

STATE OF MINNESOTA

SIXTY-NINTH SESSION - 1976

EIGHTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MARCH 11, 1976

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

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

McCauley and Voss were excused. Biersdorf was excused until 2:40 p.m. Johnson, D., was excused until 3:45 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. On the motion of Kalis 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. 1202, 2037, 2063, 2305, 2307, 2413, 2315, 2461, 2560, 2600, 1615, 1938, 1970, 2019, 2214, 2233, 2277, 2472, 2477, 2489, 2504, 1865, 2026, 2139, 2263, 2350, 2370, 1267, 1801, 1944, 2068, 2440, 2374, 2443, 2485, 1143, 1993, 2084 and 2239 have been placed in the members' files.

S. F. No. 1967 and H. F. No. 2307, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Wenzel moved that S. F. No. 1967 be substituted for H. F. No. 2307 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

March 11, 1976

The Honorable Martin Sabo
Speaker of the House

Sir:

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

H. F. No. 749, An act relating to controlled substances; providing medical and educational intervention, evaluation, and treatment of persons in possession of small amounts of marijuana; providing penalties for possession of small amounts of marijuana and prohibiting municipalities from enacting ordinances imposing greater civil or criminal penalties than provided by state law for the possession, sale or distribution of small amounts of marijuana.

H. F. No. 945, An act relating to employment services, unemployment compensation; excluding and exempting family farm corporation officers from certain provisions.

Sincerely,

WENDELL R. ANDERSON
Governor

REPORTS OF STANDING COMMITTEES

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

H. F. No. 1579, A bill for an act relating to commerce; providing for the licensing and regulation of building contractors; prescribing penalties.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [DEFINITIONS.] Subdivision 1. As used in sections 2 to 8, the following terms shall have the meanings given them.

Subd. 2. "Class A builder" means a person who, in the pursuit of an independent business, undertakes or offers to undertake, or submits a bid, to construct, alter, repair, improve, move, or demolish a structure. This subdivision shall apply only to builders whose business operations require the use of three or more building trades or crafts during the normal course of business activity.

Subd. 3. "Class B builder" means a person not eligible for class A who:

(a) Is authorized to perform work in a trade or craft; and

(b) Is independently responsible for any work on a structure. Construction activities covered in class B shall include, but not be limited to, the installation, construction, replacement, or improvement of concrete and blacktop driveways, swimming pools, porches, garages, fall out shelters, central heating or air conditioning, storm windows, awnings, fire and burglar alarms, and other improvements to structures.

Subd. 4. "Commissioner" means the commissioner of administration.

Subd. 5. "Person" includes an individual, firm, partnership, association, and nonprofit and business corporations.

Sec. 2. [LICENSES.] Subdivision 1. A person shall not do work or submit a bid to do work as a class A or B builder in a political subdivision which has adopted or is enforcing the state building code, unless he has first obtained a license issued by the commissioner.

Subd. 2. No political subdivision of the state shall issue a building permit to anyone required to be licensed under this section who does not have such license.

Subd. 3. No political subdivision of the state shall require any licensee to be registered, licensed or pay any license or registration fee or post license bond under any ordinance, law, rule or regulation of the political subdivision. This subdivision only prohibits local imposition of an occupational licensing or registration scheme and does not prohibit charging for building permits or other charges not directly related to occupational licensing or registration.

Subd. 4. It is prima facie evidence of doing business as a class A or B builder if within any one 12 month period a person offers for sale two or more structures on which he or his employee has performed work if the retail value of the structures exceeds the prior calendar year's assessed valuation by \$5,000.

Subd. 5. It is prima facie evidence that the licensee conducts a separate independent business if he is licensed pursuant to sections 2 to 8.

Subd. 6. A class A or B builder may not bring or maintain an action for compensation for the performance of any work described in section 1 unless said builder was licensed pursuant to sections 2 to 8 at the time of bidding or entering into a contract for the performance of the work.

Sec. 3. [APPLICATION FOR LICENSE.] A person who wishes to be licensed as a class A or B builder shall submit an application to the commissioner, under oath, on a form prescribed by the commissioner. The application shall include the following information regarding the applicant:

- (1) Employer's social security account number;
- (2) Workers' compensation insurance account number;
- (3) Unemployment insurance account number;
- (4) State withholding tax account number;
- (5) Federal withholding tax account number;
- (6) Whether the person is a class A builder or a class B builder, and, if the latter, the type of specialty engaged in;
- (7) The name and address of:

(a) Each partner or venturer, if the applicant is a partnership or a joint venture;

(b) The owner, if the applicant is an individual proprietorship;

(c) The corporate officers, if the applicant is a corporation.

Sec. 4. [LICENSING.] Subdivision 1. The commissioner may promulgate rules in accordance with Minnesota Statutes, Chapter 15, governing the issuance of a license. The rules may prescribe the form of license application and classes or exemptions authorized pursuant to sections 2 to 8.

Subd. 2. Application and renewal fees shall be as follows:

(a) \$75 for original licensing and renewal of a class A builder's license; and

(b) \$45 for original licensing and renewal of a class B builder's license.

Fees collected shall be distributed two-thirds to the municipality or town in which the licensee's principal place of business is located, or if not located in a municipality or town to the county in which the licensee's principal place of business is located, and one-third shall be deposited with the state treasurer and credited to the general fund.

Subd. 3. A class A builder or a class B builder who is applying for a license shall file with the commissioner a license bond in the amount of \$2,500 annual aggregate with the state of Minnesota as obligee, conditioned that the builder will comply with the provisions of sections 2 to 8. In lieu of the license bond required by this subdivision, the builder may file with the commissioner, under the same terms and conditions as stated above, a deposit in cash or negotiable securities acceptable to the commissioner.

Subd. 4. At the time of licensing the applicant shall furnish the commissioner satisfactory evidence that he has in effect public liability and property damage insurance covering his work subject to sections 2 to 8 in the sum of not less than:

(a) \$50,000 for property damage;

(b) \$100,000 for injury or damage, including death, to any one person; and

(c) \$300,000 for injury or damage, including death, arising out of any one accident.

The insurer shall notify the commissioner of the cancellation of any insurance required by this section not later than ten days before the effective date of such cancellation.

Subd. 5. A license is valid for one year from the date of issuance. It may be renewed by the same procedure as for an original license upon application and the furnishing of such additional information as the commissioner may require.

Sec. 5. [ISSUANCE MANDATORY; GROUNDS FOR DENIAL, REVOCATION OR SUSPENSION.] The commissioner shall issue a license to any person who qualifies under sections 2 to 8 and under rules of the commissioner. The commissioner shall not issue a license to any person, or may suspend, revoke, or refuse to renew the license of any person when he finds:

(a) That the licensee or applicant has submitted false information in his application for licensing or renewal;

(b) That the insurance required by section 4, subdivision 4, is not in effect;

(c) That the bond or security required by section 4, subdivision 3, is not in effect;

(d) That the licensee or applicant has engaged in conduct as a builder that is dishonest or fraudulent;

(e) That the licensee or applicant has violated sections 2 to 8 or an order of the commissioner;

(f) That the licensee has not performed quality workmanship.

Sec. 6. [HEARINGS.] Any person aggrieved by a determination of the commissioner in refusing to grant a license or a renewal thereof or by a determination of the commissioner in revoking or suspending a license is entitled to a hearing thereon as in a contested case under Minnesota Statutes, Chapter 15.

Sec. 7. [INVESTIGATIONS; POWERS.] Subdivision 1. The commissioner may investigate the activities of any person engaged in the building industry to determine compliance with sections 2 to 8.

Subd. 2. The commissioner shall make an investigation within 20 days after receipt of a complaint made by any political subdivision of the state alleging a violation of sections 2 to 8. Within 45 days after receipt of the complaint, the commissioner shall notify the complainant as to whether he will propose any remedial action, and the reasons therefor.

Subd. 3. The commissioner has the power to administer oaths, issue notices and subpoenas in the name of the commissioner, compel the attendance of witnesses and the production of evidence, hold hearings, and perform such other acts as are reasonably necessary to carry out his duties under sections 2 to 8.

Sec. 8. [EXEMPTIONS AND EXCLUSIONS; POWER TO CREATE EXEMPTIONS AND EXCLUSIONS.] Subdivision 1. The mandatory licensing requirements of section 2 shall not apply to:

(a) Construction, alteration, improvement, or repair by the federal government, the state of Minnesota, or any political subdivision of the state;

(b) A person who solely furnishes materials, supplies, equipment, or finished products, to a builder;

(c) An owner who contracts for work to be performed by a person required to be licensed under the provisions of sections 2 to 8;

(d) A person who is licensed under any state agency to do work for which a license is otherwise required by sections 2 to 8;

(e) A person performing work on property owned and occupied by him, unless subject to section 2, subdivision 4;

(f) A person who performs work subject to sections 2 to 8, for compensation as an employee of a builder;

(g) Construction, alteration, improvement, or repair of a farm building or structure not for human habitation.

Subd. 2. The commissioner may by rule provide for exemptions or exclusions in addition to those prescribed in this section when he deems that the public interest does not require licensing.

Sec. 9. [EFFECTIVE DATE.] This act is effective January 1, 1977."

Further, strike the title and insert:

"A bill for an act relating to commerce; requiring the licensing of builders; requiring bonds and insurance."

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

The report was adopted.

