

STATE OF MINNESOTA

SIXTY-NINTH SESSION - 1976

NINETY-SECOND DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, MARCH 17, 1976

The House convened at 10:00 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Birnstihl, Lemke and Kalis were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. On the motion of DeGroat 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. 2414, 1130, 1615, 101, 2019, 2072, 2560 and 2269 and S. F. Nos. 2173, 2284, 1812, 2025 and 60 have been placed in the members' files.

S. F. No. 2284 and H. F. No. 2485, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Erickson moved that S. F. No. 2284 be substituted for H. F. No. 2485 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1812 and H. F. No. 1972, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except H. F. No. 1972, page 1, lines 7 and 8 contains the language "LAKE OF THE WOODS COUNTY; TELEVISION TRANSLATOR STATION OUTSIDE THE COUNTY" whereas S. F. 1812, page 1, lines 8 to 10, contains the language "KOOCHICHING AND LAKE OF THE WOODS COUNTIES; TELEVISION TRANSLATOR STATIONS OUTSIDE THE COUNTIES".

H. F. No. 1972, page 1, line 10, contains the language "board of the county of" whereas S. F. No. 1812, page 1, line 12 contains "boards of the counties of Koochiching or".

S. F. No. 1812, page 1, lines 13 to 15, contains the language "acting singly, jointly, singly with contiguous counties, or jointly with counties contiguous to either county," whereas H. F. No. 1972, page 1, line 11, does not contain this language.

S. F. No. 1812, page 2, line 6, contains "Each" whereas H. F. No. 1972, page 2, line 2, contains "The".

H. F. No. 1972, page 2, line 3, contains the language "the provisions of" whereas S. F. No. 1812, page 2, line 7, does not contain this language.

H. F. No. 1972, page 2, lines 6 to 9, contains the language " ; provided that no real estate may be acquired or bonds issued for such purposes until approved by a majority of the voters voting upon the question at any regular or special county election" whereas S. F. No. 1812, page 2, line 10, does not contain this language.

S. F. No. 1812, page 2, lines 11 and 12 contains the language "as to each county" whereas H. F. No. 1972, page 2, line 10, does not contain this language.

S. F. No. 1812, page 2, line 13, contains "that" whereas H. F. No. 1972, page 2, lines 11 and 12 contains "Lake of the Woods".

S. F. No. 1812, in the title, lines 2 and 3 reads in part "relating to the counties of Lake of the Woods and Koochiching; authorizing each" whereas H. F. No. 1972, in the title, lines 2 and 3, reads in part "relating to the county of Lake of the Woods; authorizing the".

SUSPENSION OF RULES

Braun moved that the rules be so far suspended that S. F. No. 1812 be substituted for H. F. No. 1972 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2173 and H. F. No. 1994, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 2173, page 2, line 31 to page 3, line 6 reads:

"Subd. 3. A folklife advisory committee shall be appointed by the director of the Minnesota historical society in consultation with the state folklorist with due consideration to regional, ethnic and occupational balance. Members of the advisory committee may be appointed from the state department of education, the department of natural resources, the Minnesota state arts council, the Minnesota Indian affairs commission, and from any other source."

Whereas, H. F. No. 1994 does not contain this language.

H. F. No. 1994, page 4, line 13 reads in part: "available any item in the archive authorized".

Whereas, S. F. No. 2173, page 4, line 21 reads in part: "available any item in the archives authorized".

H. F. No. 1994, page 4, line 19, reads in part: "support, revitalize and".

Whereas, S. F. No. 2173, page 4, line 27, reads in part: "support, revitalize, and".

Further the title of H. F. No. 1994, in lines 6 and 7 reads: "prescribing powers and duties of the state folklorist."

Whereas, line 6 of the title of S. F. No. 2173 reads: "prescribing powers and duties of the folklorist."

SUSPENSION OF RULES

Kahn moved that the rules be so far suspended that S. F. No. 2173 be substituted for H. F. No. 1994 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

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

S. F. No. 454, A bill for an act relating to intoxicating liquor; licensing of bottle clubs; amending Minnesota Statutes 1974, Section 340.119, Subdivision 3.

Reported the same back with the following amendments:

Page 2, line 4, delete "1975" and insert "1976".

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

The report was adopted.

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

S. F. No. 1619, A bill for an act relating to intoxicating liquors; repealing certain obsolete provisions; increasing the penalty for selling or giving away poisonous liquor; amending Minnesota Statutes 1974, Sections 340.71 and 340.942; repealing Minnesota Statutes 1974, Sections 340.38; 340.70; 340.76; 340.77; 340.79; 340.80; 340.83; 340.87; 340.88; 340.89; 340.90; 340.91; 340.92; and 340.93.

Reported the same back with the following amendments:

Page 1, after line 10, insert:

"Section 1. [334.20] [DEFINITIONS:] The definitions and provisions in the Truth-In-Lending Act, Title I of the Consumer Credit Protection Act, P.L. 90-321, and in Regulation Z of the Board of Governors of the Federal Reserve System adopted pursuant thereto, 12 CFR 226, as in effect on June 5, 1971, shall apply to the terms used in sections 1 to 6.

Sec. 2. [334.21] [FINANCE CHARGES FOR OTHER THAN OPEN END CREDIT.] Subdivision 1. Unless otherwise authorized by statute, the parties to a consumer credit sale other than a sale pursuant to an open end credit plan may agree to payment by the consumer of a maximum finance charge calculated according to the actuarial method using the rate of finance charge specified by section 334.16.

Subd. 2. For the purposes of this section:

(a) The finance charge may be calculated on the assumption that all scheduled payments will be made when due;

(b) The dollar amount of the finance charge shall include the prepaid finance charge excluded from the amount financed; and

(c) The effect of prepayment is governed by the provisions on rebate upon prepayment under section 4 of this act.

Subd. 3. For the purposes of this section, the term of a consumer credit sale other than one pursuant to an open end credit plan commences with the date the credit is granted or, if goods are delivered, services performed or proceeds of a loan paid ten days or more after that date, with the date of commencement of delivery or performance. Differences in lengths of months are disregarded and a day may be counted as 1/30 of a month.

Subd. 4. A seller may contract for and receive a minimum finance charge with respect to a sale other than one pursuant to an open end credit plan, of not more than fifty cents per month for each month of the original contract term.

Sec. 3. [334.22] [PREPAYMENT PENALTIES PROHIBITED.] Subject to section 4, and unless otherwise authorized by statute, a buyer may prepay in full, or any part, the unpaid balance of a consumer credit sale at any time without penalty.

Sec. 4. [334.23] [REBATE ON PREPAYMENT.] Subdivision 1. Unless otherwise authorized by statute, and upon prepayment in full of the unpaid balance of a precomputed consumer credit sale, refinancing or consolidation, an amount not less than the unearned portion of the finance charge calculated according to this section shall be rebated to the buyer. If the total of all rebates, refunds and credits to be paid to the buyer under sections 1 to 6 is less than \$1, no rebate need be made.

Subd. 2. The unearned portion of the precomputed finance charge on consumer credit sales shall be at least as great a proportion of the time price differential as the sum of the periodic time balances after the month in which prepayment is made, bears to the sum of all the periodic time balances under the schedule of payments in the original contract. This method of calculating rebates may be referred to as the "rule of 78" or "sum of the digits" method. When a rebate computed by the "rule of 78" results in a buyer having been charged an effective rate of interest in excess of that allowable under section 334.16, it shall not be a violation of law.

Subd. 3. Unless otherwise authorized by statute, the parties to a consumer credit sale other than one pursuant to an open end credit plan, may agree in writing at any time subsequent to the transaction to a deferral of all or part of any installments and an appropriate deferral charge which may not exceed one

percent per month on the amount deferred. If prepayment in full is made on a transaction for which there was a prior agreement for a deferral and a deferral charge, the unearned portion of the finance charge shall be computed without regard to the deferral. The amount of deferral charge accumulated at the date of prepayment shall also be calculated. If the deferral charge accumulated is less than the deferral charge actually paid by the buyer, the difference shall be added to the unearned portion of the finance charge to be rebated to the buyer. If any part of a deferral charge has been accumulated but has not been paid, that part shall be subtracted from the unearned portion of the finance charge to be rebated to the buyer.

Subd. 4. In the absence of an agreement for deferral of any installment, as provided in subdivision 3, and if the contract between the seller and the buyer so provides, the seller may collect, or retain, in the event of prepayment, a delinquency charge with respect to any installment not paid in full within ten days after its due date, as originally scheduled or as deferred by agreement, in an amount which is five percent of the unpaid amount of such delinquency installment, or \$5 whichever is less. Such a delinquency charge with respect to any single delinquent installment may be collected only once, however long such installment remains in default. A separate delinquency charge, as computed above, may be imposed with respect to each separate installment that is delinquent. A delinquency charge may not be collected on an installment paid in full within ten days after its scheduled or deferred installment due date even though an earlier maturing installment or a delinquency or deferral charge on an earlier installment has not been paid in full. For purposes of this subdivision, and in the absence of specific direction by the buyer to the contrary, a payment is applied first to any installment due and not delinquent at the time in which it is received and then to delinquent installments and charges. A delinquency charge may be collected at the time it accrues or at any time thereafter.

Subd. 5. Unless otherwise authorized by statute, if the maturity of the obligation is accelerated for any reason and judgment is obtained, the buyer is entitled to the same rebate as if payment in full had been made on the date judgment is entered against the buyer excluding delinquency charges previously collected by the creditor.

Sec. 5. [334.24] [PENALTY.] Any seller who violates any of the provisions of sections 1 to 6 except as a bona fide error, shall forfeit to the buyer an amount which is three times any finance charge imposed, charged or collected, in connection with a consumer credit sale, with a minimum forfeiture of \$100 plus reasonable attorneys fees and court costs.

Sec. 6. [334.25] [ASSIGNEES AND PURCHASERS.] Any conditional sales contract, personal note or other instrument arising out of or given in connection with a consumer

credit sale which reflects or bears a finance charge higher than allowed under sections 1 to 6, or higher than otherwise authorized by statute, may not be held in good faith by an assignee or purchaser of commercial or negotiable paper, and any assignee who acquires said instrument shall be liable for the penalties provided by section 5.

Sec. 7. [334.26] [MOTOR VEHICLE RETAIL INSTALLMENT SALES ACT.] Sections 1 to 6 shall not apply to sections 168.66 to 168.77, known as the motor vehicle retail installment sales act.”.

Page 2, after line 10, insert:

“Sec. 10. Subdivision 1. [APPLICATION.] Except for random weight packages unit priced in accord with existing regulations and uniform weight packages of cheese and cheese products unit priced in the same manner and by the same type equipment as random weight packages, any retail establishment selling the packaged commodities listed below shall provide the unit price information in the manner prescribed:

Meat, poultry, and seafood	Price per pound
Fruits and vegetables	Price per pound or per individual unit, or whole unit of dry measure
Fruit and vegetable juice and drinks	Price per quart
Dry detergents, soap powders, and dry household cleaners	Price per pound
Liquid detergents and household cleaners and disinfectants	Price per quart
Relishes and condiments	Price per pound or quart
Liquid soups and condensed liquid soups	Price per pound or quart
Cereals	Price per pound
Candy	Price per pound or price per ounce
Cookies and crackers	Price per pound
Canned and bottled baby foods	Price per pound or quart

Sanitary paper products	Price per 50 sq. ft., or, if by count, per 50 units, including ply
Foil, film, and other rolls of wrapping	Price per 50 sq. ft.
Cooking oils and shortening	Price per quart or pound
Salad dressings	Price per quart
Soft drinks	Price per quart
Jams, jellies, preserves, and peanut butter	Price per pound
Sandwich spreads	Price per pound
Coffee, tea, and cocoa	Price per pound
Syrups, table and topping	Price per pound or quart
Cheese, natural and processed	Price per pound
Rice	Price per pound
Flour and sugar	Price per pound
Macaroni, spaghetti and other dry pasta products (except prepared convenience products)	Price per pound
Pet food	Price per pound
Bath soaps	Price per ounce
Mouth Washes	Price per quart
Toothpaste	Price per ounce
Deodorants, personal	Price per ounce
Shaving preparations	Price per ounce
Toilet water and colognes	Price per ounce
Hair preparations	Price per ounce
Butter, yogurt, margarine and milk	Price per pound or quart

Prepared food mixes, including but not limited to pastry mixes, pancake mixes, pizza mixes and dessert mixes	Price per pound or quart
Instant food products, including but not limited to instant breakfast, instant powdered milk, and liquid diet foods	Price per pound or quart
Dried soups	Price per pound
Air fresheners, disinfectants, waxes, household polishes and polish removers	Price per ounce
Paper plates, waxed paper, shelf paper, contact paper and paper cups	Price per 50 square feet, or if by count, per 50
Salt, pepper, tenderizers, vinegar, baking powder, and all derivatives thereof, and all other spices and herbs	Price per ounce
Honey and honey products pre-packaged bread	Price per pound
Ice cream, sherbet and frozen dairy products	Price per quart or pound
Grains, meals, lentils, flour, cornstarch, and all mixes or dried foods containing such products or by-products thereof	Price per pound

The standard of reference for all categories listed above shall be the latest edition of the "Standard Industrial Classification Manual" published by the executive office of the president of the United States, bureau of the budget.

Subd. 2. [PRICING.] The unit price information shall be to the nearest tenth of one cent when less than \$1 and to the nearest cent when \$1 or more.

Subd. 3. [KILOGRAM; LITER.] Unit pricing may be stated in price per kilogram or price per liter in addition to pricing provided in subdivision 1.

Sec. 11. [PRESENTATION OF PRICE.] Subdivision 1. In any retail establishment in which unit price information is provided in accordance with the provisions of this act that information may be displayed by means of a sign which offers the unit price for one or more brands or sizes of a given commodity, by means of a sticker, stamp, sign, label, or tag affixed to the shelf upon which the commodity is displayed, or by means of a sticker, stamp, sign, label, or tag affixed to the consumer commodity itself.

Subd. 2. Where a sign providing unit price information for one or more sizes or brands of a given commodity is used, that sign shall be provided clearly and in a nondeceptive manner in a central location as close as practical to all items to which the sign refers.

Subd. 3. If a single sign or tag does provide the unit price information for more than one brand or size of a given commodity, then the following information shall be provided:

- (a) The identity and the brand name of the commodity.
- (b) The quantity of the packaged commodity if more than one package size per brand is displayed.
- (c) The total retail sales price.
- (d) The price per appropriate unit in accordance with section 1, subdivision 1.

Sec. 12. [EXEMPTIONS.] Subdivision 1. [GROSS ANNUAL SALES.] Every person who sells at retail and whose total gross annual sales for the previous accounting year do not exceed \$500,000 shall be exempt from the provisions of this act. This exemption shall not apply to any member store of a chain store sales organization which chain has gross annual sales of \$500,000 or more, except where the store is independently owned.

Subd. 2. [CERTAIN COMMODITIES.] Sellers at retail need not comply with the provisions of section 1 as they relate to the following consumer commodities:

- (a) Prepackaged food containing separate and identifiable kinds of food segregated by physical division within the package;
- (b) Items while actually being sold through vending machines, but the same items when not sold through vending machines are not exempted by this subdivision;

(c) Consumer commodities intended to be consumed on the premises; and

(d) Any packaged commodity whose net weight is one whole unit or two whole units, and which has the retail price plainly marked thereon.

