

STATE OF MINNESOTA

SIXTY-NINTH SESSION - 1976

SEVENTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, FEBRUARY 26, 1976

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

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Corbid; Eken; Jaros; Kelly, W.; Langseth; Spanish and Stanton were excused.

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1929, 1953, 1959, 2083, 2197, 2326, 608, 1827, 1878, 1885, 1932, 2011, 2331, 108, 1382, 1677, 1892, 1996, 2039, 2188 and 1462 and S. F. Nos. 674, 1866, 1901, 1973, 1974, 2034, 1635, 1868, 2068, 1763, 1764, 2030, 357, 995, 1740, 1796 and 1841 have been placed in the members' files.

S. F. No. 995 and H. F. No. 903, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except H. F. No. 903, page 2, line 31, reads "*plants, persons, and animals and their inter-relationships.*" whereas, S. F. No. 995, page 2, line 31, reads "*plants, man, and animals and their inter-relationships.*".

SUSPENSION OF RULES

Schulz moved that the rules be so far suspended that S. F. No. 995 be substituted for H. F. No. 903 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1816 and H. F. No. 1878, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1878, page 1, line 22 reads: "(JANUARY) *September 1* (, 1975) and December 31 (, 1975) *in any*". Whereas S. F. No. 1816, page 1, line 22 reads in part: "January 1 (, 1975) and December 31 (, 1975) *in any*".

SUSPENSION OF RULES

Braun moved that the rules be so far suspended that S. F. No. 1816 be substituted for H. F. No. 1878, and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2034 and H. F. No. 2083, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Biersdorf moved that S. F. No. 2034 be substituted for H. F. No. 2083 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Mann from the Committee on Agriculture to which was referred:

H. F. No. 2044, A bill for an act relating to cooperative associations; providing for changes in the electing of directors; amending Minnesota Statutes 1974, Sections 308.09, Subdivision 1; and 308.11.

Reported the same back with the following amendments:

Page 2, line 27, after the period insert "*If any member of an association is a family farm corporation within the meaning of section 500.24, subdivision 1 (c), or an authorized farm corporation within the meaning of section 500.24, subdivision 1 (d), the member may elect or appoint any one stockholder of such corporation residing on or actively operating the farm who shall be eligible for election to the board of directors.*".

Page 2, line 28, after "person" insert "*, family farm corporation, or an authorized farm corporation,*".

Page 2, line 30, after "or" and before "more" insert "*, in the case of associations wholly constituted of other cooperative associations, one or*".

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

The report was adopted.

Mann from the Committee on Agriculture to which was referred:

H. F. No. 2079, A bill for an act relating to agriculture; changing the duty of the commissioner of agriculture in establishing standards, grades, and price differentials for milk and cream from mandatory to permissive; amending Minnesota Statutes 1974, Section 32.401, Subdivision 1.

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

The report was adopted.

Mann from the Committee on Agriculture to which was referred:

H. F. No. 2105, A bill for an act relating to county agricultural societies; authorizing the renewal of the period of corporate existence of certain agricultural societies whose period of duration has expired; validating acts done and contracts made subsequent to the expiration of the corporate existence.

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

The report was adopted.

Fugina from the Committee on Higher Education to which was referred:

H. F. No. 2094, A bill for an act proposing an amendment to the Minnesota Constitution, Article XIII, Section 3; allowing the status of the University of Minnesota to be provided by law.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

H. F. No. 424, A bill for an act relating to tort liability of cities, counties, towns, public authorities, certain public corporations, school districts and political subdivisions of the state; amending Minnesota Statutes 1974, Section 466.05, Subdivision 1.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

H. F. No. 2022, A bill for an act relating to real property; title registration; providing for the issuance of duplicate certificates of title to replace lost or destroyed duplicate certificates; prescribing fees of the registrar; amending Minnesota Statutes 1974, Sections 508.44 and 508.82.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

H. F. No. 2169, A bill for an act relating to torts; defining the state's liability for torts.

Reported the same back with the following amendments:

Page 1, after line 4, insert new sections to read:

"Section 1. [TORT LIABILITY.] Subdivision 1. Except as otherwise provided, the state is subject to liability for its torts and those of its employees acting within the scope of their employment.

Subd. 2. This act applies to claims arising from events occurring after July 31, 1976.

Sec. 2. [DEFINITIONS.] Subdivision 1. "Employee" means every officer, employee or servant, whether elected, appointed or otherwise and whether or not compensated or part-time, who is authorized to perform any act or service; provided, however, that the term does not include an independent contractor.

Subd. 2. "Scope of Employment" means that the employee was acting on behalf of the state in the performance of duties or tasks lawfully assigned to him by competent authority. An employee shall not be considered to be acting within his "scope of employment" in the event of malfeasance in office or willful or wanton neglect of duty.

Subd. 3. "State" means all departments, boards, offices, agencies and commissions within the executive branch of state government financed in whole or in part with monies appropriated by the legislature and includes but is not limited to the university of Minnesota, state universities and community colleges. The term does not include municipalities as defined in section 466.01, subdivision 1."

Page 2, line 2, after "animal" insert "in its natural state".

Page 2, after line 2, insert a new clause to read:

"(f) Any claim based on the condition of unimproved real property owned by the state. For purposes of this subdivision, unimproved real property means land which the state has not improved and has no statutory duty to improve or make safe and appurtenances, fixtures and attachments to land which the state has neither affixed nor improved. The clearing of land, removal of refuse and creation of trails or paths without artificial surfaces shall not be considered improvements to real property."

Renumber the remaining clause.

Page 2, line 5, after "The" insert "total" and after "state" insert "and its employees acting within the scope of their employment".

Page 2, line 25, after "person" insert "whether plaintiff, defendant or third party plaintiff or defendant," and after "state" insert "or its employee acting within the scope of his employment".

Page 2, line 27, after "state" insert "and any state employee from whom the claimant will seek damages".

Page 2, line 27, delete "60" and insert "180".

Page 2, line 29, after "thereof," insert "the names of any state employees known to be involved".

Page 3, line 14, delete "officer,".

Page 3, line 14, delete "or agent".

Page 3, line 16, delete "officer,".

Page 3, line 16, delete "or agent".

Page 3, after line 27, insert new sections to read:

"Sec. 5. [LIABILITY INSURANCE.] The state may procure insurance against liability of the state and its employees for damages resulting from its torts and those of its employees; including torts specified in section 3 for which the state is immune from liability; and the insurance may provide protection in excess of the limit of liability imposed by section 3. Any independent board or commission of the state having authority to disburse funds for a particular function without approval of the state may procure liability insurance with respect to the field of its operation. The procurement of such insurance constitutes a waiver of the defense of governmental immunity to the extent of the liability stated in the policy but has no effect on the liability of the state and its employees beyond the coverage so provided.

Sec. 6. [INDEMNIFICATION.] The state shall defend, save harmless, and indemnify any state employee against any tort claim or demand, whether groundless or otherwise, arising out of an alleged act or omission if the employee provides complete disclosure and cooperation in the defense of the claim or demand and if, except for elected employees, the employee's appointing authority certifies that the employee was acting within the scope of his employment as defined in section 2. Any independent board or commission of the state having authority to disburse funds for a particular function without approval of the state may similarly defend, save harmless, and indemnify its employees against tort claims or demands."