Johnson, C., from the Committee on Education to which was referred:

S. F. No. 1411, A bill for an act relating to education; agreements when school district has insufficient funds to pay orders; increasing the maximum permissible interest rate to eight percent per year; amending Minnesota Statutes 1974, Section 124.06.

Reported the same back with the following amendments:

Page 1, line 15, delete "*eight*" and insert "*seven*".

Page 1, line 23, delete "*eight*" and insert "*seven*".

Amend the title in line 5 by deleting "*eight*" and inserting "*seven*".

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

The report was adopted.

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

H. F. No. 1592, A bill for an act relating to retirement; police pensions in cities of the fourth class; amending Minnesota Statutes 1974, Sections 423.55; 423.56; and 423.58.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [SURVIVOR BENEFITS.] Subdivision 1. Notwithstanding Minnesota Statutes, Section 423.58, when a service pensioner, disability pensioner, deferred pensioner, or an active member of the Crookston police relief association or the Thief River Falls police relief association dies, leaving a surviving spouse, one or more surviving children, or both, such surviving spouse and said child or children shall be entitled to a pension or pensions as follows:

(1) To such surviving spouse a pension in an amount equal to 30 percent of the member's average monthly salary earned as a police officer over the last six months of allowable service preceding death, payable monthly for the surviving spouse's natural life; provided, however, that if the surviving spouse shall remarry, then such pension shall cease and terminate as of the date of remarriage.

(2) To such child or children, until the child reaches the age of 18 years, or age of 21 years if dependent and a full time student, a monthly benefit equal to ten percent of the member's average monthly salary earned as a police officer over the last full six months of allowable service preceding death. Payments for the benefit of any qualified dependent child under the age of 18 years shall be made to the surviving parent or if there be none, to the legal guardian of such child. The maximum monthly benefit for any one family shall not exceed \$450, and the minimum benefit per family shall not be less than \$150. If the member shall die under circumstances which entitle his surviving spouse and dependent children to receive benefits under the workers' compensation law, the amounts so received by them shall not be deducted from the benefits payable under this section.

Subd. 2. (a) "Surviving spouse" means a person who became the member's legally married spouse while or prior to the time he was on the payroll of any such police department as a police officer, and remained such continuously after their marriage until his death, without having applied for any divorce or legal separation, and who, in case the deceased member was a service or deferred pensioner, was legally married to such member before his retirement from said police department; and who, in any case, was residing with him at the time of his death. No temporary absence for purposes of business, health or pleasure, shall constitute a change of residence for the purposes of this section.

(b) "Surviving child" means any child born the issue of the lawful wedlock of a service, disability or deferred pensioner, or of a deceased active member.

Sec. 2. This act with respect to the Crookston police relief association is effective upon approval by the governing body of the city of Crookston and upon compliance with Minnesota Statutes, Section 645.021, and this act with respect to the Thief River Falls police relief association is effective upon approval by the governing body of the city of Thief River Falls and upon compliance with Minnesota Statutes, Section 645.021."

Further, amend the title as follows:

Page 1, delete line 3.

Page 1, delete line 4 and insert "of Crookston and Thief River Falls."

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. 1651, A bill for an act relating to workmen's compensation insurance; subjecting approvals of rate increases to the administrative procedures act; permitting the commissioner of insurance to employ an actuary; requiring the commissioner to consider certain matters in considering rate increases; permitting the commissioner to charge a fee; amending Minnesota Statutes 1974, Chapter 79, by adding sections; and Section 79.20.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 79.01, Subdivision 1, is amended to read:

79.01 [DEFINITIONS.] Subdivision 1. [TERMS.] Unless the language or context clearly indicates that a different meaning is intended, the following terms, for the purposes of sections 79.01 to (79.23) 79.32, shall have the meanings ascribed to them.

Sec. 2. Minnesota Statutes 1974, Section 79.01, is amended by adding a subdivision to read:

Subd. 6. "Rate" means the rate applicable to a classification of employers.

Sec. 3. Minnesota Statutes 1974, Section 79.01, is amended by adding a subdivision to read:

Subd. 7. "Individual rate" means the rate as modified to be applicable to an individual employer.

Sec. 4. Minnesota Statutes 1974, Section 79.07, is amended to read:

79.07 [INSURANCE RATES.] *Subdivision 1.* To provide for the solvency of insurers writing (WORKMAN'S) workers' compensation insurance in this state and to secure reasonable rates, the commissioner shall approve a minimum, adequate, fair, and reasonable rate, including the expense of a reasonable charge which the commissioner may approve for the services of an agent of record whether or not an employee or agent of the insurer, for the service of rejected risks as set forth in sections 79.24 to 79.27, for each classification under which such business is written.

Subd. 2. Every insurer, or the bureau in behalf of its insurer members, writing workers' compensation insurance in this state shall, except as otherwise ordered by the commissioner, file with

the commissioner its rates for this insurance and all additions thereto or changes therein. All rates so filed shall comply with the requirements of law and shall not be effective or used until approved as to such compliance by the commissioner after a hearing under section 6. A rate which is filed and approved shall not be changed until the substituted rate has been filed for at least 15 days and has been approved by the commissioner after a hearing under section 6.

Subd. 3. (IN) Before approving (THESE RATES) or disapproving rate or classification modifications that will result in a rate change for a class of insureds, the commissioner shall hold a hearing under section 6 and make findings in support thereof and make use of the experience which from time to time may be available and of such other helpful information as may be obtainable. An applicant for a rate change shall submit to the commissioner such information as the commissioner determines is necessary to fully consider the effect of the rate.

Subd. 4. For the purpose of uniformity and equality (,) the commissioner, after consultation with insurers and insured persons, shall approve a system of merit and experience rating for use in writing such business in this state. Any modification of a rate or job classification that would result in a rate change for any class of insureds shall only be effective after hearing thereon as provided in section 6. No other system of merit or experience rating shall be used in this state. Every insurer referred to in (SECTION 79.20) subdivision 2 who issues participating policies shall file with the commissioner a true copy or summary as the commissioner shall direct of its participating dividend rates as to policy holders. The commissioner shall study such rates and make recommendations to the legislature concerning possible basis for discrimination. Such filing shall be made at the same time as the filing required in (SECTION 79.20) subdivision 2.

Subd. 5. Upon petition of an insured to the commissioner for an individual rate modification or change in classification, the commissioner shall issue an order either approving, modifying, or rejecting the challenged individual rate or classification; whereupon either an insured or insurer aggrieved by the order shall have the right to request and be granted a contested case hearing under and pursuant to the administrative procedures act, Minnesota Statutes, Chapter 15.

Subd. 6. The commissioner's order approving rates shall include a declaration that the insurer's earnings from workers' compensation insurance premiums have been duly considered in the establishment of the said rate.

Subd. 7. The commissioner shall promulgate rules for the implementation and administration of this section. Such rules shall include requirements for systems of accounts and such

other records as are required by the commissioner to ascertain and fix adequate and reasonable rates and job classifications. Such rules shall be promulgated within 90 days of the effective date of this act.

Sec. 5. Minnesota Statutes 1974, Section 79.09, is amended to read:

79.09 [CLASSIFICATION OF WORKERS' COMPENSATION INSURANCE.] *Subdivision 1. The commissioner shall assign each compensation risk and subdivision thereof to its proper classification. No classification for compensation insurance purposes shall be effective until approved as correct by the commissioner. No rule or regulation with reference to compensation risks filed by any insurer (, OR BY THE BUREAU HEREIN PROVIDED), shall be effective until approved by the commissioner. No kind of insurance covering any part of the liability of an employer exempted from insuring his liability for compensation, as provided in section 176.181, shall be effective in this state unless approved by the commissioner. If it appears at any time that reasonable doubt on the part of the commissioner as to the proper classification or rate for any risk exists, such risk may be bound for insurance subject to rate and classification to be established therefor.*

Subd. 2. No change in standards for determining classifications is effective until approved by the commissioner after a hearing under section 6.

Sec. 6. Minnesota Statutes 1974, Chapter 79, is amended by adding a section to read:

[79.091] [HEARING PROCEDURE.] *Subdivision 1. Before approving a rate change or a modification of standards for classifications, the commissioner shall hold a rule making hearing under and pursuant to the administrative procedure act, Minnesota Statutes, Chapter 15.*

Subd. 2. Notice shall be given 30 days before a hearing pursuant to the administrative procedure act, Minnesota Statutes, Chapter 15. The notice shall include the amount of the proposed rate increase or the amount of rate increase resulting from a classification modification.

Subd. 3. At the public hearing, the insurer shall be required to present accurate, complete and pertinent information, including, but not limited to, all the insurer's earnings from workers' compensation insurance premiums. Other interested parties may present testimony or offer exhibits at the hearing.

Subd. 4. The commissioner may require the insurer to produce at the hearing any books, papers, or records of the insurer relating to its business or affairs within the state that are pertain-

ment to the subject matter of the hearing and kept by the insurer in any office or place within or without this state, or at his option, verified or photostatic copies in lieu thereof, so that an examination thereof may be made by the commissioner or under his direction.

