between the commissioner and a county concerning a preliminary designation of water basins as public waters in that county, the commissioner shall attempt to resolve the disagreement with the county within 60 days after receiving notice of disagreement from the county. During the 60 day period the commissioner may proceed, in the manner provided by subdivision 3, to make a final designation for those water basins which are not the subject of disagreement between the commissioner and the county.

Subd. 5. If after 60 days from the date of receiving notice of disagreement by a county, there remains matters upon which the commissioner and the county disagree, the commissioner shall order a public hearing to be held in the county pursuant to the rule making provisions of Minnesota Statutes, Chapter 15. A hearings unit composed of two persons appointed by the commissioner, one person appointed by the affected county board and one person appointed by the area soil and water conservation district shall select a fifth member within 45 days of the public hearing order. If the fifth member of the hearings unit cannot be agreed upon by the four appointees within the 45 day period, then the state

soil and water conservation commission shall select such member within 30 days. The hearings unit shall conduct the public hearing within the affected county, and such unit may designate a hearings officer. In the event there is a watershed district whose boundaries include the waters involved, the district shall provide the hearings unit with its recommendations. Upon completion of the hearing, the hearings unit shall issue its findings of fact, conclusions and an order, which shall be considered the decision of an agency in a contested case for purposes of judicial review pursuant to chapter 15. The order of the hearings unit after the appeal period has expired, or the final order of the court in the case of an appeal, shall be binding and the commissioner shall then promulgate by rule a list of those waters which are determined to be public waters. In the event the county appeals an order of the hearings unit, the commissioner shall be obligated to pay 50 percent of the appeal costs and disbursements of the county. In the event the commissioner appeals an order of the hearings unit, the commissioner shall be obligated to pay the costs and disbursements incurred by the county in defense of the appeal.

Subd. 6. From money appropriated to him for the following purposes, the commissioner shall grant aid to counties to facilitate an inventory of all watercourses for the purpose of designating which of the watercourses in the county are watercourses constituting public waters and for the purpose of recommending a management classification for each watercourse. The commissioner shall consider the size of a county and the number of watercourses within the county when making a grant. Within a reasonable time following the grant of aid for a watercourse inventory, as specified by the commissioner, the county shall report to the commissioner on its watercourse inventory, its recommendations as to which watercourses in the county should be designated as public waters, and its recommended management classifications. Within 90 days after receiving a county's report, the commissioner shall notify the county of any disagreement with the county's report. If there is no disagreement concerning a particular watercourse the commissioner shall by rule pursuant to Minnesota Statutes, Chapter 15, designate that watercourse as public waters and shall specify its proper management classification. The commissioner shall attempt to resolve any disagreement between the commissioner and a county within 60 days after notifying the county of his disagreement. During the 60 day period the commissioner may proceed, in the manner provided by subdivision 3, to make a final designation for those watercourses which are not the subject of disagreement between the commissioner and the county. If, after 60 days from the date the county receives notice of the commissioner's disagreement, there remain matters upon which the commissioner and a county disagree, the commissioner, in accordance with subdivision 5, shall present the disagreement to a hearings unit as stipulated therein who shall conduct a public hearing which upon completion shall further comply with the provisions of subdivision 5 relating to judicial review, final order and appeal costs.

Subd. 7. Waters of this state are public waters for the purposes of this section if they have been determined to be public waters or navigable waters by the district court or, if appealed, by the supreme court of this state or by the United States supreme court.

Subd. 8. Notwithstanding any other law to the contrary the procedures, rules and guidelines set forth in the order of the commissioner of natural resources dated prior to the effective date of this act and filed with the secretary of state before the effective date of this act and given a document number by the secretary of state, shall be valid and enforceable emergency rules and regulations of the commissioner of natural resources for the purposes of Minnesota Statutes, Sections 15.0411 to 15.0422, with respect to public waters during the period between the effective date of this act and the designation of those waters as public water pursuant to this section, without further act or deed of the commissioner.

Sec. 3. [APPROPRIATION.] *The sum of \$1,160,000 is appropriated from the general fund to the commissioner of natural resources for the purpose of sections 2 and 4 of this act. Of this amount, \$400,000 is appropriated for grants to counties for watercourse inventories and \$200,000 is appropriated for the water bank program pursuant to section 4. Notwithstanding the provisions of section 16A.28 or any other law relating to the lapse of an appropriation, the appropriation made by this section shall not lapse but shall continue until fully expended.*

Sec. 4. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

[105.392] [WATER BANK PROGRAM.] *Subdivision 1. The legislature finds that it is in the public interest to preserve the wetlands of the state and thereby to conserve surface waters, to preserve wildlife habitat, to reduce runoff, to provide for flood-water retention, to reduce stream sedimentation, to contribute to improved subsurface moisture, to enhance the natural beauty of the landscape, and to promote comprehensive and total water management planning. Therefore, the commissioner of natural resources is authorized and directed to prepare proposed rules, procedures, and payment rates designed to effectuate the terms of this section, for submission to the legislature by January 15, 1976. This program is intended to supplement and complement the federal water bank program and the payment rates established shall be equal to the federal rates existing at the time any agreements are entered into.*

Subd. 2. The commissioner shall have authority to enter into agreements with landowners and operators for the conservation of wetlands. These agreements shall be entered into for a period of ten years, with provision for renewal for additional ten year periods. The commissioner may re-examine the payment rates at

the beginning of any such ten year renewal period in the light of the then current land and crop values and make needed adjustments in rates for any such renewal period. For purposes of this section, except as provided below, wetlands shall mean wetlands types one through four, as described in Circular 39, Wetlands of the United States, published by the United States Department of the Interior, when the commissioner determines that it is lawful and feasible and practical to drain such wetlands, and that drainage would provide high quality cropland which in fact would be used for such purpose. However, as to those water basins which have been declared to be public waters under the provisions of section 2 of this act, only those which are wetlands types three and four and less than 50 acres in area which were declared public waters because of their beneficial public value as wildlife habitat, shall be considered for inclusion in the water bank program.

Subd. 3. In the agreement between the commissioner and an owner or operator, the owner or operator shall agree:

(1) to place in the program for the period of the agreement eligible wetland areas he designates, which areas may include wetlands covered by a federal or state government easement which permits agricultural use, together with such adjacent areas as determined desirable by the commissioner;

(2) not to drain, burn, fill, or otherwise destroy the wetland character of such areas, nor to use such areas for agricultural purposes, as determined by the commissioner;

(3) to effectuate the wetland conservation and development plan for his land in accordance with the terms of the agreement, unless any requirement thereof is waived or modified by the commissioner;

(4) to forfeit all rights to further payments or grants under the agreement and refund to the state all payments or grants received thereunder upon his violation of the agreement at any stage during the time he has control of the land subject to the agreement if the commissioner determines that such violation is of such a nature as to warrant termination of the agreement, or to make refunds or accept such payment adjustments as the commissioner may deem appropriate if he determines that the violation by the owner or operator does not warrant termination of the agreement;

(5) upon transfer of his right and interest in the lands subject to the agreement during the agreement period, to forfeit all rights to further payments or grants under the agreement and refund to the state all payments or grants received thereunder during the year of the transfer unless the transferee of any such land agrees with the commissioner to assume all obligations of the agreement;

(6) not to adopt any practice specified by the commissioner in the agreement as a practice which would tend to defeat the purposes of the agreement; and

(7) to such additional provisions as the commissioner determines are desirable and includes in the agreement to effectuate the purposes of the program or to facilitate its administration.

Subd. 4. In return for the agreement of the owner or operator, the commissioner shall (1) make an annual payment to the owner or operator for the period of the agreement at such rate or rates as the commissioner determines to be fair and reasonable in consideration of the obligations undertaken by the owner or operator; and (2) provide advice on conservation and development practices on the wetlands and adjacent areas for the purposes of this act as the commissioner determines to be appropriate. In making his determination, the commissioner shall consider, among other things, the rate of compensation necessary to encourage owners or operators of wetlands to participate in the water bank program.

Subd. 5. Any agreement may be renewed or extended at the end of the agreement period for an additional period of ten years by mutual agreement of the commissioner and the owner or operator, subject to any rate redetermination by the commissioner. If during the agreement period the owner or operator sells or otherwise divests himself of the ownership or right of occupancy of such land, the new owner or operator may continue such agreement under the same terms or conditions, or enter into a new agreement in accordance with the provisions of this act, including the provisions for renewal and adjustment of payment rates, or he may choose not to participate in such program, except that for any water declared public waters they shall not be drained.

Subd. 7. The commissioner may terminate any agreement by mutual agreement with the owner or operator if the commissioner determines that such termination would be in the public interest, and may agree to such modification of agreements as he may determine to be desirable to carry out the purposes of the program or facilitate its administration.

Sec. 5. [EFFECTIVE DATE.] This act is effective the day following its final enactment."

Whereas S. F. No. 1308, after the enacting clause, reads:

"Section 1. Minnesota Statutes 1974, Section 97.481, is amended to read:

97.481 [ACQUISITION OF WILDLIFE LANDS.] The commissioner of natural resources is hereby authorized and empowered to acquire, in the name of the state, by gift, lease, purchase and transfer of state lands, any such wildlife lands, such as marsh

or wetlands, and the margins thereof, including ponds, small lakes and stream bottom lands, which he finds desirable to acquire in the interests of water conservation relating to wildlife development programs, and, he may also acquire for this purpose from any state agency, itself included, lands now in state ownership or tax-forfeited which are suitable for wildlife purposes, and when such lands are so acquired, he is authorized to develop the same in the interest of wildlife, recreational or public hunting areas as he shall deem desirable. *In the determination of which lands will be acquired as wildlife lands, the commissioner shall assign highest priority to parcels containing type 3 or 4 wetlands, as defined in U.S. Fish and Wildlife Service Circular No. 39 (1971 edition), which were previously determined to be public waters.* No such lands shall be acquired until first approved for such purchase, or lease, by a majority of the members of the board of county commissioners in the counties where the land to be purchased, or leased, is located. In the counties in which a soil and water conservation district is organized the supervisors will act as counsellors to the board of county commissioners regarding the best utilization and capability of the land proposed for purchase, including the questions of drainage and flood control. The commissioner in the purchase of such wetlands must recognize that when a majority of land owners, or owners of a majority of the land in the watershed, petition for a drainage outlet, that the state should not interfere, or unnecessarily delay such drainage proceedings when such proceedings are conducted according to the Minnesota Drainage Code. In no case should state lands, so purchased, or leased, be used to produce crops (WHICH ARE IN A SURPLUS AS DEFINED BY THE FEDERAL GOVERNMENT) unless such crops are needed to sustain wildlife. No lands described herein shall be acquired unless there is acquired simultaneously therewith a right-of-way or easement from said lands to a public road so as to make entry upon said lands available to the public.

Sec. 2. Minnesota Statutes, 1974, Section 105.37, Subdivision 6, is amended to read:

Subd. 6. "Beneficial public (PURPOSE) use", in relation to waters of the state, includes but is not limited to any or all of the following purposes:

(a) Water supply for municipal, industrial, or agricultural
(, OR OTHER) purposes;

((B) RECHARGE OF UNDERGROUND WATER STRATA;)

((C)) (b) Retention of water to prevent or reduce downstream flooding, thereby minimizing erosion and resultant property damage;

((D)) (c) Entrapment and retention of nutrients and other materials which impair the quality of natural resources;

((E)) (d) Recreational activities such as swimming, boating, fishing, and hunting;

((F)) (e) Public navigation other than for recreational purposes;

((G)) (f) Wildlife habitat (SUCH AS FISH SPAWNING AND REARING AREAS, WATERFOWL NESTING AND FEEDING AREAS, AND) areas for the *spawning*, rearing, feeding, and (PROTECTION) *nesting* of (OTHER) wildlife *other than unprotected animals defined pursuant to section 100.26 or rough fish*;

((H)) (g) Areas designated as scientific and natural areas pursuant to section 84.033.

Sec. 3. Minnesota Statutes 1974, Section 105.37, is amended by adding a subdivision to read:

Subd. 9. "Lake basin" means an enclosed natural depression with definable banks capable of containing water which may be partly filled with waters of the state and which is discernible on aerial photographs.

Sec. 4. Minnesota Statutes 1974, Section 105.37, is amended by adding a subdivision to read:

Subd. 10. "Natural watercourse" means any natural channel without man made changes which has definable beds and banks capable of conducting confined runoff from adjacent lands.

Sec. 5. Minnesota Statutes 1974, Section 105.37, is amended by adding a subdivision to read:

Subd. 11. "Altered natural watercourse" means a former natural watercourse which has been affected by man made changes in straightening, deepening, and widening of the original channel.

Sec. 6. Minnesota Statutes 1974, Section 105.37, is amended by adding a subdivision to read:

Subd. 12. "Artificial watercourse" means a watercourse which has been artificially constructed by man where there was no previous natural watercourse.

Sec. 7. Minnesota Statutes 1974, Section 105.38, is amended to read:

105.38 [DECLARATION OF POLICY.] In order to conserve and utilize the water resources of the state in the best interests of the people of the state, and for the purpose of promot-

ing the public health, safety and welfare, it is hereby declared to be the policy of the state:

(1) Subject to existing rights all waters of the state which serve a *substantial* beneficial public (PURPOSE) use are public waters subject to the control of the state. *In the determination of whether a beneficial public use is substantial, specific evidence of the actual beneficial public use must be evaluated with reference to the existing land use of the area, the soil types surrounding and underlying the water, the ownership of the land surrounding the water, the relative agricultural and wildlife productivity of the area, and relevant provisions of a county or municipal shorelands ordinance enacted pursuant to section 105.485.* The public character of water shall not be determined exclusively by the proprietorship of the underlying, overlying, or surrounding land or on whether it is a body or stream of water which was navigable in fact or susceptible of being used as a highway for commerce at the time this state was admitted to the union. This section is not intended to affect determination of the ownership of the beds of lakes or streams.

(2) The state, to the extent provided by law from time to time, shall control the appropriation and use of surface and underground waters of the state.

(3) The state shall control and supervise, so far as practicable, any activity which changes or which will change the course, current, or cross-section of public waters, including but not limited to the construction, reconstruction, repair, removal, abandonment, the making of any other change, or the transfer of ownership of dams, reservoirs, control structures, and waterway obstructions in any of the public waters of the state.

Sec. 8. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

[105.385] [LAKE BASIN CLASSIFICATION PROCEDURE.] *Subdivision 1. [COMMISSIONER'S PRELIMINARY DESIGNATION.] On the basis of all information available to him, the commissioner shall inventory the lake basins of each county and make a preliminary designation as to which lake basins constitute public waters. The preliminary designation shall include specific findings concerning the beneficial public uses stated in section 2 and the policy stated in section 7 for each lake basin classified as public water in the preliminary designation. The commissioner shall forward his preliminary designation for each county to the county board of that county.*

Subd. 2. [COUNTY INVESTIGATION; HEARING; NOTICE.] Upon receipt of the commissioner's preliminary designation of lake basins, the county board may assign any soil and water conservation district or any watershed district with jurisdiction concerning the lake basins specified in the preliminary

designation to conduct an investigation and public hearing concerning the designated lake basins and to report the results thereof to the county board within 80 days after the county board received the commissioner's preliminary designation. Either the county board or its designee authorized above shall conduct at least one public hearing within the affected county concerning the lake basins specified in the commissioner's preliminary designation. Prior to the public hearing, the county board or its designee shall cause notice to be published once a week for three consecutive weeks in a legal newspaper within the county. The notice shall include the date, time, and location of the public hearing, together with a map or list of all lake basins classified as public waters in the commissioner's preliminary designation. Any person under oath may offer testimony during the course of the hearing relevant to any beneficial public uses served by any of the waters under examination or relevant to any of the policy factors stated in section 7. The county board or its designee shall encourage testimony from representatives of the commissioner, watershed districts, soil and water conservation districts, the U. S. Soil Conservation Service, and county planning and engineering departments. The commissioner shall forward \$2,000 for each county board to be used by the county board, a soil and water conservation district, or a watershed district to pay all reasonable expenses in conducting a public hearing pursuant to this section. Any funds not expended for the costs of the public hearing shall be used by the county board for its responsibilities pursuant to section 9. Upon completion of the public hearing and the assigned investigation if any, and within 90 days after the county board received the commissioner's preliminary designation, the county board shall notify the commissioner whether it agrees with each lake basin classified as public water in the preliminary designation. If the county board disagrees with any lake basin classification as public waters, it shall include specific findings concerning the beneficial public uses stated in section 2 and the policy stated in section 7.