Page 3, line 28, delete "attorney general" and insert "state".

Page 3, line 31, delete "attorney general" and insert "state".

Page 4, line 11, after "state" insert "or its employees acting within the scope of their employment".

Page 4, line 12, after "years" insert "of the happening of the event. Provided, however, that no action may be maintained unless the notice requirements of section 3 have been met".

Page 4, line 14, after "state" insert "or its employees acting within the scope of their employment".

Page 4, line 14, after "general" insert "and any employee named as a defendant. The time within which to serve an answer upon the plaintiff shall be 40 days from the date of such service".

Page 4, line 15, delete "and" and insert a period.

Page 4, delete lines 16 and 17.

Renumber the sections in sequence.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 2044, 2079, 2105, 424 and 2022 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 995, 1816 and 2034 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Patton, Kalis, Petrafeso, Schreiber and Norton introduced:

H. F. No. 2415, A bill for an act relating to highways; appropriating money to the highway department study commission.

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

Haugerud, Norton, Voss and Searle introduced:

H. F. No. 2416, A bill for an act relating to historic sites; establishing a state interpretive center system consisting of sites throughout the state which are of interest for their historic or environmental significance.

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

Skoglund, Munger, Forsythe, Hanson and Metzen introduced:

H. F. No. 2417, A bill for an act relating to waste control; appropriating money for certain demonstration projects on the proper disposal of motor vehicle waste, abandoned motor vehicles and other scrap metal.

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

Beauchamp, Graba, Samuelson, Swanson and Schumacher introduced:

H. F. No. 2418, A bill for an act relating to welfare; providing transportation aids to certain deaf or blind students; amending Minnesota Statutes 1974, Section 248.02.

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

Zubay, Peterson, Albrecht, Nelson and McCauley introduced:

H. F. No. 2419, A bill for an act relating to labor and industry; appropriating money for enforcement of fair labor standards.

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

Moe; Knoll; Carlson, A.; McCarron and Nelson introduced:

H. F. No. 2420, A bill for an act relating to the administration of criminal justice; transferring primary investigatory jurisdiction in correctional institutions to the bureau of criminal apprehension; providing that the attorney general shall prosecute all criminal offenses arising on the premises of correctional institutions; amending Minnesota Statutes 1974, Sections 8.01; 299C.03; 387.03; and 388.05.

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

Jensen, Simoneau, Suss, Clark and Kempe, R., introduced:

H. F. No. 2421, A bill for an act relating to education; teachers' contracts; providing a probationary period for superintendents and a limitation on continuing contracts for superintendents; amending Minnesota Statutes 1974, Section 125.12, Subdivision 3; and Minnesota Statutes, 1975 Supplement, Section 125.12, Subdivision 4.

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

Nelson, Rice and Berglin introduced:

H. F. No. 2422, A bill for an act relating to special school district No. 1 of the city of Minneapolis; providing for the election of certain members of the school board according to districts; amending Laws 1959, Chapter 462, Section 3, Subdivision 1, as amended.

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

Johnson, C.; Albrecht; Setzepfandt; Kvam and Berg introduced:

H. F. No. 2423, A bill for an act relating to education; state aids; authorizing transportation aid for pupils of adjacent districts in a joint educational program; amending Minnesota Statutes, 1975 Supplement, Section 124.223.

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

Smith, Samuelson and Anderson, I., introduced:

H. F. No. 2424, A bill for an act relating to game and fish; migratory waterfowl hunting hours; amending Minnesota Statutes 1974, Section 100.27, by adding a subdivision.

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

Friedrich, Kaley, Lemke, Zubay and Munger introduced:

H. F. No. 2425, A bill for an act relating to natural resources; authorizing the designation of the Zumbro river as a canoe and boating route; amending Minnesota Statutes 1974, Section 85.32, Subdivision 1.

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

Suss, Prahl, Abeln, Norton and Kempe, A., introduced:

H. F. No. 2426, A bill for an act relating to financial institutions; permitting the establishment and operation of electronic funds transfer facilities; permitting the operation of point-of-sale terminals by financial institutions and other persons; prescribing the powers and duties of the commissioner of banks in relation to funds transfer facilities; protecting the privacy and security of customers of financial institutions who use electronic funds transfer facilities; prescribing penalties.

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

St. Onge, Prahl, George, McCollar and Sieloff introduced:

H. F. No. 2427, A bill for an act relating to automobile insurance; requiring certain disclosures; prohibiting certain rate classifications; amending Minnesota Statutes 1974, Chapter 65B, by adding a section.

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

Knickerbocker and Tomlinson introduced:

H. F. No. 2428, A bill for an act relating to elections; providing for the maintenance of voter registration files; amending Minnesota Statutes 1974, Section 201.081, Subdivisions 2 and 3.

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

Suss, Beauchamp, Patton, Setzepfandt and Parish introduced:

H. F. No. 2429, A bill for an act relating to retirement; including employees of soil and water conservation districts in membership in the public employees retirement association; amending Minnesota Statutes, 1975 Supplement, Section 353.01, Subdivision 6; and Minnesota Statutes 1974, Chapter 353, by adding a section.

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

Pleasant, Savelkoul, Kvam, Adams, L., and Heinitz introduced:

H. F. No. 2430, A bill for an act relating to unemployment compensation; providing for an eight week disqualification period for involuntary termination; providing for complete disqualification for fraud or misrepresentation in application for or receipt of benefits; providing for a mandatory review after receipt of 13 weeks of benefits; amending Minnesota Statutes 1974, Chapter 268, by adding a section; Minnesota Statutes, 1975 Supplement, Section 268.09, Subdivision 1.

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

Johnson, C.; Haugerud; Wieser; Menning and Evans introduced:

H. F. No. 2431, bill for an act relating to unemployment compensation; providing that an individual who has voluntarily left or indefinitely separated from employment with a school and is hired for the next school year by another school may not collect benefits during the period between successive school years; amending Minnesota Statutes, 1975 Supplement, Section 268.08, Subdivision 5.

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

Kostohryz; Fugina; Carlson, R.; Kroening and McCarron introduced:

H. F. No. 2432, A bill for an act relating to state government; requiring a public employer who employs a member of a state board, committee, council, commission, authority or task force to be reimbursed for expenses incurred in releasing the employee for such service; amending Minnesota Statutes 1974, Chapter 15, by adding a section.

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

Knoll; Clark; Carlson, A.; Rice and Fudro introduced:

H. F. No. 2433, A bill for an act relating to retirement; purchase of military service credit in the teachers retirement fund; amending Minnesota Statutes 1974, Section 354.53, Subdivision 3; and Minnesota Statutes, 1975 Supplement, Section 354.53, Subdivision 1.

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

Patton, Moe, Parish, Enebo and Sabo introduced:

H. F. No. 2434, A bill for an act relating to retirement; distribution of state aid to policemen's relief associations; amending Minnesota Statutes 1974, Sections 69.011, Subdivisions 1, 2, and 4; 69.021, Subdivisions 5, 6, and 7; and 69.031, Subdivision 5.