Sec. 7. Minnesota Statutes 1974, Chapter 79, is amended by adding a section to read:

[79.095] [APPOINTMENT OF ACTUARY.] *The commissioner shall employ a workers' compensation insurance actuary who shall be a member of the classified service of the state civil service. Upon request of any insured, the actuary shall consult, advise and represent at the hearing an insured party with a direct interest in a rate increase or a classification modification resulting in a rate increase. The actuary shall testify at a hearing held under this chapter if he is so requested by an insured party. Notwithstanding any provision of the state civil service law, the salary of the actuary may be fixed by the commissioner of personnel in an annual amount not to exceed \$45,000. The actuary's duties shall include but not be limited to investigation of complaints by insured parties relative to rates, rate classifications or discriminatory practices of an insurer. The actuary shall not engage in any activities at any time for any compensation other than provided for in this section, and shall not advise, consult or represent any insurer.*

Sec. 8. Minnesota Statutes 1974, Section 79.10, is amended to read:

79.10 [REVIEW OF ACTS OF INSURERS; CERTIORARI.] *The commissioner upon its own motion or upon the written complaint of any person having a direct interest, may review the acts of any insurer, bureau, or agent subject to the provisions of sections 79.01 to (79.23) 79.32, and make findings and orders requiring compliance with the provisions thereof. Not less than (TEN) 30 days notice of this review before the commissioner shall be given to the parties interested in its findings or orders shall be made after a hearing before it and is subject to a review by a writ of certiorari brought in the supreme court. The operation of the commissioner's order is suspended during such review, but in the event of final determination against an insurer any overcharge made during the pendency of the proceedings shall be refunded to the person entitled thereto. All written complaints under this section shall be verified and may be upon information and belief of the person complaining. A copy of the complaint shall be served upon the insurer, bureau, or person against whom the complaint is directed and each party in interest is entitled to (AT LEAST TEN) 30 days notice of any hearing thereon.*

Sec. 9. Minnesota Statutes 1974, Section 79.12, is amended to read:

79.12 [ORGANIZATION OF BUREAU.] The bureau shall (ADOPT ARTICLES OF ASSOCIATION AND BYLAWS FOR ITS GOVERNMENT AND FOR THE GOVERNMENT OF ITS MEMBERS. THESE ARTICLES AND BYLAWS AND ALL AMENDMENTS THERETO SHALL BE FILED WITH AND APPROVED BY THE COMMISSIONER AND SHALL NOT BE EFFECTIVE UNTIL SO FILED AND APPROVED) *be a part of the insurance division of the department of commerce, and all employees of the bureau shall be in the classified state civil service and shall be responsible to the commissioner. The bureau shall admit to membership any insurer authorized to transact workmen's compensation insurance in this state. (THE CHARGES AND SERVICE OF THE BUREAU SHALL BE FIXED IN THE ARTICLES OR BYLAWS AND SHALL BE EQUITABLE AND NON-DISCRIMINATORY AS BETWEEN MEMBERS.) The commissioner shall adopt rules specifying: (1) the procedure whereby bureau members may formulate recommendations and advice for the consideration of the commissioner; and (2) the procedure whereby bureau members shall supply information and statistics regarding the writing of workers' compensation insurance to the commissioner.*

Sec. 10. Minnesota Statutes 1974, Section 79.17, is amended to read:

79.17 [BUREAU SHALL MAKE CLASSIFICATION.] The bureau shall, on behalf of its members, assign each compensation risk and subdivision thereof in this state to its proper classification. The determination as to the proper classification by the bureau shall be subject to the approval of the commissioner as herein provided. The bureau shall, on behalf of all members thereof, inspect and make a written survey of each risk to which the system of merit rating approved for use in this state is applicable. It shall, on behalf of all the members thereof, file with the commissioner its classification of risks and keep on file at the office of the bureau the written surveys of all risks inspected by it, which survey shall show the location and description of all items producing charges and credits, if any, and such other facts as are material in the writing of insurance thereon. It shall file any subsequent proposed classification or later survey and all rules and regulations which do or may affect the writing of these risks. The bureau classification shall be binding upon all insurers *upon approval of the commissioner as provided in this chapter.* The commissioner and the bureau and its representatives shall give all information as to classifications, rates, surveys, and other facts collected and intended for the common use of insurers subject to sections 79.01 to (79.23) 79.32 to all these insurers at the same time. A copy of the complete survey, with the approved classification and rates based thereon and the effective date thereof, shall be furnished to the insurer of record as soon as approved. The approved classification and rates upon a specific risk shall be furnished upon request to any other insurer upon the payment of a reasonable charge for the service. Every insurer shall promptly file with the bureau a copy of each pay-roll

audit, which shall be checked by the bureau for correctness of classification and rate. The commissioner may require the bureau to file with it any such copy and may verify any pay-roll audit by a reaudit of the books of the employer or in such other manner as may to it appear most expedient. Upon written complaint stating facts sufficient to warrant action by it, the commissioner shall verify any pay-roll audit reported to it.

Sec. 11. Minnesota Statutes 1974, Section 79.21, is amended to read:

79.21 [RATES TO BE UNIFORM; EXCEPTIONS.] No insurer shall write insurance at a rate other than that (MADE AND PUT INTO FORCE BY THE BUREAU AND) approved as adequate and reasonable by the commissioner. The bureau may (REDUCE OR INCREASE) *modify* a rate by (THE APPLICATION) *applying* to individual risks (OF THE) *a* system of merit or experience rating which has been approved by the commissioner *provided, if an insured has petitioned for a hearing under section 79.07, subdivision 5, that no modification that will result in an individual rate change shall be put into effect until approved by the commissioner in the manner provided in section 79.07, subdivision 5.* (THIS REDUCTION OR INCREASE) *Any such modification shall be set forth in the policy or by indorsement thereon.*

Sec. 12. Minnesota Statutes 1974, Chapter 79, is amended by adding a section to read:

[79.225] [FEE.] *Subdivision 1. The commissioner may annually charge each insured a fee of up to three tenths of one percent of the premiums received by the insurer for the year from workers' compensation insurance, which charges shall be forwarded quarterly to the commissioner by each insurer. The fees received under this section shall be used to administer the provisions of this chapter.*

Subd. 2. The commissioner may establish rules for the implementation and administration of this section.

Subd. 3. Fees due under subdivision 1 shall be paid into a special account in the state treasury. Fees deposited in that account are hereby annually appropriated to the commissioner.

Sec. 13. Minnesota Statutes 1974, Sections 79.13; 79.14; and 79.15 are hereby repealed.

Sec. 14. [EFFECTIVE DATE.] *This act is effective July 1, 1976, but all rates approved by the commissioner prior to the date of final enactment shall remain valid until October 1, 1976, unless earlier modified by the commissioner."*

Further amend the title by striking it in its entirety and inserting:

"A bill for an act relating to workers' compensation insurance; providing for the approval of rates and classifications by the commissioner of insurance after a hearing; providing for a hearing procedure; requiring the commissioner to employ an actuary; permitting the commissioner to assess a fee to workers' compensation insureds; appropriating money; amending Minnesota Statutes 1974, Sections 79.01, Subdivision 1, and by adding subdivisions; 79.07; 79.09; 79.10; 79.12; 79.17; 79.21; and Chapter 79, by adding sections; repealing Minnesota Statutes 1974, Sections 79.13; 79.14 and 79.15."

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

The report was adopted.

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

H. F. No. 1933, A bill for an act relating to corrections; providing for payment of hospitalization insurance for employees retiring before age 65; amending Minnesota Statutes 1974, Section 241.01, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 12, before "The" insert "One-half of".

Further amend the title:

Line 2, after "for" insert "partial".

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

The report was adopted.

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

H. F. No. 2012, A bill for an act relating to retirement; volunteer firemen's lump sum benefits; amending Minnesota Statutes 1974, Section 69.06.

Reported the same back with the following amendments:

Page 1, line 12, strike "\$40" and insert "\$100".

Page 2, line 6, strike "\$2" and insert "\$4".

Page 2, line 10, strike "\$60" and insert "\$120".

Page 2, line 14, delete "\$1,000" and insert "\$750".

Page 2, after line 28, insert a section to read:

"Sec. 2. Notwithstanding any special law enacted and approved in accordance with section 645.021 to the contrary, any municipal volunteer firemen's relief association, when its bylaws or articles of incorporation so provide, may pay service pensions in accordance with the maximums as set forth in section 1 of this act. Provided, however, that nothing in this act shall be construed to exempt any municipal volunteer firemen's relief association from the requirements of sections 69.771 to 69.776."

Further amend the title:

Page 1, line 3, after "sum" insert "and monthly".

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. 2113, A bill for an act relating to human rights; changing duties of commissioner; increasing penalties; amending Minnesota Statutes 1974, Sections 363.05, Subdivision 1; 363.06, Subdivision 5; 363.071, Subdivision 2; and 363.14, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 23, strike "Indians" and delete the new language and insert "persons".

Page 4, line 16, delete "Indians, Chicanos, Blacks and women" and insert "persons".

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

The report was adopted.

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

H. F. No. 2115, A bill for an act relating to retirement; service credit for teachers on parental or maternity leave; amending Minnesota Statutes 1974, Section 354.42, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 7, delete "Section 354.42" and insert "Chapter 354".

Page 1, line 8, delete "subdivision" and insert "section".

Page 1, line 9, delete "Subd. 8." and insert "[354.093] [MATERNITY LEAVE.]".

Page 1, line 11, after "credit" insert "not to exceed one year".

Page 1, line 12, delete "within 90 days of his or her return to".

