

STATE OF MINNESOTA  
SIXTY-NINTH SESSION - 1976

SEVENTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, FRIDAY, FEBRUARY 27, 1976

The House convened at 11:30 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Berglin; Jaros; Johnson, C.; Kroening; Lindstrom; Metzen; Spanish and Stanton were excused. Beauchamp and Mangan were excused until 12:55 p.m. Clawson was excused until 1:40 p.m. George was excused until 2:20 p.m.

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

## REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2079, 2105, 424, 2022, 2044 and 995 and S. F. Nos. 1252, 1873, 1949 and 1383 have been placed in the members' files.

S. F. No. 1901 and H. F. No. 2044, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Kelly, W., moved that S. F. No. 1901 be substituted for H. F. No. 2044 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1949 and H. F. No. 2103, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Erickson moved that S. F. No. 1949 be substituted for H. F. No. 2103 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. 1882, A bill for an act relating to agriculture; dairy promotion act; eliminating the bloc voting provision for referendums on final promotion orders; amending Minnesota Statutes 1974, Section 32B.04, Subdivision 4.

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

The report was adopted.

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

H. F. No. 1989, A bill for an act relating to commerce; regulating the sale of motor vehicle fuel; providing a penalty; amending Minnesota Statutes 1974, Chapter 325, by adding sections.

Reported the same back with the following amendments:

Page 2, line 1, after "shall" insert "*directly or indirectly*".

Page 2, line 2, after "quality" insert "*where the effect of such discrimination may be to lessen competition, or to injure, destroy or prevent competition with any person who either grants or*

*knowingly receives the benefit of such discrimination, or with customers of either of them."*

Page 2, line 9, delete "Price".

Page 2, delete lines 10 and 11.

Page 2, line 12, delete "business are permitted." and insert "Nothing herein shall prevent price changes from time to time in response to changing conditions, affecting the market for or the marketability of the products concerned, such as, but not limited to, actual or imminent deterioration of products, distress sales under court process, or sales in good faith in discontinuance of business in the products concerned."

Page 2, line 15, after "shall" insert "knowingly".

Page 2, line 16, after "induce" insert "or receive".

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

The report was adopted.

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

H. F. No. 1911, A bill for an act relating to elections; requiring the secretary of state to prescribe forms and uniform methods for the reporting of election returns; amending Minnesota Statutes 1974, Section 204.18, by adding a subdivision.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes, 1975 Supplement, Section 204A.46, is amended by adding a subdivision to read:

*Subd. 5. On or before July 1 of each year in which there is to be a statewide general election, the secretary of state shall prescribe the form and method by which election returns for the statewide primary and general elections will be canvassed by precinct, county and state election officials. Notwithstanding the provisions of sections 206.185, subdivision 5, and 206.21, subdivisions 1 and 2, precinct summary statements shall be submitted by the election judges in every precinct.*

Sec. 2. Minnesota Statutes, 1975 Supplement, Section 204A.51, is amended to read:

204A.51 [COUNTY CANVASSING BOARD.] Subdivision 1. [MEMBERSHIP.] The county canvassing board shall consist of the county auditor, the clerk of the district court, two members of the county board to be selected by the board from among its members who are not candidates for nomination or election to any office, and the mayor or president of the most populous municipality in the county. If any of these persons fail or refuse to serve on the canvassing board and in the absence of any selection by the county board from among its own members, the county auditor shall appoint a qualified voter of the county who may not hold or be a candidate for any public office, to take the place of the person on the canvassing board. Three members shall constitute a quorum and when sworn shall have the power to act.

Subd. 2. [COUNTY CANVASS, PRIMARY ELECTION INFORMATION REQUIRED.] The board shall meet at the auditor's office at 10:00 a.m. on or before the third day after the primary election, take the oath of office, and publicly canvass the returns of the election made to the county auditor. The board shall complete the canvass by the evening of the sixth day following the election, and it shall forthwith make the following report and file the same with the county auditor:

(a) A statement for each political party showing the names of all candidates thereof voted for at the primary election, the number of votes received by each, in each precinct and in the county, and for what office;

(b) A statement showing the names of candidates of each political party who are nominated;

(c) A statement of the total number of persons who voted at the election in the county, and in each precinct, and the number of ballots counted in each precinct, and in the county; (AND)

(d) *A statement of the number of persons registering to vote on election day and the number of persons registered prior to election day; and*

((D)) (e) A statement of the votes received by each of the nonpartisan candidates in each precinct in the county and the names of the nonpartisan candidates nominated. If any candidates receive an equal number of votes for the same nomination, the canvassing board shall determine the tie by lot. Upon completion of the canvass, the county auditor shall forthwith certify to the secretary of state the vote, as shown by the report of the county canvassing board, for all candidates to be voted for in more than one county, and he shall mail or deliver to each nominee who is to be voted for in his county only, a notice of his nomination and that his name will be placed upon the general election ballot.

If the difference between the votes of two or more candidates for legislative office which lies within a single county is 100 or less and the difference determines one or more nominations, the canvassing board shall recount the votes. A recount shall not delay any other part of the report of the board and shall be reported and certified as soon as possible. Time for notice of a contest of an election which is recounted shall begin to run upon completion of the recount and canvass for that office.

Subd. 3. [COUNTY CANVASS, GENERAL ELECTION, INFORMATION REQUIRED.] The canvassing board shall meet at the auditor's office on or before the third day after the general election, take the oath of office, and publicly canvass the returns of the general election made to the county auditor. The board shall complete the canvass without unnecessary delay, and it shall forthwith make the following report and file the same with the county auditor:

(a) A statement of the number of persons who voted at the election in each precinct in the county and the total number of persons who voted at the election in the county; and the number of white, pink, and canary ballots counted in each precinct in the county, and the total number of white, pink, and canary ballots counted in the county;

(b) *A statement of the number of persons registering to vote on election day and the number of persons registered prior to election day;*

((B)) (c) A statement of the names of all candidates for state offices, representatives and senators in the legislature, representatives and senators in congress, judges of the district court, and county offices; and the number of votes received by each in each precinct and in the whole county;

((C)) (d) A statement of the total number of votes counted for and against any proposed change of county lines or county seat; and

((D)) (e) A statement of the number of votes counted for and against any constitutional amendment or other proposition in any precinct, and the total number of votes counted therefor in the county.

If the difference between the votes of the candidates for legislative office which lies within a single county is 100 votes or less the canvassing board shall recount the votes. A recount shall not delay any other part of the report of the board and shall be reported and certified as soon as possible. Time for notice of a contest of an election which is recounted shall begin to run upon completion of the recount and canvass for that office.

In case of a tie, the canvassing board shall determine the results by lot. Upon completion of the canvass, the board shall declare the person receiving the highest number of votes for each county office duly elected thereto; and when the county constitutes or contains a senatorial or representative district in the legislature, it shall declare the person receiving the highest number of votes for each office in the legislature duly elected.

Subd. 4. [COUNTY CANVASS, RETURNS, TO SECRETARY.] Two copies of each of the statements required in this section shall be made and certified under the official seal of the auditor; each enclosed in an envelope directed to the secretary of state, with the auditor's name and official address and the words, "Election Returns," endorsed thereon, and forwarded by different mails (WITHIN FIVE DAYS OF EACH OTHER). If neither copy is received by the secretary of state within (20) 10 days after the election, he shall immediately notify the auditor of that fact, and the auditor shall transmit another copy thereof to the secretary by special messenger deputed by him."

Further amend the title as follows:

Page 1, line 4, after "returns;" delete the remainder of the title and insert "requiring certain information in returns and canvasses; and imposing certain duties on canvassing officers; amending Minnesota Statutes, 1975 Supplement, Sections 204A.46, by adding a subdivision; and 204A.51."

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

The report was adopted.

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

H. F. No. 1912, A bill for an act relating to elections; affecting the place and time of voter registration; amending Minnesota Statutes 1974, Section 201.091, Subdivision 6.

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

The report was adopted.

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

H. F. No. 2002, A bill for an act relating to elections; preparation of ballots; amending Minnesota Statutes 1974, Section

208.04; repealing Minnesota Statutes 1974, Sections 208.21 to 208.35.

Reported the same back with the following amendments:

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

"Section 1. Minnesota Statutes, 1975 Supplement, Section 202A.32, Subdivision 1, is amended to read:

202A.32 [NOMINATING PETITIONS' FILED WITH SECRETARY OF STATE, TIME.] Subdivision 1. [FILING, ACKNOWLEDGMENT OF FILING, FEE.] Nominating petitions for names to be placed on the state white ballot shall be filed with the secretary of state when to be voted for in more than one county, and with the county auditor when to be voted for in a single county. The secretary of state or the county auditor shall give or send to the person filing a nominating petition an acknowledgment thereof on the same day it is received, and he shall file and preserve the nominating petitions, subject to public inspection. No filing of any nominating petition is effective unless at the time thereof the prescribed fee is paid or tendered. *The nominating petitions filed with the secretary of state, shall be inspected by the secretary of state to verify that all signatures on the petition for nomination are persons residing within the district or political division from which the candidate is presented.*

*The nominating petitions filed with the county auditor shall be inspected in like manner, by the county auditor."*

Renumber remaining sections accordingly.

Page 1, line 9, before "When" insert "*Subdivision 1.*".

Page 1, line 13, after the period insert "*The secretary of state shall certify the names of all duly nominated presidential and vice presidential candidates to the county auditors of the several counties.*".

Page 1, line 13, after "auditor" insert "*, subject to the rules of the secretary of state,*".

Page 2, line 2, strike "be as".

Page 2, strike lines 3 to 11.

Page 2, after line 16, insert "*Subd. 2. The rules for preparation and delivery of presidential ballots shall be the same as the rules for white ballots under section 203A.31, subdivision 3a. The state shall reimburse the counties for the cost of the preparation of the presidential ballot.*".

Further amend the title as follows:

Page 1, line 2, after "ballots;" insert "verification of names on nominating petitions;"

Page 1, line 3, after "208.04" insert "; and Minnesota Statutes, 1975 Supplement, Section 202A.32, Subdivision 1".

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

The report was adopted.

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

H. F. No. 1910, A bill for an act relating to health care; providing for establishment and administration of certain plans of health insurance to make minimum health care benefits available to all persons in the state; creating a comprehensive health care association; requiring review of hospital and insurance premium rates; providing protection against catastrophic health care expenses; appropriating money; amending Minnesota Statutes 1974, Sections 60A.15, Subdivision 1; 62A.02, Subdivisions 1 and 3; 62C.15, Subdivision 2; 70A.02, Subdivision 2; and 144.653, Subdivision 1.

Reported the same back with the following amendments:

Page 3, line 6, before "limited" insert "(1)".

Page 3, line 6, before the period, insert ", (2) automobile medical payment coverage, (3) supplemental to liability insurance, or (4) sold by fraternal and provides payments on a per diem, daily indemnity or nonexpense incurred basis."

Page 4, line 3, delete "health and accident" and insert "accident and health".

Page 5, line 21, delete "eligible person" and insert "person who is eligible for coverage and".

Page 6, line 12, delete "or deductible".

Page 9, line 17, before "Any" insert "That part of".

Page 9, line 19, delete "charge".

Page 9, after line 30, add another sentence to read: "Except as provided in this subdivision, the coverage shall meet the requirements of subdivision 1".



Page 10, line 5, after the period, insert "*Except as provided in this subdivision, the coverage shall meet the requirements of subdivision 1.*".

Page 10, line 18, after the period insert "*The coverage shall include a limitation of \$1,000 per person on total annual out-of-pocket expenses for covered services. The coverage may be subject to a maximum lifetime benefit of not less than \$100,000.*".

Page 12, line 16, after "hearing" insert "*pursuant to the rule making procedures of chapter 15*".

Page 12, line 23, after "hearing" insert "*pursuant to the rule making procedures of chapter 15*".

Page 13, after line 29, insert a new subdivision to read:

"Subd. 5. [OPEN MEETINGS.] *All meetings of the association, its board, and any committees of the association shall comply with the provisions of Minnesota Statutes, Section 471.705.*".

Page 18, line 30, after "plan" insert "*if the person was treated for that condition in the 90 days immediately preceding the application*".

Page 27, delete lines 20 to 26.

Page 27, line 28, after "hospitals" insert "*by federal, state and local agencies*".

Page 27, line 29, delete "regulations" and insert "rules".

Page 28, line 9, after "filing" insert "*for nongroup policies*".

Page 28, line 29, after "hearing" insert "*, pursuant to contested case procedure of chapter 15,*".

Page 29, line 21, after "group" insert "*and nongroup*".

Page 29, line 24, after "disapproval" insert "*under the provisions of Minnesota Statutes, Section 62A.02, Subdivision 3*".

Page 29, line 26, after "filing" insert "*for nongroup subscriber contracts*".

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

The report was adopted.