Subd. 3. [FINAL CLASSIFICATION OF AGREED BASINS; APPEALS.] Upon receipt of the county board's response to his preliminary designation, the commissioner shall immediately designate by order pursuant to Minnesota Statutes 1974, Section 97.54, Subdivision 2, the public status of the waters within lake basins which are not the subject of any disagreement between the county board and the commissioner. Any person aggrieved by the commissioner's order may appeal to the district court pursuant to Minnesota Statutes 1974, Section 105.47.

Subd. 4. [FINAL CLASSIFICATION OF BASINS WHERE COUNTY AND COMMISSIONER DISAGREE.] If there is a disagreement between the commissioner and the county board concerning the classification of any lake basin within the county as public waters, the commissioner shall attempt to resolve the disagreement within 30 days after receipt of notice thereof. If the commissioner and the county board resolve a disagreement

concerning the classification of any waters of any lake basin as public waters, the commissioners shall issue an order pursuant to subdivision 3. If there remains any disagreement between the commissioner and the county board at the expiration of the 30 day period each disagreement concerning the classification of the waters of any lake basin within the county shall be resolved by the majority vote of three persons. One of the persons shall be a member of, and appointed by, the state soil and water conservation commission. The second person shall be one of the five supervisors of the soil and water conservation district or one of the managers of a watershed district from within the affected county who shall be appointed by the county board. The third person shall be a member of, and appointed by the regional development commission within whose area the disputed lake basin is located; provided that the member of the regional development commission shall not be a resident of the county within which the disputed lake basin is located and is not a member of the state soil and water conservation commission. The decision of the three persons shall include the classification as public waters of all the lake basins in dispute. The decision of the three persons shall be binding on the commissioner and the affected county board and shall include specific written findings concerning the beneficial public uses stated in section 2 and the policy factors stated in section 7 concerning the classification as public waters of each disputed lake basin. If the decision of the three persons agrees with the commissioner's preliminary designation, the commissioner shall immediately issue an order classifying the public water in each of the disputed lake basins. Any person aggrieved by the commissioner's order may appeal to district court pursuant to Minnesota Statutes 1974, Section 105.47.

If the decision of the three persons agrees with the findings of the county board, then the county board shall pass a resolution classifying the public water in each of the disputed lake basins. Any person aggrieved by the resolution may appeal to the district court pursuant to Minnesota Statutes 1974, Section 15.0424.

Sec. 9. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

[105.386] [WATERCOURSE INVENTORY AND CLASSIFICATION PROCEDURE.] Subdivision 1. [GRANTS TO COUNTIES.] Notwithstanding any other law to the contrary, neither the commissioner, nor any employee of the department, nor any member of a county board, nor a member of a soil and water conservation district, nor a manager of a watershed district, shall issue or enact any order, directive, rule, resolution, ordinance, or other document classifying any watercourse as public waters prior to March 1, 1976, except upon application of any person contemplating activities regulated by Minnesota Statutes 1974, Sections 105.42 and 105.43, or pursuant to any criminal prosecutions pursuant to violations of chapter 105. This section shall not preclude any preliminary investigation or inventory of watercourses. The commissioner shall grant aid to coun-

ties to complete an inventory of all natural, altered, and artificial watercourses within each county. The inventory shall designate which watercourses constitute public waters based on the beneficial public uses stated in section 2 and the policies stated in section 7. The inventory shall also include a recommendation of a management classification stated in the department rules for each watercourse. The commissioner shall consider the size of a county and the number of watercourses within the county when making a grant.

Subd. 2. [COUNTY PRELIMINARY INVENTORY.] In the preparation of the county preliminary inventory the county board or its designee shall conduct an investigation and public hearing pursuant to section 8, subdivision 2. The county board shall encourage the assistance of watershed districts, the applicable soil and water conservation district, the U.S. Soil Conservation Service, and the county planning commission and engineering department. The county board shall make specific written findings concerning the beneficial public uses stated in section 2 and the policies stated in section 7 relative to each watercourse classified as public waters. Within a reasonable time following the grant of aid for a watercourse inventory, as specified by the commissioner, the county board shall report to the commissioner on its watercourse inventory, including its recommendations concerning which watercourses should be designated as public waters and recommended management classifications.

Subd. 3. [FINAL DESIGNATION AND MANAGEMENT CLASSIFICATION.] Within 90 days after receipt of the county board's preliminary inventory, the commissioner shall by order designate the public status and the management classification of all watercourses which are not the subject of any disagreement between the county board and the commissioner. The commissioner shall immediately notify the county board of any disagreement with its preliminary inventory, including its public waters designation and management classification. The commissioner shall attempt to resolve any disagreement with the county board within 60 days after serving notice of his disagreement. If within the 60 days the commissioner and the county board resolve any disagreement concerning the designation of any watercourses as public watercourses or any disagreement concerning the management classification of any watercourse, the commissioner shall issue an order pursuant to this section. Any person aggrieved by the commissioner's order may appeal to the district court pursuant to Minnesota Statutes 1974, Section 105.47.

Subd. 4. [FINAL DESIGNATION AND MANAGEMENT CLASSIFICATION WHEN COMMISSIONER AND COUNTY DISAGREE.] If there remains any disagreement concerning the designation of any watercourse as public water or concerning the management classification of any watercourse, the commissioner shall prepare specific written findings concerning the beneficial public uses stated in section 2 and the policies stated

in section 7 relative to each disputed watercourse. All such disagreements shall be resolved by three persons selected pursuant to section 8, subdivision 4. The contents, binding affect, and appeal procedure concerning their decision shall be identical to section 8, subdivision 4.

Sec. 10. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

[105.387] [INTERIM RULES.] *Notwithstanding any other law to the contrary the procedures, rules and guidelines set forth in the order of the commissioner of natural resources dated prior to May 15, 1975, and filed with the secretary of state before May 15, 1975, and given a document number by the secretary of state, shall be valid and enforceable emergency rules and regulations of the commissioner of natural resources for the purposes of Minnesota Statutes, Sections 15.0411 to 15.0422, with respect to public waters during the period between the effective date of this act and the designation of those waters as public water pursuant to this section, without further act or deed of the commissioner.*

Sec. 11. Minnesota Statutes 1974, Section 105.42, Subdivision 1, is amended to read:

105.42 [PERMITS; WORK IN PUBLIC WATERS.] Subdivision 1. It shall be unlawful for the state, any person, partnership, association, private or public corporation, county, municipality or other political subdivision of the state, to construct, reconstruct, remove, abandon, transfer ownership, or make any change in any reservoir, dam or waterway obstruction on any public water; or in any manner, to change or diminish the course, current or cross-section of any public waters, wholly or partly within the state, by any means, including but not limited to, filling, excavating, or placing of any materials in or on the beds of public waters, without a written permit from the commissioner previously obtained. Application for such permit shall be in writing to the commissioner on forms prescribed by him.

This section does not apply to any public drainage system lawfully established under the provisions of chapter 106 which does not substantially affect any (NATURAL WATERCOURSE OR ANY LAKE BASIN WHICH SERVES A BENEFICIAL PUBLIC PURPOSE) *public waters of the state.*

The commissioner, subject to the approval of the county board, shall have power to grant permits under such terms and conditions as he shall prescribe, to establish, construct, maintain and control wharfs, docks, piers, levees, breakwaters, basins, canals and hangars in or adjacent to public waters of the state except within the corporate limits of cities.

Sec. 12. Minnesota Statutes 1974, Section 106.021, Subdivision 2, is amended to read:

Subd. 2. [DRAINAGE OF LAKES.] No (LAKE) *waters of the state shall be completely drained (NOR SHALL A NATURAL WATERCOURSE BE CHANNELIZED) except (UPON) after the determination (OF THE COMMISSIONER OF NATURAL RESOURCES OF THE STATE OF MINNESOTA) that such (LAKE OR NATURAL WATERCOURSE IS) waters are not public waters of the state as defined by section 105.38, or (PURSUANT TO THE PERMIT OF THE COMMISSIONER AS PROVIDED IN SUBDIVISION 3) unless the public water being completely drained is replaced by a body of water which will have equal or greater public value.*

Sec. 13. Minnesota Statutes 1974, Section 106.021, Subdivision 6, is amended to read:

Subd. 6. [CRITERIA FOR PROPOSED DRAINAGE SYSTEMS.] (BEFORE JANUARY 1, 1975, THE COMMISSIONER OF NATURAL RESOURCES SHALL PROMULGATE, IN THE MANNER PROVIDED IN CHAPTER 15, A LIST OF CRITERIA THAT) County boards or (COURT) *courts must consider the following criteria when establishing and improving drainage systems (. NO CRITERIA RELATING TO DRAINAGE SYSTEMS, WHETHER PROMULGATED PURSUANT TO THIS SUBDIVISION OR PURSUANT TO LAWS 1973, CHAPTER 315, SHALL BE EFFECTIVE PRIOR TO JULY 1, 1975. THE CRITERIA SHALL RELATE TO THE SOCIAL, ECONOMIC AND ENVIRONMENTAL IMPACT OF THE PROPOSED DRAINAGE SYSTEM, AND SHALL BE LIMITED TO THE FOLLOWING) for which a preliminary order pursuant to Minnesota Statutes 1974, Section 106.101, has not been issued prior to the effective date of this act:*

(a) (AN ECONOMIC ANALYSIS OF) *The private and public benefits and costs derived from the proposed project;*

(b) (AN ANALYSIS OF) *The present and anticipated agricultural land acreage availability and use within the (COUNTY) project area;*

(c) (AN ANALYSIS OF) *The flooding characteristics of project lands involved;*

(d) (AN ANALYSIS OF) *The alternative measures for the conservation, allocation, and development of the drainage waters;*

(e) (AN ANALYSIS OF) *The water quality effects as a result of the proposed project;*

(f) (AN ANALYSIS OF) *The fish and wildlife resources affected by the proposed project;*

(g) (AN ANALYSIS OF) *The shallow ground water availability, distribution, and use in the project area;*

(h) (AN ANALYSIS OF) *The overall environmental impact of all the criteria in items (a) to (g);*

(i) *The present land use within the project area.*

Sec. 14. Minnesota Statutes 1974, Section 106.031, Subdivision 1, is amended to read:

106.031 [PETITION.] Subdivision 1. [FORM.] Before any public drainage system or other improvement authorized by sections 106.011 to 106.661 is established, a petition therefor shall be filed with the county auditor, if for a drainage system entirely within one county, or (WITH THE CLERK OF THE DISTRICT COURT) *pursuant to section 106.015, subdivision 1*, if for a drainage system within two or more counties. Such petition shall be signed by not less than a majority of the resident owners of the land described in the petition or by the owners of at least 60 percent of the area of such land, exclusive of the holder of easements for electric or telephone transmission and distribution lines. The lands described in the petition shall be those over which the proposed ditch passes or upon which the improvement is located, and the petition shall set forth the description of such lands and shall set forth the necessity for the ditch or improvement, and that the same will be of public benefit and utility and will promote the public health, with the description of the starting point, the general course, and terminus or location of the same. The petition shall state that the petitioners will pay all costs and expenses which may be incurred in case the proceedings are dismissed or for any reason no contract for the construction thereof is let. Such petition may be signed by the authorized representative of any municipal corporation or by the commissioner of highways, or the authorized agent of any public institution or any corporation which may be affected by or assessed for the proposed construction; but in such case, the signature of such representatives, commissioner, agent, or corporation shall each count only as one signature on the petition. Each ditch proceeding shall be designated by number assigned by the auditor or clerk.

Sec. 15. Minnesota Statutes 1974, Section 106.081, Subdivision 1, is amended to read:

106.081 [PRELIMINARY SURVEY AND REPORT.] Subdivision 1. [SURVEY AND REPORT.] The engineer shall promptly proceed and examine all matters set forth in the petition and order and make such preliminary survey of the terri-

tory likely to be affected by the proposed improvement as will enable him to determine whether the same is necessary and feasible (IN COMPLIANCE) with reference to the requirements of section 106.021, *subdivision 6*. The engineer shall also examine and gather information concerning the factors stated in sections 105.37, *subdivision 6*, and 106.38, *clause (1)* for consideration in the determination of whether the proposed drainage system substantially affects any public water. If some other plan than that described in the petition is found practical, the engineer shall so report, giving such detail and information as is necessary to inform the court or board on all matters pertaining to the feasibility of the proposed plan, either as outlined in the petition or according to a different plan recommended by the engineer. He shall show all changes, whether by extension, adding laterals, or otherwise, that may be necessary to make the plan of the proposed improvement practicable and feasible. If the construction of a ditch or drain is involved in the proposed improvement, the engineer shall examine and report the nature and capacity of the outlet and any necessary extension thereof.

Sec. 16. Minnesota Statutes 1974, Section 106.081, *subdivision 3*, is amended to read:

Subd. 3. [INCLUSION IN PRELIMINARY REPORT.] If he finds the improvement petitioned for is feasible, and complies with the requirements of section 106.021, *subdivision 6*, he shall include in his report a preliminary plan of the proposed system showing thereon the proposed drain and laterals or other improvements, and the outlet thereof, together with the watershed of such drainage system and the lands and properties likely to be affected, including so far as known the names of the owners thereof. He shall show upon such plan the elevation of the outlet and the controlling elevations of the lands likely to be affected and also the probable size and character of the ditches and laterals necessary to make the plan practicable and feasible. All elevations so far as practical shall be referred to standard sea level datum. He shall show in his report the character of the outlet and the sufficiency thereof and also the probable cost of the drains and improvements shown on his plan, and all other information and data necessary to disclose the practicability, necessity and feasibility of the proposed improvement, including (AN ANALYSIS) *consideration* of the project as required by section 106.021, *subdivision 6*, and such other information as the board or court may order.

Sec. 17. Minnesota Statutes 1974, Section 106.081, *Subdivision 4*, is amended to read:

Subd. 4. [LIMITATION OF SURVEY.] The engineer shall confine his preliminary survey to the drainage area described in the petition, except to secure outlet, unless authorized by order of the board or court, with the consent of the bondsmen, at a hearing after ten days notice by mail to the petitioners and bondsmen; and any investigation made by the engineer as to out-

let, without such order, shall be confined to running the necessary levels to ascertain the distance necessary to secure the proper fall. The preliminary survey shall include (AN ANALYSIS) *consideration of the impact of the project as required by section 106.021, subdivision 6.*

Sec. 18. Minnesota Statutes 1974, Section 106.091, Subdivision 1, is amended to read:

106.091 [FILING ENGINEER'S REPORT; COMMISSIONER'S REPORT.] Subdivision 1. [FILING.] Upon completion of his survey and report, the engineer shall file his report in duplicate with the auditor or clerk. The auditor or clerk shall transmit one copy thereof to the director of the division of waters, soils and minerals. If the (REPORT BE FILED WITH THE CLERK) *proposed drainage system involves more than one county*, a duplicate thereof shall also be filed with the auditor of each county affected.