Subd. 3. [SMALL PACKAGES.] Any of the commodities listed in section 1, subdivision 1 shall be exempt from these provisions when packaged in quantities of less than one ounce (avoirdupois) or one fluid ounce or when the total retail price thereof is ten cents or less.

Subd. 4. [SINGLE ITEM.] Any of the commodities listed in section 1, subdivision 1 shall be exempt from these provisions when there is only one brand in only one size appearing in a particular retail establishment.

Sec. 13. [REGULATION.] The consumer services section of the department of commerce may promulgate rules and regulations following public hearings, which:

(a) Modify or change the measure required by this act if the director finds that the required measure does not adequately inform the consumer and that the new measure is clearly listed on the package or contents in such a manner as to satisfy the requirements of the fair trade and labeling act (15 U.S.C. 1451 et seq.) or the measure is inappropriate or unsuitable to any particular consumer commodity or commodities;

(b) Provide for disclosure for the price per measure which is more effective than the means prescribed in section 11.

Sec. 14. [EFFECTIVE DATE.] All consumer commodities required to be unit priced pursuant to section 10 shall be unit priced by January 1, 1978, except that the director of the consumer services section of the department of commerce may, by regulation, prescribe effective dates for specific consumer commodities after January 1, 1977."

Renumber the sections accordingly.

Underscore all new language.

Further, amend the title:

Page 1, line 2, delete "intoxicating liquors" and insert "consumer protection".

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

POINT OF ORDER

Savelkoul raised a point of order pursuant to Rule 6.9, that the committee report on S. F. No. 1619 was out of order. The Speaker ruled the point of order not well taken and the committee report on S. F. No. 1619 in order.

The report was adopted.

Moe from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 2255, A bill for an act relating to juveniles; providing limitations on procedures for juvenile detention; providing definitions; setting standards; amending Minnesota Statutes 1974, Sections 260.015, by adding subdivisions; 260.101; 260.171, Subdivisions 1, 2, and by adding subdivisions; 641.14; and Chapter 260, by adding sections; repealing Minnesota Statutes 1974, Sections 260.171, Subdivision 3; and 260.175.

Reported the same back with the following amendments:

Page 1, line 16, delete "or".

Page 1, line 17, delete "*placement after adjudication*".

Page 3, line 4, delete "*probable cause*" and insert "*reason*" and after "*would*" insert "*physically*".

Page 3, line 12, strike "as".

Page 3, line 16, after "*The*" insert "*intentional*".

Page 3, line 17, delete "*, whether given orally or in*".

Page 3, line 18, delete "*writing,*".

Page 3, line 20, after "*any*" insert "*reasonable*".

Page 5, line 14, after "*basis*" insert "*to be determined by the director of the facility*".

Page 5, line 16, after "*hours*" insert "*, excluding Sundays and holidays,*".

Page 5, line 23, after "*facility*" insert "*or secure a written transportation order from the court authorizing transportation by the sheriff or other qualified person*".

Page 6, line 24, after the comma insert "*excluding Sundays and holidays,*".

Page 6, line 26, delete "*probable cause*" and insert "*reason*".

Page 7, line 4, after "*eight*" insert "*court*".

Page 7, line 18, after "*eight*" insert "*court*".

Page 7, line 27, delete "*placed*" and insert "*detained only*".

Page 7, line 28, delete "*placed*" and insert "*detained*".

Page 7, line 29, delete "*subdivisions 2 or 3*" and insert "*subdivision 4*" and delete "*placed*" and insert "*detained*".

Page 8, line 3, delete "*act*" and insert "*offense*".

Page 8, line 8, delete "*clause*" and insert "*subdivision*".

Page 8, line 9, delete "*placed*" and insert "*detained*" and delete "*If such a*".

Page 8, delete lines 10 to 14 and insert:

"Subd. 3. If a child described under subdivision 2 has previously escaped from a shelter care facility, or is from another state and absent from his home for more than 24 hours without the permission of his parent, guardian or other custodian, he may be detained in a secure detention facility."

Page 8, line 23, delete "*placed*" and insert "*detained*".

Page 8, line 24, delete "*placed*" and insert "*detained*".

Page 8, after line 32, insert:

"Subd. 5. In order for a child to be detained at a state correctional institution for juveniles, the commissioner of corrections must first consent thereto, and the county must agree to pay the costs of the child's detention."

Renumber the subdivision in order.

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

S. F. No. 1262, bill for an act relating to tax forfeited lands; authorizing the county auditor to grant easements or permits thereon for recreational trails; amending Minnesota Statutes 1974, Section 282.04, Subdivision 4.

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

S. F. No. 1627, A bill for an act relating to state parks; adding lands to Kilen Woods state park in Jackson county.

Reported the same back with the following amendments:

Page 1, line 12, after the period insert:

"Sec. 2. [ADDITIONS TO ITASCA STATE PARK.] Subdivision 1. [ACQUISITION OF LAND.] The lands described in this section are added to the boundaries of Itasca State Park. The commissioner of administration for the commissioner of natural resources may acquire these lands by gift, purchase, or if expressly authorized by law, by condemnation proceedings. Any land which now is or hereafter becomes tax-forfeited land and is located within the described park boundaries is hereby withdrawn from sale and is transferred from the custody, control, and supervision of the county board of the county to the commissioner of natural resources, free from any trust in favor of the interested taxing districts. The commissioner shall execute a certificate of acceptance of the lands on behalf of the state for park purposes and transmit the same to the county auditor for recording as provided by law in the case of tax-forfeited land transferred to the commissioner by resolution of the county board for conservation purposes. Any lands within the boundaries described in this section which are owned by the United States and managed by any of its agents may be acquired by land exchange, direct transfer, or purchase as federal laws may authorize. The lands acquired pursuant to this section shall be administered in the same manner as provided for other state parks and shall be perpetually dedicated for park use.

Subd. 2. [PROPERTY DESCRIPTION.] The commissioner of administration may in accordance with this section acquire the property described as follows:

(a) In the county of Clearwater, that part of the South Half of Section 29 lying southerly of Anchor Matson Road; that part of Section 31 lying southeasterly of Anchor Matson Road; all of Section 32; that part of Section 33 lying southerly of the Min-

nesota Highway 200; all of the Northeast Quarter and that part of the West Half of Section 34 lying southerly of Minnesota Highway 200; all of the Southwest Quarter of the Northwest Quarter, that part of the North Half of the Northwest Quarter lying southerly of Minnesota Highway 200, and that part of the Southeast Quarter of the Northeast Quarter lying southerly of Minnesota Highway 200 in section 35; and that part of the South Half of Section 36 lying southerly of Minnesota Highway 200; all in Township 144 North, Range 36 West.

(b) In the county of Hubbard, that part of the Southwest Quarter of the Southwest Quarter of Section 31, Township 144 North, Range 35 West, lying southwesterly of Minnesota Highway 200; that part of the West Half of Section 8 lying southwesterly of Minnesota Highway 200; and that part of the Northwest Quarter of Section 17 lying westerly of Minnesota Highway 200; all in Township 143 North, Range 35 West.”.

Page 1, line 13, delete “2” and insert “3”.

Further amend the title as follows:

Page 1, line 3, before the period insert “; authorizing the inclusion of additional lands within the boundaries of Itasca state park”.

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

The report was adopted.

Munger from the Committee on Environment and Natural Resources to which was referred:

S. F. No. 2077, A bill for an act relating to Blue Earth county; authorizing the county of Blue Earth to contract for the completion of the improvement of county ditch No. 27; setting limits for the expenditure of money for the improvement thereof; providing for the financing thereof; amending Laws 1975, Chapter 249, Section 1, Subdivision 1; and Section 2.

Reported the same back with the recommendation that 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:

S. F. No. 175, A bill for an act relating to corrections; increasing the scope of the jurisdiction and power of the ombuds-

man; preserving the rights of complainants; providing a penalty for persons hindering the ombudsman; removing an expiration date; appropriating money; amending Minnesota Statutes 1974, Sections 241.42, Subdivision 2; 241.44, Subdivisions 1 and 3, and by adding a subdivision; and Chapter 241, by adding a section; repealing Minnesota Statutes 1974, Section 241.42, Subdivision 4; and Laws 1973, Chapter 553, Section 7.

Reported the same back with the following amendments:

Pages 4 and 5, delete all of section 5.

Renumber the remaining sections.

Further amend the title:

Page 1, line 4, delete "providing a".

Page 1, delete line 5.

Page 1, line 9, delete "Chapter 241, by".

Page 1, line 10, delete "adding a section;".

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:

S. F. No. 674, A bill for an act relating to administrative procedure; requiring agency estimates of the cost of proposed rules to local public bodies; delaying the effective date of rules involving costs to local public bodies; amending Minnesota Statutes, 1975 Supplement, Section 15.0412, by adding subdivisions.

Reported the same back with the following amendments:

Page 1, line 13, after "*bodies*" insert "*and the affected local public agency has not been directly involved as provided by statute in the actions relating to implementation of the rule*".

Pages 1 and 2, delete all of section 2.

Renumber the remaining section.

Further amend the title:

Page 1, line 7, delete "subdivisions" and insert "a subdivision".

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:

S. F. No. 1813, A bill for an act authorizing the conveyance by the state of certain lands located in Roseau county.

Reported the same back with the recommendation that 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:

S. F. No. 1821, A bill for an act relating to civil service; providing for the status of persons holding positions changed to the unclassified service; amending Minnesota Statutes, 1975 Supplement, Section 43.09, Subdivision 2a.

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

The report was adopted.

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

S. F. No. 1841, A bill for an act relating to state agencies; providing for an open appointment process; requiring reports from appointing authorities and the secretary of state.

Reported the same back with the following amendments:

Page 5, delete lines 2 to 7.

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:

S. F. No. 1876, A bill for an act relating to the operation of state government; correcting the nomenclature of or restructuring several boards and committees; limiting the use of advisory

groups; standardizing the terms, compensation and removal of members of committees; abolishing or transferring the functions of several state agencies including the public relief advisory committee, the Minnesota-South Dakota boundary waters commission, the motor vehicle reciprocity commission, the Big Island veterans camp board of directors, the publications advisory board, the Indian education committee, the advisory committee for mentally retarded and cerebral palsied community residential facilities, and the state teletypewriter advisory committee; amending Minnesota Statutes 1974, Sections 3.30, by adding a subdivision; 16.71, Subdivision 1; 17.52; 17.53, Subdivision 5; 17.54, Subdivision 2; 21A.02, Subdivision 5; 21A.03; 29.14, Subdivision 4; 30.463, Subdivision 2; 32B.03, Subdivision 4; 84.01, Subdivision 5; 114.12; 116E.02, Subdivision 1; 116E.03, Subdivision 7, and by adding a subdivision; 121.83; 136A.02, Subdivision 5; 141.24; 168.187, Subdivisions 7, 8, 9, 11, 12, 15, 18, 24 and 25; 178.02, Subdivision 2; 197.13; 197.15; 197.16; 252.28, Subdivision 2; 256.01, Subdivision 6; 326.41; 326.49; 481.01; Chapters 15, 60C, 114, and 252 by adding sections; and Minnesota Statutes, 1975 Supplement, Sections 15.01; 15.012; 15.059, Subdivisions 3 and 4; 84B.11, Subdivision 1; 86A.10, Subdivision 1; 115.71, Subdivision 4; 115.74; 125.183, Subdivision 1; 148.231, Subdivision 2; 149.02; 151.03; 155.05; 198.055, Subdivisions 1 and 2; 326.241, Subdivision 1; 326.33, Subdivision 1; Extra Session Laws 1971, Chapter 31, Article 13, as amended; Laws 1975, Chapter 271, Section 3; repealing Minnesota Statutes 1974, Sections 15.046, as amended; 17.60; 17.601; 21A.04; 32B.04, Subdivision 2; 72B.09; 114.01 to 114.08; 126.023; 168.187, Subdivision 6; 178.02, Subdivision 3; 197.14; 252.29; 362.16; Minnesota Statutes, 1975 Supplement, Sections 86A.10, Subdivisions 3, 4 and 5; 241.023; and 299C.47.

Reported the same back with the following amendments:

Page 17, line 28, strike "governor" and insert "*appointing authority*".

Page 18, line 12, after the period insert "*The foregoing task forces shall commence their functions on July 1, 1977; however, they may not select members for the state councils until July 1, 1978.*".

Page 49, line 25, delete "17.60; 17.601;".

Page 49, line 26, delete "21A.04; 32B.04, Subdivision 2;".

Further amend the title:

Page 1, line 40, delete "17.60; 17.601; 21A.04; 32B.04;".

Page 1, line 41, delete "Subdivision 2;".

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:

S. F. No. 1976, A bill for an act relating to workmen's compensation; providing for third party liability; amending Minnesota Statutes 1974, Section 176.061, Subdivision 3; repealing Minnesota Statutes 1974, Section 176.061, Subdivision 10.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 176.061, Subdivision 6, is amended to read:

Subd. 6. [COSTS, ATTORNEY FEES, EXPENSES.] The proceeds of all actions for damages or settlement thereof under section 176.061, received by the injured employee or his dependents or by the employer as provided by subdivision 5, shall be divided as follows:

(a) After deducting the reasonable cost of collection, including but not limited to attorneys fees and burial expense in excess of the statutory liability, then

(b) One-third of the remainder shall in any event be paid to the injured employee or his dependents, without being subject to any right of subrogation.

(c) Out of the balance remaining, the employer shall be reimbursed (FOR) *in an amount equal to all compensation paid under chapter 176 to the employee or his dependents by the employer less the product of the costs deducted under clause (a) divided by the total proceeds received by the employee or his dependents from the other party multiplied by all compensation paid by the employer to the employee or his dependents.*

(d) Any balance remaining shall be paid to the employee or his dependents, and shall be a credit to employer for any compensation which employer is obligated to pay, but has not paid, and for any compensation that such employer shall be obligated to make in the future.

There shall be no reimbursement or credit to employer for interest or penalties."

Further amend the title:

Page 1, line 2, after "for" insert "determination of the amount of employer reimbursement in cases of".

Page 1, line 4, delete "3; repealing".

Page 1, delete lines 5 and 6, and insert "6.".

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:

S. F. No. 2130, A bill for an act relating to state lands; authorizing conveyance of certain parcels of land in Hennepin county.

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

The report was adopted.

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

S. F. No. 1944, A bill for an act relating to health; providing for a waiver of the certificate of need requirements by the state board of health; amending Minnesota Statutes, 1975 Supplement, Section 145.811; and Minnesota Statutes 1974, Chapter 145, by adding a section.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

H. F. No. 2405, A bill for an act relating to commitment and discharge of inebriate persons; limiting length of commitment for inebriates; amending Minnesota Statutes 1974, Section 253A.07, Subdivision 25; Minnesota Statutes, 1975 Supplement, Sections 253A.07, Subdivision 17; and 253A.15, Subdivision 1.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

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

Reported the same back with the following amendments:

Page 1, after line 12, insert the following:

"Section 1. Minnesota Statutes 1974, Section 169.121, is amended by adding a subdivision to read:

Subd. 7. Any person whose license has been revoked pursuant to section 2 shall not be subject to the mandatory revocation provisions of subdivisions 3 and 4 of this section."