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

Begich introduced:

H. F. No. 2435, A bill for an act directing the sale of a certain parcel of tax forfeited land in St. Louis county.

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

Evans, Setzepfandt, Mann, Albrecht and Wigley introduced:

H. F. No. 2436, A bill for an act relating to unemployment compensation; prohibiting interns 22 years of age or older from receiving unemployment compensation benefits; amending Minnesota Statutes, 1975 Supplement, Section 268.04, Subdivision 12.

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

McCauley, Novak, Heinitz, Clark and Niehaus introduced:

H. F. No. 2437, A bill for an act relating to the licensing of hotels, resorts and restaurants; exempting hotels, resorts, restaurants, and similar establishments from regulation by the state board of health in cities of the first and second class; amending Minnesota Statutes 1974, Chapter 157, by adding a section.

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

Carlson, R.; Sherwood; Esau and Nelson introduced:

H. F. No. 2438, A bill for an act relating to intoxicating liquors; requiring a health warning on all advertisements for and containers of intoxicating liquors and fermented malt beverages; amending Minnesota Statutes 1974, Section 340.46; and Chapter 340, by adding a section.

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

St. Onge introduced:

H. F. No. 2439, A bill for an act relating to education; authorizing the withholding of copies of official transcripts when students have outstanding financial obligations; amending Minnesota Statutes 1974, Chapter 136, by adding a section.

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

Eken and St. Onge introduced:

H. F. No. 2440, A bill for an act relating to the administration of justice; authorizing judicially imposed fees for county law libraries; amending Minnesota Statutes 1974, Sections 140.26; 140.30; 140.31; and Chapter 140, by adding a section.

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

Ketola, Knoll and Sieloff introduced:

H. F. No. 2441, A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted and obsolete references and text; reenacting certain laws inadvertently repealed; eliminating certain duplicious and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1974, Chapter 359, by adding a section; Sections 9.031, Subdivision 3; 15.50, Subdivision 2; 16.02, Subdivision 14; 16.13; 16.872, Subdivision 2; 16A.125, Subdivision 6; 30.464, Subdivision 1; 30.467; 30.469; 38.02, Subdivision 2; 43.07, Subdivision 1; 72A.25, Subdivision 3; 86.41; 110.53; 116F.08; 121.85; 121.86; 121.88; 123.32, Subdivision 7; 144.01; 144.63, Subdivision 2; 144.952, Subdivision 1; 151.02; 155.04; 156.11; 176.471, Subdivision 3; 205.10, as amended; 216.25; 239.46; 246.02, Subdivision 4; 248.07, Subdivision 4; 253A.02, Subdivision 18; 256.863; 256.935, Subdivision 1; 256D.21; 268.10, Subdivision 8; 270.10, Subdivision 1; 271.10, Subdivision 2; 275.127; 291.33, Subdivision 1; 298.281, Subdivision 5; 306.38, Subdivision 2; 309.52, Subdivision 1a; 319A.11, Subdivision 2; 341.05, Subdivision 2; 341.06; 341.07; 341.08; 341.09, Subdivisions 2 and 3; 341.12; 341.13; 341.15; 345.38, Subdivision 1; 355.80; 363.10; 366.10; 368.01, Subdivision 25; 375A.09, Subdivision 4; 414.07, Subdivision 2; 414.08; 430.031, Subdivision 4; 462A.04, Subdivision 1; 472.03, Subdivision 2; 481.15, Subdivision 2; 487.03, Subdivision 2; 490.12, Subdivision 5; 490.16, Subdivision 6; 532.38; 546.09; 546.10; 562.04; 617.41; Minnesota Statutes, 1975 Supplement, Sections 15.162, Subdivision 1; 15.163, Subdivision 2; 15.166, Subdivisions 1 and 2; 15.167; 43.12, Subdivision 23; 43.43, Subdivision 2; 82.18; 116A.01, Subdivision 1a; 116A.20, Subdivision 1; 116A.24, Sub-

division 1; 121.87, Subdivision 1; 123.36, Subdivision 10; 124.03, Subdivision 1; 124.212, Subdivision 8a; 127.25, Subdivision 3; 136A.233, Subdivision 1; 144.53; 147.01; 148.03; 148.181, Subdivision 1; 148.52; 148.67; 150A.02, Subdivision 1; 153.02; 154.22; 156.01, Subdivision 1; 210A.09; 273.138, Subdivision 3; 298.281, Subdivision 1; 325.942, Subdivision 1; 326.04; 326.17; 326.241, Subdivision 1; 326.541; 341.01; 341.04; 341.05, Subdivision 1; 341.10; 341.11; 354A.12; 386.63, Subdivision 1; 473.204, Subdivision 2; 473.823, Subdivision 4; 488A.01, Subdivision 5; 500.24, Subdivision 2; 501.81, Subdivision 3; Laws 1975, Chapter 271, Section 3; reenacting Laws 1969, Chapters 1123, as amended; 1126, Section 2, as amended; and 1137, as amended; repealing Minnesota Statutes 1974, Sections 15A.081, Subdivision 1a; 123.31, as amended; 239.45; and 366.182; Laws 1975, Chapters 46; Section 11; 162, Section 28; and 342, Section 1; Laws 1976, Chapter 2, Section 152.

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

Ketola, Knoll and Sieloff introduced:

H. F. No. 2442, A bill for an act relating to Minnesota Statutes; restoring certain erroneously omitted language; amending Laws 1975, Chapter 347, Section 3.

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

Lindstrom, Parish, Ketola, Carlson, L., and Evans introduced:

H. F. No. 2443, A bill for an act relating to estates; clarifies aspects of the law concerning administration of estates; harmonizes relevant registered land law with probate code; modifies document verification requirements; changes notice requirements; eliminates de novo appeals from probate court; authorizes the probate court to waive inheritance tax liens in supervised administrations; eliminates notice to attorney general for certain charitable devises; amending Minnesota Statutes 1974, Sections 524.1-310; 524.3-505; 524.3-1003; 524.3-1007; 524.3-1201; 525.72; amending Minnesota Statutes, 1975 Supplement, Sections 501.79, Subdivision 2; 508.68; 524.1-401; 524.3-301; 524.3-306; 524.3-310; 524.3-403; 524.3-603; 524.3-715; 524.3-801; 524.3-803; 524.3-806; 524.3-1204; 524.4-204; and 525.31.

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

Lindstrom; Anderson, I.; Haugerud; Vanasek and Kvam introduced:

H. F. No. 2444, A bill for an act relating to highway traffic regulations; driving under the influence of drugs or alcoholic beverages; providing for the revocation of a driver's license or permit by the commissioner of public safety upon receipt of chemical test that person's blood contains .10 percent or more by weight of alcohol; providing procedural safeguards; prescribing penalties; and appropriating money; amending Minnesota Statutes 1974, Chapter 169, by adding a section.

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

Petrafeso and Arlandson introduced:

H. F. No. 2445, A bill for an act relating to courts; abolishing the clerk fee in Hennepin county municipal court for a tag; amending Minnesota Statutes 1974, Section 488A.03, Subdivision 1.