Sec. 19. Minnesota Statutes 1974, Section 106.091, Subdivision 2, is amended to read:

Subd. 2. [COMMISSIONER'S REPORT.] The commissioner of natural resources shall make an advisory report to the board or court giving his opinion as to the sufficiency and adequacy of the engineer's report. The commissioner shall set forth in his report any matters pertaining to the project which should be further investigated and evaluated in accordance with (SECTION) *sections 105.37, subdivision 6; 105.38, clause (1), and 106.021, subdivision 6.* If the commissioner determines that the report is not adequate and sufficient, he shall so report *the specific inadequacies or insufficiencies.* The commissioner's initial report shall be filed with the auditor or clerk on or before the date fixed for the preliminary hearing or at any continuance thereof. The commissioner may request additional time for review and evaluation of the engineer's report in cases where such additional time can be shown to be necessary for proper evaluation. However, no request for additional time for filing the commissioner's report may be made after five days from the date of notice by the auditor or clerk that a date is to be fixed for the preliminary hearing. No extension of time shall exceed two weeks from the date of the request.

Sec. 20. Minnesota Statutes 1974, Section 106.101, Subdivision 4, is amended to read:

Subd. 4. [DISMISSAL.] At said hearing or any adjournment thereof, if it shall appear that the proposed improvement is not feasible, or that the adverse environmental impact is greater than the public benefit or utility based upon the (REQUIREMENTS AND) criteria required to be considered by section 106.021, *subdivision 6*, and no plan is reported by the engineer whereby it can be made feasible, and acceptable, or that it is not

of public benefit or utility, or that the outlet is not adequate, the petition shall be dismissed.

Sec. 21. Minnesota Statutes 1974, Section 106.101, Subdivision 5, is amended to read:

Subd. 5. [FINDINGS AND ORDER.] If the board or court shall be satisfied that the proposed improvement as outlined in the petition or as modified and recommended by the engineer is feasible, that there is necessity therefor, that it will be of public benefit and promote the public health, based upon the (REQUIREMENTS AND) criteria required to be considered by section 106.021, *subdivision 6*, and that the outlet is adequate, the board or court shall so find and by such order shall designate the changes that shall be made in the proposed improvement from that outlined in the petition including such changes as are necessary to minimize (OR COMPENSATE FOR) adverse impact on the environment. These changes may be described in general terms and shall be sufficiently described by filing with the order a map outlining the proposed improvement thereon. Thereafter the petition shall be treated as modified accordingly. When the ditch shall outlet into an existing county or judicial ditch, the board or court may find that the outlet is adequate subject to confirmation and permission being obtained in accordance with section 106.531. In such case the board or court shall assign a number to the ditch and the board or court shall proceed to act in behalf of the ditch to obtain outlet rights in accordance with section 106.531.

Sec. 22. Minnesota Statutes 1974, Section 106.111, Subdivision 1, is amended to read:

106.111 [ORDER FOR DETAILED SURVEY.] Subdivision 1. Upon the filing of the *preliminary hearing* order as specified in section 106.101, subdivision 5, the board or court shall order the engineer or any other engineer, if a change of engineers be determined, to proceed to make a detailed survey and furnish all necessary plans and specifications for the proposed improvement and report the same to the board or court with all reasonable dispatch. All of the provisions of section 106.071 shall be applicable to the employment of the engineer.

Sec. 23. Minnesota Statutes 1974, Section 106.121, subdivision 1, is amended to read:

106.121 [ENGINEER'S SURVEY.] Subdivision 1. [SURVEY AND EXAMINATION.] Upon the filing of the order *for detailed survey* named in section 106.111, the engineer shall proceed to survey the lines of the drainage improvement petitioned for and approved by order made upon preliminary hearing, and to survey and examine all lands and properties affected thereby.

Sec. 24. Minnesota Statutes 1974, Section 106.121, Subdivision 4, is amended to read:

Subd. 4. [DATA AND REPORT.] The engineer shall prepare and submit the following data and report:

(a) A complete map of the drainage system or improvement drawn to scale, showing thereon (1) the termini and course of each drain and whether open or tile, and the location of all other proposed improvements; (2) the location and situation of the outlet; (3) the watershed of the drainage system and the sub-watershed of main branches, if any, together with the location of existing highway bridges and culverts; (4) all lands and properties affected, together with the names of the owners thereof so far as known; (5) public streets, highways and railways affected; (6) the outlines of any lake basin, wetland and public body of water affected; (7) such other physical characteristics of the watershed as may appear necessary for the understanding thereof.

(b) A profile of all lines of ditch proposed showing graphically, the elevation of the ground and gradient at each 100-foot station, the station number at each section line and at each property line, whether open or tiled, the size of tile and the bottom width and side slope of open ditch sections, and such other information as may appear necessary for the understanding thereof.

(c) Plans for all private bridges and culverts proposed to be constructed by and as a part of the ditch system, together with plans for all other works and items of construction necessary for the completion of the drainage system or improvement. A list showing the required minimum hydraulic capacity of all bridges and culverts at all railway and highway open ditch crossings and at other prospective open ditch crossings where bridges and culverts are not specified to be constructed as a part of the ditch, together with plans and estimates of the cost of highway bridges and culverts required for the information of the viewers in determining benefits and damages.

(d) A tabular statement showing the number of cubic yards of tile on each tile line with the average depth thereof, and all bridges, culverts, works and other construction items required by the plans for the completion of the system, together with the estimated unit cost of each of said items and a summary of the total cost thereof. Such summary shall include an estimate of the cost of fully completing the system, including supervision and other costs thereof.

(e) The acreage which will be required and taken as right of way upon each government lot and 40-acre tract or fraction thereof under separate ownership required for right of way for any open ditch.

(f) Specifications for drain tile shall require that all drain tile used shall comply with the requirements of the American Society for Testing Materials standard specifications for drain tile, except where the depths to which the drains are to be laid or the conditions of the soil, in the opinion of the engineer, require tile of a special and higher quality.

(g) When more economical construction will result, the engineer may recommend that the work be divided into sections and let separately, and that open and tile work or tile and labor thereon be let separately, and the time and manner so far as practicable in which the whole work or any section thereof shall be done.

(h) Such other detail and information as shall appear requisite to fully inform the board or court of the practicability and necessity of the proposed improvements shall be made available including a comprehensive examination of all (REQUIREMENTS) *the criteria* of section 106.021, *subdivision 6*, together with his recommendations thereon.

Sec. 25. Minnesota Statutes 1974, Section 106.131, is amended to read:

106.131 [COMMISSIONER'S FINAL ADVISORY REPORT.] Upon the filing of the engineer's report, a complete copy thereof shall be transmitted to the commissioner by the auditor or clerk.

The commissioner shall examine the same and within 30 days make his *advisory* report thereon to the board or court. If he finds the report incomplete and not in accordance with the provisions of this chapter, he shall so report *specifying the incomplete or nonconforming provisions of the engineer's report*. If he approves the same as being an acceptable plan for the drainage of the lands affected, he shall so state. If he does not approve the plan, he shall file his recommendations for changes deemed advisable (, OR,). If in his opinion, the proposed system or improvement is not of public benefit or utility based upon the (REQUIREMENTS OR) criteria required to be considered by section 106.021, *subdivision 6*, he shall (SO) report *specifically what facts or evidence support his advisory opinion*. If a soil survey appears advisable, he shall so advise, and in such event the engineer shall make the soil survey and report thereon before the final hearing. The commissioner's report shall be directed to the board or court and shall be filed with the auditor or clerk.

No notice shall issue for the final hearing until the commissioner's report shall be filed.

Sec. 26. Minnesota Statutes 1974, Section 106.201, Subdivision 1, is amended to read:

106.201 [ORDER ESTABLISHING.] Subdivision 1. [DISMISSAL.] If it shall appear that the benefits are not more than the total cost, including damages awarded, or that the proposed system will not be of public benefit and utility, or (THAT THE SAME IS) not practicable (, OR THAT THE SYSTEM DOES NOT COMPLY WITH REQUIREMENTS) *based upon the criteria of section 106.021, subdivision 6*, the board or court shall so find and the petition shall be dismissed.

Sec. 27. Minnesota Statutes 1974, Section 106.201, Subdivision 2, is amended to read:

Subd. 2. [ESTABLISHMENT.] If the board or court shall find that the engineer's and viewers' reports have been made and all other proceedings in the matter had in accordance with law, that the estimated benefits are greater than the total estimated cost, including damages, that the damages and benefits have been duly determined, that the proposed drainage system will be of public utility and benefit, and will promote the public health, that the proposed system is practicable, and that such reports as made or amended are complete, just and correct, (AND COMPLY WITH REQUIREMENTS OF SECTION 106.021,) then the board or court shall by order containing such findings, establish the drainage improvement as reported or amended, and adopt and confirm the viewers' report as made or amended.

Sec. 28. [APPROPRIATION.] *The sum of \$840,000, is appropriated from the general fund for the biennium ending June 30, 1977, to the commissioner of natural resources for the purposes of this act. Of this amount, \$400,000 is appropriated for grants to counties for watercourse inventories and \$174,000 or \$2,000 per county is appropriated for grants to counties for the purposes of public hearings pursuant to section 8.*

Sec. 29. [EFFECTIVE DATE.] *This act is effective the day following its final enactment."*

In the title H. F. 1373 reads as follows:

"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."

Whereas S. F. 1308 reads

"A bill for an act relating to natural resources; clarifying procedures for acquisition of wildlife lands; modifying the definition of beneficial public use; requiring a substantial beneficial

public use to be served in order to classify waters as public; 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; prescribing interim rules and regulations; specifying certain restrictions on drainage; eliminating the duty of the commissioner of natural resources to promulgate certain criteria relating to drainage systems; clarifying the criteria which county boards or district courts must consider concerning drainage systems; appropriating money; amending Minnesota Statutes 1974, Sections 97.481; 105.37, Subdivision 6, and by adding subdivisions; 105.38; 105.42, Subdivision 1; 106.021, Subdivisions 2 and 6; 106.031, Subdivision 1; 106.081, Subdivisions 1, 3 and 4; 106.091, Subdivisions 1 and 2; 106.101, Subdivisions 4 and 5; 106.111, Subdivision 1; 106.121, Subdivisions 1 and 4; 106.131; 106.201, Subdivisions 1 and 2; and Chapter 105, by adding sections."

SUSPENSION OF RULES

Sherwood moved that the rules be so far suspended that S. F. No. 1308 be substituted for H. F. No. 1373 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 15, 1975

The Honorable Martin Sabo
Speaker of the House

Sir:

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

H. F. No. 47, An act relating to the city of Mound; firemen's service pensions;

H. F. No. 155, An act relating to the city of Minnetonka; volunteer firemen's pensions;

H. F. No. 254, An act relating to the city of Roseville; firemen's relief association service pensions;

H. F. No. 351, An act relating to the city of Moorhead; firemen's relief funds and pensions therein; amending Laws 1955, Chapter 75, Sections 14, Subdivisions 1, 2, and 6; and 16;

H. F. No. 530, An act relating to retirement; redefining membership and allowing the purchase of prior service credit by members of the Bloomington police relief association;

H. F. No. 540, An act relating to courts; providing for non-transfer of filing fee when venue is changed in civil actions;

H. F. No. 939, An act relating to retirement; increasing firemen's service pensions payable to members of the Lake Johanna Volunteer Firemen's Benefit Association;

H. F. No. 944, An act relating to the city of Lakeville; authorizing an increase in firemen's relief association lump sum service pensions;

H. F. No. 1049, An act relating to highways; duties of the commissioner of highways; providing that the commissioner shall publish a highway map periodically;

H. F. No. 1136, An act relating to the city of Duluth; firemen's service pensions and survivor benefits;

H. F. No. 1292, An act relating to crime prevention; increasing the compensation for dependents of peace officers killed in the line of duty;

H. F. No. 1494, An act relating to insurance; providing for use of life insurance mortality tables and interest rates by fraternal beneficiary associations.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 15, 1975

The Honorable Martin Sabo
Speaker of the House

Sir:

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

H. F. No. 535, An act relating to the department of public welfare; eliminating the duty of the commissioner of public welfare to appoint directors of community mental health services;

Sincerely,

WENDELL R. ANDERSON
Governor

REPORTS OF STANDING COMMITTEES

Norton from the Committee on Appropriations to which was referred:

H. F. No. 571, A bill for an act relating to public health; providing state aid for purification of municipal water supplies; appropriating money.

Reported the same back with the following amendments:

Page 3, after line 25 insert a new section 7 as follows:

"Sec. 7. The Minnesota state board of health is hereby authorized to expend an amount not to exceed two percent of the amount appropriated in section 5 to administer grant programs created under the provisions of this law."

Renumber remaining section.

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. 908, A bill for an act relating to economic development; participation in federal programs by the area redevelopment agency; appropriating money; amending Minnesota Statutes 1974, Section 472.13, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 11, after "of" insert "redevelopment".

Page 1, line 14, after "participation." insert "The loans or guarantee shall be made subject to the conditions and limitations set forth in sections 472.11 and 472.12."

Page 2, line 7, after "expended," insert "*There shall be designated \$250,000 from this appropriation for the development of pilot community development corporation projects; areas to be designated by the commissioner of economic development with approval from the state executive council. At least one will be in the metropolitan area and one in outstate Minnesota. Up to \$20,000 may be used for administration.*".

Amend the title as follows:

Page 1, line 3, after "agency;" insert "authorizing the state agency to make certain loans and guarantees and to expend funds for certain purposes;"

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

Reported the same back with the following amendments:

Page 1, line 15, after "municipalities," insert "or federally recognized Indian tribes, bands, or communities located within the territorial boundaries of the state,".

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 571, 908 and 1026 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 1308 was read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Anderson, G.; Stanton; Smogard; Biersdorf and Neisen introduced:

H. F. No. 1833, A bill for an act relating to telephone companies; authorizing hearings on petitions alleging insufficient service or unreasonable expense; authorizing orders to consolidate phone companies; amending Minnesota Statutes 1974, Section 237.081, Subdivisions 1 and 4.

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

Munger, Ulland, Skoglund, Dahl and Casserly introduced:

H. F. No. 1834, A bill for an act relating to state government; creating an environmental resources board in the executive branch of state government; defining its powers and duties; creating an intergovernmental advisory committee on land resources and prescribing its powers and duties; appropriating money; providing penalties; amending Minnesota Statutes 1974, Sections 104.05; 104.34; 104.35; 104.36; 104.37; 104.38; 104.39; 105.485, Subdivision 3; 116C.52, Subdivision 2; 116G.03, Subdivision 2; and Chapter 104, by adding a section.

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

Suss, Kahn, Meier, Stanton and McCollar introduced:

H. F. No. 1835, A bill for an act relating to religion; prohibiting violation of the Ten Commandments.

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

Smogard; Wenstrom; Schumacher; Adams, L., and Beauchamp introduced:

H. F. No. 1836, A bill for an act relating to the energy agency; providing for the declaration of an energy emergency; authorizing the executive council to withdraw the order; authorizing the governor to implement the plan; providing an appeal; amending Minnesota Statutes 1974, Section 116H.09, Subdivision 5, and by adding subdivisions.