Page 1, line 19, after "breath" insert ", other than a preliminary screening test,".

Page 2, line 8, delete "or" and insert a comma.

Page 2, line 8, after "permit" insert "or nonresident operating privileges".

Page 2, line 11, after "by" insert "or at the direction of".

Page 2, line 12, delete "No revocation shall be made until".

Page 2, line 13, delete "notifies" and insert "shall notify".

Page 2, line 15, delete "allows" and insert "shall allow".

Page 2, line 17, after the period insert "When a written request for a hearing is made by the person, no revocation shall occur prior to the conclusion of the hearing."

Page 2, line 18, after "hearing" insert "shall be held as a contested case pursuant to chapter 15 and".

Page 2, line 21, delete "offense" and insert "hearing".

Page 2, line 22, delete "Upon the hearing the".

Page 2, delete lines 23 to 25.

Page 2, line 26, delete "require a re-examination of the licensee."

Page 2, line 27, after "sustain" delete the comma and insert "or".

Page 2, line 28, delete "or modify".

Page 2, line 28, delete "suspension,".

Page 2, line 28, after "revocation" delete "or" and insert a period.

Page 2, delete line 29.

Page 2, line 30, delete "DISTRICT COURT" and insert "COUNTY COURT".

Page 2, line 32, delete "suspended,".

Page 2, line 32, delete "or cancelled,".

Page 3, line 3, delete "district" and insert "county".

Page 3, line 6, delete "The petition shall be filed with the clerk of".

Page 3, delete lines 7 to 20.

Page 3, line 21, delete "hearing for the purpose of cross-examination" and insert "The matter shall be heard by the court pursuant to the provisions of section 171.19 except that the appeal shall be made to the county court".

Page 3, after line 23, insert:

"Subd. 5. [LIMITED LICENSE.] In any case where a license has been revoked under this section, the commissioner may issue a limited license to the driver. The commissioner in issuing a limited license may impose the conditions and limitations which in his judgment are necessary to the interests of the public safety and welfare including re-examination of the driver's qualifications, attendance at a driver improvement clinic, or attendance at counselling sessions. The license may be limited to the operation of particular vehicles and to particular classes and times of operation. The limited license issued by the commissioner shall

clearly indicate the limitations imposed and the driver operating under a limited license shall have the license in his possession at all times when operating as a driver. In determining whether to issue a limited license, the commissioner shall consider the number and the seriousness of prior convictions and the entire driving record of the driver.

Subd. 6. [REINSTATED LICENSE.] If the commissioner receives notice of the driver's attendance at a driver improvement clinic, attendance at counseling sessions, or participation in treatment for an alcohol problem the commissioner may, after 60 days of the revocation period have elapsed, reinstate the driver's license for the remainder of the revocation period. The commissioner shall not reinstate a license under this subdivision to a driver who has had a license revoked under sections 169.121 or 169.123 or this act on a prior occasion during the preceding three year period for another incident."

Page 3, delete lines 27 and 28.

Renumber the sections in sequence.

Further, amend the title as follows:

Page 1, line 9, after "safeguards," insert "providing for issuance of a limited license; providing for reinstatement of a revoked license;"

Page 1, line 11, after "section" insert "; and Section 169.121, by adding a subdivision".

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. 2541, A bill for an act relating to negligence; civil actions; establishing the rule of pure comparative recovery negligence; amending Minnesota Statutes 1974, Section 604.01, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 13, after the comma insert "if conduct on the part of a party seeking recovery is determined by a jury to be no more than 51 percent responsible for the death or injury".

Page 1, line 15, strike "but" and insert a period.

Page 1, line 18, after the period insert "*In comparing the proportionate responsibility of each claimant to determine the availability of recovery, the proportion of responsible conduct on the part of all opposing parties shall be aggregated.*".

Further, amend the title as follows:

Page 1, line 3, delete "pure".

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

S. F. No. 4, A bill for an act relating to courts; general terms in ninth judicial district, eastern area; amending Minnesota Statutes 1974, Section 484.17.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

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.

Reported the same back with the following amendments:

Page 1, line 11, delete "*Subdivision 1.*".

Page 2, delete lines 2 to 16.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

S. F. No. 864, A bill for an act relating to hospitalization and commitment; providing for notice to and hearing on request of

attending physician or next of kin of patient before discharge; amending Minnesota Statutes 1974, Section 253A.15, by adding a subdivision.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1974, Section 253A.15, Subdivision 2, is amended to read:

Subd. 2. (a) Where such patient is found by the committing court to be dangerous to the public or to have a psychopathic personality, such patient shall not be discharged or provisionally discharged except upon order of the commissioner and no such discharge or provisional discharge shall be ordered by the commissioner unless he is satisfied that the patient is capable of making an acceptable adjustment in society and unless the commissioner has received a favorable recommendation to that effect by a majority of the special review board appointed and acting under section 253A.16. A petition for an order of discharge or provisional discharge shall be filed with the commissioner and may be filed by the patient or by the head of the hospital. The special review board shall be convened by the commissioner at reasonable intervals and shall hold a hearing on each petition for discharge or provisional discharge prior to making any recommendation thereon. The probate court, *the spouse or, if there be none, an adult child or, if there be none, the next of kin of the patient, at their last known address*, and the county attorney of the county of commitment, and the petitioner and his attorney, if any, shall each be given written notice by the commissioner of the time and place of the hearing before the special review board at least 14 days prior to the date of such hearing and may appear before the special review board and such persons shall also be given written notice of the making of any such order by the commissioner and a copy of the same within five days after the making and entry of such order, the notice and copy thereof to be furnished by registered mail with return receipt. No order by the commissioner for the discharge or provisional discharge of a patient shall be made effective sooner than 30 days after the making and entry of such order.

(b) There shall be established by the supreme court an appeal panel composed of three probate judges and two alternate probate judges, all of whom shall be appointed from among the acting probate judges of the state by the chief justice of the supreme court for terms of one year each. Only three judges need hear any case. One of the regular three judges so appointed shall be designated as the chief judge of the appeal panel and that judge is hereby vested with power and authority to fix the time and place of all hearings before the panel, issue all notices, subpoena witnesses, appoint counsel for the patient, if necessary,

and generally to supervise and direct the operation of the appeal panel. The chief judge shall designate any other judge or any alternative judge to act as chief judge in any case where such chief judge is unable to act and with the same powers and authority. No judge appointed to the appeal panel shall take part in the consideration of any case in which that judge committed the patient in the probate court. The chief justice of the supreme court shall determine the compensation of the judges serving on the appeal panel, such compensation to be in addition to their ordinary compensation as probate judges, and all compensation and expenses of the appeal panel shall be borne by the department of public welfare.

(c) The patient or the county attorney of the county from which the patient was committed aggrieved by the action of the commissioner under clause (a), may petition for a rehearing and reconsideration of the case before the appeal panel. Such petition shall be filed with the supreme court within 30 days after the making and entry of the order of the commissioner. The supreme court shall notify the head of the hospital in which the patient is confined and refer the petition to the chief judge of the appeal panel. Written notice by mail shall be given to the patient, the county attorney of the county of commitment, the commissioner, the head of the hospital in which the patient is confined, *the spouse, or, if there be none, an adult child or, if there be none, the next of kin of the patient, at their last known address*, and such persons as the chief judge may designate, of the time and place of the hearing on such petition. Such notice is to be given not less than 14 days prior to the date of such hearing, which hearing shall be within 45 days of the filing of the petition. Any person may oppose the petition. The appeal panel may appoint examiners, and may adjourn the hearing from time to time. It shall hear and receive all relevant testimony and evidence and make a record of all such proceedings. The patient and the county attorney of the committing county shall be entitled to be present and to cross-examine all witnesses. A majority of the appeal panel shall make and enter such orders as they may deem just and equitable and the orders of the appeal panel shall supersede all orders of the commissioner of such cases.

(d) In all proceedings before the appeal panel the patient shall be afforded an opportunity to be represented by counsel, and if neither the patient or others provide counsel the chief judge of the appeal panel shall appoint counsel to represent the patient. The compensation of such appointed counsel shall be determined by the chief judge and the expense thereof shall be borne and paid by the department of public welfare.

(e) The filing with the supreme court of a petition under clause (c) shall immediately suspend the operation of any order for discharge, provisional discharge or release from custody of the patient and said patient shall not thereafter be discharged

or released in any manner except upon order of a majority of the appeal panel.

(f) A party aggrieved by an order of the appeal panel may appeal from such decision to the supreme court in the same manner as other appeals in civil actions.

Sec. 2. Minnesota Statutes 1974, Section 253A.15, Subdivision 11, is amended to read:

Subd. 11. (a) *The head of any hospital, prior to the discharge or provisional discharge of any patient committed as mentally ill, mentally deficient, or inebriate, shall notify the patient's spouse, or if there be none, an adult child, or if there be none, the next of kin of the patient, of the proposed discharge date. The notice shall be sent to the last known address of the patient's next of kin by registered mail with return receipt. Further, the notice shall include the following information: (1) the proposed date of discharge or provisional discharge; (2) the date, time and place of the meeting of the staff, who have been treating the patient, to discuss discharge and discharge planning; (3) that the patient will be present at the meeting; (4) that the next of kin may attend the designated staff meeting and present any information relevant to the discharge of the patient. The notice shall be sent to the next of kin at least one week prior to the date designated for the meeting.*

(b) *The head of any hospital, upon the provisional discharge, partial hospitalization, or release of any patient hospitalized under sections 253A.01 to 253A.21, shall notify the welfare board and in the event the patient is a drug dependent person the community mental health center of the county of such patient's residence before the patient is to leave the hospital (, AND THE WELFARE BOARD SHALL THEREUPON NOTIFY THE PATIENT'S FAMILY). Whenever possible said notice shall be given at least one week before the patient is to leave the hospital. The commissioner shall provide by regulation the procedure and methods whereby such patient shall be helped to receive all public assistance benefits provided by state or federal law to which his residence and circumstances entitle him. Such regulations shall be uniformly applied in all counties, and all counties shall provide temporary relief whenever necessary to meet the intent of this (SECTION) subdivision."*

Further amend the title as follows:

Page 1, line 6, delete "by adding a subdivision" and insert "Subdivisions 2 and 11".

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

S. F. No. 1051, A bill for an act relating to attorneys; providing for investigation of accusations against attorneys; amending Minnesota Statutes 1974, Section 481.15, by adding a subdivision.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

S. F. No. 1105, A bill for an act relating to crimes; specifying the acts constituting the offense of tampering with a witness; prescribing penalties; amending Minnesota Statutes 1974, Section 609.42, Subdivision 1.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

S. F. No. 1188, A bill for an act relating to forestry; authorizing forest officers to issue notices having the effect of a summons and complaint; amending Minnesota Statutes 1974, Section 88.10, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 20, after "to" insert "88.12 and 88.15 to".

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

S. F. No. 1973, A bill for an act relating to courts; time limitations on actions when party is outside the state; amending Minnesota Statutes 1974, Section 541.13.

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

The report was adopted.

Parish from the Committee on Judiciary to which was referred:

S. F. No. 2208, A bill for an act relating to courts; changing the status of the Hennepin county juvenile court judge; providing for continuous district court terms in all counties; providing that retired district court judges be reimbursed for expenses incurred while acting as district judges; authorizing additional power to judges of county court; requiring certain distributions of Minnesota Statutes and Session Laws; amending Minnesota Statutes 1974, Sections 260.021, Subdivision 2; 484.08; 484.09, as amended; 484.11; 484.13; 484.14; 484.15; 484.16; 484.17; 484.18; 484.62; 648.39, Subdivision 1; and Chapter 487, by adding a section; repealing Minnesota Statutes 1974, Sections 260.021, Subdivision 3; and 490.025, Subdivision 8.

Reported the same back with the following amendments:

Pages 1 and 2 delete all of section 1.

Page 17, line 27, delete "*Sections*".

Page 17, line 28, delete "*260.021, Subdivision 3, and*" and insert "*Section*".

Page 17, line 28, delete "*are*" and insert "*is*".

Renumber the sections in sequence.

Further amend the title as follows:

Page 1, line 11, delete "*260.021, Subdivision 2;*".

Page 1, line 15, delete "*Sections 260.021,*".

Page 1, line 16, delete "*Subdivision 3; and*" and insert "*Section*".

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

The report was adopted.

Berg from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 2353, A bill for an act relating to counties; changing lands subject to county control; amending Minnesota Statutes 1974, Section 394.24, Subdivision 3.

Reported the same back with the following amendments:

Page 1, line 19, after "land" insert "*is located within an area subject to shoreland management zoning or wild, scenic, or recreational river zoning or both, and*".

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

The report was adopted.

Berg from the Committee on Local and Urban Affairs to which was referred:

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

Reported the same back with the following amendments:

Page 1, line 9, after "loans" insert "and grants".

Page 1, line 11, delete "which loans may include payments" and insert "including grants".

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

The report was adopted.

Berg from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 2543, A bill for an act relating to the city of Orr; authorizing the city to issue its general obligation bonds for acquisition and betterment of a municipal fire hall and city hall.

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

The report was adopted.

Berg from the Committee on Local and Urban Affairs to which was referred:

S. F. No. 1039, A bill for an act relating to plats and surveys in Olmsted county; providing for approval by the county surveyor and providing for a fee.

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

The report was adopted.

Berg from the Committee on Local and Urban Affairs to which was referred:

S. F. No. 2223, A bill for an act relating to the city of Albert Lea; authorizing a housing finance program; providing for the issuance of general obligation and revenue bonds to finance the program.

Reported the same back with the following amendments:

Page 3, line 5, delete “, provided that”.

Page 3, delete line 6.

Page 3, line 7, delete “required”.

Page 3, line 9, delete “\$5,000,000” and insert “\$500,000”.

Page 3, line 30, after “obligations” insert “at public sale”.

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

The report was adopted.

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

H. F. No. 2280, A bill for an act relating to the city of Maplewood; paramedic service; authorizing the collection of taxes in excess of the levy limits for purposes of the paramedic program.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 2280 was read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 2284, 1812, 2173, 454, 1619, 1262, 1627, 2077, 674, 1813, 1821, 1841, 1876, 1976, 2130, 1944, 4, 354, 864, 1051, 1105, 1188, 1973, 2208, 1039 and 2223 were read for the second time.

INTRODUCTION AND FIRST READING
OF HOUSE BILLS

The following House Files were introduced:

Smith introduced:

H. F. No. 2671, A bill for an act relating to public health; providing for the establishment of standards for septic tank manufacture and certification of approved models; amending Minnesota Statutes 1974, Sections 115.28 and 144.12.

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

Adams, S.; Savelkoul and McCauley introduced:

H. F. No. 2672, A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 12; providing for legislative adjournments and procedures.

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

Esau, Langseth, Menning and Carlson, R., introduced:

H. F. No. 2673, A bill for an act relating to administrative procedure; providing for the place of hearings; amending Minnesota Statutes 1974, Section 15.0418.

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

Kroening, Osthoff, Metzen and Sieben, H., introduced:

H. F. No. 2674, A bill for an act relating to civil service; providing for the status of persons holding positions changed to the unclassified service; amending Minnesota Statutes, 1975 Supplement, Section 43.09, Subdivision 2a.