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

H. F. No. 2344, A bill for an act relating to physicians; requiring continuing medical education; providing for reporting of credit hours, granting of extensions, and discipline; defining terms.

Reported the same back with the following amendments:

Page 1, line 17, after "the" insert "Minnesota state".

Page 1, line 18, delete "currently engaged for a fee" and insert "engaging".

Page 1, line 20, after "state" insert ", except as a full time resident physician in an approved program of training".

Page 1, line 23, after "courses," insert "or".

Page 2, line 1, after "hospitals" insert ", educational institutions, government agencies, voluntary organizations,".

Page 2, line 3, after "50" insert "approved credit".

Page 2, line 3, after "of" insert "medical related".

Page 2, line 4, after "research," insert "medical".

Page 2, line 4, after "teaching," insert "scientific".

Page 2, after line 6, insert a new clause to read:

"(d) "Residency Program" means enrollment full time in a recognized program of graduate medical education."

Page 2, line 9, delete "proof" and insert "evidence".

Page 2, line 11, after "practice" insert "or to or from a residency program".

Page 2, line 12, after "board" insert "within 90 days of his status change".

Page 2, line 17, delete "on" and insert "with the year in which".

Page 2, line 22, delete "1979" and insert "1980".

Page 2, line 22, delete "two" and insert "three".

Page 2, line 27, after "physicians" insert "satisfactorily".

Page 2, line 31, delete "scope" and insert "general content".

Page 3, line 1, after "the" insert "continuing medical education".

Page 3, line 2, delete "and the" and insert a comma.

Page 3, line 2, after "patients" insert ", and emergency medical services".

Page 3, line 6, after "courses," insert "meetings, and other appropriate educational activities,".

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

H. F. No. 81, A bill for an act relating to real property; termination of contract for sale; providing differing times of notice in accordance with duration of contract; amending Minnesota Statutes 1974, Section 559.21.

Reported the same back with the following amendments:

Page 1, line 17, after "terminate" insert "(1)".

Page 1, line 18, delete "*contract has been in force three years or*".

Page 1, delete lines 19 to 22 and insert "*purchaser has paid less than 30 percent of the purchase price plus accrued interest thereon, (2) 45 days after service of such notice if the purchaser has paid 30 percent, or more, but less than 50 percent of the purchase price plus accrued interest thereon, (3) 60 days after service of such notice if the vendee has paid 50 percent, or more, of the purchase price plus accrued interest thereon,*".

Page 2, line 4, before the comma, strike "\$500" and insert "\$750".

Page 2, line 4, strike "\$100" and insert "\$200".

Page 2, line 4, after "is" strike "\$500" and insert "\$750".

Page 3, after line 26, insert a section to read:

"Sec. 2. [EFFECTIVE DATE.] *This act shall be effective for contracts executed after August 1, 1976.*"

Further amend the title as follows:

Page 1, line 4, delete "duration of contract" and insert "percentage of purchase price paid".

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

H. F. No. 1866, A bill for an act relating to tort liability; raising the liability limits of political subdivisions; limiting the liability of individuals employed by political subdivisions; amending Minnesota Statutes 1974, Section 466.04, Subdivision 1, and by adding subdivisions.

Reported the same back with the following amendments:

Page 2, after line 8, add the following section:

"Sec. 4. Minnesota Statutes 1974, Section 466.05, Subdivision 2, is amended to read:

Subd. 2. [EXCEPTIONS TO THE NOTICE REQUIREMENT.] Notice shall not be required to maintain an action for damages for or on account of any loss or injury within the scope of section 466.02 if such injury or loss:

(a) arises out of an intentional tort committed by an officer, employee or agent of the municipality; or

(b) involves a motor vehicle or other equipment owned by the municipality or operated by an officer, employee or agent of the municipality.

*Where no notice of claim is required under this chapter, no action shall be maintained unless the action is commenced within two years after the date of the incident, accident or transaction out of which the cause of action arises."*

Further amend the title as follows: Line 6, delete "Section" and insert "Sections".

Line 7, after "Subdivisions" insert "and 466.05, Subdivision 2".

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

The report was adopted.

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

H. F. No. 1349, A bill for an act relating to taxation; inheritance taxes; exemptions; amending Minnesota Statutes, 1973 Supplement, Section 291.05.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 291.03, is amended to read:

291.03 [RATES.] When the property or any beneficial interest therein passes by any such transfer where the amount of the property shall exceed in value the exemption or exemptions hereinafter specified, where applicable, the tax hereby imposed shall be:

(1) Where the person entitled to any beneficial interest in such property shall be the (WIDOW) *surviving spouse*, minor or dependent child of the decedent, or any minor or dependent legally adopted child at the following prescribed rates:

1 1/2 percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in section 291.05, clauses (3) through (7).

2 percent on the next \$25,000 or part thereof.

3 percent on the next \$50,000 or part thereof.

4 percent on the next \$50,000 or part thereof.

5 percent on the next \$50,000 or part thereof.

6 percent on the next \$100,000 or part thereof.

7 percent on the next \$100,000 or part thereof.

8 percent on the next \$100,000 or part thereof.

9 percent on the next \$500,000 or part thereof.

10 percent on the excess over \$1,000,000.

(2) Where the person or persons entitled to any beneficial interest in such property shall be the (HUSBAND,) adult child or other lineal descendant of the decedent, adult legally adopted child or issue, lineal ancestor of the decedent, stepchild as defined in section 291.005, or any child to whom such decedent for not less than ten years prior to such transfer stood in the mutually acknowledged relation of a parent; provided, such mutually acknowledged relationship began at or before the child's fifteenth birthday and was continuous for said ten years thereafter, or any lineal issue of such mutually acknowledged child, at the following prescribed rates:

2 percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in section 291.05, clauses (3) through (7).

4 percent on the next \$25,000 or part thereof.

6 percent on the next \$50,000 or part thereof.

7 percent on the next \$100,000 or part thereof.

8 percent on the next \$200,000 or part thereof.

9 percent on the next \$600,000 or part thereof.

10 percent on the excess over \$1,000,000.

(3) Where the person or persons entitled to any beneficial interest in such property shall be the brother or sister or a descendant of a brother or sister of the decedent, a wife or widow of a son, or (THE) a husband or *widower* of a daughter of the decedent, at the following prescribed rates:

6 percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in section 291.05, clauses (3) through (7).

8 percent on the next \$25,000 or part thereof.

10 percent on the next \$50,000 or part thereof.

12 percent on the next \$50,000 or part thereof.

14 percent on the next \$50,000 or part thereof.

16 percent on the next \$100,000 or part thereof.

18 percent on the next \$100,000 or part thereof.

20 percent on the next \$100,000 or part thereof.

22 percent on the next \$500,000 or part thereof.

25 percent on the excess over \$1,000,000.

(4) Where the person or persons entitled to any beneficial interest in such property shall be in any other degree of collateral consanguinity than is hereinbefore stated, or shall be a stranger in blood to the decedent, or shall be a body politic or corporate, at the following prescribed rates;

8 percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in section 291.05, clauses (3) through (7).

10 percent on the next \$25,000 or part thereof.

12 percent on the next \$50,000 or part thereof.

14 percent on the next \$50,000 or part thereof.

16 percent on the next \$50,000 or part thereof.

18 percent on the next \$100,000 or part thereof.

20 percent on the next \$100,000 or part thereof.

22 percent on the next \$100,000 or part thereof.

26 percent on the next \$500,000 or part thereof.

30 percent on the excess over \$1,000,000.

Sec. 2. Minnesota Statutes 1974, Section 291.05, is amended to read:

291.05 [EXEMPTIONS.] The following exemptions from the tax are hereby allowed:

(1) Any devise, bequest, gift, or transfer to or for the use of the United States of America or any state or any political subdivision thereof for public purposes exclusively, and any devise, bequest, gift, or transfer to or for the use of any corporation, fund, foundation, trust, or association operated within this state for religious, charitable, scientific, literary, education or public cemetery purposes exclusively, including the encouragement of art and the prevention of cruelty to children or animals, no part of which devise, bequest, gift, or transfer inures to the profit

of any private stockholder or individual, and any bequest or transfer to a trustee or trustees exclusively for such purposes, shall be exempt. Any devise, bequest, gift, or transfer to an employee stock ownership trust as defined in section 290.01, subdivision (3) 25, shall be exempt. Where the beneficiaries of a stock ownership trust include the transferor, his spouse, children, grandchildren, parents, siblings or their children, the amount of the exemption shall be reduced by the product of multiplying said amount by their percentage interest in the trust.

Any devise, bequest, gift, or transfer, not to exceed \$1,000 made to a clergyman, the proceeds of which are to be used for religious purposes or rites designated by the testator, shall be exempt. Any devise, bequest, gift, or transfer to or for the use of any corporation, fund, foundation, trust, or association operated for religious, charitable, scientific, literary, education, or public cemetery purposes exclusively, including the encouragement of art, and the prevention of cruelty to children or animals, no part of which devise, bequest, gift, or transfer inures to the profit of any private stockholder or any individual, and any bequest or transfer to a trustee or trustees exclusively for such purposes, shall be exempt, if, at the date of the decedent's death, the laws of the state under the laws of which the transferee was organized or existing, either (1) did not impose a death tax of any character, in respect of property transferred to a similar corporation, fund, foundation, trust, or association, organized or existing under the laws of this state, or (2) contained a reciprocal provision under which transfers to a similar corporation, fund, foundation, trust, or association, organized or existing under the laws of another state were exempted from death taxes of every character if such other state allowed a similar exemption to a similar corporation, fund, foundation, trust, or association, organized under the laws of such state.

(2) The homestead of a decedent, and the proceeds thereof if sold during administration, transferred to the spouse or to any minor or dependent child of the decedent, or to any minor or dependent legally adopted child of the decedent, shall be exempt to the extent of (\$30,000) \$45,000 of the appraised value thereof.

Proceeds of any insurance policy issued by the United States and generally known as war risk insurance, United States government life insurance or national service life insurance payable upon the death of any person dying on or after June 24, 1950, shall be exempt.

Proceeds of life insurance issued pursuant to Public Law 89-214 and generally known as servicemen's group life insurance payable upon the death of any person on or after September 1, 1965, shall be exempt. Claims for refunds of inheritance tax paid on such proceeds shall be accepted by the commissioner if filed with him by December 31, 1970, or within 18 months after such payment, whichever is later.



Proceeds of payments from the United States railroad retirement fund; or from the United States as social security benefit, shall be exempt.

(3) (i) Property or any beneficial interest therein of the clear value of (\$30,000) \$60,000 transferred to the (WIDOW) *surviving spouse*, shall be exempt.

(ii) Provided, where the amount of family maintenance allowed by the probate court is less than the maximum deductible under the provisions of section 291.10, or if no such maintenance is allowed, there shall be allowed to the (WIDOW) *surviving spouse* an additional exemption equal in amount to the difference between the maximum deduction as provided by section 291.10 and the amount of such family maintenance allowed by the probate court. Further provided, where no probate proceedings are had there shall be allowed to the (WIDOW) *surviving spouse* an additional exemption equal to the maximum deduction allowed for family maintenance under the provisions of section 291.10.

(4) (i) Property or any beneficial interest therein of the clear value of (\$15,000) \$30,000 transferred to each minor or dependent child of the decedent, or any minor or dependent legally adopted child of the decedent, shall be exempt.

(ii) Provided, where the decedent left no (WIDOW) *surviving spouse* entitled to the exemption allowed by clause (3) of this section the exemption allowed by subparagraph (ii) of clause (3) shall be allowed to beneficiaries entitled to exemption under the provisions of this clause (4). In no event shall the aggregate amount of exemption so allowed be in excess of the additional amount that would have been allowed under subparagraph (ii) of clause (3) had such paragraph been applicable.

(5) Property or any beneficial interest therein of the clear value of \$6,000 transferred to (THE HUSBAND,) any adult child or other lineal descendant of the decedent, any adult legally adopted child, stepchild as defined in section 291.005, or any child to whom the decedent, for not less than ten years prior to his death, stood in the mutually acknowledged relation of a parent; provided, such mutually acknowledged relationship began at or before the child's fifteenth birthday, and was continuous for ten years thereafter, or any lineal issue of such adopted or mutually acknowledged child, or any lineal ancestor of the decedent, shall be exempt.

(6) Property or any beneficial interest therein of the clear value of \$1,500 transferred to any brother or sister or a descendant of a brother or sister of the decedent, a wife or widow of a son, or (THE) *a husband or widower* of a daughter of the decedent, shall be exempt.

(7) Property or any beneficial interest therein of the clear value of \$500 transferred to any person in any other degree of collateral consanguinity than is hereinbefore stated, or shall be a stranger in blood to the decedent, or shall be a body politic or corporate not exempt under this chapter, shall be exempt.