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

Clark, Dieterich, Petrafeso, Moe and Hokanson introduced:

H. F. No. 1837, A bill for an act relating to public health; altering requirements and procedures for the issuance of certificates of need for health care facilities; amending Minnesota Statutes 1974, Sections 145.72, Subdivisions 2, 3, and 5, and by adding subdivisions; 145.75; 145.76; 145.77; 145.78; 145.79; 145.80; and 145.82.

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

Clark, Berglin, Dahl, Meier and McCollar introduced:

H. F. No. 1838, A bill for an act relating to public welfare; providing changed means of computing income for determining eligibility for medical assistance; amending Minnesota Statutes 1974, Section 256B.06, Subdivision 1.

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

Heinitz introduced:

H. F. No. 1839, A bill for an act relating to health; altering requirements for certificate of need for health care facilities; providing that determination on issuance of certificate be made by the state board of health; changing procedure on proposals, determination, and appeal; amending Minnesota Statutes 1974, Sections 145.72, Subdivisions 2 and 3, and by adding a subdivision; 145.76; 145.77; 145.78; 145.80; and 145.82; and Chapter 145, by adding sections; repealing Minnesota Statutes 1974, Sections 145.79 and 145.81.

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

Swanson; Zubay; Carlson, R.; Heinitz and Schulz introduced:

H. F. No. 1840, A bill for an act relating to education; merging state and community college systems; transferring the powers of the state board for community colleges to the state college board; appropriating money; amending Minnesota Statutes 1974, Sections 136.60, Subdivision 1; 136.601; 136.602; 136.62; 136.621; 136.63, Subdivisions 1a and 3; 136.65; 136.66; 136.80; 136.82, Subdivision 1; 136.87; repealing Minnesota Statutes 1974, Sections 136.61 and 136.70.

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

Setzepfandt, Evans, Kalis, Dahl and Eckstein introduced:

H. F. No. 1841, A bill for an act relating to counties; authorizing a county board to establish a personnel department; providing for county personnel administration on an integrated, merit basis.

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

Setzepfandt, Reding, Begich, Schreiber and Savelkoul introduced:

H. F. No. 1842, A bill for an act relating to cities; providing for the biennial adjustment of dollar amounts in certain statutes affecting city government and other political subdivisions; amending Minnesota Statutes 1974, Sections 211.06; 326.03, Subdivision 2; 340.11, Subdivisions 11 and 14; 340.119, Subdivision 3; 340.12; 412.691; 429.041, Subdivisions 1 and 2; 461.12; 471.345, Subdivisions 3, 4 and 5; 471.88, Subdivisions 5 and 8; and 475.60, Subdivision 2.

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

HOUSE ADVISORY BILLS

Pursuant to Rule 5.3, the following House Advisory Bills were introduced:

Nelson introduced:

H. A. B. No. 47, Dispositional alternatives for juveniles.

The bill was referred to the Committee on Crime Prevention and Corrections.

Nelson introduced:

H. A. B. No. 48, Plan to evaluate effectiveness of juvenile justice system.

The bill was referred to the Committee on Crime Prevention and Corrections.

Nelson introduced:

H. A. B. No. 49, Coordination between agencies providing services to juveniles.

The bill was referred to the Committee on Crime Prevention and Corrections.

Meier, Stanton, Clawson and Skoglund introduced:

H. A. B. No. 50, Developing a system of minibus transportation for elderly and handicapped in Minnesota.

The bill was referred to the Committee on Local and Urban Affairs.

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. 1180, A bill for an act relating to Blue Earth county; authorizing the county of Blue Earth to contract for the completion of the improvement of county ditch no. 27; setting limits for the expenditure of money for the improvement thereof; authorizing the issuance of bonds and levying of special assessments for the payment thereof.

H. F. No. 1247, A bill for an act relating to crimes; prohibiting endurance contests without rest periods; amending Minnesota Statutes 1974, Section 624.66, Subdivision 1.

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. 48, A bill for an act relating to public welfare; providing a coordinated approach to the supervision, protection and habilitation of mentally retarded persons; amending Minnesota Statutes 1974, Sections 253A.02, Subdivision 5, and by adding a subdivision; 253A.04, Subdivisions 1 and 2; 253A.07, Subdivisions 17, 19, and 21; 253A.15, Subdivision 1; 256.93, Subdivisions 1 and 2; 259.24, Subdivision 1; and 517.03; repealing Minnesota Statutes 1974, Sections 253A.07, Subdivision 18; 253A.13; and 256.07.

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. 231, A bill for an act relating to motor vehicles; authorizing the issuance of special license plates to physically handicapped persons; amending Minnesota Statutes 1974, Section 168.021.

H. F. No. 521, A bill for an act relating to retirement; mandatory retirement for corrections department employees; amending Minnesota Statutes 1974, Section 43.051, Subdivision 3.

H. F. No. 1436, A bill for an act relating to natural resources; authorizing the department of natural resources to make a grant to the city of Duluth for the construction of a dam at Hartley Pond on Tischer Creek.

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. 483, A bill for an act relating to livestock; registration and publication of livestock brands or marks; amending Minnesota Statutes 1974, Sections 35.824; 35.826; 35.827; 35.828; 35.829; and 35.830; repealing Minnesota Statutes 1974, Section 35.823.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 229, A bill for an act relating to taxes on or measured by net income; appropriating money; amending Minnesota Statutes 1974, Chapter 290, by adding a section; Sections 290.01, Subdivisions 8, 20, 21, and 22; and by adding subdivisions; 290.02; 290.06, Subdivisions 2c and 11; 290.0601, Subdivisions 6 and 9; 290.061; 290.086, Subdivision 7; 290.09, Subdivisions 4 and 15; 290.16, by adding a subdivision; 290.21, Subdivision 4; 290.26; 290.50, Subdivisions 1, 2, 3 and 5; 290.92, Subdivisions 6 and 19; 290.931, Subdivision 1; 290.933, Subdivision 1; 290.972, Subdivision 2; 290.983, Subdivision 1; 290.985; repealing Minnesota Statutes 1974, Sections 290.072; 290.08, Subdivisions 9, 10, 11, 15, 16, 17, 18 and 22; 290.0801; and 290.931, Subdivision 2.

The Senate has appointed as such committee Messrs. Gearty, Kleinbaum, Bang, Conzemius 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 three members of the Senate, on the amendments adopted by the Senate to the following House File:

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.

The Senate has appointed as such committee Messrs. McCutcheon, Milton and O'Neill.

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

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

The Senate has appointed as such committee Messrs. Olson, A. G.; Kowalczyk and Laufenburger.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 133, A bill for an act relating to taxation; eliminating assessor's function of obtaining agricultural statistics and information; appointment of special boards of review and equali-

zation; providing for certification of assessor; reclassification procedures for certain property; amending Minnesota Statutes 1974, Sections 17.03, Subdivision 2; 270.11, by adding a subdivision; 270.48; 273.17, Subdivision 1; 274.01; 274.13; 274.14.

The Senate has appointed as such committee Messrs. Olson, A. G.; O'Neill; Perpich, A. J.; Kleinbaum and Bang.

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. 1456, A bill for an act relating to courts and particularly to courts in Ramsey county; providing for fees and charges; providing for changes in the office of the court commissioner, in the office of the public defender, and in the composition of law library trustees; amending Minnesota Statutes 1974, Sections 140.21; 140.24, Subdivision 1; 260.311, by adding a subdivision; 486.06; 489.04; and 508.74, Subdivision 2; repealing Laws 1923, Chapter 77, Section 10, as amended; and Laws 1969, Chapter 838, Sections 1 to 6, as amended.

PATRICK E. FLAHAVEN, Secretary of the Senate

Dieterich moved that the House refuse to concur in the Senate amendments to H. F. No. 1456, 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 to the House amendments to:

S. F. No. 1026, A bill for an act relating to agricultural lands; regulating the ownership of such lands by certain corporations; exempting lands acquired for growing asparagus; amending Minnesota Statutes 1974, Section 500.24, Subdivision 2.

And the Senate respectfully requests that a Conference Committee of five members be appointed thereon. Messrs. Frederick; Bernhagen; Schrom; Olson, H. D.; and Hansen, Baldy, 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

Biersdorf moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 5 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. 1026. 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. 276, A bill for an act relating to agriculture; dairy industry unfair trade practices; amending Minnesota Statutes 1974, Sections 32A.05, Subdivision 4; 32A.06, Subdivision 1; 32A.07; and 32A.09, Subdivision 6.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Eken moved that the House concur in the Senate amendments to H. F. No. 276 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 276, A bill for an act relating to agriculture; modifying certain fees charged to administer the dairy industry unfair trade practices act; modifying the definition of selected dairy products; specifying the interest rate a retailer must pay a manufacturer, wholesaler, or distributor for certain sales; amending Minnesota Statutes 1974, Sections 32A.03, Subdivision 2; 32A.05, Subdivision 4; 32A.07; and 32A.09, Subdivision 6; and repealing Minnesota Statutes 1974, Section 32A.06.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 2, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Jopp Vento

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

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Anderson, I., moved that the House concur in the Senate amendments to H. F. No. 628 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

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

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

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

S. F. No. 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.

And the Senate respectfully requests that a Conference Committee of three members be appointed thereon. Messrs. Stumpf, North and Knutson 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. FLAHAVER, Secretary of the Senate

Faricy 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. 1428. 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. 409, A bill for an act relating to veteran affairs; the transfer of the personal property a deceased resident leaves at the Minnesota veterans home; repealing Minnesota Statutes 1974, Section 198.23.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Smogard moved that the House concur in the Senate amendments to H. F. No. 409 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 409, A bill for an act relating to veteran affairs; the transfer of the personal property a deceased resident leaves at the Minnesota veterans home; amending Minnesota Statutes 1974, Section 198.23.

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

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

Those who voted in the affirmative were:

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

Wenstrom
Wenzel

White
Wieser

Williamson

Zubay

Speaker Sabo

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

Mr. Speaker:

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

H. F. No. 69, A bill for an act relating to athletics; providing for equal opportunity for members of both sexes to participate in athletics; amending Minnesota Statutes 1974, Chapter 126, by adding a section; repealing Laws 1974, Chapter 355, Section 68, Subdivision 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Kahn moved that the House concur in the Senate amendments to H. F. No. 69 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 69, A bill for an act relating to athletics; providing for equal opportunity for members of both sexes to participate in athletics; amending Minnesota Statutes 1974, Chapter 126, by adding a section; repealing Laws 1974, Chapter 355, Section 68, Subdivision 4.

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

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

Those who voted in the affirmative were:

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

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

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

Mr. Speaker:

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

H. F. No. 511, A bill for an act relating to commerce; interest rates on money; continuing the exemption of certain loans from maximum interest rates; amending Minnesota Statutes 1974, Section 334.01, Subdivision 2; repealing Laws 1974, Chapter 238, Section 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Brinkman moved that the House concur in the Senate amendments to H. F. No. 511 and that the bill be repassed as amended by the Senate.

Heinitz moved that the House refuse to concur in the Senate amendments to H. F. No. 511, 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.

Parish moved to amend the Heinitz motion that the House refuse to concur in the Senate amendments to H. F. No. 511 as follows:

Before the period insert, "and that the House Conference Committee be instructed to strike Section 2 of the bill as amended by the Senate".

A roll call was requested and properly seconded.

The question was taken on the Parish amendment to the Heinitz motion and the roll being called, there were yeas 53, and nays 70, as follows:

Those who voted in the affirmative were:

Adams, L.	Dieterich	Johnson, D.	Nelson	Sieben, M.
Anderson, I.	Doty	Kelly, R.	Novak	Simoneau
Beauchamp	Enebo	Kempe, A.	Osthoff	Skoglund
Begich	Faricy	Ketola	Parish	Smogard
Berglin	Fudro	Kostohryz	Philbrook	Suss
Braun	George	Kroening	Prahl	Swanson
Byrne	Hanson	Langseth	Reding	Vento
Carlson, L.	Hokanson	Lindstrom	Samuelson	Wenstrom
Carlson, R.	Jacobs	Luther	Sarna	White
Clawson	Jaros	McCarron	Schumacher	
Corbid	Jensen	Menning	Sieben, H.	

Those who voted in the negative were:

Abeln	DeGroat	Kahn	Metzen	Setzepfandt
Adams, S.	Eckstein	Kaley	Moe	Sherwood
Albrecht	Eken	Kalis	Munger	Sieloff
Anderson, G.	Erickson	Kelly, W.	Niesen	Smith
Arlandson	Esau	Knickerbocker	Nelsen	Stanton
Berg	Evans	Knoll	Niehaus	Tomlinson
Biersdorf	Ewald	Kvam	Norton	Ulland
Birnstihl	Fjoslien	Laidig	Patton	Vanasek
Brinkman	Friedrich	Lemke	Peterson	Voss
Carlson, A.	Fugina	Mangan	Petrafeso	Wenzel
Cassery	Graba	Mann	Pleasant	Wieser
Clark	Haugerud	McCauley	St. Onge	Williamson
Dahl	Johnson, C.	McEachern	Savelkoul	Zubay
Dean	Jude	Meier	Schreiber	Speaker Sabo

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

The question recurred on the Heinitz motion to refuse to concur in the Senate amendments to H. F. No. 511. 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. 745, A bill for an act relating to charitable organizations; solicitation; limitations and prohibitions; amending Minnesota Statutes 1974, Section 309.55, Subdivision 5; and by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Fugina moved that the House concur in the Senate amendments to H. F. No. 745 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

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

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

Those who voted in the affirmative were:

Abeln	Dieterich	Jude	Metzen	Sherwood
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	Stanton
Berglin	Fjoslien	Knoll	Parish	Suss
Biersdorf	Forsythe	Kostohryz	Patton	Swanson
Birnstihl	Friedrich	Kroening	Peterson	Tomlinson
Braun	Fudro	Kvam	Petrateso	Ulland
Brinkman	Fugina	Laidig	Philbrook	Vanasek
Byrne	George	Langseth	Pleasant	Vento
Carlson, A.	Graba	Lemke	Prahl	Voss
Carlson, L.	Hanson	Lindstrom	Reding	Wenstrom
Carlson, R.	Haugerud	Luther	St. Onge	Wenzel
Casserly	Hokanson	Mangan	Samuelson	White
Clark	Jacobs	Mann	Sarna	Wieser
Clawson	Jaros	McCarron	Savelkoul	Williamson
Corbid	Jensen	McCauley	Schreiber	Zubay
Dahl	Johnson, C.	McEachern	Schulz	Speaker Sabo
Dean	Johnson, D.	Meier	Schumacher	
DeGroat	Jopp	Menning	Setzepfandt	

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

Mr. Speaker:

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

H. F. No. 80, A bill for an act relating to education; authorizing certain governing student associations of institutions of higher learning to expend money for the purpose of funding a legal counseling and services program.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Fugina moved that the House concur in the Senate amendments to H. F. No. 80 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 80, A bill for an act relating to education; authorizing certain governing student associations of institutions of higher learning to expend money for the purpose of funding a legal counseling and services program.