Page 1, delete lines 13 and 14, and insert: "*by the end of the fiscal year following the fiscal year in which the leave of absence terminated. The amount of such payment shall include the required employee, employer and amortization contributions for the period of leave prescribed in section 354.42. Such payment shall be based on the member's average monthly salary upon return to teaching service, and shall be without interest.*"

Page 1, after line 17, insert sections to read:

"Sec. 2. Minnesota Statutes, 1975 Supplement, Section 354.44, Subdivision 1a, is amended to read:

Subd. 1a. [MANDATORY RETIREMENT.] Notwithstanding the provisions of sections 43.30 or 197.45 to 197.48, a member shall terminate employment on August 31, 1976, or at the end of the academic year in which he reaches the age of 65, whichever is later. For purposes of this subdivision, an academic year shall be deemed to end August 31. A member who terminates employment at any time during the academic year at the end of which such person is required to terminate employment pursuant to this subdivision shall, for the purpose of determining eligibility for a proportionate retirement annuity, be considered to have been required to terminate employment at age 65 or earlier pursuant to this subdivision. *Nothing contained in this subdivision shall preclude a district from employing a retired teacher as a substitute teacher; provided, no teacher required to terminate employment by this subdivision shall resume membership in the retirement association by virtue of employment as a substitute teacher.*

Sec. 3. Minnesota Statutes, 1975 Supplement, Section 354A.-21, is amended to read:

354A.21 [MANDATORY RETIREMENT; PROPORTIONATE ANNUITY.] Notwithstanding the provisions of sections 197.45 to 197.48 or 354A.05, a teacher subject to the provisions of this chapter shall terminate employment on August 31, 1976, or at the end of the academic year in which such teacher reaches the age of 65, whichever is later. For purposes of this section, an academic year shall be deemed to end August 31. A teacher who terminates employment at any time during the academic year at the end of which such person is required to terminate employment pursuant to this section and who has less than the minimum required number of years of service to otherwise qualify for a retirement annuity shall be entitled upon application to a proportionate retirement annuity based on service prior to termination. *Nothing contained in this subdivision shall preclude a district from employing a retired teacher as a substitute teacher; provided, no teacher required to terminate employment by this subdivision shall resume membership in the retirement association by virtue of employment as a substitute teacher.*

Sec. 4. *Notwithstanding any law to the contrary a person who retired as a member of any fund enumerated in Minnesota Statutes, 1975 Supplement, Section 356.30, Subdivision 3, between May 1, 1975 and January 1, 1976 and who failed to elect to receive a combined service annuity authorized by section 356.30, subdivision 1, may make such election and repay any refund until January 1, 1977. Benefits shall be adjusted and paid on the basis of the election from and after the date of election.*

Sec. 5. *This act is effective upon final enactment."*

Further, amend the title as follows:

Page 1, line 3, after "leave;" insert "authorizing the employment of retired teachers as substitutes; elections to receive a combined service annuity;"

Page 1, line 4, delete "Section 354.42" and insert "Chapter 354".

Page 1, line 5, delete "subdivision" and insert "section; and Minnesota Statutes, 1975 Supplement, Sections 354.44, Subdivision 1a; and 354A.21".

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. 2157, A bill for an act relating to public welfare; providing for administrative and judicial review of certain ac-

tions and decisions of local welfare agencies; repealing Minnesota Statutes 1974, Sections 256.77; 256B.10; 256B.11; 256D.12; and 256D.40.

Reported the same back with the following amendments:

Page 2, line 3, delete "or" and delete "who".

Page 2, delete all of line 4.

Page 2, line 5, delete "of a type specified by rule of the commissioner" and insert "or a program of social services whose application for assistance is denied, or not acted upon with reasonable promptness, or whose assistance is suspended, reduced, or terminated by a local agency".

Page 2, line 7, delete "filing a notice of appeal with" and insert "submitting a written request for a hearing to".

Page 2, line 8, delete "notification" and insert "written notice".

Page 2, line 8, after "decision" insert ", or within 90 days of such written notice if the applicant or recipient shows good cause why the request was not submitted within the 30 day time limit".

Page 2, delete all of line 19.

Page 2, line 20, delete "agency of a type specified by rule of the commissioner" and insert "whose application for assistance is denied, not acted upon with reasonable promptness, or whose assistance is suspended, reduced, or terminated by a local agency".

Page 2, line 22, delete "filing a notice of appeal with" and insert "submitting a written request for a hearing to".

Page 2, line 23, delete "notification" and insert "written notice".

Page 2, line 23, after "decision" insert ", or within 90 days of such written notice if the applicant or recipient shows good cause why the request was not submitted within the 30 day time limit".

Page 3, delete all of line 18.

Page 3, line 19, delete "agency prior to" and insert "have the opportunity to examine the contents of his case file and all documents and records to be used by the local agency at the hearing at a reasonable time before the date of the hearing".

Page 3, line 19, delete "Technical rules of".

Page 3, line 20, delete "evidence shall not apply to hearings under this section" and insert "All evidence, except that privileged by law, commonly accepted by reasonable men in the conduct of their affairs as having probative value with respect to the issues shall be submitted at the hearing".

Page 3, line 21, delete "hearings" and insert "hearing".

Page 3, line 21, delete "contested cases" and insert "a contested case".

Page 3, line 30, after "fact" insert "and shall state his reasons therefor".

Page 4, line 25, after "court." insert a sentence to read: "Service may be made personally or by mail; service by mail is complete upon mailing; no filing fee shall be required by the clerk of court in appeals taken pursuant to this subdivision."

Page 5, delete lines 9 to 17.

Renumber the remaining subdivisions accordingly.

Page 5, line 23, after "supreme court" insert "nor shall any filing fee or bond be required of any party".

Page 5, line 25, after "welfare" insert ", local welfare referee, or district court".

Page 5, line 25, after "aid" insert "or services".

Page 5, line 26, after the first "paid" insert "or provided".

Page 5, line 26, after the second "paid" insert "or provided".

Page 5, line 27, after "appeal to the " insert "commissioner of welfare,".

Pages 5 and 6, delete all of Section 3.

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. 2230, A bill for an act relating to retirement; approval of benefits and contributions of teachers' retirement associations in cities of the first class; benefits and contributions

in the city of Minneapolis; amending Minnesota Statutes, 1975 Supplement, Section 354A.12.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes, 1975 Supplement, Section 354A.12, is amended to read:

354A.12 [STATE PAYMENTS TO RETIREMENT FUND ASSOCIATIONS IN CITIES OF THE FIRST CLASS.] Notwithstanding any law to the contrary, for taxes levied in 1975 payable in 1976 and thereafter, levies for teachers retirement fund associations in cities of the first class, including levies for any employer social security taxes for teachers covered by a fully coordinated teachers retirement social security fund, are disallowed and the state shall assume the total employer obligation. Effective July 1, 1975 the state shall pay to said retirement fund association an employer contribution equal to the amount, expressed as a percentage of payroll, that the state of Minnesota is required to pay for all contributing members of the state teachers retirement association including social security taxes, in accordance with the provisions of Minnesota Statutes 1974, Section 354A.07, Subdivisions 3, 3a and 4, except that:

(1) employer contributions which are paid to the retirement fund associations pursuant to this section shall be appropriated and remitted directly to said retirement fund associations each month in accordance with the procedures described in section 354.43, subdivisions 1, 2, and 5; and

(2) with respect to any city of the first class having a fully or *partially* coordinated teachers retirement fund association, employer social security taxes on salaries paid after June 30, 1975 shall be paid by the state in accordance with the provisions of section 355.46, subdivision 3, clause (b), and employer contributions to said retirement fund association shall be reduced by the amount of such taxes. Effective March 1, 1976, the contribution required to be paid by each *coordinated* member of a teachers retirement fund association in a city of the first class which does have a fully or *partially* coordinated teachers retirement social security fund shall not be less than four percent of total salary, and the contribution required to be paid by each *basic* member of a teachers retirement fund association in a city of the first class which does not have a fully coordinated teachers retirement social security fund shall not be less than eight percent of total salary. (PROVIDED, HOWEVER, THAT THE CHANGES IN THE EMPLOYEE CONTRIBUTION TO THE TEACHERS RETIREMENT FUND ARE CONTINGENT UPON A DETERMINATION OF BENEFIT ADJUSTMENT BY THE LEGISLATURE BEFORE MARCH 1, 1976, AS PROVIDED IN THIS SECTION. AFTER APRIL 1, 1975, NO

TEACHERS RETIREMENT FUND ASSOCIATION IN A CITY OF THE FIRST CLASS SHALL ENACT ANY AMENDMENT TO THE BYLAWS OR ARTICLES OF INCORPORATION; PROVIDED, HOWEVER, THAT BENEFITS FOR A TEACHERS RETIREMENT FUND ASSOCIATION IN A CITY OF THE FIRST CLASS MAY BE INCREASED BY SPECIAL LAW OR GENERAL STATUTE) *No change in by-laws or articles of incorporation affecting benefits, contributions or actuarial assumptions shall be made without approval by the legislature. Notwithstanding any provision of the articles or by-laws, amendments may be made at the annual meeting called for such purpose, without further local approval.*

Sec. 2. Minnesota Statutes 1974, Chapter 355, is amended by adding a section to read:

[355.28] [DEFINITIONS.] *Subdivision 1. For the purposes of sections 1 to 10 of this act the terms defined in this section shall have the meanings ascribed to them.*

Subd. 2. "Enabling act" means the act of this state entitled, "An act to provide for the coverage of certain officers and employees of the state and local governments under the old age and survivors insurance provisions of Title II of the Federal Social Security Act, as amended, and appropriating money therefor" which is codified in Minnesota Statutes, Sections 355.01 to 355.07.