Sec. 3. Minnesota Statutes 1974, Section 291.10, is amended to read:

291.10 [MAINTENANCE OF FAMILY IN INHERITANCE TAX CASES.] In determining the value of any estate subject to an inheritance tax, the amount deducted for the maintenance of the family shall not be greater than the amount allowed (BY THE PROBATE COURT FOR ONE YEAR, AND WHICH IS REASONABLY REQUIRED OR ACTUALLY EXPENDED FOR THEIR SUPPORT DURING THE SETTLEMENT OF THE ESTATE) *under section 525.151*, not exceeding in any event the sum of (\$5,000) \$9,000.

Sec. 4. Minnesota Statutes 1974, Section 291.11, Subdivision 1, is amended to read as follows:

291.11 [TIME EFFECTIVE.] Subdivision 1. [UPON DEATH; TIME OF ASSESSMENT.] (a) All taxes imposed by this chapter shall take effect at and upon the death of the person from whom the transfer is made and shall be due and payable at the expiration of 12 months from such death, except as otherwise provided in this chapter. *Provided, that any taxpayer may choose to pay these taxes in five equal installments over a period of time not to exceed five years. When a taxpayer elects to pay the tax in installments, he shall notify the commissioner in writing no later than 12 months after the death of the person from whom the transfer is made, and any amounts of unpaid tax shall bear interest at a rate specified in section 270.75.*

(b) (A) False return—in the case of a false or fraudulent return with the intent to evade tax, any additional tax resulting therefrom may be assessed at any time.

(B) No return—in the case of failure to file a return, the tax may be assessed at any time.

(C) Omissions—in the case where there is omitted from the estate items subject to tax under this chapter the tax on such omitted items may be assessed at any time.

In determining the items omitted, there shall not be taken into account any item which has been disclosed in the return or in a statement attached to the return in a manner adequate to apprise the commissioner of the nature and amount of such item.

(c) Where, before the expiration of the time prescribed in this chapter for the determination or adjustment of the tax, the commissioner and the taxpayer shall consent in writing to the extension of time for such determination or adjustment the tax may be determined at any time prior to the expiration agreed upon and in the manner agreed upon. The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon.

(d) The estate tax prescribed in section 291.34, notwithstanding the period of limitations prescribed for determination of the inheritance tax in this chapter shall be determined by the commissioner not later than 90 days following the filing of the Minnesota estate tax return with the commissioner, together with a copy of the federal audit report or the closing letter accepting the federal return as originally filed.

Sec. 5. Minnesota Statutes 1974, Section 291.11, is amended by adding a subdivision to read:

*Subd. 10. The commissioner may extend the time for payment of the inheritance taxes provided by this chapter for a period not to exceed two years if the payment of the inheritance taxes would result in an undue hardship on the estate. The amount of tax which has been deferred under this section shall bear interest at the rate specified in section 270.75.*

Sec. 6. Minnesota Statutes 1974, Section 291.14, Subdivision 2, is amended to read:

Subd. 2. (1) Except as provided in clause (4) of this subdivision, where a lien for inheritance tax imposed under this chapter may be enforced against real property transferred to surviving joint tenants, or upon property transferred by a decedent during such decedent's lifetime, the surviving joint tenants or the transferees of the property so transferred by the decedent shall file on a form prescribed by the commissioner a schedule of non-probate assets listing the property or interest taxable. Any tax due on the transfer of such property or interest to the surviving joint tenants or to the transferees of the property so transferred by the decedent shall be reported on an inheritance tax return filed with the commissioner pursuant to section 291.09, and shall be a lien upon the interest of the surviving joint tenants or the transferees, until paid, and the surviving joint tenants or the transferees shall be personally liable for such tax to the extent of the value of such property.

(2) No lien shall be enforced against real property subject to the provision of clause (1) of this subdivision unless the state shall assert the same by filing a statement of such lien in the office of the register of deeds or registrar of titles in the county wherein such real estate may be situated within ten years from the date of recording a copy of the death record of the deceased

joint tenant or deceased transferor, together with a copy of the schedule of non-probate assets required to be filed with the commissioner pursuant to clause (1) of this subdivision, which copy shall have been duly acknowledged by the commissioner.

(3) Where the tax on property subject to the provisions of clause (1) of this subdivision has been paid, or if there is deposited with the commissioner cash in an amount equal to the tax which, in the judgment of the commissioner, may be due upon the transfer of such property, or if there is no tax required to be paid, the commissioner shall certify on an affidavit of survivorship-remainderman, described by the commissioner, that the lien has been satisfied or waived as the case may be. The affidavit so certified may be recorded as are other instruments affecting the title to real estate.

(4) (a) (i) When the decedent's death occurred subsequent to April 20, 1939, the provisions of this clause shall apply to the spouse, minor or dependent natural or adopted child of the decedent, or to the combination of classes of persons included herein,

(ii) When decedent's death occurred in the period beginning on April 21, 1939, and ending April 25, 1949, the provisions of this clause shall apply to the spouse, minor or dependent natural or adopted child or any other issue of the decedent, or to any combination of classes of persons included in this subparagraph (ii),

(b) Where the homestead is held in joint tenancy with the right of survivorship by the decedent and persons meeting the conditions described in (a) above, an affidavit in the form and manner prescribed by the commissioner, may be delivered to the register of deeds or the registrar of titles. Such affidavit shall declare

(i) that the surviving joint tenant or tenants were members of the classes described in (a) above at the date of decedent's death (if any of the surviving joint tenants were minors, state date of such minor's birth),

(ii) that the property described as the homestead was owned and occupied by the decedent as his principal dwelling place at date of death,

(iii) that the quantity of land included in such property is not in excess of (THE MAXIMUM AMOUNT ALLOWED FOR PURPOSES OF THE HOMESTEAD EXEMPTION BY SECTION 510.02) 120 acres, and not included in the laid out or platted portion of any city. If the land is within a laid out or platted portion of a city, its area shall not exceed one-half of an acre,

(iv) that the gross market value of such property at date of death was not in excess of (\$30,000) \$45,000,

(v) the affidavit to be delivered to the register of deeds or registrar of titles shall have attached thereto a certified copy of the death certificate with respect to the death of the deceased joint tenant.

The affidavit shall be in lieu of an affidavit of survivorship certified by the commissioner and shall extinguish the lien imposed on such property by clause (2) of this subdivision, and shall be recorded or filed as a document affecting the title to the real estate. The register of deeds or registrar of titles shall not be required to verify the declarations made in such affidavit.

(c) A copy of the affidavit (which need not bear a copy of the death certificate) shall be supplied to the register of deeds or registrar of titles; he will forward this copy to the commissioner at his office in St. Paul, Minnesota.

(d) Where it appears that a schedule of non-probate assets would otherwise not be required to be filed, the property, the lien on which has been extinguished in accordance with the provisions of paragraph (a) above, need not be reported on a schedule of non-probate assets.

Sec. 7. Minnesota Statutes, 1975 Supplement, Section 291.14, Subdivision 4, is amended to read:

Subd. 4. The lien of the state for inheritance taxes payable by a personal representative shall not extend to any right acquired by a bona fide purchaser, mortgagee, or lessee through any conveyance made by such personal representative, provided that such personal representative delivers to the register of deeds or registrar of titles, as the case may be, a declaration that the property described therein has been sold to a bona fide purchaser, or has been mortgaged or leased, as the case may be. The declaration so submitted shall have attached thereto a certified copy of letters evidencing the appointment of such personal representative. The register of deeds or registrar of titles shall submit a copy of such declaration to the commissioner at his office in St. Paul, Minnesota, without any requirement that the statements made therein by such personal representative have been verified. The lien so extinguished with respect to such bona fide purchaser, mortgagee or lessee shall not be reinstated or challenged by the commissioner.

Sec. 8. Minnesota Statutes, 1975 Supplement, Section 291.15, is amended to read:

291.15 [INTEREST.] If such tax is not paid within 12 months from the accruing thereof, *or within five years from the accruing thereof for taxpayers who elect to pay the tax in installments, or if the taxpayer does not timely pay an installment when it comes due*, interest shall be charged and collected thereon at the rate specified in section 270.75 from the due date until

the date the tax is paid. In the event a person or corporation upon proper authorization makes a payment to be applied against the tax thereafter, no interest shall accrue on the amount so paid. All payments shall be applied first to penalties, next to interest and then upon principal.

In the event that the amount applied against the tax exceeds the tax as determined by the commissioner of revenue, the commissioner shall upon proper application order the refundment without interest. The commissioner of finance shall cause such refund to be paid out of the proceeds of the tax imposed by chapter 291, and so much of said proceeds as are sufficient to make the refund are hereby appropriated.

Sec. 9. Minnesota Statutes 1974, Section 291.20, Subdivision 1, is amended to read:

**291.20 [SAFETY DEPOSIT COMPANIES NOT TO TRANSFER FUNDS.]** Subdivision 1. No person holding securities (OF) or assets belonging at the time of death of a decedent to him or to him and another or others as joint tenants, or having on deposit funds in excess of \$1,000 to the credit of a decedent, *or to the decedent* and another or others as joint tenants, or to the credit of the decedent as trustee for another or others, or renting a safe deposit box or other place of safekeeping to a decedent, individually or as joint tenant or tenant in common, shall deliver or transfer the same to any person, or permit any person to have access thereto, unless notice of the time and place of such intended transfer or access be served upon the county treasurer, personally or by representative, in which event the county treasurer, personally or by representative, may examine said securities, assets, funds or contents of such safe deposit box, at the time of such delivery, transfer or access. If, upon such examination the county treasurer or his representative shall for any cause deem it advisable that such securities, assets or funds should not be immediately delivered or transferred, or access to said safe deposit box or other place of safekeeping should not immediately be granted, he may forthwith notify in writing such person to defer delivery or transfer or access, as the case may be, for a period not to exceed ten days from the date of such notice, and thereupon it shall be the duty of the person notified to defer such delivery, transfer or access until the time stated in such notice or until prior revocation thereof. Failure to serve the notice first above mentioned, or to allow such examination, or to defer delivery or transfer of such securities, assets, or funds, or to refuse access to such safe deposit box or other place of safekeeping for the time stated in the second of such notices, shall render such person liable to the payment of the tax due, not exceeding \$1,000, upon the transfer of said securities, assets, or funds, or upon securities, assets, or moneys in such safe deposit box or other place of safekeeping, pursuant to the provisions of this act; provided, however, that nothing herein contained shall subject such per-

son to liability for the payment of any such tax unless such person had knowledge of the death of the decedent prior to such delivery or transfer of such securities, assets, or funds, or entry to said safe deposit box or other place of safekeeping. (NOTHING HEREIN CONTAINED SHALL APPLY WITH RESPECT TO NEGOTIABLE INSTRUMENTS ON WHICH SUCH PERSON IS OBLIGATED, NOR TO THE DELIVERY OR TRANSFER OF SECURITIES OR ASSETS STANDING IN THE NAME OF DECEDENT ALONE, EXCEPT CONTENTS OF SAFE DEPOSIT BOXES, TO HIS DULY QUALIFIED EXECUTOR, ADMINISTRATOR OR PERSONAL REPRESENTATIVE.) The word "person" as used herein shall include individual persons, safe deposit companies, banks, trust companies, savings and loan associations, partnerships and all other organizations.

Any person seeking access to any safe deposit box upon the death of any person who at the time of his death was a tenant thereof either individually or as joint tenant or tenant in common, or seeking to withdraw securities, assets or funds belonging to the decedent or which decedent had the right to withdraw, shall notify the person renting such safe deposit box or holding such securities, assets or funds of the decedent's death. Any person who wilfully fails to give the notice of the death of the decedent required by this paragraph with intent to evade taxes due hereunder shall be guilty of a misdemeanor. It shall be a complete defense to any prosecution under the provisions of this subdivision that no inheritance tax was due from the decedent's estate.

Sec. 10. Minnesota Statutes 1974, Section 291.20, Subdivision 4, is amended to read:

Subd. 4. Every corporation, partnership, association or individual required to pay benefits to the estate or to a beneficiary of a deceased employee or former employee under a pension, stock bonus or profit sharing plan taxable under section 291.065, *or to a beneficiary under an individual retirement account described in section 408 of the internal revenue code, as amended*, whether in the form of periodic payments or in a lump sum, and whether directly or through a trust or fund created by the employer for such purpose, shall give notice of such obligation to the commissioner within 30 days after the date of payment, or the date of initial payment if more than one payment is to be made either to the estate or to a named beneficiary of such deceased employee or deceased former employee. Such notice shall be given on the forms prescribed by the commissioner and such notice shall set forth such information as the commissioner shall prescribe.