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

Osthoff, Hanson, Sabo and Norton introduced:

H. F. No. 2675, A bill for an act relating to the city of St. Paul; appropriating money for certain studies of Lake Como.

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

HOUSE ADVISORY BILLS

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

Georgé, Dean, Rice, Begich and Munger introduced:

H. A. B. No. 69, Transferring liability on certain bonds to the city of Bloomington.

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

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 Special Orders for Wednesday, March 17, 1976 to be acted upon immediately following No. 7 on Special Orders for Wednesday, March 17, 1976.

S. F. Nos. 840, 1624, 1047, 2161, 10, 2373, 2155, 1411, 1825 and 749; H. F. No. 1735; S. F. Nos. 1499 and 1957; and H. F. No. 2269.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 13, Berglin reported on the progress of S. F. No. 932, now in Conference Committee.

CONSENT CALENDAR

S. F. No. 2152, A bill for an act relating to anatomical gifts; eye enucleation; authorizing eye enucleation upon pronouncement of death by a physician; amending Minnesota Statutes, 1975 Supplement, Section 525.924, Subdivision 6.

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

The bill was passed and its title agreed to.

S. F. No. 1576, A bill for an act relating to retirement; police pensions in cities of Crookston and Thief River Falls.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 1, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Beauchamp

The bill was passed and its title agreed to.

S. F. No. 1456, A bill for an act relating to soil and water conservation; providing for the operation of the soil and water conservation commission; amending Minnesota Statutes, 1975 Supplement, Section 40.03, Subdivision 1; Minnesota Statutes 1974, Sections 40.03, Subdivisions 2 and 4; and 40.06, 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 127, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1444, A bill for an act relating to retirement; miscellaneous amendments to the judges retirement act; amending Minnesota Statutes 1974, Sections 490.121, Subdivisions 2, 4, and

13; 490.123, Subdivision 1; 490.124, Subdivisions 1, 3, 6, 8, 10, and by adding a subdivision; 490.125, Subdivision 2; 490.132; and Minnesota Statutes, 1975 Supplement, Sections 356.30, Subdivision 3; and 490.124, Subdivisions 2 and 9.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 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.	Esau	Kempe, A.	Norton	Skoglund
Anderson, G.	Evans	Kempe, R.	Novak	Smith
Anderson, I.	Ewald	Ketola	Osthoff	Smogard
Arlandson	Faricy	Knickerbocker	Parish	Spanish
Beauchamp	Fjoslien	Knoll	Patton	Stanton
Begich	Forsythe	Kostohryz	Pehler	Suss
Berg	Friedrich	Kroening	Peterson	Swanson
Berglin	Fudro	Kvam	Petrafeso	Tomlinson
Biersdorf	Fugina	Laidig	Philbrook	Ulland
Braun	George	Langseth	Pleasant	Vanasek
Brinkman	Graba	Lindstrom	Prahl	Vento
Byrne	Hanson	Luther	Reding	Volk
Carlson, A.	Haugerud	Mangan	St. Onge	Voss
Carlson, L.	Heinitz	Mann	Samuelson	Wenstrom
Carlson, R.	Hokanson	McCarron	Sarna	Wenzel
Casserly	Jacobs	McCauley	Savelkoul	White
Clark	Jaros	McCollar	Schreiber	Wieser
Corbid	Jensen	McEachern	Schulz	Wigley
Dahl	Johnson, C.	Menning	Schumacher	Zubay
Dean	Johnson, D.	Metzen	Searle	Speaker Sabo
DeGroat	Jopp	Moe	Setzepfandt	
Dieterich	Jude	Munger	Sherwood	
Doty	Kahn	Neisen	Sieben, H.	
Eckstein	Kaley	Nelsen	Sieben, M.	

Those who voted in the negative were:

Erickson

The bill was passed and its title agreed to.

S. F. No. 2355, A bill for an act relating to state employees; limiting severance allowances for certain employees; amending Minnesota Statutes, 1975 Supplement, Section 43.224.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2608, A bill for an act relating to the city of Buhl; police officers membership in the public employees retirement association.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 345, A bill for an act relating to insurance; providing for indemnification and subrogation in certain cases; amending Minnesota Statutes 1974, Section 65B.53; repealing Minnesota Statutes 1974, Section 65B.62.

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

The bill was passed and its title agreed to.

S. F. No. 1636 was reported to the House.

There being no objection, S. F. No. 1636 was continued on the Consent Calendar for one day.

S. F. No. 1763, A bill for an act relating to motor vehicle sales finance companies; establishing fees and permitting refunds of fees; requiring written agreements to extend, defer or renew contracts; amending Minnesota Statutes 1974, Sections 168.67; and 168.74.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1866, A bill for an act relating to Blue Earth county; welfare board; authorizing the welfare board to maintain certain contingency funds.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1868, A bill for an act relating to certain counties; requiring the filing of certain surveys with the county surveyor; amending Minnesota Statutes, 1975 Supplement, Section 389.08.

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 1, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Faricy

The bill was passed and its title agreed to.

S. F. No. 2051 was reported to the House.

There being no objection, S. F. No. 2051 was continued on the Consent Calendar for one day.

CONSIDERATION UNDER RULE 1.10

Pursuant to Rule 1.10, Kelly, W., requested immediate consideration of H. F. No. 2175.

H. F. No. 2175, A bill for an act relating to taxation; altering calculation of levy limit base adjustments; amending Minnesota Statutes, 1975 Supplement, Section 275.52, Subdivision 4.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 1, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Prahl

The bill was passed and its title agreed to.

SPECIAL ORDERS

S. F. No. 612, A bill for an act relating to retirement; withdrawal of share values by members of the unclassified employees retirement program; amending Minnesota Statutes, 1975 Supplement, Section 352D.05, Subdivision 3.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 69, and nays 48, as follows:

Those who voted in the affirmative were:

Abeln	Dahl	Kahn	Neisen	Smogard
Adams, S.	Dean	Kelly, R.	Nelsen	Spanish
Anderson, G.	Dieterich	Knickerbocker	Norton	Stanton
Anderson, I.	Ewald	Kroening	Novak	Suss
Beauchamp	Fudro	Langseth	Parish	Swanson
Biersdorf	George	Lindstrom	Philbrook	Tomlinson
Braun	Graba	Luther	Prahl	Vanasek
Byrne	Hanson	Mangan	Reding	Vento
Carlson, L.	Heinitz	Mann	Rice	Volk
Carlson, R.	Jacobs	McCarron	Samuelson	Voss
Casserly	Jaros	McCollar	Sieben, H.	Wenzel
Clark	Jensen	Menning	Sieben, M.	Wieser
Clawson	Johnson, C.	Metzen	Sieloff	Speaker Sabo
Corbid	Jude	Munger	Skoglund	

Those who voted in the negative were:

Albrecht	Esau	Kaley	Nelson	Sherwood
Begich	Evans	Kelly, W.	Niehaus	Simoneau
Berg	Faricy	Kempe, R.	Pehler	Smith
Berglin	Fjoslien	Ketola	Peterson	Ulland
Brinkman	Friedrich	Knoll	Petraleso	Wenstrom
Carlson, A.	Fugina	Kostohryz	Pleasant	White
DeGroat	Haugerud	Kvam	Schulz	Wigley
Doty	Hokanson	Laidig	Schumacher	Zubay
Eken	Johnson, D.	McCauley	Searle	
Erickson	Jopp	Moe	Setzepfandt	

The bill was passed and its title agreed to.

H. F. No. 1881 was reported to the House.

Casserly moved that H. F. No. 1881 be returned to the top of General Orders. The motion prevailed.

H. F. No. 2002 was reported to the House.

There being no objection, H. F. No. 2002 was continued on Special Orders for one day.

Kempe, A., was excused until 2:00 p.m.

H. F. No. 2154 was reported to the House.

Carlson, A. moved to amend H. F. No. 2154, as follows:

Page 1, after line 21, insert a new section to read:

"Sec. 2. In making the appointment the governor shall give equal consideration to a minority person who shall be defined as a member of an affected class as defined by federal and state affirmative action guidelines. Any person serving as an assistant or deputy commissioner as of January 1, 1976, shall not be appointed commissioner of personnel unless he would have qualified for the position under the terms of Minnesota Statutes 43.001 before the effective date of this act."

Renumber the following section accordingly.

A roll call was requested and properly seconded.

Knoll requested division of the amendment.

Norton moved to amend the Carlson, A., amendment as follows:

Delete *"primary"* and insert *"equal"*.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Norton amendment to the Carlson, A., amendment and the roll being called, there were yeas 89, and nays 36, as follows:

Those who voted in the affirmative were:

Abeln	Ewald	Knoll	Novak	Sieben, M.
Adams, L.	Fudro	Kostohryz	Osthoff	Simoneau
Anderson, G.	Fugina	Kroening	Parish	Skoglund
Anderson, I.	George	Langseth	Patton	Smogard
Arlandson	Graba	Lindstrom	Pehler	Spanish
Beauchamp	Haugerud	Luther	Petrafeso	Suss
Begich	Heinitz	Mangan	Philbrook	Swanson
Berg	Hokanson	Mann	Prahl	Tomlinson
Brinkman	Jacobs	McCarron	Reding	Vanasek
Carlson, L.	Jensen	McCollar	Rice	Vento
Carlson, R.	Johnson, C.	McEachern	St. Onge	Volk
Clawson	Johnson, D.	Menning	Samuelson	Voss
Corbid	Jude	Metzen	Sarna	Wenstrom
Dahl	Kelly, R.	Moe	Schulz	Wenzel
Doty	Kelly, W.	Munger	Schumacher	White
Eckstein	Kempe, R.	Neisen	Setzepfandt	Wieser
Eken	Ketola	Niehaus	Sherwood	Speaker Sabo
Enebo	Knickerbocker	Norton	Sieben, H.	

Those who voted in the negative were:

Adams, S.	Dean	Friedrich	Nelson	Stanton
Albrecht	Dieterich	Jopp	Peterson	Ulland
Berglin	Erickson	Kahn	Pleasant	Wigley
Biersdorf	Esau	Kaley	Savelkoul	Zubay
Braun	Evans	Kvam	Schreiber	
Byrne	Faricy	Laidig	Searle	
Carlson, A.	Fjoslien	McCauley	Sieloff	
Clark	Forsythe	Nelsen	Smith	

The motion prevailed and the amendment to the Carlson, A., amendment was adopted.

The first portion of the Carlson, A., amendment, as amended, reads as follows:

Page 1, after line 21, insert a new section to read:

"Sec. 2. In making the appointment the governor shall give equal consideration to a minority person who shall be defined as a member of an affected class as defined by federal and state affirmative action guidelines."

Renumber the following section accordingly.

The question was taken on the first portion of the Carlson, A., amendment, as amended, and the roll being called, there were yeas 100, and nays 19, as follows:

Those who voted in the affirmative were:

Abeln	Biersdorf	Corbid	Enebo	Forsythe
Adams, S.	Brinkman	Dahl	Erickson	Friedrich
Albrecht	Byrne	Dean	Esau	Fudro
Anderson, G.	Carlson, A.	DeGroat	Evans	Fugina
Anderson, I.	Carlson, L.	Doty	Ewald	George
Begich	Carlson, R.	Eckstein	Faricy	Graba
Berg	Clark	Eken	Fjoslien	Hanson

Heinitz	Kvam	Nelson	Rice	Smogard
Hokanson	Laidig	Niehaus	St. Onge	Spanish
Jacobs	Luther	Norton	Samuelson	Suss
Johnson, C.	Mangan	Novak	Sarna	Swanson
Johnson, D.	Mann	Osthoff	Savelkoul	Tomlinson
Jopp	McCarron	Patton	Schreiber	Ulland
Jude	McCauley	Pehler	Schulz	Vanasek
Kaley	McCollar	Peterson	Schumacher	Vento
Kelly, R.	Menning	Petrafeso	Searle	Volk
Kelly, W.	Metzen	Philbrook	Setzepandt	Wenstrom
Ketola	Moe	Pleasant	Sherwood	White
Knoll	Neisen	Prahl	Sieloff	Wieser
Kostohryz	Nelsen	Reding	Skoglund	Wigley

Those who voted in the negative were:

Adams, L.	Clawson	Langseth	Sieben, M.	Wenzel
Arlandson	Haugerud	Lindstrom	Simoneau	Zubay
Beauchamp	Jensen	Parish	Smith	Speaker Sabo
Braun	Knickerbocker	Sieben, H.	Voss	

The motion prevailed and the first portion of the Carlson, A., amendment, as amended, was adopted.

The second portion of the Carlson, A., amendment reads as follows:

"Any person serving as an assistant or deputy commissioner as of January 1, 1976, shall not be appointed commissioner of personnel unless he would have qualified for the position under the terms of Minnesota Statutes 43.001 before the effective date of this act."

The question was taken on the second portion of the Carlson, A., amendment and the roll being called, there were yeas 22, and nays 97, as follows:

Those who voted in the affirmative were:

Adams, S.	Evans	Kaley	Peterson	Sieloff
Biersdorf	Fjoslien	Knickerbocker	Pleasant	Ulland
Carlson, A.	Forsythe	Laidig	Savelkoul	
Dean	Friedrich	Nelsen	Schreiber	
Erickson	Heinitz	Niehaus	Searle	

Those who voted in the negative were:

Abeln	Braun	Doty	Hokanson	Ketola
Adams, L.	Brinkman	Eckstein	Jacobs	Knoll
Albrecht	Carlson, L.	Eken	Jensen	Kostohryz
Anderson, G.	Carlson, R.	Enebo	Johnson, C.	Kroening
Anderson, I.	Cassery	Ewald	Johnson, D.	Langseth
Arlandson	Clark	Fudro	Jude	Lindstrom
Beauchamp	Clawson	Fugina	Kahn	Luther
Begich	Corbid	George	Kelly, R.	Mangan
Berg	Dahl	Graba	Kelly, W.	Mann
Berglin	Dieterich	Haugerud	Kempe, R.	McCarron

McCauley	Osthoff	Samuelson	Smith	Voss
McCollar	Parish	Sarna	Smogard	Wenstrom
McEachern	Patton	Schulz	Spanish	Wenzel
Menning	Pehler	Schumacher	Stanton	White
Metzen	Petrafeso	Setzepfandt	Suss	Wieser
Moe	Philbrook	Sherwood	Swanson	Zubay
Munger	Prahl	Sieben, H.	Tomlinson	Speaker Sabo
Neisen	Reding	Sieben, M.	Vanasek	
Norton	Rice	Simoneau	Vento	
Novak	St. Onge	Skoglund	Volk	

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

H. F. No. 2154, A bill for an act relating to the operation and structure of state government; eliminating certain qualifications for the office of commissioner of personnel; amending Minnesota Statutes 1974, Section 43.001, Subdivision 2.