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

Skoglund, Simoneau, Metzen, Hanson and Suss introduced:

H. F. No. 2446, A bill for an act relating to commerce; consumer services; providing for investigation of accusations against attorneys.

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

Prahl, Vento, Tomlinson, Fugina and DeGroat introduced:

H. F. No. 2447, A bill for an act relating to real estate; limiting assertion of interests in tax forfeited real estate.

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

Sieloff introduced:

H. F. No. 2448, A bill for an act relating to real property; service of notice upon record title owners in tax sales and mortgage foreclosures; amending Minnesota Statutes 1974, Sections 281.23, Subdivision 5; and 580.03.

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

Prahl, Enebo, Norton, Moe and Casserly introduced:

H. F. No. 2449, A bill for an act relating to private pensions; prohibiting the use of pension funds for certain purposes; providing civil liability for violation; and voiding clauses in pension plans authorizing such prohibited uses.

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

Schreiber, Suss, Sabo, Voss and McCarron introduced:

H. F. No. 2450, A bill for an act relating to metropolitan government; permitting loans from the metropolitan council to purchase highway right-of-ways; providing an appropriation; amending Minnesota Statutes 1974, Chapter 473, by adding a section.

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

Berglin, Casserly, Clark, McEachern and Pleasant introduced:

H. F. No. 2451, A bill for an act relating to public indebtedness; imposing conditions for the issuance of certain obligations; requiring notice be published in certain publications; amending Minnesota Statutes 1974, Section 475.60, Subdivision 1.

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

Arlandson and Petrafeso introduced:

H. F. No. 2452, bill for an act relating to state government; providing for the taking of a special city census for the determination of state grants.

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

Pehler and Patton introduced:

H. F. No. 2453, A bill for an act relating to the city of St. Cloud; providing for the establishment of a housing and community development agency; modifying the powers of the housing and redevelopment authority therein; granting powers and duties to the housing finance agency; providing penalties.

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

Peterson, Mann and Kalis introduced:

H. F. No. 2454, A bill for an act relating to the city of Fairmont; authorizing a solid waste disposal and resource recovery facility; granting the city the powers of a county under Minnesota Statutes 1974, Chapter 400.

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

Heinitz, Pleasant, Swanson, Parish and Schreiber introduced:

H. F. No. 2455, A bill for an act relating to the city of Minneapolis; providing that the Hennepin county assessor assume the powers and duties of the city assessor.

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

Munger, Jaros, Doty and Ulland introduced:

H. F. No. 2456, A bill for an act relating to the city of Duluth; authorizing residential property rehabilitation loans.

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

Arlandson; Dieterich; Adams, S.; Casserly and Abeln introduced:

H. F. No. 2457, A bill for an act relating to taxation; providing that certain income tax payments may be designated to be paid to the state arts board; appropriating money; amending Minnesota Statutes 1974, Chapter 290, by adding a section.

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

Kvam, Fudro, Schulz, Vanasek and Brinkman introduced:

H. F. No. 2458, A bill for an act relating to taxation; providing for a deduction from gross income for amounts paid for post secondary school expenses; amending Minnesota Statutes 1974, Section 290.09, by adding a subdivision.

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

Luther, Philbrook, Novak, Sieben, M., and Adams, L., introduced:

H. F. No. 2459, A bill for an act relating to taxation; imposing a property tax on residential leasehold interests; amending Minnesota Statutes 1974, Sections 273.13, by adding a subdivision; 278.01; Chapter 276, by adding a section; and Minnesota Statutes, 1975 Supplement, Sections 274.01; 290A.03, Subdivisions 8 and 13; 290A.04, Subdivision 1; 290A.05; 290A.07, Subdivision 2; 290A.09; 290A.10; and 290A.19.

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

Prahl, Sieloff, Vento, Fugina and DeGroat introduced:

H. F. No. 2460, A bill for an act relating to taxation; providing for the property tax liability of property that loses exempt status; amending Minnesota Statutes 1974, Section 272.02, Subdivision 4.

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

Evans, Jopp, Kalis, Setzepfandt and Anderson, G., introduced:

H. F. No. 2461, A bill for an act relating to motor vehicles; authorizing the issuance of temporary vehicle permits for certain specified purposes; amending Minnesota Statutes 1974, Sections 168.091, Subdivision 1; and 168.092, Subdivision 1.

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

Vento introduced:

H. F. No. 2462, A bill for an act relating to drivers' licenses; providing for the issuance, by the department of public safety, of nonqualification certificates; removing age requirements to qualify; amending Minnesota Statutes 1974, Section 171.07, Subdivision 3.

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

Kvam, Fudro, Nelsen, Wigley and Lemke introduced:

H. F. No. 2463, A bill for an act relating to highway traffic regulations; defining terms; authorizing flashing lights on certain vehicles; authorizing certain vehicles to be equipped with a flashing amber lamp and to display the lighted lamp under certain conditions; amending Minnesota Statutes 1974, Sections 169.01, by adding a subdivision; and 169.64, Subdivision 3, and by adding a subdivision.

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

Savelkoul, Friedrich, Haugerud and Lemke introduced:

H. F. No. 2464, A bill for an act relating to motor vehicle carriers; providing for anti-monopoly licensing procedures; amending Minnesota Statutes 1974, Chapter 221, by adding a section; and Minnesota Statutes, 1975 Supplement, Section 221.296, Subdivision 4.

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

Voss, Patton, Vanasek and Forsythe introduced:

H. F. No. 2465, A bill for an act relating to highway traffic regulation; eye-protective devices for motorcyclists; amending Minnesota Statutes, 1975 Supplement, Section 169.974, Subdivision 4.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

A message from the Senate relating to S. F. No. 733, and an accompanying Conference Committee report, was reported to the House.

Brinkman moved that the message from the Senate relating to S. F. No. 733 be laid over until Monday, March 1, 1976. 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. 1057, A bill for an act relating to education; school districts; Independent School District No. 518; powers and duties; requiring a public hearing and providing for an election before closing a schoolhouse; amending Minnesota Statutes 1974, Section 123.36, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Menning moved that the House refuse to concur in the Senate amendments to H. F. No. 1057, 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. 951, A bill for an act relating to education; state colleges; authorizing the state college board to enter into reciprocity agreements with foreign institutions; amending Minnesota Statutes 1974, Section 136.111, Subdivisions 1 and 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, C., moved that the House concur in the Senate amendments to H. F. No. 951 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 951, A bill for an act relating to education; state universities; authorizing the state university board to enter into reciprocity agreements with educational institutions in other states and foreign countries; amending Minnesota Statutes 1974, Section 136.111, Subdivisions 1 and 2.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 113, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 945, A bill for an act relating to employment services; unemployment compensation; excluding and exempting family farm corporation officers from certain provisions; amending Minnesota Statutes 1974, Section 268.04, Subdivision 12, and by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, C., moved that the House concur in the Senate amendments to H. F. No. 945 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 945, A bill for an act relating to employment services; unemployment compensation; excluding and exempting family farm corporation officers from certain provisions; amending Minnesota Statutes, 1975 Supplement, Section 268.04, Subdivision 12, 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 120, and nays 0, as follows:

Those who voted in the affirmative were:

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

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. 717, A bill for an act relating to optometric education; higher education coordinating commission; providing for a study of the availability of educational opportunities in optometry for Minnesota students.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, C., moved that the House concur in the Senate amendments to H. F. No. 717 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 717, A bill for an act relating to optometric and osteopathic education; higher education coordinating board; providing for a study of the availability of educational opportunities in optometry and osteopathy for Minnesota students.