Sec. 11. Minnesota Statutes 1974, Section 292.05, Subdivision 1, is amended to read:

292.05 [SPECIFIC EXEMPTIONS.] Subdivision 1. [PARTICULAR DONEES.] The following specific exemptions shall

be deducted in computing the amount of the gifts made to any single donee:

(1) \$10,000, if the donee is the (WIFE) *spouse* or minor or dependent child as defined in section 291.005, either by blood or by adoption, of the donor;

(2) \$5,000, if the donee is (THE HUSBAND,) an adult child, by blood or by adoption, other lineal descendant, a stepchild as defined in section 291.005, or any mutually acknowledged child of the donor, or lineal descendants of such adopted or mutually acknowledged children;

(3) \$3,000, if the donee is a lineal ancestor of the donor;

(4) \$1,000, if the donee is a class C donee, as specified in section 292.07;

(5) \$250, if the donee is a class D donee, as specified in section 292.07.

Sec. 12. Minnesota Statutes 1974, Section 292.07, Subdivision 3, is amended to read:

Subd. 3. [CREDITS.] A tax credit shall be allowed, in computing gift taxes due under this act, to the following donees in the following amounts:

(WIFE) *Spouse* of the donor . . . . \$300

Minor child, dependent child as defined in section 291.005, or any minor legally adopted child of the donor . . . . \$75

(HUSBAND,) An adult child, by blood or by adoption, other lineal descendant, a stepchild as defined in section 291.005, or any mutually acknowledged child of the donor, or lineal descendants of such adopted, dependent or mutually acknowledged children or of a stepchild . . . . \$20

Lineal ancestors of the donor . . . . \$60

Brother or sister of the donor, a descendant of such brother or sister, a (WIFE) *spouse* or (WIDOW) *surviving spouse* of a (SON) *child* of the donor (, AND THE HUSBAND OF A DAUGHTER OF THE DONOR) . . . . \$30

Brother or sister of the father or mother of the donor, and a descendant of a brother or sister of the father or mother of the donor . . . . \$40

All others . . . . \$20



The credit provided by this subdivision shall be allowed once only with respect to gifts by the donor to the same donee, and shall apply only to offset tax which would otherwise be due on gifts made on or after January 1, 1959.

Sec. 13. Minnesota Statutes 1974, Section 292.07, Subdivision 5, is amended to read:

Subd. 5. [CLASSES OF DONEES DEFINED.] Class A donees shall include only the (WIFE) *spouse* and minor or dependent child, as defined in section 291.005, of the donor, and a minor or dependent legally adopted child of the donor. Class B donees shall include only the (HUSBAND OF THE DONOR,) adult child, stepchild as defined in section 291.005, or adult legally adopted child and the lineal issue of such stepchild or adopted child, lineal descendants and ancestors of the donor, any child of the donor to whom he or she has stood in the mutually acknowledged relation of parent for not less than ten years prior to the making of the gift if such relationship began at or before such child's fifteenth birthday and was continuous for ten years thereafter, and the lineal issue of such child. Class C donees shall include only a brother or sister of the donor, a descendant of such brother or sister (, A WIFE OR WIDOW OF A SON) *and a spouse or surviving spouse of a child of the donor (, AND THE HUSBAND OF A DAUGHTER OF THE DONOR).* Class D donees shall include all donees other than those includible in the foregoing classes.

Sec. 14. *Section 7 of this act is effective on January 1, 1976. Sections 11, 12 and 13 are effective for gifts made after December 31, 1976. The remainder of this act is effective for estates of decedents dying after June 30, 1976."*

Further, amend the title as follows:

Line 2, strike "inheritance taxes;"

Strike lines 3 and 4 and insert "increasing inheritance tax exemptions; providing that the same inheritance and gift tax rates and exemptions apply to widow and widower; increasing the maintenance deduction; providing for the payment of the inheritance tax in installments over five years; providing an undue hardship deferral; amending Minnesota Statutes 1974, Sections 291.03; 291.05; 291.10; 291.11, Subdivision 1, and by adding a subdivision; 291.14, Subdivision 2; 291.20, Subdivisions 1 and 4; 292.05, Subdivision 1; 292.07, Subdivisions 3 and 5; and Minnesota Statutes, 1975 Supplement, Sections 291.14, Subdivision 4; and 291.15.

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 2144, A bill for an act relating to the state transportation system; creating the Minnesota state transportation fund; appropriating money therefrom for construction and reconstruction of bridges and bridge approaches; authorizing the issuance of state bonds therefor pursuant to article XI of the constitution.

Reported the same back with the following amendments:

Page 1, line 19, delete "and connecting road networks" and insert ", municipal streets and township roads".

Page 3, line 5, after "fund" insert "to the commissioner of highways".

Page 3, line 11, delete "and to standards, criteria and".

Page 3, line 12, delete "priorities established by the law".

Page 3, line 28, delete "standards for".

Page 3, line 29, delete "eligibility,".

Page 4, line 14, delete "and regional planning agencies".

Page 4, line 16, delete "recommendation to the state planning".

Page 4, line 17, delete "agency in".

Page 8, line 12, after "to" insert "the state planning agency for use by".

Page 8, line 14, delete "needed for" and insert "on".

Page 8, line 17, delete "grants to counties" and insert "use by the commissioner of highways".

Page 8, line 18, delete "and bridge approaches needed for county".

Page 8, delete lines 19 and 20 and insert "on the following road systems:

(a) County highway systems \$160,000,000.

(b) Municipal street systems \$50,000,000.

(c) Township road systems \$90,000,000.”

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

There being no objection the second reading of H. F. No. 1882 was laid over temporarily.

H. F. Nos. 1989, 1911, 1912, 2002, 2344, 81, 1866 and 1349 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 1901 and 1949 were read for the second time.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Eckstein, Norton, Kahn, Searle and Anderson, I., introduced:

H. F. No. 2466, A bill for an act relating to historic sites; designating additional historic sites; amending Minnesota Statutes 1974, Sections 138.081, by adding a subdivision; 138.53, Subdivisions 7, 38, and by adding subdivisions; 138.58, by adding subdivisions; and 138.73, Subdivision 17.

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

Faricy, Smith, Samuelson, Searle and Erickson introduced:

H. F. No. 2467, A bill for an act relating to the organization and operation of state government; codifying various provisions formerly contained as riders in appropriation acts; amending Minnesota Statutes 1974, Sections 3.755; 16A.28; 16A.72; 38.02, Subdivision 1, and by adding a subdivision; 121.26; 125.08; 136.06; 136.11, Subdivisions 1 and 2, and by adding subdivisions; 136.13; 136.62, by adding a subdivision; 137.02, Subdivision 3, and by adding subdivisions; 138.01; 144.169, by adding a subdivision; 158.04; 158.05; 158.08; 161.142, Subdivision 6; 161.201; 167.45; 171.26; 173.231; 241.27, by adding a subdivision; 243.44; 245.61; 245.65, Subdivision 1; 246.02, Subdivisions 2 and 4; 248.07, Subdivision 8; 252.27, Subdivision 1; 254A.08, Subdivision 3; 256.01, Subdivision 8; 256.011; 260.311, Subdivision

5; 299D.03, Subdivision 6; 299D.04; 352B.02, Subdivision 1; Chapters 134, 136, 137, 138, 139, 161, 242, 245, and 246, by adding sections; Minnesota Statutes, 1975 Supplement, Sections 16.02, Subdivision 16; 136A.121, Subdivision 3; 139.10, by adding subdivisions; 243.09, Subdivision 3; 252.24, Subdivision 4; 260.251, Subdivision 1a; 268.08, Subdivision 5; repealing Minnesota Statutes 1974, Sections 136.821; 161.241, Subdivision 5; 161.261, Subdivision 3; 167.40; 299D.03, Subdivision 4; Laws 1969, Chapter 157, Section 2; Laws 1973, Chapter 768, Section 23; and Laws 1975, Chapter 433, Section 20.

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

Luther, Munger, Hanson, Vento and Johnson, D., introduced:

H. F. No. 2468, A bill for an act relating to public utilities; providing a lifeline rate for minimum energy needs; establishing minimum levels of energy use; requiring filing; requiring a report to the legislature.

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

Berglin and Kahn introduced:

H. F. No. 2469, A bill for an act relating to crimes; criminal sexual conduct; amending Minnesota Statutes 1974, Sections 246.43, Subdivision 1; 609.195; 609.293, Subdivision 5; Minnesota Statutes, 1975 Supplement, Sections 609.11, Subdivision 1; 609.341, Subdivision 10; 609.345; repealing Minnesota Statutes 1974, Section 609.293, Subdivisions 2, 3, and 4.

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

Nelson; Norton; Sieben, M.; Petrafeso and Heinitz introduced:

H. F. No. 2470, A bill for an act relating to education; learning disabled children; requiring the state board of education to make grants to court services for improving educational services to delinquent youth; appropriating money.

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

Erickson, Mann, Searle, Smith and Menning introduced:

H. F. No. 2471, A bill for an act relating to education; appropriating money to Independent School District No. 518 for programs for handicapped children.

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

Neisen and McCollar introduced:

H. F. No. 2472, A bill for an act relating to Independent School District No. 624 and Independent School District No. 12; providing for the exchange of territory between the districts.

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

Lemke, Friedrich, Schulz and Wieser introduced:

H. F. No. 2473, A bill for an act relating to game and fish; seasons for the taking of deer; amending Minnesota Statutes, 1975 Supplement, Section 100.27, Subdivision 2.

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

Erickson, McCauley and Brinkman introduced:

H. F. No. 2474, A bill for an act relating to insurance; providing a countersignature commission; amending Minnesota Statutes 1974, Section 60A.17, Subdivision 3.

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

Adams, L.; Knoll; Carlson, L.; Arlandson and Sieben, H., introduced:

H. F. No. 2475, A bill for an act relating to public welfare; providing for the licensure and regulation of social workers; establishing the board of social worker examiners; prescribing penalties.

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

Arlandson and Petrafeso introduced:

H. F. No. 2476, A bill for an act relating to the city of St. Louis Park; authorizing a supplemental retirement plan for elected officials.

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

Dean, Faricy, Swanson, Carlson, A., and Knickerbocker introduced:

H. F. No. 2477, A bill for an act relating to health; authorizing the board of medical examiners to issue licenses to certain persons who practice massage; amending Minnesota Statutes 1974, Chapter 145, by adding a section.

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

Sherwood and Niehaus introduced:

H. F. No. 2478, A resolution withdrawing ratification of a proposed amendment to the Constitution of the United States of America relating to equal rights for men and women under the law.

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

Lindstrom, Sherwood, Schreiber and Graba introduced:

H. F. No. 2479, A bill for an act relating to county planning and zoning; authorizing certain county boards to prohibit the filing, registering or recording of land conveyance instruments under certain circumstances; amending Minnesota Statutes 1974, Section 394.37, Subdivision 1.

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

Lindstrom; Luther; Suss; Adams, S.; and Carlson, R., introduced:

H. F. No. 2480, A bill for an act relating to child support and paternity; providing for continuing court orders; granting county court jurisdiction; amending Minnesota Statutes 1974, Sections 256.87, Subdivision 1; 256.872; 256.873; 257.253; 257.254; 257.257; 257.259; 257.261, Subdivision 1; 257.29; 393.07, Subdivision 9; and 518.49.

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

Luther, Arlandson, Schreiber, Dean and Kroening introduced:

H. F. No. 2481, A bill for an act relating to courts; clarifying fee exclusions for the Hennepin county municipal court; amending Minnesota Statutes 1974, Section 488A.03, Subdivision 11a.

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

Carlson, R., introduced:

H. F. No. 2482, A bill for an act relating to the towns of Moose Lake in Carlton county and Windemere in Pine county; authorizing the Moose Lake and Windmere area sanitary sewer district to exercise certain powers of sanitary districts; providing for the election of members of the sanitary sewer board; amending Laws 1974, Chapter 400, Sections 3, Subdivisions 5 and 12; 4, Subdivision 2, and by adding subdivisions; 8 by adding a subdivision; and by adding a section; repealing Laws 1974, Chapter 400, Section 4, Subdivisions 3, 4, 5 and 8.

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

Carlson, A.; Skoglund; Dean and Knoll introduced:

H. F. No. 2483, A bill for an act relating to the city of Minneapolis; prohibiting construction of certain buildings near its lakes.

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

Faricy, Berg and Hanson introduced:

H. F. No. 2484, A bill for an act relating to public transit; authorizing public transit authorities to establish public transit aid programs designed to assist nonprofit organizations providing transit services to the elderly and handicapped.

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

Erickson, Menning, Mann, Esau and Dean introduced:

H. F. No. 2485, A bill for an act relating to the counties of Nobles and Rock; authorizing the acquisition of real estate for the operation of television translator systems.

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

Mangan and Clawson introduced:

H. F. No. 2486, A bill for an act relating to taxation; adjusting calculations of taxable value of real property used in tax increment financing by deducting contributions to area-wide tax base; amending Minnesota Statutes 1974, Sections 462.585, Subdivisions 2 and 3; and 473F.02, Subdivision 3.