Subd. 3. The terms "social security act", "state agency", "employment", "wages", "contribution fund", "Federal Insurance Contributions Act", and "political subdivision" mean as defined in the enabling act.

Subd. 4. "Teacher" means all employees of political subdivisions who hold positions covered by the Minneapolis teachers retirement fund association established under the provisions of Minnesota Statutes, Chapter 354A.

Sec. 3. Minnesota Statutes 1974, Chapter 355, is amended by adding a section to read:

[355.281] [REFERENDUM.] *Pursuant to the provisions of the enabling act the governor shall designate an agency or an individual to supervise a referendum to be held after May 1, 1977, in accordance with the provisions of section 218 (d) (6) (C) of the social security act, for teachers.*

Sec. 4. Minnesota Statutes 1974, Chapter 355, is amended by adding a section to read:

[355.282] [NOTICE OF REFERENDUM.] *The notice of referendum required by section 218 (d) of the social security*

act which is to be given to the teachers shall contain a statement in such form as the agency or individual designated to supervise the referendum shall deem necessary and sufficient to inform the teachers of the rights which accrue to them under the social security act. The statement shall also inform the teachers of the effect that coverage under the social security act will have on their public retirement program.

Sec. 5. Minnesota Statutes 1974, Chapter 355, is amended by adding a section to read:

[355.283] [DIVISION OF MINNEAPOLIS TEACHERS RETIREMENT FUND ASSOCIATION.] *In accordance with section 218 (d) (6) (C) of the social security act, the state agency shall divide into two divisions or parts the Minneapolis teachers retirement fund association established under the provisions of Minnesota Statutes, Chapter 354A. One division or part of the retirement fund association shall be composed of positions of teachers who desire coverage under an agreement under section 218 (d) of the social security act. The other division or part of the retirement fund association shall be composed of positions of teachers who do not desire coverage under such an agreement. Each division or part shall be deemed to be a separate retirement system for the purposes of section 218 (d) of the social security act. There shall be included in the division or part composed of members desiring such coverage the positions of teachers who become members of the Minneapolis teachers retirement fund association after such coverage is extended; provided, a teacher whose service in a position covered by the retirement fund association commences after the date on which such social security coverage is extended shall be deemed to become a member of the retirement fund association upon the commencement of such service for purposes of this section, notwithstanding the date of any employment contract.*

Sec. 6. Minnesota Statutes 1974, Chapter 355, is amended by adding a section to read:

[355.284] [TRANSFER OF MEMBERS.] *In accordance with section 218 (d) (6) (F) of the social security act, and when the Minneapolis teachers retirement fund association is divided into two divisions or parts, the position of any member of the division or part composed of positions of teachers who do not desire coverage under an agreement under section 218 (d) of the social security act may be transferred to the separate retirement system composed of teachers who desire such coverage; and a modification of agreement between the state and the secretary of health, education, and welfare may so provide, but only if prior to such modification the individual occupying such position files with the state agency a written request for such transfer.*

Sec. 7. Minnesota Statutes 1974, Chapter 355, is amended by adding a section to read:

[355.285] [CERTIFICATION BY GOVERNOR.] *If the governor receives satisfactory evidence that the conditions specified in section 218 (d) (7) of the social security act have been met with respect to the Minneapolis teachers retirement fund association, he shall so certify to the secretary of health, education, and welfare.*

Sec. 8. Minnesota Statutes 1974, Chapter 355, is amended by adding a section to read:

[355.286] [AGREEMENTS WITH FEDERAL AGENCY.] *Upon the governor's certification pursuant to section 7 of this act, the state agency, with the approval of the governor, shall be authorized after June 30, 1977, to enter into an agreement with the secretary of health, education, and welfare, or modify any such agreement previously made with respect to teachers. The agreement or modification shall contain such terms and provisions authorized by the social security act and the enabling act as the state agency finds proper.*

Sec. 9. Minnesota Statutes 1974, Chapter 355, is amended by adding a section to read:

[355.287] [EMPLOYER CONTRIBUTIONS.] *Contributions required under the agreement or modification entered into pursuant to section 8 of this act to be made by political subdivisions employing teachers, and payments required by Minnesota Statutes, Section 355.49, which shall apply to political subdivisions employing teachers, shall be paid by the state.*

Sec. 10. Minnesota Statutes 1974, Chapter 355, is amended by adding a section to read:

[355.288] [EMPLOYEE CONTRIBUTIONS; DEDUCTION FROM WAGES.] *After the date the agreement or modification is entered into pursuant to section 8 of this act, there shall be paid as a deduction from wages an employee contribution in a amount equal to the tax that would be imposed by the Federal Insurance Contribution Act if such service constituted employment within the meaning of that act. Contributions so made shall be paid into the contribution fund in partial discharge of the liability of the state and each political subdivision in respect thereto. Failure to deduct such contribution shall not relieve the employee or the state or the political subdivision of liability therefor.*

Sec. 11. *All teachers retirement fund associations in cities of the first class shall be governed by the provisions of Minnesota Statutes, Chapter 317, except that no association shall be required to amend its articles or bylaws to conform with section 317.08, subdivision 2, clause (3), and the definition contained in*

section 317.02, subdivision 5, shall have no application thereto. All corporate action of any such association heretofore taken shall be deemed valid if in conformity with either chapter 317, or Revised Laws 1905, Chapter 58, as amended, or both.

Sec. 12. [MINNEAPOLIS TEACHERS RETIREMENT FUND ASSOCIATION; COORDINATED PROGRAM.] Subdivision 1. There shall be established effective July 1, 1977, a coordinated retirement program within the Minneapolis teachers retirement fund association for teachers eligible for membership in such association who are covered by any agreement or modification made between the state and the secretary of health, education and welfare, making the provisions of the federal old age, survivors and disability insurance act applicable to such teachers. The coordinated retirement program shall provide for employee contributions, retirement annuities, disability benefits, optional survivor annuities, refunds of employee contributions and repayment thereof, age and service requirements, and purchase of credit for military service and sabbatical leave identical in effect to the corresponding provisions applicable to coordinated members of the statewide teachers retirement association contained in Minnesota Statutes, Sections 354.092; 354.35; 354.42, Subdivision 2; 354.44, Subdivisions 1, 4, 5, and 6; 354.45; 354.46, Subdivisions 2 and 3; 354.47, Subdivisions 1, Clause (2), and 2; 354.48; 354.49, Subdivisions 1, 2, 3, and 5; 354.50, Subdivisions 1 and 2; 354.53; and 354.60. Provisions in the articles of incorporation of the Minneapolis teachers retirement fund association pertaining to annual automatic annuity increases, eligibility for membership in the association, and administration of the association, including but not limited to investment of assets, shall apply to coordinated as well as basic members.

Subd. 2. The articles of incorporation of the Minneapolis teachers retirement fund association shall be amended as necessary to effect the changes described in subdivision 1, effective July 1, 1977. The adoption of such amendments is hereby approved in accordance with Minnesota Statutes, 1975 Supplement, Section 354A.12.

Sec. 13. [MINNEAPOLIS TEACHERS' RETIREMENT FUND ASSOCIATION.] Subdivision 1. The following amendments to the articles of incorporation of the Minneapolis Teachers' Retirement Fund Association are hereby approved in accordance with Minnesota Statutes, 1975 Supplement, Section 354A.12.

Subd. 2. Subsection (15) of Article IX providing for stock appreciation funded annuity increases may be repealed.

Subd. 3. Subsection (11) of Article IX may be amended by providing as an optional alternative to the 1953 Formula Annuity contained in paragraph (b) for all members who have retired or

shall retire after May 1, 1974 and who are qualified under paragraph (a), a 1975 Revised Formula Annuity computed as in paragraph (b) except that the percentage used in the computation shall be two and one fourth percent multiplied by not to exceed 30 years of service.

Subd. 4. Paragraph (D) of subsection (14) of Article IX may be amended to provide for annual automatic annuity increases of one and one half percent for retired members 65 years of age or older who have been receiving an annuity for not less than 24 months, with the first of such increases to commence on July 1 of the year next following the year in which the retired member attains the age of 65 and 24 months as an annuitant.

Subd. 5. Subsection (10) of Article VII may be amended to delete the definition of "required deposit" and to substitute therefor a reference to subsection (3) of Article VIII.

Subd. 6. Subsection (3) of Article VIII shall be amended to increase the required deposit by teachers from six and one half percent to eight and one half percent effective July 1, 1976.

Subd. 7. Paragraph (c) of subsection (12) of Article IX may be amended to delete reference to the former six and one half percent required deposit.

Subd. 8. Subsection (14) of Article IX may be amended by adding a new paragraph (E) providing monthly across the board annuity increases of ten percent of the annual annuity received as of July 1, 1974 to members who were retired and receiving an annuity prior to May 1, 1974 and the beneficiaries of deceased members who were thus qualified other than beneficiaries receiving benefits under paragraph C of subsection (4) of Article IX; paying annuities to certain retired members for 12 months per year instead of ten months; and redesignating the remaining paragraphs accordingly.