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 123, and nays 0, as follows:

Those who voted in the affirmative were:

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

S. F. Nos. 1252, 1873 and 1949.

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. 1901.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1252, A bill for an act relating to the blind; providing for vending stands and machines to be operated by the blind on property of state governmental subdivisions; amending Minnesota Statutes 1974, Section 248.07, Subdivision 7.

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

S. F. No. 1873, A bill for an act relating to counties; authorizing counties to levy special assessments for county highway improvements within portions of unorganized townships; amending Minnesota Statutes 1974, Section 429.011, Subdivision 2a.

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

S. F. No. 1949, A bill for an act relating to motor vehicles; authorizing the issuance of special license plates to physically handicapped persons; amending Minnesota Statutes, 1975 Supplement, Section 168.021, Subdivisions 1 and 2.

The bill was read for the first time.

Erickson moved that S. F. No. 1949 and H. F. No. 2103, now on the Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1901, A bill for an act relating to cooperative associations; providing for changes in the electing of directors; amending Minnesota Statutes 1974, Sections 308.09, Subdivision 1; and 308.11.

The bill was read for the first time.

Braun moved that S. F. No. 1901 and H. F. No. 2044, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 13, McCarron reported on the progress of H. F. No. 943, now in Conference Committee.

Pursuant to Joint Rule 13, Clawson reported on the progress of H. F. No. 1199, now in Conference Committee.

Pursuant to Joint Rule 13, Osthoff reported on the progress of S. F. No. 570, now in Conference Committee.

Pursuant to Joint Rule 13, Patton reported on the progress of S. F. No. 919, now in Conference Committee.

Pursuant to Joint Rule 13, Sherwood reported on the progress of S. F. No. 1308, now in Conference Committee.

CONSIDERATION UNDER RULE 1.10

Pursuant to Rule 1.10, Norton requested immediate consideration of H. F. No. 2331.

H. F. No. 2331 was reported to the House.

Savelkoul moved to amend H. F. No. 2331 as follows:

Page 7, line 3, after the period insert: "A portion of the funds appropriated shall be expended by the legislative auditor for purposes of recommending a uniform reporting system and consistent means of administration in other school districts in order to prevent other school districts from engaging in the practice of borrowing funds necessary to meet current operating expenses."

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 42, and nays 71, as follows:

Those who voted in the affirmative were:

Albrecht	Esau	Kaley	Nelsen	Setzepfandt
Biersdorf	Evans	Kalis	Niehaus	Swanson
Braun	Ewald	Kempe, R.	Patton	Ulland
Carlson, A.	Fjoslien	Kvam	Pehler	Wieser
Dean	Forsythe	Laidig	Peterson	Wigley
DeGroat	Friedrich	Mann	Pleasant	Zubay
Doty	Heinitz	McCauley	Savelkoul	
Eckstein	Hokanson	Menning	Schreiber	
Erickson	Jopp	Neisen	Searle	

Those who voted in the negative were:

Abeln	Byrne	Fugina	Kahn	Moe
Adams, L.	Carlson, L.	George	Kelly, R.	Nelson
Anderson, G.	Carlson, R.	Graba	Kempe, A.	Norton
Anderson, I.	Cassery	Hanson	Knoll	Novak
Arlandson	Clark	Haugerud	Kostohryz	Osthoff
Beauchamp	Clawson	Jacobs	Kroening	Parish
Begich	Dahl	Jensen	Lindstrom	Petrafeso
Berg	Dieterich	Johnson, C.	Luther	Philbrook
Berglin	Enebo	Johnson, D.	Mangan	Prahl
Birnsthil	Faricy	Jude	Metzen	Reding

Rice	Sieben, H.	Smith	Vento	Speaker Sabo
St. Onge	Sieben, M.	Smogard	Volk	
Samuelson	Sieloff	Suss	Voss	
Schulz	Simoneau	Tomlinson	Wenzel	
Schumacher	Skoglund	Vanasek	White	

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

Peterson moved to amend H. F. No. 2331 as follows:

Page 7, strike lines 1 through 7 and insert the following:

"Sec. 10. [PAYMENT OF AUDIT] All costs incurred by the legislative auditor in performance of the duties required by this act shall be borne in their entirety by Independent School District No. 625."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment.

Savelkoul moved that those not voting be excused from voting.

The motion did not prevail.

The roll being called, there were yeas 60, and nays 61, as follows:

Those who voted in the affirmative were:

Adams, S.	Esau	Kalis	Neisen	Setzepfandt
Albrecht	Evans	Kempe, R.	Nelsen	Sherwood
Anderson, G.	Ewald	Ketola	Niehaus	Sieben, H.
Begich	Fjoslien	Knickerbocker	Novak	Sieben, M.
Biersdorf	Forsythe	Kvam	Peterson	Smogard
Braun	Friedrich	Laidig	Philbrook	Swanson
Carlson, A.	Heinitz	Lemke	Reding	Ulland
Dean	Jacobs	Mann	Savelkoul	Voss
DeGroat	Jensen	McCauley	Schreiber	Wenstrom
Doty	Jopp	McCollar	Schulz	Wieser
Eckstein	Jude	Menning	Schumacher	Wigley
Erickson	Kaley	Moe	Searle	Zubay

Those who voted in the negative were:

Abeln	Carlson, R.	Hanson	Luther	Petrafeso
Adams, L.	Casserly	Hokanson	Mangan	Prahl
Anderson, I.	Clark	Johnson, C.	McCarron	Rice
Arlandson	Clawson	Johnson, D.	Metzen	St. Onge
Beauchamp	Dieterich	Kahn	Munger	Samuelson
Berg	Enebo	Kelly, R.	Nelson	Sarna
Berglin	Faricy	Kempe, A.	Norton	Sieloff
Birnstihl	Fudro	Knoll	Osthoff	Simoneau
Brinkman	Fugina	Kostohryz	Parish	Skoglund
Byrne	George	Kroening	Patton	Smith
Carlson, L.	Graba	Lindstrom	Pehler	Suss

Tomlinson
Vanasek

Vento

Volk

White

Speaker Sabo

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

Carlson, A., offered an amendment to H. F. No. 2331.

POINT OF ORDER

Sieloff raised a point of order pursuant to Rule 3.9 that the Carlson, A., amendment was out of order. The Speaker ruled the point of order well taken and the Carlson, A., amendment out of order.

Adams, S. was excused for the remainder of today's session.