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

McCauley, Fjoslien, Sieben, M., Hanson and Peterson introduced:

H. F. No. 2487, A bill for an act relating to taxation; providing an income tax credit for commission to coal using facilities; amending Minnesota Statutes 1974, Section 290.06, Subdivision 9.

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

Neisen and Mangan introduced:

H. F. No. 2488, A bill for an act relating to taxation; providing an income tax credit to handicapped individuals and persons having handicapped dependents; amending Minnesota Statutes, 1975 Supplement, Section 290.06, Subdivision 3c.

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



Schreiber, Fudro, Beauchamp, Sieben, H., and Wigley introduced:

H. F. No. 2489, A bill for an act relating to highway traffic regulations; special permits for oversize and overweight vehicles; authorizing an annual permit for refuse compactor vehicles and prescribing maximum loads thereon; providing a fee therefor; amending Minnesota Statutes 1974, Section 169.86, Subdivision 5.

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

Lindstrom and Schumacher introduced:

H. F. No. 2490, A bill for an act relating to highways; designating and establishing the route of the "Glacial Ridge Trail"; amending Minnesota Statutes 1974, Section 161.14, Subdivision 15.

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

Luther and Brinkman introduced:

H. F. No. 2491, A bill for an act relating to insurance; establishing a temporary joint underwriting association for medical malpractice insurance; requiring membership; setting standards; providing for appeals, recovery of contributions and reporting of financial conditions; establishing an expiration date.

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

Munger, Sabo and Hanson introduced:

H. F. No. 2492, A bill for an act relating to environmental protection; limiting the sale and use of organic compounds known as polychlorinated biphenyls; permitting exemptions; requiring labels; defining terms; providing a penalty.

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

#### HOUSE ADVISORY BILLS

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

Menning, Fudro and Swanson introduced:

H. A. B. No. 63, Feasibility of Establishing a Minnesota Public Works Program.

The bill was referred to the Committee on Labor-Management Relations.

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

A message from the Senate requesting that the House concur in the Senate amendments to H. F. No. 1527 was reported to the House.

There being no objection, the message from the Senate relating to H. F. No. 1527 was laid over until Monday, March 1, 1976, and the bill was ordered unofficially engrossed and printed to include the Senate amendments.

Mr. Speaker:

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

H. F. No. 933, A bill for an act relating to elections; requiring that uncontested nonpartisan offices appear at the end of the ballot; amending Laws 1975, Chapter 5, Section 55, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

### CONCURRENCE AND REPASSAGE

Carlson, L., moved that the House concur in the Senate amendments to H. F. No. 933 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 933, A bill for an act relating to elections; requiring that uncontested nonpartisan offices appear at the end of the ballot; amending Minnesota Statutes, 1975 Supplement, Section 203A.33 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 113, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 404, A bill for an act relating to banks; cash reserves of banks and trust companies; recordkeeping of savings associations; amending Minnesota Statutes 1974, Sections 48.22; and 51A.19, Subdivision 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

Brinkman moved that the House refuse to concur in the Senate amendments to H. F. No. 404, 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.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 404:

Brinkman, Philbrook and Sieloff.

## CONSENT CALENDAR

S. F. No. 2034, A bill for an act relating to natural resources; authorizing the marking and designation of canoe and boating routes on the Straight river; amending Minnesota Statutes 1974, Section 85.32, 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 117, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1932, A bill for an act relating to state administrative procedures; amending Minnesota Statutes 1974, Section 15.0418; and Minnesota Statutes, 1975 Supplement, Section 15.0411, Subdivisions 3 and 4.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 119, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 1959, A bill for an act authorizing the commissioner of administration to convey a portion of a water system at the Red Wing state training school to the city of Red Wing.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2011, A bill for an act relating to state lands; authorizing the conveyance of certain state lands in Goodhue county to the city of Red Wing.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1462, A bill for an act relating to Ramsey county; permitting the board of county commissioners to set the number of members of the county civil service commission.

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

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

The bill was passed and its title agreed to.

H. F. No. 2326, A bill for an act relating to highway traffic regulations; driving restrictions on certain juveniles; repealing Minnesota Statutes 1974, Section 169.131.

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 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kempe, R.

The bill was passed and its title agreed to.

## SECOND READING OF HOUSE BILLS, Continued

H. F. No. 1882 which earlier in the day was laid over temporarily was read for the second time.

Laidig moved that H. F. No. 1882 be re-referred to the Committee on Agriculture.

A roll call was requested and properly seconded.

The question was taken on the motion and the roll being called, there were yeas 45, and nays 69, as follows:

Those who voted in the affirmative were:

Adams, S.	Eken	Kaley	Niehaus	Schumacher
Berg	Erickson	Kelly, W.	Parish	Searle
Biersdorf	Esau	Knickerbocker	Peterson	Sieloff
Brinkman	Evans	Kvam	Petraseso	Ulland
Carlson, A.	Forsythe	Laidig	Philbrook	Vanasek
Clark	Friedrich	Lemke	Pleasant	Vento
Corbid	Fugina	Mann	Savelkoul	Wigley
Dean	Heinitz	McCauley	Schreiber	Zubay
Eckstein	Jopp	Moe	Schulz	Speaker Sabo

Those who voted in the negative were:

Abeln	Doty	Kalis	Munger	Sieben, M.
Adams, L.	Enebo	Kelly, R.	Neisen	Simoneau
Albrecht	Ewald	Kempe, A.	Norton	Skoglund
Anderson, G.	Faricy	Kempe, R.	Novak	Smogard
Anderson, I.	Fjoslien	Ketola	Osthoff	Suss
Begich	Fudro	Knoll	Patton	Swanson
Birnstihl	Graba	Kostohryz	Pehler	Tomlinson
Braun	Hanson	Langseth	Reding	Volk
Byrne	Hokanson	Luther	St. Onge	Voss
Carlson, L.	Jacobs	Mangan	Samuelson	Wenstrom
Carlson, R.	Jensen	McCarron	Sarna	Wenzel
Casserly	Johnson, D.	McCollar	Setzepfandt	White
Dahl	Jude	McEachern	Sherwood	Wieser
DeGroat	Kahn	Menning	Sieben, H.	

The motion did not prevail.

## CALENDAR

S. F. No. 1949 was reported to the House.

## SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Erickson moved that the rule therein be suspended and an urgency be declared so that S. F. No. 1949 be



given its third reading and be placed upon its final passage. The motion prevailed.

Erickson moved that the rules of the House be so far suspended that S. F. No. 1949 be given its third reading and be placed upon its final passage. The motion prevailed.

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

The bill was passed and its title agreed to.

H. F. No. 1891, A bill for an act relating to civil defense; providing for an interstate civil defense and disaster compact; repealing Laws 1951, Chapter 669.

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 100, and nays 17, as follows:

Those who voted in the affirmative were:

Abeln	Eckstein	Kalis	Norton	Sieben, H.
Adams, L.	Eken	Kelly, R.	Novak	Sieben, M.
Adams, S.	Enebo	Kelly, W.	Osthoff	Sieloff
Albrecht	Erickson	Kempe, A.	Parish	Simoneau
Anderson, G.	Evans	Kempe, R.	Patton	Smith
Anderson, I.	Ewald	Ketola	Pehler	Smogard
Begich	Faricy	Knickerbocker	Petraleso	Suss
Berg	Fjoslien	Knoll	Philbrook	Swanson
Biersdorf	Forsythe	Kostohryz	Pleasant	Tomlinson
Birnstihl	Fudro	Langseth	Prahl	Vanasek
Braun	Graba	Lemke	Reding	Vento
Brinkman	Hanson	Luther	St. Onge	Volk
Byrne	Haugerud	Mann	Samuelson	Voss
Carlson, L.	Heinitz	McCauley	Sarna	Wenstrom
Carlson, R.	Jacobs	McCollar	Savelkoul	Wenzel
Casserly	Jensen	McEachern	Schreiber	White
Clark	Johnson, D.	Menning	Schulz	Wieser
Corbid	Jopp	Munger	Schumacher	Wigley
Dahl	Jude	Neisen	Searle	Williamson
Doty	Kahn	Nelsen	Setzepfandt	Speaker Sabo

Those who voted in the negative were:

Carlson, A.	Esau	Kaley	Peterson	Zubay
Dean	Friedrich	Laidig	Sherwood	
DeGroat	Fugina	Moe	Skoglund	
Dieterich	Hokanson	Niehaus	Ulland	

The bill was passed and its title agreed to.

St. Onge and Swanson were excused at 2:35 p.m.

### GENERAL ORDERS

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

Pursuant to Rule 1.6, a roll call was taken on the motion of Savelkoul to recommend re-referral of S. F. No. 995 to the Committee on Governmental Operations.

The roll being called, there were yeas 26, and nays 84, as follows:

Those who voted in the affirmative were:

Albrecht	Evans	Knickerbocker	Patton	Ulland
Carlson, A.	Forsythe	Kvam	Peterson	Zubay
DeGroat	Friedrich	McCauley	Pleasant	
Eckstein	Hokanson	Menning	Savelkoul	
Erickson	Jude	Nelsen	Setzepfandt	
Esau	Kalis	Niehaus	Sieloff	

Those who voted in the negative were:

Abeln	Corbid	Kaley	Munger	Simoneau
Adams, L.	Dahl	Kelly, R.	Neisen	Skoglund
Adams, S.	Dean	Kelly, W.	Novak	Smith
Anderson, G.	Dieterich	Kempe, A.	Parish	Smogard
Anderson, I.	Doty	Kempe, R.	Pehler	Suss
Arlandson	Eken	Ketola	Petrafeso	Tomlinson
Beauchamp	Enebo	Kostohryz	Philbrook	Vanasek
Begich	Faricy	Laidig	Prahl	Vento
Berg	Fudro	Langseth	Reding	Volk
Braun	Fugina	Lemke	St. Onge	Voss
Brinkman	Graba	Luther	Samuelson	Wenstrom
Byrne	Hanson	Mangan	Sarna	Wenzel
Carlson, L.	Haugerud	Mann	Schulz	White
Carlson, R.	Jacobs	McCarron	Schumacher	Wieser
Casserly	Jensen	McCollar	Searle	Wigley
Clark	Johnson, D.	McEachern	Sherwood	Speaker Sabo
Clawson	Kahn	Moe	Sieben, M.	

The motion did not prevail.

Pursuant to Rule 1.6, a roll call was taken on the motion of Schulz to recommend passage of S. F. No. 995.

The roll being called, there were yeas 99, and nays 15, as follows:

Those who voted in the affirmative were:

Abeln	Corbid	Kelly, R.	Nelsen	Sieben, H.
Adams, L.	Dahl	Kelly, W.	Norton	Sieben, M.
Adams, S.	Dean	Kempe, A.	Novak	Sieloff
Anderson, G.	Dieterich	Kempe, R.	Osthoff	Simoneau
Anderson, I.	Doty	Ketola	Parish	Skoglund
Arlandson	Eken	Knickerbocker	Patton	Smith
Beauchamp	Enebo	Knoll	Pehler	Smogard
Begich	Faricy	Kostohryz	Petrafeso	Suss
Berg	Forsythe	Kvam	Philbrook	Tomlinson
Biersdorf	Fugina	Laidig	Pleasant	Ulland
Birnstihl	Graba	Langseth	Prahl	Vanasek
Braun	Hanson	Luther	Reding	Vento
Brinkman	Haugerud	Mangan	St. Onge	Volk
Byrne	Hokanson	Mann	Samuelson	Voss
Carlson, A.	Jacobs	McCarron	Schreiber	Wenstrom
Carlson, L.	Jensen	McCollar	Schulz	Wenzel
Carlson, R.	Johnson, D.	McEachern	Schumacher	White
Casserly	Jopp	Moe	Searle	Wigley
Clark	Jude	Munger	Setzepfandt	Speaker Sabo
Clawson	Kahn	Neisen	Sherwood	

Those who voted in the negative were:

DeGroat	Esau	Kaley	Menning	Savelkoul
Eckstein	Evans	Kalis	Niehaus	Wieser
Erickson	Friedrich	Lemke	Peterson	Zubay

The motion prevailed.

Pursuant to Rule 1.6, a roll call was taken on the following amendment to S. F. No. 1135 offered by Langseth:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Section 340.02, Subdivision 3, is amended to read:

Subd. 8. [PERSONS ELIGIBLE.] Licenses hereunder shall be issued only to persons who are citizens of the United States and who are of good moral character and repute, who have attained the age of (18) 19 years and who are proprietors of the establishments for which the licenses are issued.