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 60, and nays 69, as follows:

Those who voted in the affirmative were:

Adams, L.	Eckstein	Kempe, A.	Metzen	Sarna
Anderson, G.	Eken	Ketola	Moe	Schumacher
Anderson, I.	Enebo	Knoll	Munger	Setzepfandt
Begich	Fudro	Kroening	Osthoff	Sieben, H.
Berg	Fugina	Langseth	Parish	Sieben, M.
Braun	George	Lindstrom	Patton	Simoneau
Brinkman	Graba	Luther	Petrafeso	Smogard
Carlson, L.	Jacobs	Mangan	Philbrook	Tomlinson
Carlson, R.	Jensen	Mann	Reding	Vento
Casserly	Johnson, D.	McCarron	Rice	Voss
Corbid	Jude	McCollar	St. Onge	Wenzel
Dahl	Kelly, W.	McEachern	Samuelson	Speaker Sabo

Those who voted in the negative were:

Abein	Doty	Johnson, C.	Nelson	Skoglund
Adams, S.	Erickson	Jopp	Niehaus	Smith
Albrecht	Esau	Kahn	Norton	Spanish
Arlandson	Evans	Kaley	Novak	Stanton
Beauchamp	Ewald	Kelly, R.	Pehler	Suss
Berglin	Faricy	Kempe, R.	Peterson	Swanson
Biersdorf	Fjoslien	Knickerbocker	Pleasant	Ulland
Byrne	Forsythe	Kostohryz	Prahl	Volk
Carlson, A.	Friedrich	Kvam	Savelkoul	Wenstrom
Clark	Hanson	Laidig	Schreiber	White
Clawson	Haugerud	McCauley	Schulz	Wieser
Dean	Heinitz	Menning	Searle	Wigley
DeGroat	Hokanson	Neisen	Sherwood	Zubay
Dieterich	Jaros	Nelsen	Sieloff	

The bill was not passed, as amended.

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

RECESS

RECONVENED

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

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

REPORTS OF STANDING COMMITTEES

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

H. F. No. 2604, A bill for an act relating to state lands; authorizing the conveyance of certain state lands in Rice county to the city of Faribault for the purpose of establishing a nature and agricultural interpretative center.

Reported the same back with the following amendments:

Pages 4 and 5, delete subdivision 3 and insert:

"Subd. 3. The commissioner of administration shall cause the lands to be appraised by not less than three appraisers, at least two of whom shall be residents of Rice county. Each appraiser shall before entering upon the duties of this office take and subscribe to an oath that he will faithfully and impartially discharge his duties as appraiser according to the best of his ability and that he is not interested directly or indirectly in any lands to be appraised or the timber or improvements thereon or in the purchase thereof and has entered into no agreement or combination to purchase the same or any part thereof, which oath shall be attached to the report of such appraisal.

Subd. 4. The consideration to be paid by the city of Faribault to the state for the conveyance provided for herein shall not be less than the appraised value of the land plus the cost of the appraisal."

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

The report was adopted.

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

H. F. No. 2627, A bill for an act relating to public lands; authorizing the commissioner of natural resources to sell certain

state owned lands; and authorizing certain county boards to sell certain tax-forfeited lands.

Reported the same back with the following amendments:

Page 1, line 7, after "1." insert "Subdivision 1."

Page 1, line 14, delete ", lands acquired".

Page 1, line 15, delete "pursuant to Laws 1941, Chapter 511,".

Page 1, after line 19, insert:

"Subd. 2. Notwithstanding Minnesota Statutes, Sections 94.09 to 94.16, before January 1, 1977, and after the issuance of all necessary permits for the construction and operation of a taconite tailings disposal facility for Reserve Mining Company, the commissioner of natural resources may sell at public auction in the manner specified in Minnesota Statutes, Sections 92.12 to 92.16, any lands acquired pursuant to Laws 1941, Chapter 511, regardless if they are determined to be surplus state lands, which are located within the site which the state of Minnesota and Reserve Mining Company agree is suitable for disposal of the latter's taconite tailings if the executive council by an affirmative vote of four members authorizes the commissioner to convey such lands. The public meeting of the executive council shall be based only on the commissioner's record of the proceedings concerning permits issued by the commissioner pursuant to Minnesota Statutes, Section 105.42."

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

The report was adopted.

Berg from the Committee on Local and Urban Affairs to which was referred:

H. F. No. 2029, A bill for an act relating to public indebtedness; revising and clarifying provisions as to manner of sale and execution of obligations; maximum interest rates; designation of paying agents; cremation of obligations; use of investment income from proceeds; administration of debt service funds; refunding; method of payment and interest rate on special assessments and obligations payable from special assessments; amending Minnesota Statutes 1974, Sections 48.15, by adding a subdivision; 138.17, Subdivision 1; 429.061, Subdivision 2; 429.091, Subdivisions 1, 3 and 4; 475.51, Subdivision 6; 475.55; 475.553, Subdivisions 1 and 2; 475.60, Subdivisions 2 and 3; 475.65; 475.66; and 475.67, Subdivisions 7 and 12; and repealing Minnesota Statutes 1974, Section 475.553, Subdivision 4.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 475.51, Subdivision 6, is amended to read:

Subd. 6. ("SINKING FUND") *"Debt service fund" means any (FUND OR) money (HELD) and investments in the treasury of a municipality appropriated (OR SET ASIDE) to pay the principal (AND), interest, or (EITHER OF THEM, OR) premiums for the redemption of any of its obligations. "Sinking fund" means debt service fund. A separate balance sheet need not be maintained for any debt service fund, and the fund need not be segregated from other funds of the municipality in a separate bank deposit account or in a separate investment fund or account, unless so provided in a resolution or other instrument securing obligations payable from the debt service fund; but a separate bookkeeping account or accounts shall be maintained in the official financial records of the municipality reflecting all receipts and disbursements of money and investments of principal and income appropriated for the purposes of each debt service fund.*

Sec. 2. Minnesota Statutes 1974, Section 475.51, is amended by adding a subdivision to read:

Subd. 11. *"Reporting dealer to the federal reserve bank of New York" means a securities broker-dealer licensed pursuant to chapter 80A, or an affiliate thereof, which makes primary markets in United States government securities and reports daily to the federal reserve bank of New York its position with respect to such securities held by it and amounts borrowed thereon.*

Sec. 3. Minnesota Statutes 1974, Section 475.52, Subdivision 1, is amended to read:

475.52 [BOND ISSUES; PURPOSES.] Subdivision 1. [STATUTORY CITIES.] (ANY CITY NOT GOVERNED BY A HOME RULE CHARTER, OR) Any statutory city may issue bonds or other obligations for the acquisition or betterment of public buildings, means of garbage disposal, hospitals, nursing homes, homes for the aged, schools, libraries, museums, art galleries, parks, playgrounds, stadia, sewers, sewage disposal plants, subways, streets, sidewalks; for any utility or other public convenience from which a revenue is or may be derived; for a permanent improvement revolving fund; for changing, controlling or bridging streams and other waterways; for the acquisition and betterment of bridges and roads within two miles of the corporate limits; and for acquisition of equipment for snow removal, street construction and maintenance, or fire fighting. Without limitation by the foregoing (ANY

SUCH) the city may issue bonds to provide money for any authorized corporate purpose except current expenses.

Sec. 4. Minnesota Statutes 1974, Section 475.55, is amended to read:

475.55 [EXECUTION; NEGOTIABILITY; INTEREST RATES.] Subdivision 1. All obligations shall be signed by (THE) officers (AS) authorized by resolution of the governing body or by persons authorized to sign on behalf of a bank designated by the resolution as authenticating agent, and shall express the amount and the terms of payment. Interest thereon shall not exceed the rate of seven percent per annum, payable half yearly. All obligations shall be negotiable (INSTRUMENTS NOTWITHSTANDING ANY LIMITATION IN THE SOURCE OF THE FUNDS FOR PAYMENT) *investment securities as provided in the uniform commercial code, chapter 336, article 8.* The validity of (EVERY) an obligation (SO EXECUTED) shall (REMAIN UNIMPAIRED) *not be impaired by the fact that one or more (OF SUCH) officers authorized to execute it shall have ceased to be in office before delivery to the purchaser or shall not have been in office on the formal issue date of the (BONDS) obligation. (SUCH RESOLUTION MAY PROVIDE THAT ONE OF THE OFFICERS SHALL SIGN SUCH BONDS MANUALLY AND THAT THE) Every obligation shall be signed manually by one officer or authenticating agent. Other signatures and the seal of the issuer may be printed, lithographed, stamped or engraved thereon and on any interest coupons to be attached thereto. (WHERE) The (MUNICIPALITY HAS A SEAL SUCH) seal (MAY) need not be (IMPRESSED ON EACH BOND OR A FACSIMILE THEREOF MAY BE PRINTED, LITHOGRAPHED OR ENGRAVED ON EACH BOND AS DETERMINED BY THE RESOLUTION OF THE GOVERNING BODY) used.*

Subd. 2. The (INTEREST LIMITATION STATED IN THIS SECTION) *provisions of subdivision 1 shall supersede all (LOWER LIMITATIONS CONTAINED IN) provisions of any law or charter (APPLICABLE) fixing a lower maximum interest rate with respect to obligations of the state or any municipality or governmental or public subdivision, district, corporation, commission, board, council, or authority of whatsoever kind, including warrants or orders issued in evidence of allowed claims for property or services furnished to the issuer, but shall not restrict the power of the issuer to fix the interest on any obligation in accordance with the law authorizing its issuance.*

Sec. 5. Minnesota Statutes 1974, Section 475.553, Subdivision 1, is amended to read:

475.553 [PAYING AGENT; DESTRUCTION OF OBLIGATIONS AND COUPONS.] Subdivision 1. The governing

body may appoint as paying agent for an issue of obligations one or more national banks, or banks incorporated under the laws of any state, *provided that no bank shall be appointed as paying agent for obligations of any issuer except one within whose corporate limits the principal office of the bank is situated, unless it is authorized to execute corporate trust powers pursuant to the laws under which it is organized; and the governing body* may direct the treasurer to remit funds for payment of both principal and interest to such paying agent although such paying agent has not complied with statutes relating to public depositories. It may also direct the county treasurer to remit any proceeds from assessments or taxes levied for payment of obligations directly to such paying agent. In such case, the county treasurer shall furnish a duplicate statement of each remittance to the treasurer of the municipality who shall enter the amount on his books.

Sec. 6. Minnesota Statutes 1974, Section 475.553, Subdivision 2, is amended to read:

Subd. 2. The governing body may by resolution direct that all bonds, obligations, coupons appertaining thereto, or any specified obligations or coupons, when paid, shall be cancelled (AND CREMATED) by the paying agent *and destroyed as herein provided*. Before such authority is granted, the municipality shall enter into an agreement with (THE PAYING AGENT) *a bank or banking association incorporated under the laws of the United States or of any state and authorized by such laws to exercise corporate trust powers*, specifying (a) the obligations and coupons to be (CREMATED) *destroyed*, (b) the (PROCEDURE THEREFOR) *method of destruction*, (c) the information to be recorded in a (CREMATION) *certificate of destruction* to be delivered (BY THE PAYING AGENT) to the municipality *and the paying agent*, (d) the indemnification of the municipality (BY THE PAYING AGENT) in the event of duplicate payment, wrongful and improper payment to unauthorized persons and nonpayment to authorized persons (BY THE AGENT) occurring as a result of any (CREMATION) *destruction* of bonds, obligations, or coupons, and (e) such other terms and conditions as may be determined by the governing body of such municipality. *Obligations and coupons may be destroyed by cremation, shredding, or any other effective means.*

Sec. 7. Minnesota Statutes 1974, Section 475.553, Subdivision 3, is amended to read:

Subd. 3. (CREMATION) Certificates provided under subdivision 2 shall be retained in the official records of the municipality and the paying agent. Such (CREMATION) certificates may subsequently be destroyed at the times and upon the conditions otherwise permitted by law, but no earlier than the time of final payment and redemption of all obligations of the respective issues to which they pertain.

Sec. 8. Minnesota Statutes 1974, Section 475.553, Subdivision 5, is amended to read:

Subd. 5. Any obligation, as defined in section 475.51, issued or to be issued by the state or any agency, instrumentality, or subdivision thereof, by written order and agreement executed by the officer or officers authorized by law to issue such obligations, may be (CREMATED) *destroyed* as provided herein, and for this purpose such officers shall have all the powers granted herein to governing bodies of municipalities. The state auditor, pursuant to the administrative procedures act, may formulate and prescribe requirements for resolutions, orders, agreements, and certificates relating to the (CREMATION) *destruction* of public obligations and coupons. The provisions of any other law relating to the destruction of public records shall not apply to the (CREMATION) *destruction* of obligations and coupons.

Sec. 9. Minnesota Statutes 1974, Section 475.60, Subdivision 2, is amended to read:

Subd. 2. [REQUIREMENTS WAIVED.] The requirements as to public sale shall not apply to:

(1) Obligations issued under the provisions of a home rule charter or of a law specifically authorizing a different method of sale, *or authorizing them to be issued in such manner or on such terms and conditions as the governing body may determine;*

(2) Obligations (PAYABLE WHOLLY OR PARTLY FROM THE PROCEEDS OF SPECIAL ASSESSMENTS WHEN SUCH OBLIGATIONS DO NOT EXCEED) *sold by an issuer in an amount not exceeding the total sum of \$100,000 in any three month period;*

(3) Obligations (PAYABLE WHOLLY FROM THE INCOME OF REVENUE PRODUCING CONVENIENCES WHEN SUCH OBLIGATIONS DO NOT EXCEED THE TOTAL SUM OF \$50,000) *issued in anticipation of the collection of taxes or other revenues appropriated for expenditure in a single year, if sold in accordance with the most favorable of two or more proposals solicited privately; and*

(4) Obligations sold to any board, department, or agency of the United States of America or of the state of Minnesota, in accordance with rules or regulations promulgated by such board, department, or agency.

Sec. 10. Minnesota Statutes 1974, Section 475.60, Subdivision 3, is amended to read:

Subd. 3. Published notice, where required, shall specify the principal amount (AND PURPOSE) of the obligations, the time

and place of receipt and consideration of bids and such other details as to the obligations and terms of sale (WHICH) as the governing body deems suitable. *The governing body may employ an agent to receive and open the bids at any place within or outside the corporate limits of the municipality, in the presence of an officer of the municipality, but the obligations shall not be sold except by action of the governing body or authorized officers of the municipality after communication of the bids to them.* Additional notice may be given for such time and in such manner as the governing body deems suitable. At the time and place so fixed, the bids shall be opened and the offer complying with the terms of sale and deemed most favorable shall be accepted, but the governing body may reject any and all such offers (AND), *in which event, or if no offers have been received, it may award the (BONDS) obligations to (A LOWER BIDDER) any person who within 30 days thereafter presents an offer complying with the terms of sale and deemed more favorable than any received previously, or upon like notice (IT) the governing body may invite other bids upon the same or different terms and conditions.*

Sec. 11. Minnesota Statutes 1974, Section 475.61, Subdivision 5, is amended to read:

Subd. 5. When all conditions exist precedent to the (ISSUANCE) offering for sale of obligations of any municipality in any amount for any purpose authorized by law, and the municipality has applied for a grant or loan of state or federal funds to aid in payment of cost incurred for the authorized purpose, its governing body may by resolution issue and sell temporary obligations not exceeding the total amount authorized, maturing within not more than three years from the date such obligations are issued. In this event so much of the proceeds of the grant or loan when received shall be (IRREVOCABLY APPROPRIATED) credited to the (SINKING) debt service fund for the temporary obligations as may be needed for the payment thereof, with interest, when due, and the (ESTIMATED AMOUNT THEREOF MAY BE DEDUCTED FROM THE) tax which would otherwise be required by subdivision 1 (TO) need not be levied. Any amount of the temporary obligations which cannot be paid at maturity, from the proceeds of the grant or loan or from any other funds appropriated by the governing body for the purpose, shall be paid from the proceeds of definitive obligations to be issued and sold before the maturity date; or if sufficient funds are not available for payment in full of the temporary obligations at maturity, the holders thereof shall have the right to require the issuance in exchange therefor of definitive obligations secured in the manner provided in subdivision 1 and bearing interest at the maximum rate permitted by law.