H. F. No. 2331, A bill for an act relating to education; authorizing Independent School District No. 625 to issue bonds for the purpose of correcting cash flow problems and for other purposes; requiring a tax levy in certain years to eliminate the operating debt of the district; appropriating money.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 75, and nays 49, as follows:

Those who voted in the affirmative were:

Abeln
Adams, L.
Anderson, I.
Arlandson
Beauchamp
Begich
Berg
Byrne
Carlson, L.
Carlson, R.
Cassery
Clark
Clawson
Dahl
DieterichDoty
Enebo
Faricy
Fudro
Fugina
George
Graba
Hanson
Hokanson
Jacobs
Johnson, C.
Johnson, D.
Kahn
Kelly, R.
Kempe, A.Ketola
Knoll
Kostohryz
Kroening
Lindstrom
Luther
Mangan
McCarron
McCollar
McEachern
Metzen
Moe
Munger
Neisen
NelsonNorton
Novak
Osthoff
Parish
Patton
Pehler
Petrafeso
Philbrook
Reding
Rice
St. Onge
Samuelson
Sarna
Schumacher
Sieben, H.Sieben, M.
Sieloff
Skoglund
Smith
Smogard
Suss
Tomlinson
Vanasek
Vento
Volk
Voss
Wenzel
White
Williamson
Speaker Sabo

Those who voted in the negative were:

Albrecht	Erickson	Jopp	McCauley	Setzepfandt
Anderson, G.	Esau	Jude	Menning	Sherwood
Biersdorf	Evans	Kaley	Nelsen	Simoneau
Birnstihl	Ewald	Kalis	Niehaus	Swanson
Braun	Fjoslien	Kempe, R.	Peterson	Ulland
Brinkman	Forsythe	Knickerbocker	Pleasant	Wenstrom
Carlson, A.	Friedrich	Kvam	Prahl	Wieser
Dean	Haugerud	Laidig	Savelkoul	Wigley
DeGroat	Heinitz	Lemke	Schreiber	Zubay
Eckstein	Jensen	Mann	Schulz	

The bill was passed and its title agreed to.

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

CALENDAR

S. F. No. 830 was reported to the House and given its third reading.

UNANIMOUS CONSENT

Pehler requested unanimous consent to offer an amendment. The request was granted.

Pehler moved to amend S. F. No. 830, as follows:

Strike everything after the enacting clause and insert "Section 1. [62A.151] [COVERAGE FOR SERVICES PROVIDED BY FREE STANDING AMBULATORY SURGICAL CENTERS OR FACILITIES OFFERING AMBULATORY MEDICAL SERVICE 24 HOURS A DAY SEVEN DAYS A WEEK.] No policy or plan of health, medical, hospitalization, or accident and sickness insurance regulated under chapter 62A, or subscriber contract provided by a nonprofit health service plan corporation regulated under chapter 62C shall be issued, renewed, continued, delivered, issued for delivery or executed in this state, or approved for issuance or renewal in this state by the commissioner of insurance unless the policy, plan or contract specifically provides coverage for a health care treatment or service rendered by a free standing ambulatory surgical center or facilities offering ambulatory medical service 24 hours a day seven days a week, which are not part of a hospital, but

have been reviewed and approved by the state board of health to provide the treatment or service, on the same basis as coverage provided for the same health care treatment or service rendered by a hospital.”.

The motion prevailed and the amendment was adopted.

S. F. No. 830, A bill for an act relating to health care; requiring certain insurance policies and health care plans to provide benefits for health care services rendered in free standing ambulatory surgical centers.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 1892, A bill for an act relating to civil defense; requiring the executive council to declare an emergency when a disaster has occurred or is imminent; requiring the division of emergency service to assist in the provision of relief measures when a disaster occurs and to coordinate interjurisdictional disaster planning; amending Minnesota Statutes 1974, Sections 12.01; 12.02, Subdivision 1; 12.03; and Chapters 9, by adding a section; and 12, by adding sections.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 103, and nays 13, as follows:

Those who voted in the affirmative were:

Abeln	Doty	Kelly, R.	Neisen	Sieben, M.
Adams, L.	Eckstein	Kempe, A.	Nelsen	Simoneau
Albrecht	Enebo	Kempe, R.	Norton	Skoglund
Anderson, G.	Esau	Ketola	Novak	Smith
Anderson, I.	Evans	Knickerbocker	Osthoff	Smogard
Arlandson	Ewald	Knoll	Parish	Suss
Beauchamp	Faricy	Kostohryz	Patton	Swanson
Begich	Fjoslien	Kroening	Pehler	Tomlinson
Berg	Forsythe	Laidig	Philbrook	Ulland
Biersdorf	Graba	Lemke	Reding	Vento
Birnstihl	Hanson	Lindstrom	Rice	Volk
Braun	Heinitz	Luther	St. Onge	Voss
Brinkman	Hokanson	Mangan	Sarna	Wenstrom
Byrne	Jacobs	Mann	Savelkoul	Wenzel
Carlson, L.	Jensen	McCarron	Schreiber	White
Carlson, R.	Johnson, C.	McCauley	Schulz	Wieser
Casserly	Johnson, D.	McCollar	Schumacher	Wigley
Clark	Jopp	McEachern	Searle	Williamson
Clawson	Jude	Menning	Setzepfandt	Speaker Sabo
Dahl	Kahn	Metzen	Sherwood	
Dieterich	Kalis	Munger	Sieben, H.	

Those who voted in the negative were:

Carlson, A.	George	Kvam	Peterson	Zubay
DeGroat	Haugerud	Moe	Petrafeso	
Fugina	Kaley	Niehaus	Prahl	

The bill was passed and its title agreed to.

H. F. No. 1996, A bill for an act relating to education; requiring school boards to take control of all co-curricular school activities; changing the method of accounting for co-curricular and extra-curricular activities; describing co-curricular and extra-curricular activities; amending Minnesota Statutes 1974, Section 123.38, Subdivisions 1, 2 and 3, and by adding subdivisions.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 2077, A bill for an act relating to drivers' licenses; classifications thereof; specifying the types of vehicles that may be driven by the holder of the various classes of licenses; providing that a class C license is valid for the operation of special mobile equipment used primarily for the construction or maintenance of streets and highways; providing a change in the weight limitation for class C licenses; amending Minnesota Statutes 1974, Section 171.02, 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 122, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

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

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

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Schulz

The bill was passed and its title agreed to.

H. F. No. 1999, A bill for an act relating to game and fish; providing temporary permits for handicapped hunters; amending Minnesota Statutes, 1975 Supplement, Section 98.48, Subdivision 12.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2039, A bill for an act relating to health care; clarifying and expanding the patients' bill of rights; requiring certain notices; providing penalties; amending Minnesota Statutes 1974, Sections 144.651 and 144.652.

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

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

The bill was passed and its title agreed to.

H. F. No. 790, A bill for an act relating to public welfare; providing visitation rights to unmarried minor children for grandparents in certain cases.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

Johnson, C., was excused for the remainder of today's session.