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

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

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 739, A bill for an act relating to the department of administration; powers of the commissioner; air navigation fa-

cilities; amending Minnesota Statutes 1974, Section 16.02, Subdivision 2a.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Eckstein moved that the House concur in the Senate amendments to H. F. No. 739 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 739, A bill for an act relating to the department of administration; powers of the commissioner; air navigation facilities; amending Minnesota Statutes 1974, Section 16.02, Subdivision 2a.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in

which amendment the concurrence of the House is respectfully requested:

H. F. No. 79, A bill for an act regulating smoking at public places and in public meetings; providing a penalty.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Kahn moved that the House concur in the Senate amendments to H. F. No. 79 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 79, A bill for an act regulating smoking at public places and in public meetings; providing a penalty.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 96, and nays 31, as follows:

Those who voted in the affirmative were:

Abeln	Eckstein	Kempe, A.	Nelsen	Smith
Adams, L.	Enebo	Kempe, R.	Nelson	Smogard
Adams, S.	Erickson	Ketola	Norton	Spanish
Albrecht	Esau	Knickerbocker	Novak	Stanton
Anderson, G.	Ewald	Knoll	Osthoff	Suss
Arlandson	Faricy	Kroening	Patton	Swanson
Beauchamp	Fjoslien	Laidig	Pehler	Tomlinson
Berg	Forsythe	Langseth	Petrafeso	Ulland
Berglin	George	Lemke	Philbrook	Vento
Byrne	Hanson	Luther	Prahl	Voss
Carlson, A.	Hokanson	Mangan	Samuelson	Wenstrom
Carlson, L.	Jacobs	Mann	Sarna	Wenzel
Carlson, R.	Jaros	McCarron	Savelkoul	White
Casserly	Jensen	McCollar	Schumacher	Williamson
Clark	Johnson, D.	McEachern	Sherwood	Zubay
Clawson	Jopp	Meier	Sieben, H.	Speaker Sabo
Corbid	Jude	Metzen	Sieben, M.	
Dean	Kahn	Moe	Sieloff	
Dieterich	Kaley	Munger	Simoneau	
Doty	Kelly, W.	Neisen	Skoglund	

Those who voted in the negative were:

Anderson, I.	Eken	Johnson, C.	Menning	Setzepfandt
Begich	Evans	Kalis	Niehaus	Vanasek
Biersdorf	Friedrich	Kelly, R.	Peterson	Wieser
Birnstihl	Fudro	Kostohryz	Pleasant	
Braun	Graba	Kvam	Reding	
Brinkman	Haugerud	Lindstrom	St. Onge	
DeGroat	Heinitz	McCauley	Schreiber	

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

Mr. Speaker:

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

H. F. No. 581, A bill for an act relating to retirement; providing a combined service annuity for public employees who have allowable service credit in more than one Minnesota retirement fund; amending Minnesota Statutes 1974, Chapter 356, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Beauchamp moved that the House concur in the Senate amendments to H. F. No. 581 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 581, A bill for an act relating to retirement; providing a combined service annuity for public employees who have allowable service credit in more than one Minnesota retirement fund; amending Minnesota Statutes 1974, Chapter 356, by adding a section.

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

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

Those who voted in the affirmative were:

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

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

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

Mr. Speaker:

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

H. F. No. 619, A bill for an act relating to commerce; providing disclosure obligations in personal solicitation of sales; providing penalties.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Arlandson moved that the House concur in the Senate amendments to H. F. No. 619 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 619, A bill for an act relating to commerce; providing disclosure obligations in personal solicitation of sales; providing penalties.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 117, and nays 8, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Albrecht	Friedrich	Kaley	Peterson	Zubay
Biersdorf	Jensen	Nelsen		

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

Mr. Speaker:

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

H. F. No. 599, A bill for an act relating to health; practice of healing; increasing the annual registration fee; amending Minnesota Statutes 1974, Section 146.13.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Byrne moved that the House concur in the Senate amendments to H. F. No. 599 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 599, A bill for an act relating to health; practice of healing; increasing the annual registration fee; amending Minnesota Statutes 1974, Section 146.13.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 97, and nays 25, as follows:

Those who voted in the affirmative were:

Adams, L.	Carlson, L.	Eckstein	George	Johnson, D.
Anderson, G.	Carlson, R.	Enebo	Graba	Jopp
Anderson, I.	Casserly	Ewald	Hanson	Jude
Arlandson	Clark	Faricy	Haugerud	Kahn
Berg	Clawson	Fjoslien	Heinitz	Kalis
Biersdorf	Corbid	Forsythe	Jacobs	Kelly, R.
Birnstihl	Dahl	Fudro	Jaros	Kelly, W.
Byrne	Dieterich	Fugina	Johnson, C.	Kempe, A.

Kempe, R.	McCarron	Patton	Schumacher	Ulland
Ketola	McCollar	Pehler	Setzepfandt	Vento
Knickerbocker	McEachern	Petrafeso	Sherwood	Voss
Knoll	Meier	Philbrook	Sieben, M.	Wenstrom
Kostohryz	Menning	Pleasant	Sieloff	Wenzel
Kroening	Moe	Prahl	Simoneau	Wieser
Kvam	Munger	Reding	Skoglund	Williamson
Langseth	Neisen	St. Onge	Smogard	Zubay
Lemke	Nelson	Samuelson	Stanton	Speaker Sabo
Luther	Norton	Sarna	Suss	
Mangan	Novak	Schreiber	Swanson	
Mann	Parish	Schulz	Tomlinson	

Those who voted in the negative were:

Adams, S.	Braun	Erickson	Jensen	Nelsen
Albrecht	Carlson, A.	Esau	Kaley	Niehaus
Beauchamp	Dean	Evans	Laidig	Peterson
Begich	DeGroat	Friedrich	Lindstrom	Savelkoul
Berglin	Eken	Hokanson	McCauley	Vanasek

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

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Swanson moved that the House concur in the Senate amendments to H. F. No. 306 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 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.
Anderson, G.	Enebo	Kelly, R.	Neisen	Sieben, M.
Anderson, I.	Erickson	Kelly, W.	Nelsen	Sieloff
Arlandson	Esau	Kempe, A.	Nelson	Simoneau
Beauchamp	Evans	Kempe, R.	Niehaus	Skoglund
Begich	Ewald	Ketola	Norton	Smith
Berg	Faricy	Knickerbocker	Novak	Smogard
Berglin	Fjoslien	Knoll	Osthoff	Spanish
Biersdorf	Forsythe	Kostohryz	Parish	Stanton
Birnstihl	Friedrich	Kroening	Patton	Suss
Braun	Fudro	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	Prahl	Voss
Cassery	Hokanson	Mangan	Reding	Wenstrom
Clark	Jacobs	Mann	St. Onge	Wenzel
Clawson	Jaros	McCarron	Samuelson	White
Corbid	Jensen	McCauley	Sarna	Wieser
Dahl	Johnson, C.	McCollar	Savelkoul	Williamson
Dean	Johnson, D.	McEachern	Schreiber	Zubay
DeGroat	Jopp	Meier	Schulz	Speaker Sabo
Dieterich	Jude	Menning	Schumacher	

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

Mr. Speaker:

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

H. F. No. 600, A bill for an act relating to public health; providing for representation of the state examining committee for physical therapists on the advisory committee on allied health manpower credentialling of the state board of health; amending Minnesota Statutes 1974, Section 145.865, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Byrne moved that the House concur in the Senate amendments to H. F. No. 600 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 600, A bill for an act relating to public health; providing for representation of the state examining committee for physical therapists and the advisory council for hospital administrator's registration on the advisory committee on allied health manpower credentialling of the state board of health; amending Minnesota Statutes 1974, Sections 144.571; and 145.865, Subdivision 1.

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

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

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 481, A bill for an act relating to agriculture; regulating wholesale produce dealers by requiring licensing, bonding, and assurance of financial responsibility; removing requirement of publication of information concerning commercial feed, fertilizer, and soil conditioners; removing restrictions on unof-

ficial grain inspection certificates; providing a penalty; amending Minnesota Statutes 1974, Sections 27.001; 27.01, Subdivisions 2, 5, and 8; 27.03; 27.04; 27.06; 27.19; and Chapter 27, by adding a section; repealing Minnesota Statutes 1974, Sections 17.724; 17B.19; and 25.45.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Anderson, G., moved that the House concur in the Senate amendments to H. F. No. 481 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 481, A bill for an act relating to agriculture; regulating wholesale produce dealers by requiring licensing, bonding, and assurance of financial responsibility; removing requirement of publication of information concerning commercial feeds, fertilizer, and soil conditioners; removing restrictions on unofficial grain inspection certificates; providing a penalty; amending Minnesota Statutes 1974, Sections 27.001; 27.01, Subdivisions 2, 5, and 8; 27.03; 27.04; 27.06; 27.19; and Chapter 27, by adding a section; repealing Minnesota Statutes 1974, Sections 17.724; 17B.19; and 25.45.

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berg Carlson, A. Lemke Lindstrom Sieloff

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

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sieben, M., moved that the House concur in the Senate amendments to H. F. No. 1288 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 95, and nays 34, as follows:

Those who voted in the affirmative were:

Abeln	Byrne	Dahl	Fudro	Jaros
Adams, L.	Carlson, A.	Dean	Fugina	Jensen
Adams, S.	Carlson, L.	Dieterich	George	Johnson, C.
Anderson, I.	Carlson, R.	Doty	Hanson	Johnson, D.
Arlandson	Casserly	Enebo	Haugerud	Jude
Beauchamp	Clark	Ewald	Heinitz	Kahn
Berg	Clawson	Faricy	Hokanson	Kalis
Berglin	Corbid	Forsythe	Jacobs	Kelly, R.

Kelly, W.	Mangan	Novak	Schreiber	Suss
Kempe, A.	McCarron	Osthoff	Schumacher	Swanson
Kempe, R.	McCollar	Parish	Sherwood	Tomlinson
Ketola	McEachern	Patton	Sieben, H.	Ulland
Knickerbocker	Meier	Pehler	Sieben, M.	Vanasek
Knoll	Metzen	Petrafeso	Sieloff	Vento
Kostohryz	Moe	Philbrook	Simoneau	Voss
Kroening	Munger	Pleasant	Skoglund	Wenzel
Laidig	Neisen	Reding	Smith	White
Lemke	Nelson	Samuelson	Spanish	Williamson
Luther	Norton	Sarna	Stanton	Speaker Sabo

Those who voted in the negative were:

Albrecht	DeGroat	Graba	McCauley	Savelkoul
Anderson, G.	Eken	Jopp	Menning	Setzepfandt
Begich	Erickson	Kaley	Nelsen	Smogard
Biersdorf	Esau	Kvam	Niehaus	Wenstrom
Birnsthil	Evans	Langseth	Peterson	Wieser
Braun	Fjoslien	Lindstrom	Prahl	Zubay
Brinkman	Friedrich	Mann	St. Onge	

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

Mr. Speaker:

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

S. F. No. 460, A bill for an act relating to pollution; prohibiting sale of beverage containers having detachable parts; providing a penalty.

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. 460

A bill for an act relating to pollution; prohibiting sale of beverage containers having detachable parts; providing a penalty.

May 12, 1975

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

We, the undersigned conferees for S. F. No. 460 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate accede to the House amendment and that S. F. No. 460 be further amended as follows:

Page 2, line 2, delete "July 1, 1976" and insert "January 1, 1977".

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

Senate Conferees: GERALD L. WILLET, MYRTON O. WEGENER and ROGER HANSON.

House Conferees: NEIL S. HAUGERUD, WILLARD M. MUNGER and KEN NELSON.

Haugerud moved that the report of the Conference Committee on S. F. No. 460 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 460, A bill for an act relating to pollution; prohibiting sale of beverage containers having detachable parts; providing a penalty.

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 122, and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albrecht

Begich

Erickson

Peterson

Prah

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

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the recall of H. F. No. 522 for further consideration:

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

House File No. 522 is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Pursuant to Joint Rule No. 14, Moe moved that the House reconsider the action taken by the House on May 13, 1975, when it refused to concur in the Senate amendments to H. F. No. 522 and appointed a conference committee of five members. The motion prevailed.

Moe moved that the House concur in the Senate amendments to H. F. No. 522 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 128, and nays 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	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	Jacobs	Mann	Samuelson	White
Clark	Jaros	McCarron	Sarna	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	Metzen	Setzepfandt	

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

Mr. Speaker:

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

S. F. No. 553.

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. 1030, 1206 and 1415.

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. 250, 429, 1096, 1299 and 1339.

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. 243.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 553, A bill for an act relating to the jurisdiction of the Minnesota corrections authority; abolishing the classification of youthful offender; amending Minnesota Statutes 1974, Sections 241.045, Subdivision 6; 242.02; 242.09; 242.12; 242.16; 242.17; 242.18; 242.19; 242.22; 242.26; 242.31; 242.34; and 242.37; repealing Minnesota Statutes 1974, Sections 242.03; 242.10; 242.13; 242.20; 242.23; 242.24; 242.27; 242.28; 242.29; 242.30; 242.33; 242.35; 242.36; and 242.38.

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

S. F. No. 1030, A bill for an act relating to pollution control; authorizing a county solid waste grants-in-aid program; appropriating money; amending Minnesota Statutes 1974, Sections 116.06, Subdivision 1; and 400.03, Subdivision 1; and Chapter 116, by adding sections.

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

S. F. No. 1206, A bill for an act relating to state parks; exempting senior citizens from payment of certain fees; amending Minnesota Statutes 1974, Section 85.05, Subdivision 1.

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

S. F. No. 1415, A bill for an act relating to public welfare; authorizing an experimental program for the cost of home care of mentally retarded children; amending Minnesota Statutes 1974, Section 252.27, by adding a subdivision.

The bill was read for the first time.

Swanson moved that S. F. No. 1415 and H. F. No. 1321, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 250, A bill for an act relating to the legislature; creating an advisory on the Minnesota legislature; prescribing powers and duties; appropriating money.

The bill was read for the first time.

Voss moved that S. F. No. 250 and H. F. No. 1628, now on General Orders, be referred to the Chief Clerk for Comparison. The motion prevailed.

S. F. No. 429, A bill for an act relating to the Minnesota zoological garden; providing a means of public access to the garden at the time of its opening; directing the department of highways to improve a certain road to provide such public access; and appropriating money.

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

S. F. No. 1096, A bill for an act relating to public safety; telephone companies; providing for local emergency telephone service; appropriating money.

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

S. F. No. 1299, A bill for an act relating to education; fluctuating school enrollments; providing for study by an advisory commission; appropriating money; repealing Laws 1974, Chapter 355, Section 68, Subdivision 4.

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

S. F. No. 1339, A bill for an act relating to appropriations; appropriating funds for development of a comprehensive plan for the development of irrigation and specialty crops.

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

S. F. No. 243, A bill for an act relating to corrections; providing for the retention of funds received for use of facilities and provision of services to juvenile courts; amending Minnesota Statutes 1974, Sections 241.01, Subdivision 7; and 260.151, Subdivision 1.

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

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. 92, A bill for an act relating to historic sites; Hinckley depot restoration committee; appropriating money to the committee.

Reported the same back with the following amendments:

Page 1, line 8, after "fund," add "In the event that moneys are appropriated for this purpose from the natural resources acceleration account, this act is void."

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. 702, A bill for an act relating to state administrative procedures; redefining certain terms; prescribing a method for the adoption, amendment, suspension or repeal of rules; providing for the publication of a manual of state agency rules; providing for the publication of the state register; creating an office of hearing examiners; appropriating money; amending Minnesota Statutes 1974, Sections 15.0411; 15.0412; 15.0413, Subdivisions 1, 2 and 3; 15.0415; 15.0421; 15.046; 15.047, Subdivision 1; 15.048; 15.049; 15.051, Subdivisions 1 and 2, and by adding a subdivision; 16.80, Subdivision 1; and Chapters 5, by adding a section; and 15, by adding sections; and Laws 1974, Chapter 344, Section 9; repealing Minnesota Statutes 1974, Section 15.0413, Subdivisions 4, 5 and 6.

Reported the same back with the following amendments:

Page 13, line 29, delete "and".

Page 13, line 30, delete "law".

Page 20, line 19, after "\$" insert "167,000".