Sec. 12. Minnesota Statutes 1974, Section 475.65, is amended to read:

475.65 [DELIVERY OF BONDS; USE OF PROCEEDS.]

Upon payment to the treasurer of the purchase price by the successful bidder, the obligations shall be delivered, and the treasurer shall (HOLD) *account for the receipt and disbursement of the proceeds thereof (AS A SEPARATE FUND) for the use named in the resolution or other instrument or instruments authorizing such obligations, in a separate fund or account in the official financial records of the municipality. Pending such use the proceeds may be invested and reinvested in accordance with law, and the income and gain therefrom shall be held as part of the proceeds and applied to such use or to the payment of the obligations and interest thereon or otherwise as provided in any city charter or any other law.* The purchaser shall not be obligated to see to the application of the purchase price. When the use authorized is the acquisition or betterment of any land, easements, buildings, structures, machinery, or equipment, the proceeds may be used to pay all expenses, incurred and to be incurred, which are reasonably necessary and incidental to such acquisition or betterment, including, but without limitation, the cost of necessary professional planning studies to determine desirable locations, architectural, engineering, legal, *financial advisory*, and other professional services, printing and publication, and interest to accrue on the obligations prior to the anticipated date of commencement of the collection of taxes or special assessments to be levied or other (REVENUES) *funds* pledged for the payment of the obligations and interest thereon. When the obligations are payable wholly from the income from a utility or other (PUBLIC CONVENIENCE) *project*, for the acquisition or betterment of which the obligations are issued, the proceeds may be used in part to establish a reserve (IN AN AMOUNT NOT EXCEEDING THE MAXIMUM AMOUNT OF PRINCIPAL AND INTEREST TO BECOME DUE ON THE OBLIGATIONS IN ANY SUBSEQUENT YEAR,) as *further* security for the payment of (ALL) such principal and interest when due. If the contemplated use be afterward abandoned, or if any balance of the proceeds of the obligations remains after the use is accomplished, such fund may be devoted to any other public use authorized by law, and approved by resolution adopted or vote taken in the manner required to authorize bonds for such new use and purpose. Any balance remaining after the improvement has been completed and paid for, unless devoted to a new use as herein authorized, shall become a part of the (SINKING) *debt service* fund of the municipality.

Sec. 13. Minnesota Statutes 1974, Section 475.66, is amended to read:

475.66 [DEBT SERVICE FUND.] *Subdivision 1.* All (SINKING) *debt service* funds shall be deposited and secured as provided in chapter 118, except for amounts invested as authorized in this section, and may be deposited in interest bearing accounts, and such deposits may be evidenced by certificates of

deposit with fixed maturities. (THERE SHALL ALWAYS BE RETAINED IN ANY SINKING FUND) Sufficient cash (TO PROVIDE) for (THE ANNUAL PAYMENTS) payment of principal (AND), interest (ON), and redemption premiums when due with respect to the obligations for which (THE) any debt service fund (WAS) is created shall be provided by crediting to the fund the collections of tax, special assessment, or other revenues appropriated for that purpose, and depositing all such receipts in a depository bank or banks duly qualified according to law or investing and reinvesting such receipts in securities authorized in this section. Time deposits shall be withdrawable and certificates of deposit and investments shall mature and shall bear interest payable at times and in amounts which, in the judgment of the governing body or its treasurer or other officer or committee to which it has delegated investment decisions, will provide cash at the times and in the amounts required for the purposes of the debt service fund; except that the governing body may authorize the purchase of longer term investments subject to an agreement, with a bank or dealer referred to in subdivision 2, to repurchase such investments at times and prices sufficient to yield the amounts estimated to be so required.

Subd. 2. Investments may be held in safekeeping with any federal reserve bank or any bank authorized under the laws of the United States or any state to exercise corporate trust powers, including but not limited to the bank from which the investment is purchased, provided that the municipality's ownership of all securities in which the fund is invested is evidenced by written acknowledgements signed by authorized officers or employees of the custodian banks and identifying the securities by the names of the issuers, maturity dates, interest rates, and serial numbers or other distinguishing marks. Repurchase agreements may be entered into with a bank qualified as depository of money held in the debt service fund, or with any national or state bank in the United States which is a member of the federal reserve system and whose combined capital and surplus equals or exceeds \$10,000,000 or a reporting dealer to the federal reserve bank of New York.

Subd. 3. Subject to the provisions of any resolutions (OF THE GOVERNING BODY RELATING TO THE MAINTENANCE OF RESERVES OF CASH OR INVESTMENTS FOR THE SECURITY OF HOLDERS OF SUCH) or other instruments securing obligations payable from a debt service fund, any (SURPLUS) balance in (ANY SINKING) the fund (ABOVE SUCH AMOUNT) may be invested (UNDER THE DIRECTION OF THE GOVERNING BODY) in any (GENERAL) security which is a direct obligation of or is guaranteed as to payment of principal and interest by the United States (,) or any agency or instrumentality of the United States, or in shares of an investment company registered under the federal investment company act of 1940, whose shares are registered under the federal securities act of 1933, and whose only investments are in securities described in the preceding clause, or in any security which

is a general obligation of the state of Minnesota or any of its municipalities (, AND IN SECURITIES ISSUED BY THE FOLLOWING AGENCIES OF THE UNITED STATES: FEDERAL HOME LOAN BANKS, FEDERAL INTERMEDIATE CREDIT BANKS, FEDERAL LAND BANKS, BANKS FOR COOPERATIVES, AND THE FEDERAL NATIONAL MORTGAGE ASSOCIATION AND IN SHARES OF AN INVESTMENT COMPANY REGISTERED UNDER THE INVESTMENT COMPANY ACT OF 1940, WHOSE SHARES ARE REGISTERED UNDER THE SECURITIES ACT OF 1933, PROVIDED THAT THE ONLY INVESTMENTS OF THAT COMPANY ARE IN OBLIGATIONS OF THE UNITED STATES GOVERNMENT, IN OBLIGATIONS FULLY GUARANTEED BY THE UNITED STATES GOVERNMENT OR IN OBLIGATIONS OF INSTRUMENTALITIES OF THE UNITED STATES GOVERNMENT SUCH AS THOSE LISTED ABOVE. IN ADDITION, SUCH SURPLUS MAY BE DEPOSITED IN TIME DEPOSITS OF ANY STATE OR NATIONAL BANKS SUBJECT TO THE LIMITATION AND REQUIREMENTS OF CHAPTER 118). (SUCH SURPLUS) *The fund* may also be used to purchase any obligation, whether general or special, of (THE) *an issue* (FOR) *which is payable from the fund* (IS CREATED), at such price, which may include a premium, as shall be agreed to by the holder, or may be used to redeem any obligation of (SAID) *such an issue* prior to maturity in accordance with its terms. The (OBLIGATIONS) *securities* representing any such investment may be sold or hypothecated by the (GOVERNING BODY) *municipality* at any time, but the money so received remains a part of (SUCH) *the fund* until used for the purpose for which the fund was created.

Subd. 4 Any obligation held in the (SINKING) *debt service* fund from which it is payable may be cancelled at any time (WHEN MONEYS IN SUCH FUND ARE SUFFICIENT TO PAY ALL OTHER OBLIGATIONS ISSUED PRIOR TO JULY 1, 1961, PAYABLE THEREFROM WITH INTEREST TO MATURITY OR TO THEIR EARLIEST REDEMPTION DATES. ANY OBLIGATION ISSUED AFTER JULY 1, 1961, HELD IN THE SINKING FUND FROM WHICH IT IS PAYABLE MAY BE CANCELLED AT ANY TIME) unless otherwise provided (IN THE OTHER OBLIGATIONS PAYABLE FROM SUCH FUND OR) in a resolution or (ORDINANCE AUTHORIZING THEIR ISSUANCE) *other instrument securing obligations payable from the fund.*

Sec. 14. Minnesota Statutes 1974, Section 475.67, Subdivision 7, is amended to read:

Subd. 7. Notice of the call of (ALL PREPAYABLE) *any refunded* obligations (OF EACH ISSUE REFUNDED) *to be redeemed before maturity* shall be given in accordance with their terms, and in accordance with section 475.54, subdivision 4. (EACH PREPAYABLE OBLIGATION OF THE ISSUE REFUNDED SHALL BE CALLED FOR REDEMPTION ON THE

EARLIEST DATE ON WHICH, ACCORDING TO ITS TERMS, IT MAY BE PREPAID FROM THE PROCEEDS OF REFUNDING OBLIGATIONS OR FROM SUCH OTHER FUNDS, IF ANY, AS ARE APPROPRIATED FOR SUCH PREPAYMENT, AND) *No such obligation* shall (NOT) subsequently be called for redemption on any date earlier than that designated in the notice, unless such call is required by the terms of the refunded bonds to be made from (SURPLUS) funds subsequently becoming available *from a designated source*.

Sec. 15. Minnesota Statutes 1974, Section 475.67, Subdivision 12, is amended to read:

Subd. 12. In the refunding of general obligations, for which the full faith and credit of the issuing municipality has been pledged, the following additional conditions shall be observed: No refunding obligations shall be issued and sold more than ten years before the date on which all general obligations of the issue to be refunded will have matured or (ARE) *been redeemed, and each such obligation shall be called for redemption on the earliest date on which it may be redeemed* in accordance with (THEIR) *its* terms. No refunding obligations shall be issued and sold more than six months before said date, unless the average annual net interest rate of the refunding obligations, computed to their stated maturity dates, is lower by at least one fourth of one percent per annum than the average annual net interest rate of the general obligations refunded, computed to their stated maturity dates; provided that in computing the average annual net interest rate of the refunding obligations, the expenses of the refunding shall be added to the dollar amount of interest on the refunding obligations. Expenses of the refunding include the amount, if any, in excess of the proceeds of the refunding obligations, which is required to be deposited in escrow to provide cash and purchase securities sufficient to retire the refunded obligations in accordance with subdivision 5; charges of the escrow agent and of the paying agent for the refunding obligations; and expenses of printing and publications and of fiscal, legal, or other professional service necessarily incurred in the issuance of the refunding obligations.

Sec. 16. Minnesota Statutes 1974, Section 471.56, Subdivision 1, is amended to read:

471.56 [MUNICIPAL FUNDS.] Subdivision 1. Any municipal funds, not presently needed for other purposes, may be *deposited or* invested in (ANY OBLIGATIONS IN WHICH SINKING FUNDS ARE NOW AUTHORIZED TO BE INVESTED PURSUANT TO) *the manner and subject to the conditions provided in section 475.66 (, INCLUDING APPRECIATION BONDS ISSUED BY THE UNITED STATES OF AMERICA ON A DISCOUNT BASIS) for the deposit and investment of debt service funds.* (MUNICIPAL FUNDS MAY ALSO BE DEPOSITED IN TIME DEPOSITS OF ANY STATE OR NATIONAL BANK SUBJECT TO THE LIMITATIONS AND REQUIREMENTS OF CHAPTER

118.) The term "municipal funds" as used herein shall include all general, special, permanent, trust, and other funds, regardless of source or purpose, held or administered by any county or city, or by any officer or agency thereof, in the state of Minnesota.

Sec. 17. Minnesota Statutes 1974, Section 471.56, Subdivision 3, is amended to read:

Subd. 3. Such county, city, or official or agency thereof, may at any time sell (SUCH) obligations purchased pursuant to this section, and the money received from such sale, and the interest and profits or loss on such investment shall be credited or charged, as the case may be, to the fund from which the investment was made. Neither such official nor agency, nor any other official responsible for the custody of such funds shall be personally liable for any loss (SO) sustained *from the deposit or investment of funds in accordance with the provisions of section 475.66.* (ANY SUCH OBLIGATION MAY BE DEPOSITED FOR SAFEKEEPING WITH ANY BANK OR TRUST COMPANY.)

Sec. 18. Minnesota Statutes 1974, Section 429.061, Subdivision 2, is amended to read:

Subd. 2. [ADOPTION; INTEREST.] At such meeting or at any adjournment thereof the council shall hear and pass upon all objections to the proposed assessment, whether presented orally or in writing. The council may amend the proposed assessment as to any parcel and by resolution adopt the same as the special assessment against the lands named in the assessment roll. Notice of any adjournment of the hearing shall be adequate if the minutes of the meeting so adjourned show the time and place when and where the hearing is to be continued, or if three days notice thereof be published in the newspaper. The assessment, with accruing interest, shall be a lien upon all private and public property included therein, from the date of the resolution adopting the assessment, concurrent with general taxes; but the lien shall not be enforceable against public property as long as it is publicly owned, and during such period the assessment shall be recoverable from the owner of such property only in the manner and to the extent provided in section 435.19. *Except as provided below*, all assessments shall be payable in equal annual installments extending over such period, not exceeding 30 years, as the resolution determines (*. THE FIRST INSTALLMENT SHALL BE*), payable on the first Monday in January (*NEXT FOLLOWING THE ADOPTION OF THE ASSESSMENT UNLESS THE ASSESSMENT IS ADOPTED TOO LATE TO PERMIT ITS COLLECTION DURING THE FOLLOWING*) in each year, *but the number of installments need not be uniform for all assessments included in a single assessment roll if a uniform criterion for determining the number of installments is provided by the resolution. The first installment of each assessment*

shall be included in the first tax rolls completed after its adoption and shall be payable in the same year as the taxes contained therein; except that the payment of the first installment of any assessment levied upon unimproved property may be deferred until a designated future year, or until the platting of the property or the construction of improvements thereon, upon such terms and conditions and based upon such standards and criteria as may be provided by resolution of the council. In any event, every assessment the payment of which is so deferred, when it becomes payable, shall be divided into a number of installments such that the last installment thereof will be payable not more than 30 years after the levy of the assessment. All assessments shall bear interest at such rate as the resolution determines, not exceeding eight percent per annum, except that the rate may in any event equal the average annual interest rate on bonds issued to finance the improvement for which the assessments are levied. To the first installment of each assessment shall be added interest on the entire assessment from (THE) a date (OF) specified in the resolution levying the assessment, not earlier than the date of the resolution, until December 31 of the year in which the first installment is payable(.), and to each subsequent installment shall be added interest for one year on all unpaid installments(.); or alternatively, (SPECIAL ASSESSMENTS) any assessment may be made payable in equal annual installments including principal and interest, each in the amount annually required to pay the principal over such period with interest at such rate as the resolution determines, not exceeding the maximum period and rate specified above. In (THIS) the latter event no prepayment shall be accepted under subdivision 3 without payment of all installments due to and including December 31 of the year of prepayment, (AND) together with the original principal amount reduced only by the amounts of principal included in such installments, computed on an annual amortization basis. When payment of an assessment is deferred, as authorized in this subdivision, interest thereon for the period of deferment may be made payable annually at the same times as the principal installments of the assessment would have been payable if not deferred; or interest for this period may be added to the principal amount of the assessment when it becomes payable; or, if so provided in the resolution levying the assessment, interest thereon to December 31 of the year before the first installment is payable may be forgiven.