S. F. No. 886, A bill for an act relating to commerce; providing for recovery of an amount equal to twice the amount of interest paid on an usurious contract held by financial institutions; amending Minnesota Statutes 1974, Chapter 334, 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 40, and nays 72, as follows:

Those who voted in the affirmative were:

Albrecht	Esau	Jopp	McEachern	Reding
Arlandson	Evans	Jude	Menning	St. Onge
Brinkman	Fjoslien	Kaley	Metzen	Savelkoul
Dahl	Forsythe	Kalis	Nelsen	Schreiber
Dean	Friedrich	Knickerbocker	Niehaus	Searle
DeGroat	Graba	Kvam	Patton	Setzepfandt
Eckstein	Haugerud	Mann	Peterson	Wieser
Erickson	Heinitz	McCauley	Pleasant	Wigley

Those who voted in the negative were:

Adams, L.	Doty	Kostohryz	Pehler	Smith
Anderson, G.	Enebo	Kroening	Petraleso	Smogard
Anderson, I.	Faricy	Laidig	Philbrook	Swanson
Beauchamp	Fugina	Lindstrom	Prahl	Ulland
Begich	George	Luther	Rice	Vanasek
Berglin	Hanson	Mangan	Samuelson	Vento
Birnstihl	Hokanson	McCarron	Sarna	Volk
Braun	Jensen	McCollar	Schulz	Wenstrom
Byrne	Johnson, D.	Moe	Schumacher	Wenzel
Carlson, A.	Kahn	Neisen	Sherwood	White
Carlson, L.	Kelly, R.	Nelson	Sieben, H.	Williamson
Carlson, R.	Kempe, A.	Norton	Sieben, M.	Speaker Sabo
Clark	Kempe, R.	Novak	Sieloff	
Clawson	Ketola	Osthoff	Simoneau	
Dieterich	Knoll	Parish	Skoglund	

The bill was not passed.

S. F. No. 375, A bill for an act relating to city and town government; excluding statutory cities from the application of certain city laws; modifying the application of other laws to conform to the present classification of cities; amending various statutes to reflect the conversion of villages and boroughs to statutory cities; repealing various obsolete provisions of municipal laws; amending Minnesota Statutes 1974, Sections 144.154; 145.01; 205.07, Subdivision 1; 205.10; 205.11; 205.13; 205.14, Subdivision 3; 205.15; 205.16; 205.17, Subdivisions 1 and 3; 205.20, Subdivisions 1 and 4; 329.09; 366.10; 410.05, Subdivision 1; 412.02, Subdivision 5; 412.022, Subdivision 1; 412.023, Subdivision 5; 412.131; 412.171; 412.191, Subdivision 1; 412.311; 412.571, Subdivisions 1, 4 and 5; 413.02, Subdivisions 1 and 2; 415.11, Subdivision 1; 427.09; 427.10; 427.11; 427.12; 429.111; 437.02; 440.11; 440.135, Subdivision 1; 446.04, Subdivision 1; 447.05; 451.06; 451.09; 452.01, Subdivision 1; 455.01; 455.05; 455.13; 455.23; 455.26; 455.27; 455.28; 455.29; 455.30; 455.32; 456.32; 457.13; 458.09, Subdivision 1; 458.20; 458.25; 458.46; 463.04; 465.26; 465.70; 465.71; 471.38, Subdivision 1; Chapters 205, by adding a section; 410, by adding a section; and repealing

Minnesota Statutes 1974, Sections 118.05; 145.02; 197.64; 205.05; 205.06; 205.07, Subdivision 2; 205.08; 205.09; 205.091; 205.12; 274.013; 275.24; 275.36; 368.12; 368.50 to 368.84; 412.017; 412.022, Subdivisions 2 and 3; 412.191, Subdivision 5; 412.841; 415.031 to 415.07; 416.03; 416.04; 416.08 to 416.15; 418.13 to 418.15; 423.21; 426.09; 426.10; 426.15 to 426.18; 435.05; 435.41; 435.46; 436.02; 436.04; 437.01; 438.03; 438.04; 438.07; 440.12; 440.16 to 440.32; 440.39; 441.10 to 441.20; 441.265 to 441.46; 443.14 to 443.17; 443.20 to 443.25; 444.15; 446.03; 447.08; 447.09; 447.23; 448.04 to 448.16; 448.26 to 448.49; 449.04; 449.05; 449.07; 450.06 to 450.08; 452.01, Subdivision 2; 452.02 to 452.07; 452.18 to 452.20; 453.01 to 453.14; 454.01 to 454.045; 455.02 to 455.04; 455.06 to 455.11; 455.15 to 455.22; 456.01 to 456.15; 456.23; 457.02; 457.12; 458.26 to 458.31; 458.47 to 458.49; 459.08 to 459.13; 461.01; 461.07 to 461.11; 463.05; 465.06 to 465.08; 465.51; 465.52; 465.57; 465.59 to 465.63; 471.01 to 471.04; 471.05 to 471.14; 471.48; 645.44, Subdivision 3a; Chapter 460, as it appears in Minnesota Statutes 1945; Laws 1895, Chapter 239; Laws 1897, Chapter 85; Laws 1901, Chapter 379; Laws 1907, Chapter 22; Laws 1911, Chapter 53; Laws 1913, Chapters 7 and 47; Laws 1915, Chapters 125 and 230, Sections 2 and 3; Laws 1917, Chapter 190; Laws 1919, Chapter 424; Laws 1921, Chapter 30; Extra Session Laws 1935, Chapter 8; Laws 1937, Chapter 198; Laws 1941, Chapter 266, as amended; Laws 1947, Chapter 470 and Laws 1953, Chapter 697.

The bill was read for the 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 118, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

Kroening and Sieben, H., were excused at 4:10 p.m. Wenstrom was excused at 4:35 p.m. Moe was excused at 5:10 p.m. Abeln, Birnstihl, Jensen, Kalis and White were excused at 5:30 p.m.

GENERAL ORDERS

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

Pursuant to Rule 1.6, a roll call was taken on the motion of Carlson, A., to recommend re-referral of H. F. No. 1891 to the Committee on Judiciary.

The roll being called, there were yeas 17, and nays 82, as follows:

Those who voted in the affirmative were:

Albrecht	DeGroat	Friedrich	Petraleso	Wigley
Arlandson	Dieterich	Kaley	Prahl	
Carlson, A.	Fjoslien	Laidig	Savelkoul	
Dean	Forsythe	Peterson	Searle	

Those who voted in the negative were:

Abeln	Enebo	Knoll	Norton	Smogard
Adams, L.	Esau	Kostohryz	Novak	Suss
Anderson, G.	Evans	Kvam	Osthoff	Swanson
Anderson, I.	Ewald	Lemke	Parish	Tomlinson
Beauchamp	Graba	Lindstrom	Patton	Vanasek
Begich	Hanson	Luther	Pehler	Vento
Berg	Haugerud	Mangan	Philbrook	Volk
Braun	Hokanson	Mann	Reding	Voss
Brinkman	Jensen	McCauley	St. Onge	Wenstrom
Byrne	Johnson, D.	McCollar	Samuelson	Wenzel
Carlson, L.	Jude	McEachern	Sarna	White
Carlson, R.	Kahn	Menning	Schumacher	Wieser
Casserly	Kalis	Metzen	Setzepfandt	Zubay
Clark	Kelly, R.	Munger	Sieben, M.	Speaker Sabo
Clawson	Kempe, A.	Neisen	Sieloff	
Dahl	Kempe, R.	Nelsen	Simoneau	
Eckstein	Ketola	Niehaus	Smith	

The motion did not prevail.