Sec. 2. Minnesota Statutes 1974, Section 340.035, Subdivision 1, is amended to read:

340.035 [PERSONS UNDER 19.] Subdivision 1. It shall be unlawful for any:

(1) Licensee or his employee to sell or serve non-intoxicating malt liquor to any (MINOR) *person under the age of 19 years* or to permit any (MINOR) *person under the age of 19 years* to consume non-intoxicating malt liquor on the licensed premises (OR TO PERMIT ANY MINOR TO LOITER OR TO REMAIN IN THE ROOM WHERE NON-INTOXICATING MALT LIQUOR IS BEING SOLD OR SERVED UNLESS ACCOMPANIED BY HIS PARENT OR LEGAL GUARDIAN);

(2) Person other than the parent or legal guardian to procure non-intoxicating malt liquor for any (MINOR) *person under the age of 19 years*;

(3) Person to induce a (MINOR) *person under the age of 19 years* to purchase or procure non-intoxicating malt liquor;

(4) (MINOR) *Person under the age of 19 years* to misrepresent his age for the purpose of obtaining non-intoxicating malt liquor;

(5) (MINOR) *Person under the age of 19 years* to consume any non-intoxicating malt liquor unless in the company of his parent or guardian;

(6) (MINOR) *Person under the age of 19 years* to have in his possession any non-intoxicating malt liquor, with intent to consume same at a place other than the household of his parent or guardian. Possession of such non-intoxicating malt liquor at a place other than the household of his parent or guardian shall be prima facie evidence of intent to consume the same at a place other than the household of his parent or guardian.

Sec. 3. Minnesota Statutes 1974, Section 340.119, Subdivision 2, is amended to read:

Subd. 2. A bottle club may allow members to bring and keep a personal supply of intoxicating liquors in lockers assigned to such members. A bottle club or any unincorporated society which shall have more than 50 members and which shall have, for more than a year, owned, hired, or leased space in a building of such extent and character as may be suitable and adequate for reasonable and comfortable accommodations for its members, may allow members to bring and keep a personal supply of intoxicating liquors in lockers assigned to such members. Every bottle, container, or other receptacle containing intoxicating liquor stored by members shall have attached to it a label signed by the member of the club. All liquor on the premises of the club shall be labeled as herein required, and any not being actually used or consumed by the owner thereof shall be kept in a locker designated to the use of such member. It shall be unlawful for any club member under (18) 19 years of age to be assigned a locker for the storage of intoxicating liquor, or to consume or display or be permitted to consume or display intoxicating liquor on any premises owned or controlled by such private club.

Sec. 4. Minnesota Statutes 1974, Section 340.13, Subdivision 12, is amended to read:

Subd. 12. [LICENSES; PERSONS ELIGIBLE.] No license shall be issued to other than a citizen of the United States (OVER 18) 19 years of age or over who shall be of good moral character and repute, nor to any person who within five years prior to the application of such license has been convicted of any wilful violation of any law of the United States or the state of Minnesota or of any local ordinance with regard to the manufacture, sale, distribution, or possession for sale or distribution of intoxicating liquor, nor to any person whose license under the intoxicating liquor act shall be revoked for any wilful violation of any such laws or ordinances.

Sec. 5. Minnesota Statutes 1974, Section 340.355, is amended to read:

340.355 [MUNICIPAL LIQUOR STORE; SUSPENSION OF OPERATION, PROCEDURE.] When a municipal officer or employee of a city is convicted of (1) selling intoxicating liquor or non-intoxicating malt liquor to (A MINOR OR OTHER) an ineligible person, (2) selling intoxicating liquor or non-intoxicating malt liquor at a time when such sale is prohibited by law, (3) selling intoxicating liquor or non-intoxicating malt liquor for re-sale, (4) selling intoxicating liquor or non-intoxicating malt liquor on which the required state tax has not been paid, (5) selling intoxicating liquor for consumption off the premises

for less than the price required by law, or (6) violating statutory restrictions on gambling and gambling devices and apparatus, and when the offense resulting in such conviction has occurred in an exclusive liquor store operated by the municipality, the court in which the conviction occurs shall mail to the state liquor control commissioner within ten days of the conviction a record of the conviction. The commissioner shall thereupon send notice of the conviction to the county attorney of the county in which the municipal liquor store is located. The county attorney promptly after receipt of the notice shall commence an action in the district court in the name of the state against the municipality to suspend the operation of the store as provided by this act. The complaint shall recite the facts of the conviction and shall include a prayer for judgment suspending operation of the store for a period not exceeding 30 days. A copy of the summons and complaint shall be mailed to the liquor control commissioner. The municipality shall have ten days within which to answer, setting forth such facts as are relevant to proof of the conviction and to the determination of the penalty to be imposed.

Sec. 6. Minnesota Statutes 1974, Section 340.403, Subdivision 3, is amended to read:

Subd. 3. [LICENSE GRANTED.] Upon the filing of an application, the approval of the bond, and the payment of the license fee, the commissioner shall grant the license unless it shall appear that the applicant: (1) is not a citizen of the United States; or (2) is not (OVER 18) 19 years of age or over; or (3) has been convicted of a felony under the laws of this state; or (4) has had his license revoked within a period of one year prior to the filing of his application; or (5) has not been a resident of Minnesota or has not been qualified as a corporation to do business in Minnesota for more than 90 days prior to application. In the event the applicant is a corporation its managing officers must possess the qualifications herein stated in respect to (1), (2), (3), and (4).

No wholesale malt beverage license shall be granted to any person unless he shall have within the state of Minnesota warehouse space either owned or leased by him and shall have adequate delivery facilities to perform the function of wholesaling malt beverages. Provided that the requirements of this subdivision as to residence and warehouse space shall not apply to any wholesaler in an adjoining state which permits Minnesota resident licensees to deliver malt beverages to retailers without warehousing in that state or to any wholesaler in an adjoining state delivering malt beverages manufactured in Minnesota.

Sec. 7. Minnesota Statutes 1974, Section 340.73, Subdivision 1, is amended to read:

340.73 [PERSONS TO WHOM SALES ARE ILLEGAL.] Subdivision 1. It shall be unlawful for any person, except a licensed pharmacist to sell, give, barter, furnish, deliver, or dispose of, in any manner, either directly or indirectly, any spirituous, vinous, malt, or fermented liquors in any quantity, for any purpose, whatever, to any (MINOR) person *under the age of 19 years*, or to any intoxicated person, or to any public prostitute.

Sec. 8. Minnesota Statutes 1974, Section 340.731, is amended to read:

340.731 [PERSONS UNDER 19, FORBIDDEN ACTS OR STATEMENTS.] It shall be unlawful for (1) a (MINOR) *person under the age of 19 years* to enter any premises licensed for the retail sale of alcoholic beverages or any municipal liquor store for the purpose of purchasing, or having served or delivered to him or her, any alcoholic beverage containing more than one-half of one percent of alcohol by volume or

(2) a (MINOR) *person under the age of 19 years* to consume any intoxicating liquor or to purchase, attempt to purchase or have another purchase for him or her any intoxicating liquor; or

(3) any person to misrepresent or misstate his or her age, or the age of any other person for the purpose of inducing any licensee or any employee of any licensee, or any employee of any municipal liquor store, to sell, serve or deliver any alcoholic beverage to a (MINOR) *person under the age of 19 years*; or

(4) a (MINOR) *person under the age of 19 years* to have in his possession any intoxicating liquor, with intent to consume same at a place other than the household of his parent or guardian. Possession of such intoxicating liquor at a place other than the household of his parent or guardian shall be prima facie evidence of intent to consume the same at a place other than the household of his parent or guardian.

Sec. 9. Minnesota Statutes 1974, Section 340.78, is amended to read:

340.78 [SALES TO CERTAIN PERSONS, AFTER NOTICE.] Every person selling liquor to a (MINOR) *person under the age of 19 years*, habitual drunkard, or person under guardianship, after written notice by a parent, husband, wife, child, guardian, master, or employer of such (MINORITY) *age*, habitual drunkenness, or guardianship, or in the case of an habitual drunkard after written notice by the mayor, chief of police, or any member of the council of the municipality in which such habitual drunkard resides, or member of the county board of the county in which such habitual drunkard resides, and within one year after such notice in case of an habitual drunkard, and

in other cases during the (CONTINUANCE OF THE MINORITY) *time the person is under the age of 19 years*, or guardianship, shall be guilty of a misdemeanor.

Sec. 10. Minnesota Statutes 1974, Section 340.79, is amended to read:

340.79 [GIVING TO OR PROCURING FOR CERTAIN PERSONS.] Any person who shall give to, procure or purchase, intoxicating liquors for any (MINOR) person *under the age of 19 years* or other person to whom the sale of intoxicating liquors is by law forbidden, is guilty of a gross misdemeanor and, upon conviction, shall be punished in accordance with the laws of the state.

Sec. 11. Minnesota Statutes 1974, Section 340.80, is amended to read:

340.80 [INDUCING CERTAIN PERSONS TO ENTER SALOON.] Any person who shall assist, procure or induce any (MINOR) person *under the age of 19 years* or other person to whom the sale of liquor is by law forbidden, to enter or visit any saloon, bar, buffet or public drinking place for the purpose of obtaining intoxicating liquors, is guilty of a gross misdemeanor; and, upon conviction, punished therefor according to the laws of the state.

Sec. 12. Minnesota Statutes 1974, Section 340.81, is amended to read:

340.81 [EXCLUSION OF CERTAIN PERSONS FROM PLACES WHERE LIQUOR IS SOLD, AFTER NOTICE; PENALTY.] No (MINOR) person *under the age of 19 years*, intemperate drinker, habitual drunkard, inmate of a poor or alms house, or person under guardianship, shall be allowed in any room where intoxicating liquor is sold in less quantities than five gallons as a beverage, after written notice upon the licensee or his agent, by parent, husband, wife, child, guardian, master or employer of such (MINORITY) *age*, intemperate drinking, habitual drunkenness or guardianship, or in the case of an intemperate drinker, inmate of a poor or alms house, or habitual drunkard, after written notice by the mayor, chief of police, judge of the municipal court, or any member of the council of the municipality in which such intemperate drinker, or habitual drunkard, resides, or member of the county board of the county in which such inmate of a poor or alms house, intemperate drinker or habitual drunkard resides, and within one year after such notice, in case of an inmate of a poor or alms house, intemperate drinker or habitual drunkard, and in other cases during the (CONTINUANCE OF THE MINORITY) *time the person is under the age of 19 years* or guardianship. Any violation of this section shall be guilty of a misdemeanor."



Further, strike the title in its entirety and insert:

"A bill for an act relating to intoxicating and non-intoxicating liquor; age for licensing, sale, purchase, consumption, possession and furnishing; amending Minnesota Statutes 1974, Sections 340.02, Subdivision 8; 340.035, Subdivision 1; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.355; 340.403, Subdivision 3; 340.73, Subdivision 1; 340.731; 340.78; 340.79; 340.80; and 340.81."

The roll being called, there were yeas 86, and nays 35, as follows:

Those who voted in the affirmative were:

Abeln	DeGroat	Jacobs	McCollar	Searle
Adams, L.	Doty	Jensen	Menning	Setzepfandt
Adams, S.	Eckstein	Jopp	Munger	Sherwood
Albrecht	Eken	Kaley	Neisen	Sieloff
Anderson, G.	Erickson	Kalis	Nelsen	Smith
Anderson, I.	Esau	Kelly, W.	Nelson	Smogard
Beauchamp	Evans	Kempe, A.	Niehaus	Suss
Berg	Ewald	Kempe, R.	Peterson	Tomlinson
Biersdorf	Fjoslien	Ketola	Petraleso	Ulland
Braun	Forsythe	Knickerbocker	Pleasant	Wenstrom
Brinkman	Friedrich	Knoll	Prahl	Wenzel
Byrne	Fudro	Kvam	Reding	White
Carlson, A.	Fugina	Laidig	Samuelson	Wieser
Carlson, L.	Graba	Langseth	Sarna	Wigley
Carlson, R.	Hanson	Lemke	Savelkoul	
Corbid	Haugerud	Luther	Schreiber	
Dahl	Heinitz	Mann	Schulz	
Dean	Hokanson	McCauley	Schumacher	

Those who voted in the negative were:

Arlandson	Faricy	Moe	Philbrook	Vanasek
Begich	Johnson, D.	Norton	St. Onge	Vento
Casserly	Jude	Novak	Sieben, H.	Volk
Clark	Kahn	Osthoff	Sieben, M.	Voss
Clawson	Kostohryz	Parish	Simoneau	Williamson
Dieterich	Mangan	Patton	Skoglund	Zubay
Enebo	McCarron	Fehler	Swanson	Speaker Sabo

The motion prevailed and the amendment was adopted.

Pursuant to Rule 1.6, a roll call was taken on the motion of Johnson, D., to recommend re-referral of S. F. No. 1135, as amended, to the Committee on Crime Prevention and Corrections.