Sec. 19. Minnesota Statutes 1974, Section 429.091, Subdivision 1, is amended to read:

429.091 [FINANCING.] Subdivision 1. [AUTHORITY.] At any time after (A CONTRACT FOR THE CONSTRUCTION OF ALL OR PART OF AN IMPROVEMENT HAS BEEN ENTERED INTO OR THE WORK HAS BEEN ORDERED DONE WITHOUT A CONTRACT AS AUTHORIZED IN SECTION 429.041) one or more improvements are ordered as contemplated in section 429.031, the council may issue obligations in such amount as it deems necessary to defray in whole or in part the

expense incurred and estimated to be incurred in making (AN) *the improvement or improvements*, including every item of cost (FROM INCEPTION TO COMPLETION AND ALL FEES AND EXPENSES INCURRED IN CONNECTION WITH THE IMPROVEMENT OR THE FINANCING THEREOF. MORE THAN ONE IMPROVEMENT MAY BE FINANCED BY A SINGLE ISSUE OF OBLIGATIONS WITHOUT OTHER CONSOLIDATION OF THE PROCEEDINGS) *of the kinds authorized in section 475.65. In the event of any omission, error, or mistake in any of the proceedings required precedent to the ordering of any improvement, the validity of the obligations shall not be affected thereby. The council shall cause all further actions and proceedings to be taken with due diligence that are required for the construction of each improvement financed wholly or partly from the proceeds of obligations issued hereunder, and for the final and valid levy of special assessments and the appropriation of any other funds needed to pay the obligations and interest thereon when due.*

Sec. 20. Minnesota Statutes 1974, Section 429.091, Subdivision 3, is amended to read:

Subd. 3. [METHOD OF ISSUANCE.] All obligations shall be issued in accordance with the provisions of chapter 475, except that an election shall be required for bonds if less than 20 percent of the cost of the improvement to the municipality is to be assessed against benefited property. The maturities shall be such as in the opinion of the council are warranted by the anticipated collections of assessments and ad valorem levies for the municipality's share of the cost; except that the council may in its discretion issue and sell temporary improvement bonds at any time prior to completion of the work to be financed, maturing within not more than three years from their date of issue, in which event the municipality shall be obligated to pay such bonds and the interest thereon out of the proceeds of definitive improvement bonds which the council shall issue and sell at or prior to the maturity of the temporary bonds, to the extent that the same cannot be paid out of the assessments and taxes theretofore collected, or out of any other municipal funds which are properly available and are appropriated by the council for such purpose. The holders of such temporary bonds, and the taxpayers of the municipality, shall have and may enforce, by mandamus or other appropriate proceedings, all rights respecting the levy and collection of sufficient assessments and taxes to pay the cost of the improvements financed thereby which are granted by law to holders of other improvement bonds, except the right to require such levies to be collected prior to the maturity of the temporary bonds, and shall have the additional right to require the offering of said definitive improvement bonds (FOR) *at public sale or, if such bonds have not been sold and delivered prior to the maturity of the temporary bonds, to require the issuance (OF BONDS) in exchange therefor, on a par for par basis, of either new temporary bonds or definitive bonds, bearing interest at the maximum rate (OF SIX PERCENT PER ANNUM) per-*

mitted by law. (THE BONDS SO ISSUED IN EXCHANGE FOR ANY ISSUE OF TEMPORARY IMPROVEMENT BONDS SHALL BE NUMBERED AND SHALL MATURE SERIALLY AT SUCH TIMES AND IN SUCH AMOUNTS THAT THE PRINCIPAL AND INTEREST CAN BE PAID WHEN DUE BY THE COLLECTION OF TAXES AND ASSESSMENTS LEVIED FOR THE IMPROVEMENTS FINANCED BY THE TEMPORARY BOND ISSUE, AND SHALL BE SUBJECT TO REDEMPTION AND PREPAYMENT ON ANY INTEREST PAYMENT DATE, UPON 30 DAYS' NOTICE MAILED TO EACH HOLDER THEREOF WHO HAS REGISTERED HIS NAME AND ADDRESS WITH THE MUNICIPAL TREASURER; AND SUCH BONDS SHALL BE DELIVERED IN ORDER OF THEIR SERIAL NUMBERS, LOWEST NUMBERS FIRST, TO THE HOLDERS OF THE TEMPORARY BONDS IN ORDER OF THE SERIAL NUMBERS HELD BY THEM.) Any funds of the issuing municipality may be invested in temporary improvement bonds in accordance with the provisions of sections 471.56 and 475.66, except that such temporary bonds may be purchased upon their initial issue, and they shall be purchased only out of funds which the council determines will not be required for other purposes prior to their maturity, and shall be resold prior to maturity only in case of unforeseen emergency. When such purchase is made out of moneys held in a (SINKING) *debt service* fund for other bonds of the municipality, the holders of such other bonds shall have the right to enforce the municipality's obligation to sell definitive bonds at or before the maturity of the temporary bonds, or to exchange the same, in the same manner as holders of such temporary bonds. All obligations shall state upon their face the purpose of the issue and the fund from which they are payable. The amount of any obligations issued hereunder shall not be included in determining the net indebtedness of any municipality under the provisions of any law limiting such indebtedness.

Sec. 21. Minnesota Statutes 1974, Section 429.091, Subdivision 4, is amended to read:

Subd. 4. [FUNDS.] (A SEPARATE FUND SHALL BE PROVIDED FOR EACH IMPROVEMENT.) The proceeds from the sale of (ANY) *each issue of obligations (ISSUED)* and from collections of special assessments (AND TAXES) levied *and other moneys appropriated for (THE) each improvement to be financed wholly or partly from such proceeds (AND ANY OTHER MONEYS APPROPRIATED THERETO BY THE MUNICIPALITY)* shall be (PAID TO SUCH) *credited to a separate construction fund (, AND IT)* which shall be used solely to defray expenses of (THE IMPROVEMENT) *such improvements* and payment of principal and interest due upon the obligations (UNTIL) *prior to completion and payment of all costs of the (IMPROVEMENT) improvements so financed. (THERE-*

UPON THE FUND MAY BE DISCONTINUED, AND) Any balance of the proceeds of bonds remaining therein may be (TRANSFERRED BY THE COUNCIL TO THE FUND) *used to pay the cost, in whole or in part, of any other improvement instituted pursuant to this chapter. (ALL MONEYS NOT SO TRANSFERRED AND) A separate account shall be maintained in the construction fund to record expenditures for each improvement, and when the total cost thereof has been paid all subsequent collections of special assessments (AND TAXES) levied for the improvement shall be credited and paid into (A SEPARATE SINKING FUND CREATED) the debt service fund for the obligations issued to finance the improvement, as provided in (MINNESOTA STATUTES,) Section 475.61 (, OR TO THE GENERAL FUND IF NO SUCH OBLIGATIONS HAVE BEEN ISSUED). Any taxes levied for improvements financed by an issue of obligations shall be credited directly to the debt service fund.*

Sec. 22. Minnesota Statutes 1974, Section 138.17, Subdivision 1, is amended to read:

138.17 [PUBLIC RECORDS; ADMINISTRATION.] Subdivision 1. [DESTRUCTION, PRESERVATION, REPRODUCTION OF RECORDS; PRIMA FACIE EVIDENCE.] The attorney general, legislative auditor and director of the Minnesota state historical society, hereinafter director, collectively referred to as the records disposition panel, if all consent, shall have power to direct the destruction, the sale for salvage or the disposition by gift or otherwise of public records as they may determine to be no longer of any value, and for the preservation of which no reason exists. The records disposition panel may by unanimous consent order any of such records to be reproduced by photographic or other means, and may make an order that such photographic or other reproductions be substituted for the originals thereof, and may direct the destruction or sale for salvage or other disposition of the originals from which the same were made. Any such photographic or other reproductions so made shall for all purposes be deemed the originals of such records so reproduced when so ordered by the records disposition panel, and shall be admissible as evidence in all courts and in proceedings of every kind. A facsimile, exemplified or certified copy of any such photographic or other reproduction, or any enlargement or reduction thereof, shall have the same effect and weight as evidence as would a certified or exemplified copy of the original. The records disposition panel, by unanimous consent, shall have power to direct the storage of any public records of the state, except as herein provided, and to direct the storage of such photographic or other reproductions. For the purposes of this chapter: (1) The term public "records" means state records, local records, all cards, correspondence, discs, maps, memoranda, microfilms, papers, photographs, recordings, reports, tapes, writings and other data, information or documentary material, regardless of physical form or char-

acteristics, storage media or conditions of use, made or received by any officer or agency of the state and any officer or agency of a county, city, town, school district, municipal subdivision or corporation or other public authority or political entity within the state in pursuance of state law or in connection with the transaction of public business by such officer or agency; (2) The term "state record" means a record of a state agency; that is, a department, office, officer, commission, board or any other agency, however styled or designated, of the executive branch of state government; a record of the state legislature; a record of any court, whether of statewide or local jurisdiction; and any other record designated or treated as a state record under state law; (3) The term "local record" means a record of an agency of local government; that is, a county, city, town, school district, municipal subdivision or corporation or other public authority or political entity; (4) Not included within the definition of the term "records" as used in (LAWS 1973, CHAPTER 32) *this chapter* are data and information that does not become part of an official transaction, library and museum material made or acquired and kept solely for reference or exhibit purposes, extra copies of documents kept only for convenience of reference and stock of publications and processed documents, *and bonds, coupons, or other obligations or evidences of indebtedness, the destruction or other disposition of which is governed by other laws*; (5) Those records preserved or appropriate for preservation as evidence of the organization, functions, policies, decisions, procedures, operations or other activities of government or because of the value of the information contained therein, when determined to have sufficient historical or other value to warrant continued preservation by the state of Minnesota and accepted for deposit in the collections of the Minnesota Historical Society, shall be known as the state archives.

Sec. 23. Minnesota Statutes 1974, Section 124.05, Subdivision 3, is amended to read:

Subd. 3. When the board (BY UNANIMOUS RESOLUTION,) deems it advisable, it may (INVEST) *authorize the investment or deposit of* such amount of funds as will not in the opinion of the board be currently needed by the district in (ANY OF THE BONDS OF ANY COUNTY, CITY, TOWN, SCHOOL DISTRICT, DRAINAGE OR OTHER DISTRICT CREATED PURSUANT TO LAW FOR PUBLIC PURPOSES IN MINNESOTA, IOWA, WISCONSIN, AND NORTH AND SOUTH DAKOTA, OR IN U.S. TREASURY BONDS WITH MATURITY DATE NOT TO EXCEED FIVE YEARS FROM THE TIME OF PURCHASE, OR IN SECURITIES ISSUED BY THE FOLLOWING AGENCIES OF THE UNITED STATES, MATURING NOT TO EXCEED FIVE YEARS FROM THE TIME OF PURCHASE. FEDERAL HOME LOAN BANKS, FEDERAL INTERMEDIATE CREDIT BANKS, FEDERAL LAND BANKS, AND THE FEDERAL NATIONAL MORTGAGE ASSOCIATION, OR IN U.S. TREASURY BILLS, U.S. CERTIFICATES OF INDEBTEDNESS, OR U.S. TREASURY NOTES.

THE BOARD MAY ALSO INVEST SUCH AMOUNT OF FUNDS AS IN ITS OPINION MAY NOT BE CURRENTLY NEEDED IN CERTIFICATES OF DEPOSIT OF ANY STATE OR NATIONAL BANK, PROVIDED THE BANK SHALL DEPOSIT A BOND TO THE DISTRICT, EXECUTED BY A CORPORATE SURETY COMPANY EQUAL TO THE AMOUNT OF THE CERTIFICATE OF DEPOSIT OR, IN LIEU OF SUCH BOND, SHALL ASSIGN TO THE SCHOOL DISTRICT COLLATERAL SECURITIES FOR DEPOSITS IN ACCORDANCE WITH MINNESOTA STATUTES 1961, SECTION 118.01 TO THE EXTENT SUCH CERTIFICATES OF DEPOSIT MAY NOT BE INSURED UNDER THE PROVISIONS OF MINNESOTA STATUTES 1961, SECTION 118.10, AND ANY ACTS AMENDATORY THEREOF) *the manner and subject to the conditions provided in section 475.66 for the deposit and investment of debt service funds.*

Sec. 24. Minnesota Statutes 1974, Section 124.05, Subdivision 4, is amended to read:

Subd. 4. Any board investing funds in (SUCH) authorized securities shall deposit such securities for safekeeping with the county treasurer of the county wherein (SUCH) *the* district is located or with any bank (MAINTAINING A SAFEKEEPING DEPARTMENT. SUCH COUNTY TREASURER OR BANK SHALL GIVE A RECEIPT FOR EACH AND ALL OF SUCH SECURITIES TO THE BOARD, AND SUCH COUNTY TREASURER OR BANK SHALL KEEP SUCH SECURITIES FOR SAFEKEEPING UNTIL SUCH TIME AS THE BOARD SHALL ADOPT A RESOLUTION REQUESTING THE COUNTY TREASURER OR BANK TO TURN SUCH SECURITIES OR ANY OF THEM OVER TO THE TREASURER OF SUCH DISTRICT) *or dealer qualified as provided in section 475.66.*

Sec. 25. Minnesota Statutes 1974, Section 48.15, is amended by adding a subdivision to read:

Subd. 3. No such bank shall act as paying agent of any municipality or other public issuer of obligations, other than an issuer within whose corporate limits the principal office of the bank is situated, unless the bank is authorized to execute the powers conferred in section 48.38.

Sec. 26. [INSTRUCTION TO REVISOR.] *In the next edition of Minnesota Statutes the revisor of statutes is directed to delete the words "sinking fund" wherever they appear in chapter 475 and in sections referring to that chapter and to substitute in lieu thereof the words "debt service fund".*

Sec. 27. Minnesota Statutes 1974, Section 475.553, Subdivision 4, and Minnesota Statutes, 1975 Supplement, Section 471.561, are repealed.

Sec. 28. *This act is effective the day following final enactment.*"

Further delete the title in its entirety and insert:

"A bill for an act relating to public indebtedness; revising and clarifying provisions as to manner of sale and execution of obligations; designation of paying agents; cremation of obligations; payment of grant anticipation certificates; use of investment income from proceeds; administration of debt service funds; refunding; method of payment and interest rate on special assessments and obligations payable from special assessments; amending Minnesota Statutes 1974, Sections 48.15, by adding a subdivision; 124.05, Subdivisions 3 and 4; 138.17, Subdivision 1; 429.061, Subdivision 2; 429.091, Subdivisions 1, 3, and 4; 471.56, Subdivisions 1 and 3; 475.51, Subdivision 6, and adding a subdivision; 475.52, Subdivision 1; 475.55; 475.553, Subdivisions 1, 2, 3, and 5; 475.60, Subdivisions 2 and 3; 475.61, Subdivision 5; 475.65; 475.66; and 475.67, Subdivisions 7 and 12; and repealing Minnesota Statutes 1974, Section 475.553, Subdivision 4, and Minnesota Statutes, 1975 Supplement, Section 471.561."