Pursuant to Rule 1.6, a roll call was taken on the motion of Wenzel to recommend passage of H. F. No. 1891.

The roll being called, there were yeas 79, and nays 34, as follows:

Those who voted in the affirmative were:

Abeln	Eckstein	Knoll	Novak	Sieloff
Adams, L.	Erickson	Kvam	Osthoff	Simoneau
Anderson, G.	Esau	Lemke	Parish	Smith
Anderson, I.	Evans	Lindstrom	Patton	Smogard
Beauchamp	Ewald	Luther	Pehler	Suss
Begich	Fjoslien	Mangan	Philbrook	Swanson
Berg	Graba	Mann	Pleasant	Tomlinson
Braun	Heinitz	McCarron	Reding	Vanasek
Brinkman	Jacobs	McCauley	Rice	Vento
Carlson, L.	Johnson, D.	McCollar	St. Onge	Volk
Carlson, R.	Jude	McEachern	Samuelson	Voss
Casserly	Kalis	Menning	Sarna	Wenstrom
Clark	Kelly, R.	Metzen	Savelkoul	Wenzel
Clawson	Kempe, A.	Neisen	Schumacher	White
Dahl	Kempe, R.	Nelsen	Setzepfandt	Speaker Sabo
Doty	Ketola	Norton	Sieben, M.	

Those who voted in the negative were:

Albrecht	Dieterich	Jensen	Moe	Searle
Arlandson	Enebo	Jopp	Munger	Sherwood
Berglin	Forsythe	Kahn	Nelson	Skoglund
Byrne	Friedrich	Kaley	Niehaus	Ulland
Carlson, A.	Hanson	Knickerbocker	Peterson	Wigley
Dean	Haugerud	Kostohryz	Petraseso	Zubay
DeGroat	Hokanson	Laidig	Prahl	

The motion prevailed.

Pursuant to Rule 1.6, a roll call was taken on the following amendment to H. F. No. 995 offered by Voss:

Page 2, strike lines 25 through 32.

Page 3, strike lines 1 through 12.

Renumber the remaining sections.

Further amend the title as follows:

Line 4, strike "requiring that the state and its".

Strike lines 5 and 6.

Line 7, strike everything before "amending".

Line 9, after "Subdivision 4" added by the first Voss amendment delete ", and by adding a" and insert a semicolon.

Line 10, delete "subdivision;".

The roll being called, there were yeas 71, and nays 42, as follows:

Those who voted in the affirmative were:

Adams, L.	Eckstein	Kalis	Metzen	Schumacher
Albrecht	Enebo	Ketola	Neisen	Searle
Anderson, G.	Erickson	Knickerbocker	Nelsen	Setzepfandt
Arlandson	Esau	Knoll	Niehaus	Sieloff
Beauchamp	Evans	Kostohryz	Patton	Simoneau
Begich	Ewald	Kvam	Pehler	Smogard
Biersdorf	Forsythe	Lemke	Peterson	Voss
Birnstihl	Friedrich	Lindstrom	Petrafeso	White
Braun	George	Mangan	Philbrook	Wieser
Brinkman	Graba	Mann	Pleasant	Wigley
Carlson, R.	Haugerud	McCarron	Prahl	Zubay
Dahl	Jacobs	McCauley	St. Onge	
Dean	Jensen	McCollar	Samuelson	
DeGroat	Jopp	McEachern	Schreiber	
Doty	Kaley	Menning	Schulz	

Those who voted in the negative were:

Abeln	Clawson	Kahn	Osthoff	Vanasek
Anderson, I.	Dieterich	Kelly, R.	Parish	Vento
Berg	Faricy	Kempe, A.	Reding	Volk
Berglin	Fjoslien	Laidig	Sarna	Wenzel
Byrne	Fugina	Luther	Sherwood	Williamson
Carlson, A.	Hanson	Munger	Sieben, M.	Speaker Sabo
Carlson, L.	Hokanson	Nelson	Skoglund	
Casserly	Johnson, D.	Norton	Suss	
Clark	Jude	Novak	Tomlinson	

The motion prevailed and the amendment was adopted.

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

H. F. No. 1891 which it recommended to pass.

H. F. No. 995 upon which it recommended progress with the following amendments:

Offered by Voss:

Page 1, line 26, after "of" insert "*coal or*".

Page 2, line 12, after "coal" insert "*or peat*".

Page 2, line 17, after "*wastes*" insert "*or low or intermediate level wastes containing plutonium 239 or uranium 233*".

Page 2, after line 17, add a new section:

"Sec. 2. Minnesota 1974, Section 116H.02 is amended by adding a subdivision to read:

Subd. 10. "Other energy supplier" means any entity other than a petroleum supplier, coal supplier, or utility which proposes to construct a large energy facility in Minnesota.

Page 2, line 20, strike "10" and insert "11".

Page 2, after line 24, add a new section:

"Sec. 4. Minnesota Statutes 1974, Section 116H.13, Subdivision 4 is amended to read:

Subd. 4. After promulgation of the criteria for assessment of need, any utility, coal supplier (OR), petroleum supplier or other energy supplier shall apply for a certificate of need to construct a new large energy facility. The application shall be on forms and in a manner established by the director. In reviewing each application the director shall hold at least one public hearing pursuant to chapter 15."

Renumber the remaining sections.

Further amend the title as follows:

Page 1, line 9, strike "a subdivision;" and insert "subdivisions;"

Page 1, line 9, after "116H.13," insert "Subdivision 4, and".

Page 1, line 10, strike first "subdivision;"

Offered by Voss:

Page 2, strike lines 25 through 32.

Page 3, strike lines 1 through 12.

Renumber the remaining sections.

Further amend the title as follows:

Line 4, strike "requiring that the state and its".

Strike lines 5 and 6.

Line 7, strike everything before "amending".

Line 9, after "Subdivision 4" added by the first Voss amendment delete ", and by adding a" and insert a semicolon.

Line 10, delete "subdivision;"

Offered by Voss:

Page 3, strike lines 13 through 27.

Renumber the remaining sections.

Further amend the title as follows:

Line 10, strike "and 12.21, by adding a subdivision;"

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

MOTIONS AND RESOLUTIONS

Fugina moved that the name of Munger be added as an author on H. F. No. 1382. The motion prevailed.

McCarron moved that the name of Meier be stricken and the name of Sarna be added as an author on H. F. No. 790. The motion prevailed.

Evans moved that H. F. No. 2194 be recalled from the Committee on Crime Prevention and Corrections and be re-referred to the Committee on Judiciary. The motion prevailed.

Kalis introduced:

House Resolution No. 30, A house resolution expressing congratulations, and commending Minnesota Bicentennial Mother of the Year, Lillie Ziegler.

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

Wigley introduced:

House Concurrent Resolution No. 21, A house concurrent resolution designating September 13 to 19, 1976 as Minnesota Farm-fest Week.

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

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1057:

Menning, Johnson, C., and Esau.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 11:30 a.m., Friday, February 27, 1976. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed and the Speaker declared the House adjourned until 11:30 a.m., Friday, February 27, 1976.

EDWARD A. BURDICK, Chief Clerk, House of Representatives