Page 20, line 24, after "\$" insert "189,000".

Page 21, line 14, delete "except that those provisions relating to the".

Page 21, delete lines 15 and 16 and insert *"and the chief hearing examiner shall be appointed not more than 30 days thereafter and he may proceed to adopt rules pursuant to section 16, subdivision 4, of this act and otherwise organize his office; however, section 16, subdivision 3, and other provisions of this act requiring agency use of hearing examiners shall be effective on January 1, 1976, and provisions relating to the state register"*.

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:

S. F. No. 829, A bill for an act relating to state colleges; requiring the state college board to designate certain colleges as state universities; amending Minnesota Statutes 1974, Section 136.01.

Reported the same back with the following amendments:

Page 1, line 9, after *"universities."* insert the following:

"It is the intent of the legislature that the redesignation of the Minnesota state colleges as state universities shall not result in additional fiscal commitments through an expansion of the scope of graduate or research programs predicated upon such redesignation."

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 92 and 702 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 829 was read for the second time.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1456:

Dieterich, Hanson and Kostohryz.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1026:

Mann; Biersdorf; Stanton; Anderson, G.; and Menning.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1428:

Faricy, Moe and Hanson.

CONSIDERATION UNDER RULE 1.10

Pursuant to Rule 1.10, Norton requested immediate consideration of H. F. Nos. 1014 and 1313, S. F. No. 1308, and H. F. No. 116.

H. F. No. 1014 was reported to the House.

Lindstrom moved to amend H. F. No. 1014 as follows:

Page 2, line 7, after "*the*" insert "*medical or*".

Page 15, after line 31, add a section to read:

"Sec. 11. [EFFECTIVE DATE.] *This act shall be effective on the day following final enactment.*"

The motion prevailed and the amendment was adopted.

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.

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

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

H. F. No. 1313 was reported to the House.

Parish moved to amend H. F. No. 1313, as follows:

Page 1, following line 7, insert:

"Section 1. [LEGISLATIVE POLICY AND INTENT.] It is the policy of the Legislature and the Legislative Retirement Study Commission to insure solvency, uniformity and equity, in the public pension plans of Minnesota for the protection and the good of the members and taxpayers of Minnesota. This legislature finds, as did the Legislature in 1967 and 1969, that a pension plan providing escalated benefits which are increased after retirement by the same percentage and at the same time as salary increases of their former position, are not consistent with sound pension policy.

The Legislature finds that to maintain the solvency of such escalated plans would place an undue financial burden on the state, and is thus not in the best interests of the taxpayers unless the members themselves pay for all or substantial portion of the cost of the escalation. The legislature also finds that escalation if permitted in only one of the major public pension plans of Minnesota would violate the principles of uniformity and equity and would lead to demands for equivalent benefits for other public employees.

By means of this act the Legislature reaffirms the actions of 1967 and 1969 Legislatures and expresses its intent to insure consistent sound pension policy in Minnesota by terminating the escalation feature interpreted by court decision to exist within the judicial retirement plan.

By this act the legislature reluctantly accepts escalation of the retirement benefits to date and will finance the retirement benefits of the affected judges and the surviving spouses provided that such judges and beneficiaries waive any future claim to the right of escalation."

Page 1, line 10, delete "Subdivision 1" and insert in lieu thereof "(1)".

Page 1, line 15, after "1973" delete the comma.

Page 1, line 18, after "salary" delete "at" and insert in lieu thereof "as".

Page 1, line 22, after "if any" delete the comma.

Page 1, line 23, after "thereto" insert a comma.

Page 2, line 16, delete "Subd. 2." and insert in lieu thereof "(2)".

Page 3, line 2, after "benefit" insert ", if any".

Page 3, line 3, after the comma delete "if any,".

Page 3, line 16, delete "subdivision" and insert in lieu thereof "clause".

Page 3, line 32, delete "Subd. 3." and insert in lieu thereof "(3)".

Page 5, line 29, after "Section" delete "3" and insert in lieu thereof "4".

Renumber the sections in sequence.

Further, amend the title in line 3 after "act;" by inserting "declaring legislative policy and intent;"

The motion prevailed and the amendment was adopted.

H. F. No. 1313, A bill for an act relating to retirement; miscellaneous amendments to the judges retirement act; declaring legislative policy and intent; appropriating money; amending Minnesota Statutes 1974, Chapter 490, by adding a section; and Section 490.124, Subdivisions 2 and 9.

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	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	Stanton
Berg	Fjoslien	Knoll	Parish	Suss
Berglin	Forsythe	Kostohryz	Patton	Swanson
Biersdorf	Friedrich	Kroening	Pehler	Tomlinson
Birastihl	Fudro	Kvam	Peterson	Ulland
Braun	Fugina	Laidig	Petrafaso	Vanasek
Brinkman	George	Langseth	Philbrook	Vento
Byrne	Graba	Lemke	Pleasant	Voss
Carlson, A.	Hanson	Lindstrom	Prahl	Wenstrom
Carlson, L.	Haugerud	Luther	Reding	Wenzel
Carlson, R.	Heinitz	Mangan	St. Onge	White
Casserly	Hokanson	Mann	Samuelson	Wieser
Clark	Jacobs	McCarron	Sarna	Williamson
Clawson	Jaros	McCauley	Savelkoul	Zubay
Corbid	Jensen	McCollar	Schreiber	Speaker Sabo
Dahl	Johnson, C.	McEachern	Schulz	
Dean	Jopp	Menning	Schumacher	
Dieterich	Jude	Metzen	Setzepfandt	

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

S. F. No. 1308 was reported to the House.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Sherwood moved that the rule therein be suspended and an urgency be declared so that S. F. No. 1308 be given its third reading and be placed upon its final passage. The motion prevailed.

Sherwood moved that the rules of the House be so far suspended that S. F. No. 1308 be given its third reading and be placed upon its final passage. The motion prevailed.

Sherwood moved to amend S. F. No. 1308, as follows:

Strike everything after the enacting clause and insert:

"Section 1. [LEGISLATIVE FINDINGS.] *Minnesota is blessed with an abundance of water, including more than 15,000*

lakes and 25,000 miles of rivers and streams. This abundance of water creates an abundance of regulatory problems for all levels of government and for private individuals, associations, and corporations. The commissioner of natural resources, who has jurisdiction over public waters pursuant to Minnesota Statutes, Chapter 105, and related laws, has not, by reason of limitations of personnel and appropriations, inventoried, classified, and designated by rule and regulation all of the waters of this state as to their status under the laws defining public waters. The legislature finds that increasing demands upon, and controversies relating to, the waters of this state in matters such as changes in course, current, or cross section, dams, drainage, flood plain management, and shoreland management, have created a situation which requires an early inventory of the waters of the state for the purpose of accelerating the classification of those waters of the state which should be designated public waters. The purpose of this act is to expedite that process.

Sec. 2. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

[105.391] [PUBLIC WATERS INVENTORY AND CLASSIFICATION.] Subdivision 1. On the basis of all information available to him, the commissioner shall inventory the water basins of each county and make a preliminary designation as to which of those waters constitute public waters. The commissioner shall send his preliminary designation for each county to the county board of that county for its review and comment.

Subd. 2. Within 90 days after a county board has received the commissioner's preliminary designation, it shall notify the commissioner of any disagreement with that designation. The commissioner may extend the time within which a county may notify him of a disagreement.

Subd. 3. If there is no disagreement between the commissioner and a county concerning the preliminary designation of public waters in that county, the commissioner by rule pursuant to Minnesota Statutes, Chapter 15, shall designate as public waters those waters listed in the preliminary designation. In the same rule making procedure the commissioner may also designate as public waters any watercourses which have been determined to be public and classified as to the level of regulation in accordance with the procedures of the commissioner's interim rules and regulations. The designation of watercourses as public waters pursuant to this subdivision shall remain in effect until changed by rule of the commissioner following the inventory, designation, and classification of watercourses prescribed by this section. A hearing pursuant to Minnesota Statutes, Chapter 15, on proper designation of a body of water shall be held in the county in which the waters to be designated are located. Except as provided below, no water basin designated public water may be drained, and no permit authorizing drainage of a water basin

containing public water may be issued, unless the public water being drained is replaced by a body of water which will have equal or greater public value. However, after a state water bank program has been established, public waters which are eligible for inclusion in that program may be drained if, upon receiving an application for a permit to drain such water, the commissioner elects neither to place the water basin in the state water bank program nor to acquire it under a wetland acquisition program.

Subd. 4. If there is a disagreement between the commissioner and a county concerning a preliminary designation of water basins as public waters in that county, the commissioner shall attempt to resolve the disagreement with the county within 60 days after receiving notice of disagreement from the county. During the 60 day period the commissioner may proceed, in the manner provided by subdivision 3, to make a final designation for those water basins which are not the subject of disagreement between the commissioner and the county.

Subd. 5. If after 60 days from the date of receiving notice of disagreement by a county, there remains matters upon which the commissioner and the county disagree, the commissioner shall order a public hearing to be held in the county pursuant to the rule making provisions of Minnesota Statutes, Chapter 15. A hearings unit composed of two persons appointed by the commissioner, one person appointed by the affected county board and one person appointed by the area soil and water conservation district shall select a fifth member within 45 days of the public hearing order. If the fifth member of the hearings unit cannot be agreed upon by the four appointees within the 45 day period, then the state soil and water conservation commission shall select such member within 30 days. The hearings unit shall conduct the public hearing within the affected county, and such unit may designate a hearings officer. In the event there is a watershed district whose boundaries include the waters involved, the district shall provide the hearings unit with its recommendations. Upon completion of the hearing, the hearings unit shall issue its findings of fact, conclusions and an order, which shall be considered the decision of an agency in a contested case for purposes of judicial review pursuant to chapter 15. The order of the hearings unit after the appeal period has expired, or the final order of the court in the case of an appeal, shall be binding and the commissioner shall then promulgate by rule a list of those waters which are determined to be public waters. In the event the county appeals an order of the hearings unit, the commissioner shall be obligated to pay 50 percent of the appeal costs and disbursements of the county. In the event the commissioner appeals an order of the hearings unit, the commissioner shall be obligated to pay the costs and disbursements incurred by the county in defense of the appeal.

Subd. 6. From money appropriated to him for the following purposes, the commissioner shall grant aid to counties to facili-

tate an inventory of all watercourses for the purpose of designating which of the watercourses in the county are watercourses constituting public waters and for the purpose of recommending a management classification for each watercourse. The commissioner shall consider the size of a county and the number of watercourses within the county when making a grant. Within a reasonable time following the grant of aid for a watercourse inventory, as specified by the commissioner, the county shall report to the commissioner on its watercourse inventory, its recommendations as to which watercourses in the county should be designated as public waters, and its recommended management classifications. Within 90 days after receiving a county's report, the commissioner shall notify the county of any disagreement with the county's report. If there is no disagreement concerning a particular watercourse the commissioner shall by rule pursuant to Minnesota Statutes, Chapter 15, designate that watercourse as public waters and shall specify its proper management classification. The commissioner shall attempt to resolve any disagreement between the commissioner and a county within 60 days after notifying the county of his disagreement. During the 60 day period the commissioner may proceed, in the manner provided by subdivision 3, to make a final designation for those watercourses which are not the subject of disagreement between the commissioner and the county. If, after 60 days from the date the county receives notice of the commissioner's disagreement, there remain matters upon which the commissioner and a county disagree, the commissioner, in accordance with subdivision 5, shall present the disagreement to a hearings unit as stipulated therein who shall conduct a public hearing which upon completion shall further comply with the provisions of subdivision 5 relating to judicial review, final order and appeal costs.

Subd. 7. Waters of this state are public waters for the purposes of this section if they have been determined to be public waters or navigable waters by the district court or, if appealed, by the supreme court of this state or by the United States supreme court.

Subd. 8. Notwithstanding any other law to the contrary the procedures, rules and guidelines set forth in the order of the commissioner of natural resources dated prior to the effective date of this act and filed with the secretary of state before the effective date of this act and given a document number by the secretary of state, shall be valid and enforceable emergency rules and regulations of the commissioner of natural resources for the purposes of Minnesota Statutes, Sections 15.0411 to 15.0422, with respect to public waters during the period between the effective date of this act and the designation of those waters as public water pursuant to this section, without further act or deed of the commissioner.

Sec. 3. [APPROPRIATION.] The sum of \$1,160,000 is appropriated from the general fund to the commissioner of natural resources for the purpose of sections 2 and 4 of this act. Of this

amount, \$400,000 is appropriated for grants to counties for watercourse inventories and \$200,000 is appropriated for the water bank program pursuant to section 4. Notwithstanding the provisions of section 16A.28 or any other law relating to the lapse of an appropriation, the appropriation made by this section shall not lapse but shall continue until fully expended.

Sec. 4. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

[105.392] [WATER BANK PROGRAM.] Subdivision 1. The legislature finds that it is in the public interest to preserve the wetlands of the state and thereby to conserve surface waters, to preserve wildlife habitat, to reduce runoff, to provide for flood-water retention, to reduce stream sedimentation, to contribute to improved subsurface moisture, to enhance the natural beauty of the landscape, and to promote comprehensive and total water management planning. Therefore, the commissioner of natural resources is authorized and directed to prepare proposed rules, procedures, and payment rates designed to effectuate the terms of this section, for submission to the legislature by January 15, 1976. This program is intended to supplement and complement the federal water bank program and the payment rates established shall be equal to the federal rates existing at the time any agreements are entered into.

Subd. 2. The commissioner shall have authority to enter into agreements with landowners and operators for the conservation of wetlands. These agreements shall be entered into for a period of ten years, with provision for renewal for additional ten year periods. The commissioner may re-examine the payment rates at the beginning of any such ten year renewal period in the light of the then current land and crop values and make needed adjustments in rates for any such renewal period. For purposes of this section, except as provided below, wetlands shall mean wetlands types one through four, as described in Circular 39, Wetlands of the United States, published by the United States Department of the Interior, when the commissioner determines that it is lawful and feasible and practical to drain such wetlands, and that drainage would provide high quality cropland which in fact would be used for such purpose. However, as to those water basins which have been declared to be public waters under the provisions of section 2 of this act, only those which are wetlands types three and four and less than 50 acres in area which were declared public waters because of their beneficial public value as wildlife habitat, shall be considered for inclusion in the water bank program.

Subd. 3. In the agreement between the commissioner and an owner or operator, the owner or operator shall agree:

(1) to place in the program for the period of the agreement eligible wetland areas he designates, which areas may include wetlands covered by a federal or state government easement

which permits agricultural use, together with such adjacent areas as determined desirable by the commissioner;

(2) not to drain, burn, fill, or otherwise destroy the wetland character of such areas, nor to use such areas for agricultural purposes, as determined by the commissioner;

(3) to effectuate the wetland conservation and development plan for his land in accordance with the terms of the agreement, unless any requirement thereof is waived or modified by the commissioner;

(4) to forfeit all rights to further payments or grants under the agreement and refund to the state all payments or grants received thereunder upon his violation of the agreement at any stage during the time he has control of the land subject to the agreement if the commissioner determines that such violation is of such a nature as to warrant termination of the agreement, or to make refunds or accept such payment adjustments as the commissioner may deem appropriate if he determines that the violation by the owner or operator does not warrant termination of the agreement;

(5) upon transfer of his right and interest in the lands subject to the agreement during the agreement period, to forfeit all rights to further payments or grants under the agreement and refund to the state all payments or grants received thereunder during the year of the transfer unless the transferee of any such land agrees with the commissioner to assume all obligations of the agreement;

(6) not to adopt any practice specified by the commissioner in the agreement as a practice which would tend to defeat the purposes of the agreement; and

(7) to such additional provisions as the commissioner determines are desirable and includes in the agreement to effectuate the purposes of the program or to facilitate its administration.