Subd. 9. The foregoing amendments may be adopted to be effective July 1, 1976.

Sec. 14. This act is effective the day following final enactment."

Further, amend the title as follows:

Page 1, line 5, after "Minneapolis," insert "extending social security coverage to and establishing a coordinated retirement program for teachers covered by the Minneapolis teachers retirement fund association;"

Page 1, line 5, after "amending" insert "Minnesota Statutes 1974, Chapter 355, by adding sections; and".

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. 2526, A bill for an act relating to human rights; creating an advisory task force on statutory sex discrimination; requiring a report to the legislature; repealing Minnesota Statutes 1974, Section 363.04, Subdivision 8.

Reported the same back with the following amendments:

Page 2, delete lines 30 and 31.

Renumber the remaining section.

Further amend the title:

Line 4, delete “; repealing”.

Delete all of line 5.

Line 6, delete “Subdivision 8”.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

H. F. No. 2204, A bill for an act relating to collection and dissemination of data; providing definitions; requiring a public document on data collection; authorizing audits of data collection practices and policies; providing for emergency classification in certain situations; amending Minnesota Statutes 1974, Chapter 15, by adding a section; and Minnesota Statutes, 1975 Supplement, Sections 15.162, Subdivisions 2a, 4, 5, 5a and 8; 15.163, Subdivisions 1 and 2, and by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 16, after “made” insert “by statute or federal law applicable to the data”.

Page 1, line 18, strike “that” and insert “the”.

Page 1, line 26, delete the new language and insert "*For purposes of sections 15.162 to 15.165, data shall only be classified "confidential" when it meets the requirements of this section*".

Page 2, line 4, strike "a" and insert "any".

Page 2, line 6, reinstate "18" and delete "14 or" and insert "*, or in the case of a natural person who is*".

Page 2, line 7, delete "*the person and*" and insert "*either the data subject or*".

Page 2, lines 9 to 12, delete the new language.

Page 2, lines 13 to 26, delete all of section 3.

Page 2, line 30, after "*made*" insert "*by statute or federal law applicable to the data*:".

Page 2, line 30, after " ; *and*" insert a comma and after "(b)" strike "is".

Page 2, line 31, strike "that" and insert "the".

Page 2, lines 31 and 32, delete the new language.

Pages 4 and 5, delete all of section 8.

Page 5, delete all of section 9 and insert a section to read:

"Sec. 7. Minnesota Statutes 1974, Section 15.17, Subdivision 4, is amended to read:

Subd. 4. [ACCESSIBLE TO PUBLIC.] Every custodian of public records shall keep them in such arrangement and condition as to make them easily accessible for convenient use. Photographic, photostatic, microphotographic, or microfilmed records shall be considered as accessible for convenient use regardless of the size of such records. Except as otherwise expressly provided by law, he shall permit all public records in his custody to be inspected, examined, abstracted, or copied at reasonable times and under his supervision and regulation by any person; and he shall, upon the demand of any person, furnish certified copies thereof on payment in advance of fees not to exceed the fees prescribed by law. Full convenience and comprehensive accessibility shall be allowed to researchers including historians, genealogists and other scholars to carry out extensive research and complete copying of all public records except as otherwise expressly provided by law. *A public record includes but is not limited to arrest information and jail records. Arrest information shall include (a) name, age and address of any ar-*

rested person; (b) substance of the charge; and (c) identity of the arresting agency."

Renumber the sections in sequence.

Further amend the title as follows:

Page 1, line 7, delete "Chapter 15, by".

Page 1, line 8, delete "adding a section" and insert "Section 15.17, Subdivision 4".

Page 1, line 10, delete "5,".

Page 1, line 10, delete ", and by".

Page 1, line 11, delete "adding a subdivision".

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

The report was adopted.

Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 491, A resolution congratulating Seth G. Huntington on his success in the United States coin design competition and on his other artistic achievements.

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

The report was adopted.

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

H. F. No. 2024, A bill for an act relating to the tax court; establishing the tax court as a full time court; creating a small claims division; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 15A.083, Subdivision 4; 271.01, Subdivisions 1 and 4a, and by adding a subdivision; 271.02; 271.03; 271.04; 271.06, Subdivisions 1, 2, 3, 4, 6, and by adding a subdivision; 271.07; 271.08; 271.09, Subdivisions 1, 2, and 3; 271.10, Subdivisions 1 and 2; 271.12; 271.13; 271.14; 271.15; 271.17; 271.18; 271.20; and 490.121, Subdivision 2; and Chapter 271, by adding sections; and Minnesota Statutes, 1975 Supplement, Section 124.212, Subdivision 11; repealing Minnesota Statutes 1974, Sections 271.001; 271.01, Subdivisions 2 and 3; 271.06, Subdivision 5; 271.11; and 271.16.

Reported the same back with the following amendments:

Page 2, line 9, reinstate the stricken language.

Page 2, reinstate lines 10 to 12.

Page 2, line 13, reinstate the stricken "organization."

Page 3, line 32, after the period insert "*The tax court shall have no jurisdiction in any case involving an order of the state board of equalization unless a taxpayer contests the valuation of his property.*".

Page 4, line 1, after "*taxes*" insert "*, aids and related matters*".

Page 4, line 1, after "*Chapters*" insert "*60A,*".

Page 6, line 9, delete "*taxes*" and insert "*tax laws*".

Page 6, line 24, delete "*tax*" and insert "*matter concerning the tax laws*".

Page 9, line 29, after the period insert "*The tax court shall be exempt from the provisions of Minnesota Statutes, Chapter 15.*".

Page 16, line 23, after "*of*" insert "*an order of the tax court or*".

Page 16, line 24, strike "*such*".

Page 16, line 28, after "*the*" and before "*subpoena*" insert "*order or*".

Page 16, line 29, after "*the*" and before "*subpoena*" insert "*order was made or the*".

Page 17, strike line 2.

Page 17, line 3, strike "*commissioner or*".

Page 17, delete lines 7 to 16.

Renumber the remaining sections accordingly.

Page 17, line 21, strike "*secretary of the department, the*".

Page 18, line 2, strike "*secretary*" and insert "*commissioner*".

Page 18, line 6, strike "*secretary*" and insert "*commissioner*".

Page 18, line 10, strike "The".

Page 18, line 11, strike "commissioner of revenue, his deputy, and".

Page 20, line 11, delete "*of tax*".

Page 20, line 12, delete "*liability in controversy or amount of refund*".

Page 24, line 25, after "*271.11;*" insert "*271.14;*".

Further, amend the title as follows:

Line 12, delete "*271.14;*".

Line 18, after "*271.11;*" insert "*271.14;*".

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1592, 2012, 2113, 2115, 2157, 2230 and 2204 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1967, 1411 and 491 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Kvam, Setzepfandt, Lemke, Eckstein and Wigley introduced:

H. F. No. 2640, A bill for an act relating to the legislature; providing an agriculture orientation course for metropolitan members; appropriating money.

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

Vento introduced:

H. F. No. 2641, A bill for an act relating to commerce; regulating open contract sales; providing that the contract of sale involved in an open contract sale and a statement of its charges and payment be returned to the purchaser upon payment of the obligation.

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

Johnson, D.; George and Doty introduced:

H. F. No. 2642, A bill for an act relating to commerce; prohibiting wholesale distributors of gasoline or special fuels from selling gasoline and special fuels at retail.

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

Esau and Setzepfandt introduced:

H. F. No. 2643, A bill for an act relating to highway traffic regulations; driving under the influence of drugs or alcoholic beverages; chemical tests for intoxication under the implied consent law; defining the term peace officer in relation thereto; amending Minnesota Statutes 1974, Section 169.123, Subdivision 1.

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

Heinitz introduced:

H. F. No. 2644, A bill for an act relating to education; school aids; creating a legislative school finance study commission; appropriating money.

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

Wenzel introduced:

H. F. No. 2645, A bill for an act relating to game and fish; firearms permissible for taking wild animals; amending Minnesota Statutes 1974, Section 100.29, Subdivision 9.

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

Munger; Sieben, H.; Kahn; Carlson, A.; and Skoglund introduced:

H. F. No. 2646, A bill for an act relating to solid waste control; providing for removal and disposal of certain dilapidated buildings under the county solid waste management act; directing the pollution control agency to expend certain funds previously appropriated to it; amending Minnesota Statutes 1974, Section 400.03, by adding subdivisions.

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

Heinitz introduced:

H. F. No. 2647, A bill for an act relating to meetings of state agencies and of governing bodies open to the public; requiring the state ethics commission to hear alleged violations of open meeting law requirements and to refer any charged violation for which it finds probable cause to the appropriate county attorney for possible criminal prosecution; prescribing penalties; amending Minnesota Statutes 1974, Section 471.705, Subdivision 2, and by adding a subdivision.

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

Wenzel, Osthoff, Lemke and Sarna introduced:

H. F. No. 2648, A bill for an act relating to public employees; providing that no salary may exceed the governor's salary.

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

Vento, Faricy, Osthoff, Byrne and Hanson introduced:

H. F. No. 2649, A bill for an act relating to retirement; authorizing minimum pensions and annual adjustments for retired members of the St. Paul Teachers Retirement Fund Association; appropriating funds.

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

Evans, Johnson, C., and Wigley introduced:

H. F. No. 2650, A bill for an act relating to state lands; authorizing conveyance by the state of an easement for utility purposes over certain state lands in Blue Earth county.