The roll being called, there were yeas 24, and nays 93, as follows:

Those who voted in the affirmative were:

Adams, L.	George	McCarron	Pehler	Vento
Begich	Johnson, D.	McCauley	St. Onge	Volk
Clark	Jude	Norton	Sieben, H.	Voss
Enebo	Kahn	Osthoff	Sieben, M.	Speaker Sabo
Faricy	Mangan	Patton	Simoneau	

Those who voted in the negative were:

Abeln	Dean	Jacobs	Menning	Setzepfandt
Adams, S.	DeGroat	Jensen	Moe	Sherwood
Albrecht	Doty	Jopp	Nelsen	Sieloff
Anderson, G.	Eckstein	Kaley	Nelson	Skoglund
Anderson, I.	Eken	Kalis	Niehaus	Smith
Arlandson	Erickson	Kelly, R.	Novak	Smogard
Beauchamp	Esau	Kelly, W.	Peterson	Swanson
Berg	Evans	Kempe, A.	Petrafeso	Tomlinson
Biersdorf	Ewald	Kempe, R.	Philbrook	Ulland
Braun	Fjoslien	Ketola	Pleasant	Vanasek
Brinkman	Forsythe	Knickerbocker	Prahl	Wenstrom
Byrne	Friedrich	Knoll	Reding	Wenzel
Carlson, A.	Fudro	Kvam	Rice	White
Carlson, L.	Fugina	Laidig	Sarna	Wieser
Carlson, R.	Graba	Langseth	Savelkoul	Wigley
Casserly	Hanson	Lemke	Schreiber	Williamson
Clawson	Haugerud	Luther	Schulz	Zubay
Corbid	Heinitz	Mann	Schumacher	
Dahl	Hokanson	McCollar	Searle	

The motion did not prevail.

Pursuant to Rule 1.6, a roll call was taken on the motion of Langseth to recommend passage of S. F. No. 1135, as amended:

The roll being called, there were yeas 97, and nays 28, as follows:

Those who voted in the affirmative were:

Abeln	DeGroat	Jopp	Menning	Setzepfandt
Adams, S.	Doty	Kaley	Munger	Sherwood
Albrecht	Eckstein	Kalis	Neisen	Sieloff
Anderson, G.	Eken	Kelly, R.	Nelsen	Skoglund
Anderson, I.	Erickson	Kelly, W.	Nelson	Smith
Arlandson	Esau	Kempe, A.	Niehaus	Smogard
Beauchamp	Evans	Kempe, R.	Novak	Suss
Begich	Ewald	Ketola	Peterson	Tomlinson
Berg	Fjoslien	Knickerbocker	Petrafeso	Ulland
Biersdorf	Forsythe	Knoll	Philbrook	Vanasek
Birnstihl	Friedrich	Kostohryz	Pleasant	Volk
Braun	Fudro	Kvam	Prahl	Wenstrom
Brinkman	Fugina	Laidig	Reding	Wenzel
Byrne	Graba	Langseth	Samuelson	White
Carlson, A.	Hanson	Lemke	Sarna	Wieser
Carlson, L.	Haugerud	Luther	Savelkoul	Wigley
Carlson, R.	Heinitz	Mann	Schreiber	Zubay
Corbid	Hokanson	McCauley	Schulz	
Dahl	Jacobs	McCollar	Schumacher	
Dean	Jensen	McEachern	Searle	

Those who voted in the negative were:

Adams, L.	Faricy	McCarron	Pehler	Vento
Casserly	George	Moe	St. Onge	Voss
Clark	Johnson, D.	Norton	Sieben, H.	Williamson
Clawson	Jude	Osthoff	Sieben, M.	Speaker Sabo
Dieterich	Kahn	Parish	Simoneau	
Enebo	Mangan	Patton	Swanson	

The motion prevailed.

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

H. F. Nos. 2216, 2147, 1087, 1827, 1929 and 108 which it recommended to pass.

S. F. Nos. 995 and 1816 which it recommended to pass.

H. F. Nos. 1567, 510, 2220, 468, 1897, 1814, 608, 1382, 1953, 1677, 2197 and 2188 upon which it recommended progress.

S. F. Nos. 749, 43, 1794 and 1383 upon which it recommended progress.

H. F. Nos. 437 and 995 upon which it recommended progress retaining its place on General Orders.

H. F. No. 1326 upon which it recommended to pass, as amended by the Committee of the Whole on Thursday, February 19, 1976, and with the following amendments:

Offered by Casserly:

Page 5, after line 2, insert a section to read:

"Sec. 6. Minnesota Statutes 1974, Section 550.37, Subdivision 14, is amended to read:

Subd. 14. *All relief based on need, and the wages or salary of a person who is a recipient of relief based on need, shall be exempt from all claims of creditors. For the purposes of this chapter, relief based on need shall include AFDC, supplemental security income, medical assistance, Minnesota supplemental assistance, and general assistance. The salary or wages of any debtor who is or has been a recipient of relief based on need, or an inmate of a (STATE) correctional institution shall, upon his return to private employment after having been a recipient of (PUBLIC) relief based on need, or an inmate of a (STATE) correctional institution, be exempt from attachment, garnishment, or levy of execution for a period of six months after his return to employment and after all public assistance has been*

*terminated. He may take advantage of such six months salary or wage exemption provisions only once in every three years. The exemption provisions contained in this subdivision shall also apply for 60 days after deposit to any contractual set-off or security interest asserted by a financial institution in which said funds are deposited by the individual. In tracing said funds, the first-in first-out method of accounting shall be used. Agencies distributing relief and the (COMMISSIONER OF CORRECTIONS) correctional institutions shall, at the request of creditors, inform them whether or not any debtor has been a recipient of relief based on need, or an inmate of a (STATE) correctional institution, within such period of six months."*

Renumber the remaining sections.

Page 10, line 14, strike "*food stamps*,".

Amend the title as follows:

Page 1, line 4, after "13," insert "14,".

Offered by Casserly:

Page 8, line 15, strike "*ten*" and insert "*seven*".

Page 8, line 23, strike "*ten*" and insert "*seven*".

Page 9, line 3, strike "*ten*" and insert "*seven*".

Page 9, line 24, strike "*ten*" and insert "*seven*".

Page 10, line 6, strike "*ten*" and insert "*seven*".

Offered by Casserly:

Page 9, line 14, strike "\$200" and insert "\$100".

Page 9, line 20, strike "*an amount not*" and insert "\$100".

Page 9, line 21, strike "*to exceed \$200*".

Page 10, line 29, strike "\$200" and insert "\$100".

Page 11, line 3, strike "*an amount not to exceed*" and insert "\$100".

Page 11, line 4, strike "\$200".

Page 23, line 2, strike "\$200" and insert "\$100".

H. F. No. 1076 upon which it recommended progress as amended by the Committee of the Whole on Monday, February 9, 1976 and with the following amendment offered by Ulland:

Page 1, line 12, delete "*in*" and insert "*through the use of vending machines*".

Page 1, line 12, after "*upon*" insert "*the premises of*".

Page 1, line 13, delete "*to pupils therein*".

H. F. No. 1957 upon which it recommended to pass with the following amendment offered by Munger:

Page 1, line 14, after the period insert the following:

*"This subdivision shall apply only in those situations where condemnation is not otherwise authorized for the acquisition."*

H. F. No. 2244 upon which it recommended to pass with the following amendment offered by Enebo:

Page 2, line 20, delete "*85*" and insert "*80*".

Page 2, line 21, delete "*Any public*".

Page 2, delete lines 22-32.

Page 3, delete lines 1-5.

Page 3, line 6, delete "*dues no credit shall be allowed.*".

Page 3, line 9, strike "*a list furnished by the employer of*".

Page 3, line 11, after "*representative.*" insert "*To aid the representative in compiling this list the employer shall upon request furnish to the representative a list of all employees in the unit.*".

Page 3, line 11, after "*employee*" insert "*or group of employees*".

Page 3, line 21, strike "*may*" and insert "*shall*".

S. F. No. 1135 upon which it recommended to pass with the following amendments to the unofficial engrossment:

Offered by Langseth:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Section 340.02, Subdivision 8, is amended to read:

Subd. 8. [PERSONS ELIGIBLE.] Licenses hereunder shall be issued only to persons who are citizens of the United States and who are of good moral character and repute, who have attained the age of (18) 19 years and who are proprietors of the establishments for which the licenses are issued.

Sec. 2. Minnesota Statutes 1974, Section 340.035, Subdivision 1, is amended to read:

340.035 [PERSONS UNDER 19.] Subdivision 1. It shall be unlawful for any:

(1) Licensee or his employee to sell or serve non-intoxicating malt liquor to any (MINOR) *person under the age of 19 years* or to permit any (MINOR) *person under the age of 19 years* to consume non-intoxicating malt liquor on the licensed premises (OR TO PERMIT ANY MINOR TO LOITER OR TO REMAIN IN THE ROOM WHERE NON-INTOXICATING MALT LIQUOR IS BEING SOLD OR SERVED UNLESS ACCOMPANIED BY HIS PARENT OR LEGAL GUARDIAN);

(2) Person other than the parent or legal guardian to procure non-intoxicating malt liquor for any (MINOR) *person under the age of 19 years*;

(3) Person to induce a (MINOR) *person under the age of 19 years* to purchase or procure non-intoxicating malt liquor;

(4) (MINOR) *Person under the age of 19 years* to misrepresent his age for the purpose of obtaining non-intoxicating malt liquor;

(5) (MINOR) *Person under the age of 19 years* to consume any non-intoxicating malt liquor unless in the company of his parent or guardian;

(6) (MINOR) *Person under the age of 19 years* to have in his possession any non-intoxicating malt liquor, with intent to consume same at a place other than the household of his parent or guardian. Possession of such non-intoxicating malt liquor at a place other than the household of his parent or guardian shall be prima facie evidence of intent to consume the same at a place other than the household of his parent or guardian.

Sec. 3. Minnesota Statutes 1974, Section 340.119, Subdivision 2, is amended to read:

Subd. 2. A bottle club may allow members to bring and keep a personal supply of intoxicating liquors in lockers assigned to

such members. A bottle club or any unincorporated society which shall have more than 50 members and which shall have, for more than a year, owned, hired, or leased space in a building of such extent and character as may be suitable and adequate for reasonable and comfortable accommodations for its members, may allow members to bring and keep a personal supply of intoxicating liquors in lockers assigned to such members. Every bottle, container, or other receptacle containing intoxicating liquor stored by members shall have attached to it a label signed by the member of the club. All liquor on the premises of the club shall be labeled as herein required, and any not being actually used or consumed by the owner thereof shall be kept in a locker designated to the use of such member. It shall be unlawful for any club member under (18) 19 years of age to be assigned a locker for the storage of intoxicating liquor, or to consume or display or be permitted to consume or display intoxicating liquor on any premises owned by controlled by such private club.

Sec. 4. Minnesota Statutes 1974, Section 340.13, Subdivision 12, is amended to read:

Subd. 12. [LICENSES; PERSONS ELIGIBLE.] No license shall be issued to other than a citizen of the United States (OVER 18) 19 years of age *or over* who shall be of good moral character and repute, nor to any person who within five years prior to the application of such license has been convicted of any wilful violation of any law of the United States or the state of Minnesota or of any local ordinance with regard to the manufacture, sale, distribution, or possession for sale or distribution of intoxicating liquor, nor to any person whose license under the intoxicating liquor act shall be revoked for any wilful violation of any such laws or ordinances.

Sec. 5. Minnesota Statutes 1974, Section 340.355, is amended to read:

340.355 [MUNICIPAL LIQUOR STORE; SUSPENSION OF OPERATION, PROCEDURE.] When a municipal officer or employee of a city is convicted of (1) selling intoxicating liquor or non-intoxicating malt liquor to (A MINOR OR OTHER) *an* ineligible person, (2) selling intoxicating liquor or non-intoxicating malt liquor at a time when such sale is prohibited by law, (3) selling intoxicating liquor or non-intoxicating malt liquor for re-sale, (4) selling intoxicating liquor or non-intoxicating malt liquor on which the required state tax has not been paid, (5) selling intoxicating liquor for consumption off the premises for less than the price required by law, or (6) violating statutory restrictions on gambling and gambling devices and apparatus, and when the offense resulting in such conviction has occurred in an exclusive liquor store operated by the municipality, the court in which the conviction occurs shall mail to the state liquor control commissioner within ten days of the conviction a record of the conviction. The commissioner shall there-

upon send notice of the conviction to the county attorney of the county in which the municipal liquor store is located. The county attorney promptly after receipt of the notice shall commence an action in the district court in the name of the state against the municipality to suspend the operation of the store as provided by this act. The complaint shall recite the facts of the conviction and shall include a prayer for judgment suspending operation of the store for a period not exceeding 30 days. A copy of the summons and complaint shall be mailed to the liquor control commissioner. The municipality shall have ten days within which to answer, setting forth such facts as are relevant to proof of the conviction and to the determination of the penalty to be imposed.