Subd. 4. In return for the agreement of the owner or operator, the commissioner shall (1) make an annual payment to the owner or operator for the period of the agreement at such rate or rates as the commissioner determines to be fair and reasonable in consideration of the obligations undertaken by the owner or operator; and (2) provide advice on conservation and development practices on the wetlands and adjacent areas for the purposes of this act as the commissioner determines to be appropriate. In making his determination, the commissioner shall consider, among other things, the rate of compensation necessary to encourage owners or operators of wetlands to participate in the water bank program.

Subd. 5. Any agreement may be renewed or extended at the end of the agreement period for an additional period of ten years by mutual agreement of the commissioner and the owner or operator, subject to any rate redetermination by the commissioner. If during the agreement period the owner or operator sells or otherwise divests himself of the ownership or right of occupancy of such land, the new owner or operator may continue such agreement under the same terms or conditions, or enter into a new agreement in accordance with the provisions of this act, including the provisions for renewal and adjustment of payment rates, or he may choose not to participate in such program, except that for any water declared public waters they shall not be drained.

Subd. 7. The commissioner may terminate any agreement by mutual agreement with the owner or operator if the commissioner determines that such termination would be in the public interest, and may agree to such modification of agreements as he may determine to be desirable to carry out the purposes of the program or facilitate its administration.

Sec. 5. [EFFECTIVE DATE.] *This act is effective the day following its final enactment."*

Further, strike the title and insert:

"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."

The motion prevailed and the amendment was adopted.

Setzepfandt moved to amend S. F. No. 1308, as amended by the Sherwood amendment, as follows:

Page 3, line 19, before the period insert "*which election shall be made by the Commissioner within 60 days after the mailing date of the application*".

Page 7, line 19, after "*into*" insert "*mutual*".

The motion prevailed and the amendment was adopted.

Lindstrom moved to amend S. F. No. 1308, as amended by the Sherwood amendment, as follows:

Page 3, line 16, after "*drained*" insert, "*without a permit and without replacement of a body of water of equal or greater public value as required by this subdivision*".

The motion prevailed and the amendment was adopted.

Eckstein moved to amend S. F. No. 1308, as amended by the Sherwood amendment, as follows:

Page 4, line 4, strike "*one*" and insert "*two*".

Page 4, line 6, after "*district*" insert a period and strike the remainder of the line and strike all of lines 7, 8, 9, 10 and 11 through "*30 days*".

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

S. F. No. 1308, A bill for an act relating to natural resources; clarifying procedures for acquisition of wildlife lands; modifying the definition of beneficial public use; requiring a substantial beneficial public use to be served in order to classify waters as public; 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; prescribing interim rules and regulations; specifying certain restrictions on drainage; eliminating the duty of the commissioner of natural resources to promulgate certain criteria relating to drainage systems; clarifying the criteria which county boards or district courts must consider concerning drainage systems; appropriating money; amending Minnesota Statutes 1974, Sections 97.481; 105.37, Subdivision 6, and by adding subdivisions; 105.38; 105.42, Subdivision 1; 106.021, Subdivisions 2 and 6; 106.031, Subdivision 1; 106.081, Subdivisions 1, 3 and 4; 106.091, Subdivisions 1 and 2; 106.101, Subdivisions 4 and 5; 106.111, Subdivision 1; 106.121, Subdivisions 1 and 4; 106.131; 106.201, Subdivisions 1 and 2; and Chapter 105, by adding sections.

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 118, and nays 5, as follows:

Those who voted in the affirmative were:

Abeln	Beauchamp	Braun	Cassery	Doty
Adams, L.	Begich	Brinkman	Clark	Eken
Adams, S.	Berg	Byrne	Clawson	Enebo
Anderson, G.	Berglin	Carlson, A.	Corbid	Erickson
Anderson, I.	Biersdorf	Carlson, L.	Dahl	Esau
Arlandson	Birnstihl	Carlson, R.	Dean	Evans

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

Those who voted in the negative were:

Albrecht DeGroat Dieterich Eckstein Wieser

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

H. F. No. 116 was reported to the House.

Kempe, R., moved to amend H. F. No. 116 as follows:

Page 1, line 22, strike "and" and insert in lieu thereof "*but not*".

Page 4, line 21, strike "\$300,000" and insert in lieu thereof the sum of "\$150,000".

A roll call was requested and properly seconded.

Kostohryz requested a division of the amendment.

The question was taken on the first portion of the Kempe, R., amendment as follows:

Page 1, line 22, strike "and" and insert in lieu thereof "*but not*".

The roll being called, there were yeas 49, and nays 67, as follows:

Those who voted in the affirmative were:

Abeln	Erickson	Johnson, C.	Ketola	McEachern
Albrecht	Esau	Jopp	Kostohryz	Metzen
Begich	Evans	Jude	Kroening	Neisen
Birnsthil	Fjoslien	Kalis	Lindstrom	Nelsen
Braun	Friedrich	Kelly, R.	Mangan	Niehaus
Brinkman	Fudro	Kempe, A.	McCauley	Pehler
DeGroat	Jensen	Kempe, R.	McCollar	Peterson

Prahl	Schulz	Sherwood	Smith	White
St. Onge	Schumacher	Sieben, H.	Smogard	Wieser
Sarna	Setzepfandt	Sieloff	Wenzel	

Those who voted in the negative were:

Adams, L.	Clawson	Jaros	Moe	Skoglund
Adams, S.	Corbid	Johnson, D.	Munger	Stanton
Anderson, G.	Dean	Kahn	Nelson	Swanson
Anderson, I.	Dieterich	Kaley	Norton	Tomlinson
Arlandson	Doty	Knickerbocker	Novak	Ulland
Beauchamp	Eckstein	Knoll	Osthoff	Vanasek
Berg	Eken	Kvam	Petrufeso	Vento
Berglin	Enebo	Laidig	Philbrook	Voss
Byrne	Forsythe	Langseth	Pleasant	Wenstrom
Carlson, A.	Fugina	Lemke	Samuelson	Williamson
Carlson, L.	George	Luther	Savelkoul	Zubay
Carlson, R.	Graba	McCarron	Schreiber	
Casserly	Heinitz	Meier	Sieben, M.	
Clark	Hokanson	Menning	Simoneau	

The motion did not prevail and the first portion of the amendment was not adopted.

The question was taken on the second portion of the Kempe, R., amendment as follows:

Page 4, line 21, strike "\$300,000" and insert in lieu thereof the sum of "\$150,000".

The roll being called, there were yeas 53, and nays 71, as follows:

Those who voted in the affirmative were:

Abeln	Fjoslien	Kroening	Parish	Sieben, H.
Albrecht	Friedrich	Kvam	Patton	Smith
Anderson, G.	Fudro	Lindstrom	Pehler	Smogard
Begich	Jacobs	Mangan	Peterson	Spanish
Birnstihl	Jopp	McCauley	St. Onge	Wenstrom
Braun	Jude	McCollar	Sarna	Wenzel
Brinkman	Kalis	Metzen	Savelkoul	White
Byrne	Kelly, R.	Neisen	Schreiber	Wieser
DeGroat	Kempe, A.	Nelsen	Schulz	Zubay
Esau	Kempe, R.	Niehous	Schumacher	
Evans	Kostohryz	Osthoff	Sherwood	

Those who voted in the negative were:

Adams, L.	Clark	Forsythe	Kaley	Meier
Adams, S.	Clawson	George	Ketola	Menning
Anderson, I.	Corbid	Graba	Knickerbocker	Moe
Arlandson	Dahl	Haugerud	Knoll	Munger
Beauchamp	Dean	Heinitz	Laidig	Nelson
Berg	Dieterich	Hokanson	Langseth	Norton
Berglin	Doty	Jaros	Lemke	Novak
Carlson, A.	Eckstein	Jensen	Luther	Petrufeso
Carlson, L.	Eken	Johnson, C.	Mann	Philbrook
Carlson, R.	Enebo	Johnson, D.	McCarron	Pleasant
Casserly	Erickson	Kahn	McEachern	Prahl

Reding	Simoneau	Swanson	Vento	Williamson
Samuelson	Skoglund	Tomlinson	Voss	Speaker Sabo
Setzepfandt	Stanton	Ulland		
Sieben, M.	Suss	Vanasek		

The motion did not prevail and the second portion of the amendment was not adopted.

Savelkoul moved to amend H. F. No. 116, as follows:

Page 4, after line 20, insert a new subdivision to read as follows:

"Subd. 4. Prior to providing any drug, medical preparation or contraceptive device to any unmarried person under the age of 17 years, every agency, entity or individual providing family planning services and receiving funds through the provisions of this act shall notify such minor's parents or legal guardians of such action unless such minor is emancipated from the parent."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 72, and nays 41, as follows:

Those who voted in the affirmative were:

Adams, L.	Evans	Ketola	Metzen	Schumacher
Albrecht	Ewald	Knickerbocker	Neisen	Searle
Anderson, G.	Fjoslien	Knoll	Nelsen	Setzepfandt
Beauchamp	Friedrich	Kostohryz	Niehaus	Sherwood
Begich	Fudro	Kroening	Osthoff	Sieben, H.
Birnstihl	Hokanson	Kvam	Patton	Sieloff
Braun	Jacobs	Laidig	Peterson	Smith
Brinkman	Jensen	Langseth	Philbrook	Smogard
Carlson, R.	Johnson, C.	Lindstrom	Reding	Wenzel
DeGroat	Jopp	Mangan	St. Onge	White
Doty	Jude	Mann	Samuelson	Wieser
Eckstein	Kalis	McCauley	Sarna	Zubay
Eken	Kelly, R.	McCollar	Savelkoul	
Erickson	Kempe, A.	McEachern	Schreiber	
Esau	Kempe, R.	Menning	Schulz	

Those who voted in the negative were:

Adams, S.	Clawson	Kahn	Novak	Tomlinson
Arlandson	Corbid	Kaley	Petraleso	Ulland
Berg	Dean	Lemke	Sieben, M.	Voss
Berglin	Dieterich	Luther	Simoneau	Williamson
Byrne	Enebo	Meier	Skoglund	Speaker Sabo
Carlson, A.	Forsythe	Moe	Spanish	
Carlson, L.	George	Munger	Stanton	
Casserly	Heinitz	Nelson	Suss	
Clark	Jaros	Norton	Swanson	

The motion prevailed and the amendment was adopted.

Tomlinson moved that H. F. No. 116, as amended, be returned to General Orders. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 511:

Brinkman, Heinitz, George, Suss and McCauley.

Vento moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker Pro Tempore.

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

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 533, A bill for an act relating to public welfare; Red Lake Indian reservation; state payments; amending Minnesota Statutes 1974, Chapter 256, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

St. Onge moved that the House refuse to concur in the Senate amendments to H. F. No. 533, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, H., moved that the House refuse to concur in the Senate amendments to H. F. No. 638, 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.

CONSIDERATION UNDER RULE 1.10

Pursuant to Rule 1.10, Norton requested immediate consideration of H. F. Nos. 382, 1293 and 175, S. F. No. 867, and H. F. Nos. 1137, 1810 and 645.

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.

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 116, and nays 3, as follows:

Those who voted in the affirmative were:

Abeln	Carlson, A.	Enebo	Jaros	Kostohryz
Adams, L.	Carlson, L.	Erickson	Jensen	Kroening
Adams, S.	Carlson, R.	Esau	Johnson, C.	Kvam
Albrecht	Casserly	Evans	Johnson, D.	Laidig
Anderson, G.	Clark	Ewald	Jude	Lemke
Anderson, I.	Clawson	Fjoslien	Kahn	Lindstrom
Beauchamp	Corbid	Forsythe	Kaley	Luther
Begich	Dahl	Friedrich	Kalis	Mangan
Berglin	Dean	Fudro	Kelly, R.	Mann
Biersdorf	DeGroat	George	Kelly, W.	McCarron
Birnstihl	Dieterich	Graba	Kempe, A.	McCauley
Braun	Doty	Haugerud	Kempe, R.	McCollar
Brinkman	Eckstein	Hokanson	Ketola	McEachern
Byrne	Eken	Jacobs	Knickerbocker	Meier

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

Those who voted in the negative were:

Berg Faricy Hanson

The bill was passed and its title agreed to.

H. F. No. 1293 was reported to the House.

Beauchamp moved to amend H. F. No. 1293 as follows:

Page 3, after line 15, insert the following new section:

"Sec. 5. [APPROPRIATION.] There is appropriated from the general fund to the board of education for the purposes of this act, \$120,000 for the fiscal year ending July 1, 1976 and \$120,000 for the fiscal year ending July 1, 1977."

The motion prevailed and the amendment was adopted.

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.

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 0, as follows:

Those who voted in the affirmative were:

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

Mann	Nelsen	Philbrook	Searle	Stanton
McCarron	Nelson	Pleasant	Setzepfandt	Suss
McCauley	Niehaus	Prahl	Sherwood	Swanson
McCollar	Norton	Reding	Sieben, H.	Ulland
McEachern	Novak	St. Onge	Sieben, M.	Vento
Meier	Osthoff	Samuelson	Sieloff	Wenstrom
Menning	Parish	Sarna	Simoneau	Wenzel
Metzen	Patton	Savelkoul	Skoglund	White
Moe	Pehler	Schreiber	Smith	Zubay
Munger	Peterson	Schulz	Smogard	Speaker Sabo
Neisen	Petraseso	Schumacher	Spanish	

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

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

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

The bill was passed and its title agreed to.

S. F. No. 867, A bill for an act relating to state employees; authorizing training, development and compensation of state personnel designated as managerial; amending Minnesota Statutes 1974, Section 15.56, Subdivision 3; and Chapter 43, 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 124, and nays 4, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albrecht	Niehaus	Searle	Wieser
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The bill was passed and its title agreed to.

H. F. No. 1137 was reported to the House.

Pleasant moved to amend H. F. No. 1137, as follows:

Page 7, line 25, delete "80" and insert "90".

Page 7, line 29, delete "60" and insert "80".

Page 8, line 1, delete "40" and insert "70".

Page 8, line 4, after "fifth" insert "to tenth".

Page 8, line 5, delete "20" and insert "40".

Page 8, line 8, delete "sixth" and insert "tenth".

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

Adams, S., moved to amend H. F. No. 1137, as follows:

Page 6, line 30, strike the figure "\$45,000,000" and insert the figure "\$35,000,000".

Page 7, strike lines 6 through 32.

Page 8, strike lines 1 through 9.

Page 8, line 10, strike "(b)" and insert "(a)".

Page 8, strike lines 23 and 24.