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

Esau, Sherwood, Searle, Knickerbocker and Mann introduced:

H. F. No. 2651, A bill for an act relating to occupational safety and health; providing that no penalty be assessed if a violation is corrected within ten days of receipt of notice of the violation; amending Minnesota Statutes, 1975 Supplement, Section 182.661, Subdivision 1.

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

Adams, S., introduced:

H. F. No. 2652, A bill for an act relating to taxation; providing for collection by special assessment of unpaid fire call bills; amending Minnesota Statutes 1974, Section 429.101, Subdivision 1.

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

Fudro, Metzen, Lemke, Sieben, H., and Biersdorf introduced:

H. F. No. 2653, A bill for an act relating to local improvements; requiring the payment of interest by municipalities on money due under public improvement contracts and not paid in accordance with such contracts; amending Minnesota Statutes 1974, Chapter 429, by adding a section.

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

Byrne, Faricy, Knoll, Kelly, R., and Vento introduced:

H. F. No. 2654, A bill for an act relating to cities; requiring cities of the first class to establish special entertainment districts.

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

Kelly, W., introduced:

H. F. No. 2655, A bill for an act relating to taxation; changing the means of calculation and adjustment of levy limits in certain counties; amending Minnesota Statutes, 1975 Supplement, Section 275.51, Subdivision 3c.

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

Esau, Menning, Langseth, Erickson and Setzepfandt introduced:

H. F. No. 2656, A bill for an act relating to taxation; furnishing of certificates relative to rent paid for income tax credits; amending Minnesota Statutes, 1975 Supplement, Section 290A.19.

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

Kahn, Patton, Ulland, Sabo and Vento introduced:

H. F. No. 2657, A bill for an act relating to game and fish; increasing certain license fees; amending Minnesota Statutes 1974, Sections 98.46, Subdivisions 2, 4, 5, 7, 8, 9, 14, 15, 16, 17 and 19; and 101.44; repealing Minnesota Statutes 1974, Section 84.14, Subdivisions 1, 2, 3, 4 and 6.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 1099, A bill for an act relating to Hennepin county; hospital and medical care for poor persons funding; amending Laws 1963, Chapter 738, Section 3, Subdivision 3; repealing Laws 1963, Chapter 738, Section 7.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 354, 2108 and 2344.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 634.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 354, A bill for an act relating to drivers' licenses; providing a new category of alcohol-related offenses; aggravated violations for driving after cancellation, suspension or revocation; providing a penalty; amending Minnesota Statutes 1974, Chapter 171, by adding a section.

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

S. F. No. 2108, A bill for an act relating to commerce; interest rates on money; exempting agricultural credit corporations from interest rate limitations; amending Minnesota Statutes 1974, Section 334.06.

The bill was read for the first time.

Biersdorf moved that S. F. No. 2108 and H. F. No. 2496, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2344, A bill for an act relating to motor vehicles; authorizing the issuance of temporary vehicle permits for certain specified purposes; amending Minnesota Statutes 1974, Sections 168.091, Subdivision 1; and 168.092, Subdivision 1.

The bill was read for the first time.

Evans moved that S. F. No. 2344 and H. F. No. 2461, now on the Technical Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 634, A bill for an act relating to corrections; sentencing and post conviction disposition of criminal offenders; transferring the powers and duties of the Minnesota corrections authority to the commissioner of corrections; abolishing the Minnesota corrections authority; providing for determinate sentencing; providing for a mutual agreement program; amending Minnesota Statutes 1974, Sections 152.15; 609.03; 609.10; 609.135, Subdivision 1; 609.145, Subdivision 1; 609.165, Subdivision 2; 609.17, Subdivision 4; 609.175, Subdivision 2; 609.19; 609.195; 609.20; 609.205; 609.21; 609.215; 609.225; 609.235; 609.24; 609.245; 609.25, Subdivision 2; 609.255; 609.26; 609.27, Subdivision 2; 609.293, Subdivisions 2, 3 and 4; 609.31; 609.32; 609.355, Subdivision 2; 609.365; 609.375, Subdivision 2; 609.39; 609.395; 609.405, Subdivision 2; 609.42, Subdivision 1; 609.425; 609.445; 609.455; 609.465; 609.48, Subdivisions 1 and 4; 609.485,

Subdivision 4; 609.495, Subdivision 1; 609.52, Subdivision 3; 609.525, Subdivision 1; 609.53, Subdivisions 1 and 3; 609.54; 609.55, Subdivision 2; 609.56; 609.565; 609.58, Subdivision 2; 609.59; 609.595, Subdivision 1; 609.60; 609.61; 609.615; 609.62, Subdivision 2; 609.625; 609.63; 609.635; 609.64; 609.645; 609.65; 609.67, Subdivision 2; 609.71; 609.713; 609.785; 609.82; 609.825, Subdivision 2; 609.83; Minnesota Statutes, 1975 Supplement, Sections 609.185; 609.342; 609.343; 609.344; 609.345; 609.52, Subdivision 2; 609.521; and 609.551, Subdivision 1; repealing Minnesota Statutes 1974, Sections 241.045, as amended; 242.24; 246.43; 609.11, as amended; 609.13, Subdivision 1; 609.155; and 609.16.

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

PROGRESS REPORTS ON CONFERENCE COMMITTEES

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

Pursuant to Joint Rule 13, Esau reported on the progress of H. F. No. 1057, now in Conference Committee.

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

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

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

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pursuant to Rule 1.9, Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as a Special Order for Thursday, March 11, 1976, to be placed at the top of the Special Orders for Thursday, March 11, 1976 and to be acted upon immediately following the Calendar for the day:

H. F. Nos. 2492, 2600, 1143, 930, 1826 and 81.

CONSENT CALENDAR

S. F. No. 2057, A bill for an act relating to the city of Duluth; liquor license for the arena-auditorium complex; amending Laws 1967, Chapter 406, Section 1, 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 123, and nays 4, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Doty	Esau	Ewald	Sherwood
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The bill was passed and its title agreed to.

S. F. No. 2068, A bill for an act authorizing the conveyance by the state of a certain easement over certain lands in the county of Washington.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 2168, A bill for an act authorizing the conveyance of lands and structures comprising Count Beltrami state monument to the town of Turtle Lake in Beltrami county; specifying the terms and conditions of such conveyance.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2520, A bill for an act relating to education; requiring school districts to provide instructional materials for certain nonpublic school children.

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Schulz

The bill was passed and its title agreed to.

H. F. No. 1440, A bill for an act relating to private cemeteries; recovery of abandoned lots; amending Minnesota Statutes 1974, Chapter 307, by adding a section.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2217, A bill for an act relating to veterinary medicine; proscribing certain practices by unlicensed persons; authorizing practice by students in certain circumstances; changing the licensing fee; setting licensing standards; defining terms; amending Minnesota Statutes 1974, Sections 156.001, by adding a subdivision; 156.02, Subdivisions 1 and 2; 156.03; 156.04; 156.07; 156.072, Subdivision 1, and by adding subdivisions; and 156.12.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 2298, A bill for an act relating to eminent domain; time of title and possession; providing that certain payments deposited with the court shall draw interest; amending Minnesota Statutes, 1975 Supplement, Section 117.042.

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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2396 was reported to the House.

There being no objection, H. F. No. 2396 was continued on the Consent Calendar for one day.

S. F. No. 2237, A bill for an act directing the sale of a certain parcel of tax forfeited land in St. Louis county.

The bill was read for the 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 129, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2534, A bill for an act relating to Chisago, Isanti, and Pine counties; providing retirement benefits for certain judges.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 1, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Albrecht

The bill was passed and its title agreed to.

S. F. No. 53, A bill for an act relating to peace officer training courses; eligibility; amending Minnesota Statutes 1974, Section 626.851, Subdivision 2.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

CALENDAR

S. F. No. 2076 was reported to the House.

UNANIMOUS CONSENT

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

Jaros moved to amend S. F. No. 2076 as follows:

Page 1, line 20, delete "*pay them wages at least equal to minimum*".

Page 1, line 21, delete "*wages established by state law*".

Page 2, line 7, delete "*a violation of Minnesota Statutes, Sections 609.185*".

Page 2, delete line 8.

Page 2, line 9, delete "*or 609.344*" and insert "*an offense involving death, great bodily harm, criminal sexual conduct in the first, second or third degree, or who had a firearm in his possession at the time of the offense*".

Further amend the title in line 2 by deleting "*permitting the*" and delete lines 3 to 6.

The motion prevailed and the amendment was adopted.