Sec. 6. Minnesota Statutes 1974, Section 340.403, Subdivision 3, is amended to read:

Subd. 3. [LICENSE GRANTED.] Upon the filing of an application, the approval of the bond, and the payment of the license fee, the commissioner shall grant the license unless it shall appear that the applicant: (1) is not a citizen of the United States; or (2) is not (OVER 18) 19 years of age *or over*; or (3) has been convicted of a felony under the laws of this state; or (4) has had his license revoked within a period of one year prior to the filing of his application; or (5) has not been a resident of Minnesota or has not been qualified as a corporation to do business in Minnesota for more than 90 days prior to application. In the event the applicant is a corporation its managing officers must possess the qualifications herein stated in respect to (1), (2), (3), and (4).

No wholesale malt beverage license shall be granted to any person unless he shall have within the state of Minnesota warehouse space either owned or leased by him and shall have adequate delivery facilities to perform the function of wholesaling malt beverages. Provided that the requirements of this subdivision as to residence and warehouse space shall not apply to any wholesaler in an adjoining state which permits Minnesota resident licensees to deliver malt beverages to retailers without warehousing in that state or to any wholesaler in an adjoining state delivering malt beverages manufactured in Minnesota.

Sec. 7. Minnesota Statutes 1974, Section 340.73, Subdivision 1, is amended to read:

340.73 [PERSONS TO WHOM SALES ARE ILLEGAL.] Subdivision 1. It shall be unlawful for any person, except a licensed pharmacist to sell, give, barter, furnish, deliver, or dispose of, in any manner, either directly or indirectly, any spirituous vinous, or fermented liquors in any quantity, for any purpose, whatever to any (MINOR) person *under the age of 19 years*, or to any intoxicated person, or to any public prostitute.



Sec. 8. Minnesota Statutes 1974, Section 340.731, is amended to read:

340.731 [PERSONS UNDER 19, FORBIDDEN ACTS OR STATEMENTS.] It shall be unlawful for (1) a (MINOR) *person under the age of 19 years* to enter any premises licensed for the retail sale of alcoholic beverages or any municipal liquor store for the purpose of purchasing, or having served or delivered to him or her, any alcoholic beverage containing more than one-half of one percent of alcohol by volume or

(2) a (MINOR) *person under the age of 19 years* to consume any intoxicating liquor or to purchase, attempt to purchase or have another purchase for him or her any intoxicating liquor; or

(3) any person to misrepresent or misstate his or her age, or the age of any other person for the purpose of inducing any licensee or any employee of any licensee, or or any employee of any municipal liquor store, to sell, serve or deliver any alcoholic beverage to a (MINOR) *person under the age of 19 years*; or

(4) a (MINOR) *person under the age of 19 years* to have in his possession any intoxicating liquor, with intent to consume same at a place other than the household of his parent or guardian. Possession of such intoxicating liquor at a place other than the household of his parent or guardian shall be prima facie evidence of intent to consume the same at a place other than the household of his parent or guardian.

Sec. 9. Minnesota Statutes 1974, Section 340.78, is amended to read:

340.78 [SALES TO CERTAIN PERSONS, AFTER NOTICE.] Every person selling liquor to a (MINOR) *person under the age of 19 years*, habitual drunkard, or person under guardianship, after written notice by a parent, husband, wife, child, guardian, master, or employer of such (MINORITY) *age*, habitual drunkenness, or guardianship, or in the case of an habitual drunkard after written notice by the mayor, chief of police, or any member of the council of the municipality in which such habitual drunkard resides, or member of the county board of the county in which such habitual drunkard resides, and within one year after such notice in case of an habitual drunkard, and in other cases during the (CONTINUANCE OF THE MINORITY) *time the person is under the age of 19 years*, or guardianship, shall be guilty of a misdemeanor.

Sec. 10. Minnesota Statutes 1974, Section 340.79, is amended to read:

340.79 [GIVING TO OR PROCURING FOR CERTAIN PERSONS.] Any person who shall give to, procure or purchase,

intoxicating liquors for any (MINOR) person *under the age of 19 years* or other person to whom the sale of intoxicating liquors is by law forbidden, is guilty of a gross misdemeanor and, upon conviction, shall be punished in accordance with the laws of the state.

Sec. 11. Minnesota Statutes 1974, Section 340.80, is amended to read:

340.80 [INDUCING CERTAIN PERSONS TO ENTER SALOON.] Any person who shall assist, procure or induce any (MINOR) person *under the age of 19 years* or other person to whom the sale of liquor is by law forbidden, to enter or visit any saloon, bar, buffet or public drinking place for the purpose of obtaining intoxicating liquors, is guilty of a gross misdemeanor; and, upon conviction, punished therefor according to the laws of the state.

Sec. 12. Minnesota Statutes 1974, Section 340.81, is amended to read:

340.81 [EXCLUSION OF CERTAIN PERSONS FROM PLACES WHERE LIQUOR IS SOLD, AFTER NOTICE; PENALTY.] No (MINOR) person *under the age of 19 years*, intemperate drinker, habitual drunkard, inmate of a poor or alms house, or person under guardianship, shall be allowed in any room where intoxicating liquor is sold in less quantities than five gallons as a beverage, after written notice upon the licensee or his agent, by parent, husband, wife, child, guardian, master or employer of such (MINORITY) age, intemperate drinking, habitual drunkenness or guardianship, or in the case of an intemperate drinker, inmate of a poor or alms house, or habitual drunkard, after written notice by the mayor, chief of police, judge of the municipal court, or any member of the council of the municipality in which such intemperate drinker, or habitual drunkard, resides, or member of the county board of the county in which such inmate of a poor or alms house, intemperate drinker or habitual drunkard resides, and within one year after such notice, in case of an inmate of a poor or alms house, intemperate drinker or habitual drunkard, and in other cases during the (CONTINUANCE OF THE MINORITY) *time the person is under the age of 19 years* or guardianship. Any violation of this section shall be guilty of a misdemeanor."

Further, strike the title in its entirety and insert:

"A bill for an act relating to intoxicating and non-intoxicating liquor; age for licensing, sale, purchase, consumption, possession and furnishing; amending Minnesota Statutes 1974, Sections 340.02, Subdivision 8; 340.035, Subdivision 1; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.355; 340.403, Subdivision 3; 340.73, Subdivision 1; 340.731; 340.78; 340.79; 340.80; and 340.81."

Offered by Luther:

Page 8 of the Langseth amendment, after line 28, insert a new section to read:

*"Sec. 13. The provisions of this Act shall not apply to any person who has attained the age of 18 on or before the effective date hereof."*

H. F. No. 1885 upon which it recommended to pass with the following amendment offered by Adams, S.:

Page 1, line 11, before *"the"* insert *"subject to the final enactment of the Airport and Airways Development Act Amendments of 1975"*.

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

### MOTIONS AND RESOLUTIONS

Neisen moved that the name of Byrne be added as an author on H. F. No. 2488. The motion prevailed.

Luther moved that the names of Carlson, L.; Philbrook and Prah be added as authors on H. F. No. 2491. The motion prevailed.

Munger moved that the name of Lemke be added as an author on H. F. No. 2492. The motion prevailed.

Schumacher moved that his name be stricken as an author on H. F. No. 1882. The motion prevailed.

Birnstihl moved that H. F. No. 1200, be recalled from the Committee on Health and Welfare and be re-referred to the Committee on Education. The motion prevailed.

House Concurrent Resolution No. 10 was reported to the House.

### HOUSE CONCURRENT RESOLUTION NO. 10

A house concurrent resolution urging Congress and the President to terminate the Airline Mutual Aid Agreement.

*Whereas*, The Federal Aviation Act of 1958, Section 401, subsection (k), paragraph 3, of Title IV, states that nothing therein shall be construed as restricting the collective bargaining process; and

*Whereas*, The Federal Aviation Act of 1958, Section 412, subsection (b), paragraph 1, of Title IV, states that the board shall

by order disapprove any contract or agreement it finds to be adverse to the public interest; and

*Whereas*, The Federal Aviation Act of 1958, Section 416, subsection (b), paragraph 2, of Title IV, states, in pertinent part, that no air carrier is exempt from subsection (k), Section 401, Title IV; and

*Whereas*, The Railway Labor Act, as amended, Section 10 of Title I, states that if a dispute threatens substantially to interrupt interstate commerce so as to deprive any section of the country of essential transportation service, the mediation board shall notify the President, who may, in his discretion, create a board to investigate and report on the dispute; now, therefor,

*Be It Resolved*, by the House of Representatives of the State of Minnesota, the Senate concurring, that the President and the Congress of the United States should terminate the Airline Mutual Aid Agreement, as amended, as being in violation of the Federal Aviation Act of 1958, Section 401, subsection (k), paragraph 3.

*Be It Further Resolved*, that copies of this Memorial be immediately transmitted by the Chief Clerk to the Honorable Gerald R. Ford, President of the United States, the President of the United States Senate, the Speaker of the House of Representatives, and the Speaker of the House shall appoint a member of the House and the Senate Committee on Committees shall appoint a member of the Senate to deliver the resolution to the offices of each member of Congress from the State of Minnesota.

Fugina moved that House Concurrent Resolution No. 10 be now adopted.

Carlson, A., moved that House Concurrent Resolution No. 10 be re-referred to the Committee on Labor-Management.

A roll call was requested and properly seconded.

The question was taken on the Carlson, A., motion and the roll being called, there were yeas 28, and nays 81, as follows:

Those who voted in the affirmative were:

Adams, S.	Esau	Heinitz	Niehaus	Sieloff
Albrecht	Evans	Kaley	Peterson	Ulland
Carlson, A.	Fjoslien	Knickerbocker	Pleasant	Wieser
Dean	Forsythe	Kvam	Savelkoul	Zubay
Eckstein	Friedrich	Laidig	Schreiber	
Erickson	Haugerud	Nelsen	Searle	

Those who voted in the negative were:

Abeln	Dieterich	Kalis	Munger	Sieben, M.
Adams, L.	Doty	Kelly, R.	Norton	Simoneau
Anderson, G.	Eken	Kelly, W.	Osthoff	Skoglund
Anderson, I.	Enebo	Kempe, A.	Parish	Smogard
Arlandson	Ewald	Kempe, R.	Patton	Suss
Begich	Faricy	Ketola	Pehler	Vanasek
Berg	Fudro	Knoll	Petrafeso	Vento
Biersdorf	Fugina	Kostohryz	Philbrook	Volk
Birnstihl	George	Lemke	Prahl	Voss
Braun	Graba	Luther	Reding	Wenstrom
Byrne	Hanson	Mangan	Rice	Wenzel
Carlson, L.	Hokanson	Mann	St. Onge	White
Carlson, R.	Jacobs	McCarron	Samuelson	Speaker Sabo
Casserly	Jensen	McCauley	Sarna	
Clark	Johnson, D.	McCollar	Schulz	
Clawson	Jude	McEachern	Schumacher	
Corbid	Kahn	Menning	Sieben, H.	

The motion did not prevail.

The question recurred on the motion to adopt the resolution.

A roll call was requested and properly seconded.

The question was taken on the adoption of the resolution and the roll being called, there were yeas 83, and nays 28, as follows:

Those who voted in the affirmative were:

Abeln	Dieterich	Kempe, A.	Nelson	Setzepfandt
Adams, L.	Doty	Kempe, R.	Norton	Sieben, H.
Anderson, G.	Eken	Ketola	Novak	Sieben, M.
Anderson, I.	Enebo	Knoll	Osthoff	Simoneau
Arlandson	Fudro	Kostohryz	Parish	Skoglund
Beauchamp	Fugina	Langseth	Patton	Smogard
Begich	George	Lemke	Pehler	Suss
Berg	Graba	Luther	Petrafeso	Tomlinson
Birnstihl	Hokanson	Mangan	Philbrook	Vanasek
Braun	Jacobs	Mann	Prahl	Vento
Byrne	Jensen	McCarron	Reding	Volk
Carlson, L.	Johnson, D.	McCauley	Rice	Voss
Carlson, R.	Jude	McCollar	St. Onge	Wenstrom
Casserly	Kahn	McEachern	Samuelson	Wenzel
Clark	Kalis	Menning	Sarna	Williamson
Clawson	Kelly, R.	Moe	Schulz	
Corbid	Kelly, W.	Munger	Schumacher	

Those who voted in the negative were:

Adams, S.	Esau	Haugerud	Neisen	Sieloff
Albrecht	Evans	Heinitz	Niehaus	Ulland
Carlson, A.	Ewald	Kaley	Peterson	Wieser
Dean	Fjoslien	Knickerbocker	Pleasant	Zubay
Eckstein	Forsythe	Kvam	Savelkoul	
Erickson	Friedrich	Laidig	Searle	

The motion prevailed and House Concurrent Resolution No. 10 was adopted.

Anderson, I., moved that S. F. No. 1135 be unofficially engrossed to include floor amendments and printed for the House. The motion prevailed.

#### ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, March 1, 1976. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed and the Speaker declared the House adjourned until 2:00 p.m., Monday, March 1, 1976.

EDWARD A. BURDICK, Chief Clerk, House of Representatives