Page 8, line 25, strike "(d)" and insert "(b)"; and strike the figure "\$10,000,000" and insert the figure "\$29,850,000".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 45, and nays 70, as follows:

Those who voted in the affirmative were:

Adams, L.	Eckstein	Heinitz	Langseth	Savelkoul
Adams, S.	Erickson	Hokanson	Luther	Schreiber
Albrecht	Esau	Jude	McCauley	Searle
Biersdorf	Evans	Kaley	McEachern	Sieloff
Braun	Ewald	Kelly, R.	Neisen	Smith
Carlson, A.	Fjoslien	Kempe, R.	Nelsen	Ulland
Clawson	Forsythe	Knickerbocker	Niehaus	Wenzel
Dean	Friedrich	Kvam	Peterson	Wieser
DeGroat	George	Laidig	Pleasant	Zubay

Those who voted in the negative were:

Anderson, G.	Dahl	Kempe, A.	Osthoff	Sieben, M.
Anderson, I.	Dieterich	Ketola	Parish	Simoneau
Arlandson	Doty	Knoll	Patton	Skoglund
Beauchamp	Eken	Kroening	Pehler	Smogard
Begich	Enebo	Lindstrom	Petrateso	Stanton
Berg	Faricy	McCarron	Philbrook	Suss
Berglin	Fugina	McCollar	Prahl	Swanson
Birnstihl	Hanson	Meier	Reding	Tomlinson
Byrne	Jaros	Menning	St. Onge	Vanasek
Carlson, L.	Jensen	Moe	Samuelson	Vento
Carlson, R.	Johnson, C.	Munger	Sarna	Wenstrom
Cassery	Kahn	Nelson	Schumacher	White
Clark	Kalis	Norton	Setzepfandt	Williamson
Corbid	Kelly, W.	Novak	Sieben, H.	Speaker Sabo

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

Nelsen moved to amend H. F. No. 1137, as follows:

Page 9, following line 5, insert:

"Not less than 50 percent of the total funds disbursed by the agency in the form of rehabilitation grants or loans, construction or purchase loans, or housing assistance subsidies, shall be expended in connection with the rehabilitation, construction, purchase or subsidy of property located outside of the seven county metropolitan area as defined in Laws 1975, Chapter 13, Section 1, Subdivision 2."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 40, and nays 73, as follows:

Those who voted in the affirmative were:

Albrecht	Eckstein	Kalis	McEachern	Searle
Biersdorf	Erickson	Kelly, W.	Meier	Setzepfandt
Braun	Esau	Ketola	Menning	Sherwood
Carlson, R.	Evans	Kvam	Nelsen	Smith
Clawson	Fjoslien	Laidig	Niehaus	Ulland
Corbid	Friedrich	Langseth	Peterson	Wenzel
DeGroat	Johnson, C.	Lemke	Savelkoul	Wieser
Doty	Kaley	McCauley	Schulz	Zubay

Those who voted in the negative were:

Abeln	Dean	Knickerbocker	Parish	Simoneau
Adams, L.	Enebo	Knoll	Patton	Skoglund
Anderson, G.	Faricy	Kroening	Pehler	Smogard
Anderson, I.	Fudro	Lindstrom	Petraleso	Stanton
Arlandson	Fugina	Luther	Philbrook	Suss
Beauchamp	George	Mangan	Pleasant	Swanson
Begich	Hanson	Mann	Prahl	Tomlinson
Berg	Hokanson	McCarron	Reding	Vanasek
Berglin	Jensen	McCollar	St. Onge	Vento
Birnstihl	Johnson, D.	Metzen	Samuelson	Wenstrom
Byrne	Jude	Moe	Sarna	White
Carlson, A.	Kahn	Munger	Schumacher	Williamson
Carlson, L.	Kelly, R.	Neisen	Sieben, H.	Speaker Sabo
Casserly	Kempe, A.	Novak	Sieben, M.	
Clark	Kempe, R.	Osthoff	Sieloff	

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

Brinkman and Sarna were excused for the remainder of today's session.

CALL OF THE HOUSE

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

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

Anderson, I., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Savelkoul moved to amend H. F. No. 1137, as follows:

Page 9, after line 9, add a new section to read:

"Sec. 11. The effective interest rate of any loan provided by the housing finance agency shall not exceed 8 per cent per annum."

Renumber the remaining section.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 27, and nays 84, as follows:

Those who voted in the affirmative were:

Adams, S.	Esau	Kvam	Peterson	Ulland
Albrecht	Evans	Laidig	Pleasant	Wenzel
Biersdorf	Ewald	McCauley	Savelkoul	Zubay
Carlson, A.	Fjoslien	Neisen	Schreiber	
DeGroat	Friedrich	Nelsen	Schulz	
Erickson	Kaley	Niehaus	Searle	

Those who voted in the negative were:

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

Carlson, L.	Heinitz	Luther	Parish	Skoglund
Carlson, R.	Hokanson	Mangan	Patton	Smogard
Casserly	Jacobs	Mann	Pehler	Spanish
Clark	Jaros	McCarron	Petrafeso	Stanton
Clawson	Jensen	McCollar	Philbrook	Suss
Corbid	Johnson, D.	McEachern	Prahl	Swanson
Dahl	Jude	Meier	Reding	Tomlinson
Dean	Kahn	Menning	St. Onge	Vanasek
Dieterich	Kelly, W.	Metzen	Samuelson	Vento
Doty	Ketola	Moe	Schumacher	Wenstrom
Eckstein	Knoll	Munger	Setzepfandt	White
Eken	Kostohryz	Nelson	Sieben, H.	Wieser
Enebo	Kroening	Norton	Sieben, M.	Williamson
Fugina	Langseth	Novak	Sieloff	Speaker Sabo
George	Lemke	Osthoff	Simoneau	

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

H. F. No. 1137, A bill for an act relating to housing; increasing range of eligibility for assistance from housing finance agency; providing for revolving loan funds and direct subsidies; appropriating money; amending Minnesota Statutes 1974, Sections 462A.03, Subdivision 13; 462A.05, Subdivisions 2 and 14; 462A.07, by adding a subdivision; 462A.19, Subdivision 1; 462A.21, by adding subdivisions; and 462A.22, Subdivision 9.

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 106, and nays 24, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams, S.	Albrecht	Braun	Erickson	Esau
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Evans
Fjoslien
Forsythe
Friedrich

Heinitz
Kaley
Kalis
Knickerbocker

Kvam
McCauley
Meier
Nelsen

Niehaus
Peterson
Savelkoul
Schreiber

Searle
Setzepfandt
Zubay

The bill was passed and its title agreed to.

UNANIMOUS CONSENT

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

SUSPENSION OF RULES

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

H. F. No. 1810 was reported to the House.

Norton moved to amend H. F. No. 1810, as follows:

Page 1, line 24, strike "\$10,000,000" and insert "\$10,500,000".

The motion prevailed and the amendment was adopted.

H. F. No. 1810, A bill for an act relating to public improvements; authorizing issuance of state building bonds for construction and equipping of a law school building at the university of Minnesota for the construction or alteration of school buildings related to desegregation and for the acquisition and preparation of land for the expansion of metropolitan community college; creating the vocational-technical building fund and authorizing the issuance of state bonds to provide money for appropriation therefrom for grants to school districts for the acquisition and betterment of public land, buildings, and capital improvements needed for the area vocational-technical education program; appropriating money from the general fund for payment of the bonds; providing for the acquisition of certain property by St. Cloud state college; appropriating money.

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

The question was taken on the passage of the bill.

Anderson, I., moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 82, and nays 46, as follows:

Those who voted in the affirmative were:

Adams, L.	Dieterich	Kempe, A.	Nelson	Smith
Albrecht	Enebo	Kempe, R.	Norton	Smogard
Anderson, L.	Faricy	Knoll	Novak	Spanish
Arlandson	Fjoslien	Kostohryz	Osthoff	Stanton
Beauchamp	Forsythe	Kroening	Parish	Suss
Berg	Fudro	Kvam	Patton	Swanson
Berglin	Graba	Lemke	Pehler	Tomlinson
Birnstihl	Hanson	Lindstrom	Philbrook	Vanasek
Brinkman	Heinitz	Luther	St. Onge	Vento
Carlson, A.	Hokanson	Mangan	Samuelson	Voss
Carlson, L.	Jacobs	Mann	Schumacher	Wenstrom
Carlson, R.	Jensen	McCarron	Searle	White
Casserly	Johnson, D.	McEachern	Sieben, H.	Williamson
Clark	Jude	Menning	Sieben, M.	Speaker Sabo
Corbid	Kahn	Metzen	Sieloff	
Dahl	Kelly, R.	Moe	Simoneau	
Dean	Kelly, W.	Munger	Skoglund	

Those who voted in the negative were:

Abeln	Eckstein	Kaley	Nelsen	Setzepfandt
Adams, S.	Eken	Kalis	Niehaus	Sherwood
Anderson, G.	Erickson	Ketola	Peterson	Ulland
Begich	Esau	Knickerbocker	Petrafeso	Wenzel
Biersdorf	Evans	Laidig	Pleasant	Wieser
Braun	Ewald	Langseth	Prahl	Zubay
Byrne	Friedrich	McCauley	Reding	
Clawson	Fugina	McCollar	Savelkoul	
DeGroat	George	Meier	Schreiber	
Doty	Jaros	Neisen	Schulz	

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

H. F. No. 645 was reported to the House.

Kelly, R., moved to amend H. F. No. 645, as follows:

Page 2, line 12, strike "family planning services,".

Page 2, line 19, strike "family planning,".

Pages 2 and 3, strike Subd. 9. and renumber the remaining subdivisions accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 37, and nays 72, as follows:

Those who voted in the affirmative were:

Albrecht	Doty	Fudro	Kelly, R.	Lemke
Begich	Eckstein	Jacobs	Kempe, A.	Mangan
Birnstihl	Erickson	Jensen	Kempe, R.	McEachern
Braun	Esau	Jude	Ketola	Menning
DeGroat	Evans	Kalis	Kostohryz	Neisen

Niehaus
Osthoff
Patton

Pehler
Peterson
St. Onge

Schulz
Smith
Spanish

Wenzel
White

Wieser

Those who voted in the negative were:

Adams, L.	Clawson	Kaley	Norton	Stanton
Adams, S.	Corbid	Knickerbocker	Novak	Süss
Anderson, G.	Dean	Knoll	Parish	Swanson
Anderson, I.	Dieterich	Kvam	Petrafeso	Tomlinson
Arlandson	Enebo	Laidig	Philbrook	Ulland
Beauchamp	Ewald	Langseth	Pleasant	Vanasek
Berg	Forsythe	Luther	Reding	Vento
Berglin	Fugina	Mann	Samuelson	Voss
Biersdorf	George	McCarron	Schumacher	Wenstrom
Byrne	Graba	McCollar	Setzepfandt	Williamson
Carlson, A.	Heinitz	Meier	Sieben, H.	Zubay
Carlson, L.	Hokanson	Metzen	Sieben, M.	Speaker Sabo
Carlson, R.	Jaros	Moe	Simoneau	
Casserly	Johnson, C.	Munger	Skoglund	
Clark	Kahn	Nelson	Smogard	

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

Wenzel moved to amend H. F. No. 645, as follows:

Page 3, line 11, after "performance" insert a comma.

Further on line 11 after "or" insert "make referrals for".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment.

Ulland moved that those not voting be excused from voting.
The motion prevailed.

The roll being called, there were yeas 59, and nays 40, as follows:

Those who voted in the affirmative were:

Adams, L.	Faricy	Knoll	McEachern	Schulz
Albrecht	Fjoslien	Kostohryz	Menning	Schumacher
Begich	Forsythe	Kroening	Neisen	Setzepfandt
Biersdorf	Graba	Laidig	Nelsen	Sherwood
Birnsthil	Jacobs	Langseth	Niehaus	Sieloff
Braun	Jensen	Lemke	Patton	Spanish
Dahl	Johnson, C.	Lindstrom	Pehler	Vento
DeGroat	Jude	Luther	Peterson	Wenzel
Doty	Kelly, R.	Mangan	Philbrook	White
Eckstein	Kempe, A.	Mann	Prahl	Wieser
Erickson	Kempe, R.	McCauley	St. Onge	Zubay
Esau	Ketola	McCollar	Schreiber	

Those who voted in the negative were:

Adams, S.	Clark	George	Moe	Searle
Berg	Clawson	Heinitz	Munger	Simoneau
Berglin	Dean	Hokanson	Nelson	Skoglund
Byrne	Dieterich	Jaros	Novak	Swanson
Carlson, A.	Enebo	Kahn	Parish	Tomlinson
Carlson, L.	Ewald	Knickerbocker	Petrafero	Ulland
Carlson, R.	Fudro	McCarron	Reding	Williamson
Casserly	Fugina	Meier	Samuelson	Speaker Sabo

The motion prevailed and the amendment was adopted.

White moved to amend H. F. No. 645, as follows:

Page 3, line 8, after "and" and before "contraceptive" insert "not to include".

Further in line 8, after "devices" and before the period, insert "to persons under the age of 17, without parental consent or guardian consent, excluding emancipated minors".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 35, and nays 83, as follows:

Those who voted in the affirmative were:

Albrecht	Erickson	Jude	Menning	Schulz
Begich	Esau	Kempe, A.	Nelsen	Schumacher
Birnstihl	Evans	Kempe, R.	Niehaus	Sherwood
Braun	Fjoslien	Ketola	Patton	Spanish
DeGroat	Fudro	Mann	Pehler	Wenzel
Doty	Jensen	McCauley	Peterson	White
Eckstein	Johnson, C.	McEachern	St. Onge	Wieser

Those who voted in the negative were:

Abeln	Corbid	Kelly, R.	Nelson	Simoneau
Adams, L.	Dean	Knickerbocker	Norton	Skoglund
Adams, S.	Dieterich	Kostohryz	Novak	Smith
Anderson, G.	Enebo	Kvam	Osthoff	Smogard
Anderson, I.	Ewald	Laidig	Parish	Stanton
Arlandson	Faricy	Langseth	Petrafero	Suss
Beauchamp	Forsythe	Lemke	Philbrook	Swanson
Berg	Friedrich	Lindstrom	Pleasant	Tomlinson
Berglin	Fugina	Luther	Prahl	Ulland
Biersdorf	George	Mangan	Reding	Vento
Byrne	Graba	McCarron	Samuelson	Voss
Carlson, A.	Heinitz	McCollar	Savelkoul	Wenstrom
Carlson, L.	Hokanson	Meier	Searle	Williamson
Carlson, R.	Jaros	Metzen	Setzepfandt	Zubay
Casserly	Kahn	Moe	Sieben, H.	Speaker Sabo
Clark	Kaley	Munger	Sieben, M.	
Clawson	Kalis	Neisen	Sieloff	

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

H. F. No. 645, A bill for an act relating to health; authorizing a state subsidy to local units of government for providing community health services; prescribing the powers of the state board of health; appropriating money.

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 108, and nays 18, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albrecht	Erickson	Kalis	Menning	White
Begich	Esau	Kelly, R.	Niehaus	Zubay
Birnstihl	Forsythe	Kempe, R.	Schulz	
Braun	Kaley	McCauley	Spanish	

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

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 638:

Sieben, H.; Biersdorf and Reding.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 533:

St. Onge, Samuelson and Anderson, I.

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. 1215, A bill for an act relating to intoxicating liquor; filing of wholesale price schedules; amending Minnesota Statutes 1974, Section 340.983.

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

The bill was passed and its title agreed to.

S. F. No. 1353, A bill for an act relating to elections; providing certain precinct caucus requirements; amending Laws 1975, Chapter 5, Sections 5, Subdivisions 1 and 3; 6, Subdivision 1; and 9, 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 128, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 583, A bill for an act relating to towns; providing for optional forms of town government and authorizing the combination of certain offices in certain towns; amending Minnesota Statutes 1974, Sections 366.01, Subdivision 1; and 367.03, 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 127, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 803, A bill for an act relating to Chisago county; authorizing the expenditure of funds for certain purposes.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Menning

The bill was passed and its title agreed to.

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders until Saturday, May 17, 1975, immediately following the Calendar. The motion prevailed.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 11:00 a.m., Saturday, May 17, 1975. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed and the Speaker declared the House adjourned until 11:00 a.m., Saturday, May 17, 1975.

EDWARD A. BURDICK, Chief Clerk, House of Representatives