S. F. No. 2076, A bill for an act relating to corrections; amending Minnesota Statutes 1974, Section 241.01, by adding a subdivision.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 72, and nays 49, as follows:

Those who voted in the affirmative were:

Abeln	Enebo	Kaley	Nelsen	Spanish
Adams, L.	Evans	Kelly, W.	Nelson	Stanton
Adams, S.	Faricy	Knoll	Norton	Suss
Beauchamp	Fjoslien	Kostohryz	Novak	Swanson
Berg	Forsythe	Kroening	Parish	Tomlinson
Berglin	Fugina	Laidig	Pehler	Ulland
Byrne	George	Langseth	Petrafeso	Vanasek
Carlson, A.	Graba	Luther	Philbrook	Vento
Carlson, L.	Hanson	Mangan	Reding	Wenstrom
Casserly	Hokanson	Mann	Samuelson	White
Clark	Jacobs	McCarron	Schulz	Williamson
Corbid	Jaros	Metzen	Sieben, H.	Speaker Sabo
Dahl	Johnson, C.	Moe	Sieben, M.	
Dean	Jude	Munger	Sieloff	
Dieterich	Kahn	Neisen	Skoglund	

Those who voted in the negative were:

Anderson, G.	Eken	Kempe, R.	Osthoff	Setzepfandt
Anderson, I.	Erickson	Ketola	Patton	Sherwood
Begich	Ewald	Knickerbocker	Peterson	Simoneau
Biersdorf	Friedrich	Kvam	Prahl	Smith
Birnstihl	Fudro	Lemke	St. Onge	Smogard
Braun	Heinitz	Lindstrom	Sarna	Volk
Brinkman	Jensen	McCollar	Savelkoul	Wenzel
Carlson, R.	Kalis	McEachern	Schreiber	Wieser
Doty	Kelly, R.	Menning	Schumacher	Zubay
Eckstein	Kempe, A.	Niehaus	Searle	

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

SPECIAL ORDERS

H. F. No. 2492 was reported to the House.

Munger moved to amend H. F. No. 2492 as follows:

Page 2, line 11, after "product" insert "or class of PCB products".

Page 2, line 15, after "any" insert "new".

Page 2, line 16, after "such" insert "new".

The motion prevailed and the amendment was adopted.

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 penalties.

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

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

Those who voted in the affirmative were:

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

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

H. F. No. 2600, A bill for an act relating to highway traffic regulations; license requirements for operating motorcycles; requiring enrollment in two-wheeled vehicle safety course prior to issuance of instruction permit; amending Minnesota Statutes, 1975 Supplement, Section 169.974, Subdivision 2.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 115, and nays 6, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Eckstein	Kalis	Menning	Searle	Wieser
Johnson, C.				

The bill was passed and its title agreed to.

H. F. No. 1143, A bill for an act relating to public health; providing that chiropractic colleges shall be entitled to receive cadavers for the purpose of anatomical study; amending Minnesota Statutes 1974, Sections 145.14 and 525.923.

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 98, and nays 20, as follows:

Those who voted in the affirmative were:

Abeln	Dahl	Johnson, C.	Metzen	Sieben, M.
Adams, L.	Dieterich	Jude	Moe	Sieloff
Adams, S.	Doty	Kelly, W.	Munger	Simoneau
Anderson, G.	Eckstein	Kempe, A.	Neisen	Skoglund
Anderson, I.	Eken	Kempe, R.	Nelsen	Smogard
Arlandson	Enebo	Ketola	Nelson	Spanish
Beauchamp	Esau	Knickerbocker	Novak	Stanton
Begich	Evans	Knoll	Parish	Suss
Berg	Ewald	Kostohryz	Patton	Swanson
Berglin	Faricy	Kroening	Pehler	Tomlinson
Biersdorf	Fudro	Laidig	Peterson	Vanasek
Birnstihl	Fugina	Langseth	Petraffeso	Vento
Braun	George	Lemke	Philbrook	Volk
Brinkman	Graba	Lindstrom	Prahl	Wenstrom
Byrne	Hanson	Luther	Reding	Wenzel
Carlson, L.	Haugerud	Mangan	St. Onge	White
Carlson, R.	Heinitz	Mann	Samuelson	Wieser
Casserly	Hokanson	McCarron	Schumacher	Speaker Sabo
Clark	Jacobs	McCollar	Sherwood	
Corbid	Jaros	McEachern	Sieben, H.	

Those who voted in the negative were:

Albrecht	Erickson	Kalis	Norton	Setzepfandt
Carlson, A.	Jopp	Kvam	Osthoff	Ulland
Dean	Kahn	Menning	Pleasant	Wigley
DeGroat	Kaley	Niehaus	Searle	Zubay

The bill was passed and its title agreed to.

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

H. F. No. 930, A bill for an acting relating to insurance; regulating the use of credit life and credit health and accident insurance; amending Minnesota Statutes 1974, Sections 62B.01; 62B.04, Subdivision 1; 62B.05; 62B.06, by adding subdivisions; 62B.07, Subdivision 2, and by adding a subdivision; 62B.08, Subdivision 2, and by adding subdivisions; 62B.11; and 61A.12, by adding subdivisions.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1826 was reported to the House.

Sieloff moved to amend H. F. No. 1826 as follows:

Page 4, line 9, strike all of "(15)" through line 27 and insert the following:

"(15) A credit union, upon approval of the commissioner of banks of an application in the prescribed form filed with him

together with a filing fee of \$100, shall have the power to act as trustee or custodian within the contemplation of the federal self-employed individuals tax retirement act of 1962, as amended and shall have the power to act as trustee or custodian within the contemplation of the federal employee retirement income security act of 1974, as amended, to establish an individual retirement account. The funds shall be invested only in savings, or time deposits, except that this restriction shall not prevent a credit union from accepting and retaining as a deposit property or investments derived from any qualified plan from which the applicant desires to transfer such property.

Funds held in the fiduciary capacity may be comingled for purposes of investment or for other purposes approved by the commissioner of banks, but individual records shall be maintained by the fiduciary for each participant and show in detail all transactions engaged in under authority of this section. In passing upon applications the commissioner shall take into consideration all pertinent facts that relate to a credit union's financial responsibility and may grant or refuse the application accordingly."

The motion prevailed and the amendment was adopted.

H. F. No. 1826, A bill for an act relating to credit unions; allowing credit unions to act as trustees or custodians of employee pensions benefit plan accounts; amending Minnesota Statutes, 1975 Supplement, Section 52.04.

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

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

Those who voted in the affirmative were:

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

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

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

H. F. No. 81 was reported to the House.

Lindstrom moved to amend H. F. No. 81, as follows:

Page 1, line 19, delete "*plus accrued*" and insert "*, exclusive of*".

Page 1, line 22, delete "*plus accrued*" and insert "*, exclusive of*".

Page 2, line 1, delete "*plus accrued*" and insert "*, exclusive of*".

The motion prevailed and the amendment was adopted.

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 percentage of purchase price paid; amending Minnesota Statutes 1974, Section 559.21.

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

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

Those who voted in the affirmative were:

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

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

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

Eken, Forsythe and Haugerud were excused for the remainder of today's session.

H. F. No. 1801 was reported to the House.

Clawson moved to amend H. F. No. 1801, as follows:

Page 3, line 31, restore stricken language.

Page 3, line 32, delete "*shall constitute prima facie*".

Page 3, line 32, restore stricken language.

Page 4, line 1, restore stricken language.

Page 7, line 3, strike Section 9 and renumber subsequent sections.

The motion prevailed and the amendment was adopted.

McCarron moved to amend H. F. No. 1801, as amended, as follows:

Page 6, line 32, strike the words "*or ground for dismissal of*" and insert the word "*against*".

The motion prevailed and the amendment was adopted.

H. F. No. 1801, A bill for an act relating to commerce; providing for the opening of checking accounts; imposing a duty on financial institutions; providing remedies for worthless checks; providing penalties; amending Minnesota Statutes 1974, Section 609.535, Subdivisions 1, 2 and 3, and by adding subdivisions; and Chapter 549, by adding a section.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 93, and nays 25, as follows:

Those who voted in the affirmative were:

Abeln	Enebo	Kelly, W.	Neisen	Sieloff
Adams, L.	Erickson	Kempe, A.	Nelsen	Simoneau
Adams, S.	Evans	Kempe, R.	Niehaus	Smith
Anderson, I.	Ewald	Ketola	Novak	Suss
Arlandson	Fjoslien	Knickerbocker	Osthoff	Swanson
Beauchamp	Fudro	Knoll	Parish	Tomlinson
Begich	George	Kroening	Patton	Ulland
Biersdorf	Graba	Laidig	Pehler	Vanasek
Birnstihl	Hanson	Langseth	Philbrook	Volk
Braun	Heinitz	Lemke	Prahl	Wenstrom
Brinkman	Hokanson	Lindstrom	St. Onge	Wenzel
Byrne	Jacobs	Luther	Sarna	White
Carlson, L.	Jensen	Mangan	Schreiber	Wieser
Carlson, R.	Johnson, C.	Mann	Schulz	Wigley
Clawson	Jopp	McCarron	Searle	Williamson
Corbid	Jude	McCollar	Setzepfandt	Zubay
Dean	Kaley	McEachern	Sherwood	Speaker Sabo
Doty	Kalis	Menning	Sieben, H.	
Eckstein	Kelly, R.	Munger	Sieben, M.	

Those who voted in the negative were:

Albrecht	Casserly	Jaros	Nelson	Schumacher
Anderson, G.	Clark	Kahn	Norton	Skoglund
Berg	Dieterich	Kostohryz	Peterson	Smogard
Berglin	Esau	Kvam	Petrafeso	Stanton
Carlson, A.	Faricy	Moe	Samuelson	Vento

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

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Monday, March 15, 1976, immediately following the Consent Calendar. The motion prevailed.

CONSIDERATION UNDER RULE 1.10

Pursuant to Rule 1.10, Kelly, W., requested immediate consideration of H. F. No. 1471.

H. F. No. 1471, A bill for an act relating to public improvements; allowing certain fees to discharge cancelled special assessments.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, March 15, 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 15, 1976.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