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

The report was adopted.

Mr. Fudro from the Committee on Transportation to which was referred:

S. F. No. 2151, A bill for an act relating to motor vehicles; registration and taxation; exempting certain vehicles from license fees; amending Minnesota Statutes, 1975 Supplement, Section 168.012, Subdivision 2b.

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

The report was adopted.

SECOND READING OF SENATE BILLS

S. F. No. 2151 was read for the second time.

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

CONSIDERATION UNDER RULE 1.10

Pursuant to Rule 1.10, Kelly, W., requested immediate consideration of S. F. No. 2174.

S. F. No. 2174 was reported to the House.

Anderson, I., moved to amend S. F. No. 2174, as follows:

Page 1, line 13, after "liquor" insert "*or fermented malt beverages*".

Page 2, line 8, delete "*takes effect*" and insert "*is effective*".

The motion prevailed and the amendment was adopted.

S. F. No. 2174, A bill for an act relating to intoxicating liquor; importation of limited quantities without payment of tax; amending Minnesota Statutes 1974, Section 340.601.

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

The question being take on the passage of the bill and the roll being called, there were yeas 121, and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Erickson Sherwood

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

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

Pursuant to Rule 1.10, Norton requested immediate consideration of H. F. No. 1997.

H. F. No. 1997 was reported to the House.

Carlson, R. moved to amend H. F. No. 1997 as follows:

Page 14, after line 21, insert a new subdivision to read as follows:

"Subd. 11. All area Vocational Technical Institute administrators in order to be certified as an administrator in said Vocational-Technical School must have teaching experience in one of the occupations that said administrator is in charge of. All administrators in said Vocational-Technical Schools shall have practical work experience in one or more of the occupations that said administrator is in charge of. All administrators employed in the State Department of Education Vocational Education Division shall have teaching experience in one or more of the occupations which are being offered in the Area Vocational Technical Institutes in the State of Minnesota."

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

Carlson, R. moved to amend H. F. No. 1997 as follows:

Page 14, after line 21, insert a new subdivision to read as follows:

"Subd. 11. All superintendents and assistant superintendents of public school districts and Area Vocational Technical School directors and assistant directors in the State of Minnesota shall complete three semester hours of graduate credit or its equivalent each year prior to receiving any increase in salary. The State Board of Education shall approve all graduate credit work and report the same to the local governing board prior to any increase in said administrator's salary."

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

Peterson moved to amend H. F. No. 1997, as follows:

Page 26, line 15, after the period, insert the following language:

"The provisions of this clause do not apply to handicapped children as defined in M.S. 120.03, Subd. 4."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 22, and nays 92, as follows:

Those who voted in the affirmative were:

Albrecht	Friedrich	Laidig	Peterson	Wigley
Eckstein	Jopp	Mann	Savelkoul	Zubay
Erickson	Kaley	McCauley	Schreiber	
Evans	Kostohryz	Nelsen	Sieloff	
Fjoslien	Kvam	Niehaus	Ulland	

Those who voted in the negative were:

Abeln	Corbid	Kahn	Norton	Simoneau
Adams, L.	Dahl	Kelly, R.	Novak	Skoglund
Adams, S.	Dean	Kelly, W.	Osthoff	Smith
Anderson, G.	Doty	Kempe, A.	Parish	Smogard
Anderson, I.	Eken	Kempe, R.	Patton	Spanish
Arlandson	Enebo	Knickerbocker	Pehler	Stanton
Beauchamp	Ewald	Knoll	Petraleso	Suss
Begich	Faricy	Kroening	Philbrook	Swanson
Berg	Fudro	Langseth	Prahl	Tomlinson
Berglin	Fugina	Lindstrom	Rice	Vanasek
Braun	George	Luther	St. Onge	Vento
Brinkman	Graba	Mangan	Samuelson	Voss
Byrne	Hanson	McCarron	Sarna	Wenstrom
Carlson, A.	Jacobs	McCollar	Schulz	Wenzel
Carlson, L.	Jaros	McEachern	Schumacher	Wieser
Carlson, R.	Jensen	Menning	Setzepfandt	Speaker Sabo
Casserly	Johnson, C.	Metzen	Sherwood	
Clark	Johnson, D.	Moe	Sieben, H.	
Clawson	Jude	Nelson	Sieben, M.	

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

Peterson moved to amend H. F. No. 1997 as follows:

Pages 41 and 42, delete all of Section 37 and renumber the remaining sections.

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

H. F. No. 1997, A bill for an act relating to the operation of state government; providing for aids to education, tax levies and the distribution of tax revenues; changing the funding of special education, adult vocational education and secondary vocational education to a current funding basis; granting certain powers and duties to school districts, the commissioner of education, and the state board of education; establishing a uniform financial accounting and reporting system for Minnesota school districts; requiring the provision of special education on a shared time basis to nonpublic school pupils; appropriating money; amending Minnesota Statutes 1974, Sections 120.17, by adding a subdivision; 120.73, Subdivision 1; 120.74, Subdivision 1; 121.21, by adding a subdivision; 122.45, Subdivisions 2 and 3a; 124.212,

by adding a subdivision; 124.32, as amended; Chapter 124, by adding sections; Minnesota Statutes, 1975 Supplement, Sections 122.23, Subdivision 15; 122.45, Subdivision 1; 124.04; 124.17, Subdivisions 1 and 2; 124.212, Subdivision 8a; 124.271, Subdivision 2; 124.43, Subdivision 1; 124.561, Subdivision 3, and by adding a subdivision; 124.562, Subdivision 2; 124.563, Subdivision 3, and by adding a subdivision; 124.564; 124.565, Subdivision 2; 124.611, Subdivisions 1 and 2; 275.125, Subdivisions 2a, 4, 5, 8, 9, and 14; repealing Minnesota Statutes 1974, Sections 122.54 and 275.39.

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

The bill was passed and its title agreed to.

Pursuant to Rule 1.10, Kelly, W., requested immediate consideration of H. F. No. 2072.

H. F. No. 2072 was reported to the House.

Savelkoul moved to amend H. F. No. 2072, as follows:

Page 25, after line 16, insert:

"Sec. 24. Minnesota Statutes 1974, Section 290.06, is amended by adding a subdivision to read:

Subd. 12. The portion of adjusted gross income for a taxable year beginning after December 31, 1975 that would have been paid as federal tax but for Public Law 94-164 is exempt from taxation pursuant to Chapter 290. The commissioner shall prepare tables of credits to effectuate this subdivision."

Renumber the sections in order.

Further, amend the title in line 7, after "Subdivision 9a;" by inserting "290.06, by adding a subdivision;"

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 31, and nays 90, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Savelkoul moved to amend H. F. No. 2072, as follows:

Page 24, after line 12, insert:

"Sec. 22. Minnesota Statutes 1974, Section 290.01, Subdivision 23, is amended to read:

Subd. 23. [ADJUSTED GROSS INCOME.] The term "adjusted gross income" means the gross income, as defined in subdivision 20, less the allowable deductions provided in sections 290.09, 290.075, 290.077, and 290.16, subdivision 6, to the extent allowed by section 290.18. *No deduction shall be allowed by section 290.09, subdivision 6, for any worthless debt owed to the taxpayer by a candidate for any public office or by a political party or a national, state, or local committee of a political party or a committee, association, or organization which accepts gifts, subscriptions, loans, advances, or deposits of money or anything of value or makes expenditures for the purpose of influencing the election of any individual to any public office."*

Renumber the remaining sections.

Further, amend the title in line 15 by deleting "Subdivision 20" and inserting "Subdivisions 20 and 23".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 33, and nays 80, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abeln	Corbid	Johnson, D.	Moe	Sieben, H.
Adams, L.	Dahl	Jude	Neisen	Sieben, M.
Anderson, G.	Dieterich	Kahn	Nelson	Simoneau
Anderson, I.	Doty	Kelly, R.	Norton	Skoglund
Arlandson	Eckstein	Kelly, W.	Novak	Smogard
Beauchamp	Eken	Ketola	Parish	Spanish
Begich	Enebo	Kostohryz	Pehler	Stanton
Berg	Fugina	Kroening	Petrafeso	Suss
Berglin	George	Langseth	Philbrook	Swanson
Braun	Graba	Lindstrom	Reding	Tomlinson
Byrne	Haugerud	Luther	Rice	Vanasek
Carlson, L.	Hokanson	Mangan	Samuelson	Vento
Carlson, R.	Jacobs	McCollar	Schulz	Voss
Casserly	Jaros	McEachern	Schumacher	Wenstrom
Clark	Jensen	Menning	Setzepfandt	Williamson
Clawson	Johnson, C.	Metzen	Sherwood	Speaker Sabo

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

McCauley moved to amend H. F. No. 2072, as follows:

Page 25, after line 16, insert:

"Sec. 24. Minnesota Statutes 1974, Section 290.06, is amended by adding a subdivision to read:

Subd. 12. For taxable years beginning after December 31, 1975, the taxes imposed by chapter 290 shall be calculated on Minnesota inflation adjusted gross income. The commissioner of revenue shall annually determine the percentage increase in the consumer price index for the Minneapolis-St. Paul metropolitan area prepared by the United States department of labor with 1967 as a base year. The commissioner shall determine the increase from September 1, 1976 to August 30 of each succeeding year. Adjusted gross income under \$12,500 shall be multiplied by the percentage. The product shall be deducted from such taxpayer's adjusted gross income to yield their Minnesota inflation adjusted gross income."

Renumber the sections in order.

Further, amend the title in line 7, after "Subdivision 9a;" by inserting "290.06, by adding a subdivision;"

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called; there were yeas 35, and nays 88, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abeln	Clawson	Jacobs	Luther	Pehler
Adams, L.	Corbid	Jaros	Mangan	Petrafeso
Anderson, G.	Dahl	Jensen	Mann	Philbrook
Anderson, I.	Doty	Johnson, C.	McEachern	Prahl
Arlandson	Eckstein	Johnson, D.	Menning	Reding
Beauchamp	Eken	Jude	Metzen	Rice
Berg	Enebo	Kahn	Moe	St. Onge
Berglin	Faricy	Kelly, R.	Munger	Samuelson
Brinkman	Fudro	Kelly, W.	Neisen	Sarna
Byrne	Fugina	Knoll	Norton	Schulz
Carlson, L.	George	Kostohryz	Novak	Schumacher
Carlson, R.	Graba	Kroening	Osthoff	Setzepfandt
Casserly	Haugerud	Langseth	Parish	Sherwood
Clark	Hokanson	Lindstrom	Patton	Sieben, H.

Sieben, M.
Simoneau
Skoglund
Smith

Smogard
Spanish
Stanton
Suss

Swanson
Tomlinson
Vanasek
Vento

Voss
Wenstrom
Wenzel
White

Williamson
Speaker Sabo

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

Sieloff moved to amend H. F. No. 2072, as follows:

Page 25, after line 28 insert:

"Sec. 25. Minnesota Statutes 1974, Chapter 290, is amended by adding a section to read:

[290.067] [REFUNDABLE CREDIT FOR SOCIAL SECURITY BENEFITS DEDUCTED ON ACCOUNT OF EXCESS EARNINGS.] *Subdivision 1. [CREDIT.] A credit may be claimed against taxes due under Minnesota Statutes, Chapter 290, by any person who receives old age insurance benefits pursuant to the Social Security Act, 42 U.S.C.A. 402, and whose benefits are reduced or required to be repaid in whole or in part because he has had wages or self-employment income which amount to excess income according to the provisions of 42 U.S.C.A. 403(b) and regulations issued pursuant to that section. The amount of the credit shall equal the amount of Social Security benefits so reduced or repaid.*

Subd. 2. [FILING; PROOF OF CLAIM.] Upon receipt of notice from the Social Security Administration indicating the amount of benefits which he will be required to be repay or have deducted from future benefits due to excess earnings in the preceding calendar year, the claimant shall enter that amount in the space which shall be provided for that entry on the annual state income tax return which he is filing for the taxable year in which he earned the income on which his benefit amount is contingent. The claimant shall supply proof of that amount in support of his claim.

Subd. 3. [REFUND OF CREDIT.] If an allowable claim made pursuant to this section exceeds the tax liability of the claimant under Minnesota Statutes, Chapter 290, for the taxable year for which the claim is made, the commissioner of revenue shall make payment of the excess to the claimant from money appropriated from the general fund."

Renumber the remaining sections.

Page 41, line 3, after the period insert: "There is appropriated from the general fund to the commissioner of revenue the sum of \$33,000,000 to pay claims made pursuant to section 25,".

Page 21, line 29, after the period insert: "*Section 25 is effective for claims made for Social Security benefits required to be deducted or repaid in 1977 on account of income earned in 1976.*".

Further, amend the title as follows:

Page 1, line 9 after "273," insert "and Chapter 290".

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

Laidig, Sieloff and Dean moved to amend H. F. No. 2072, as follows:

Page 25, after line 16, insert:

"Sec. 24. Minnesota Statutes 1974, Section 290.06, is amended by adding a subdivision to read:

Subd. 12. [COST OF PREPARATION OF INCOME TAX RETURNS.] There shall be allowed a nonrefundable credit against income tax due under chapter 290 for amounts paid to a person who prepares tax returns for others in the course of his business or profession for preparation of individual federal and state income tax returns and income-adjusted homestead credit claims in an amount not to exceed 50 percent of the amount of fees so paid or incurred. The maximum credit shall be \$25. Any credit taken hereunder shall be in lieu of any income tax deduction now allowed for such amounts paid or incurred. In the case of married persons eligible to file a joint return only one such credit shall be allowed and may be allocated between the spouses as they determine."

Renumber the remaining sections.

Page 41, line 8, delete "24, 37, 38, 39, and 42 to 48" and insert "25, 38, 39, 40, and 43 to 49".

Page 41, line 9, delete "28, 32," and insert "29,".

Page 41, line 10, after "34," insert "35," and delete "41" and insert "42".

Page 41, line 11, delete "29, 31, and 40" and insert "24, 30, 32, and 41".

Page 41, line 13, delete "49" and insert "50".

Page 41, line 16, delete "25" and insert "26".

Page 41, line 19, delete "26, 27, 30, and 35" and insert "27, 28, 31 and 36".

Page 41, line 21, delete "36" and insert "37".

Further, amend the title as follows:

Page 1, line 7, after "Subdivision 9a" insert ", and by adding a subdivision".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 32, and nays 86, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams, L.	Eken	Knoll	Parish	Smegard
Anderson, G.	Enebo	Kostohryz	Patton	Spanish
Anderson, I.	Faricy	Kroening	Pehler	Stanton
Arlandson	Fudro	Lindstrom	Petrafeso	Suss
Beauchamp	Fugina	Luther	Prahl	Tomlinson
Begich	Graba	Mangan	Reding	Vanasek
Berg	Hanson	Mann	Rice	Vento
Berglin	Haugerud	McCarron	St. Onge	Voss
Braun	Jacobs	McCollar	Samuelson	Wenstrom
Brinkman	Jaros	McEachern	Schulz	Wenzel
Byrne	Jensen	Menning	Schumacher	White
Carlson, L.	Johnson, C.	Metzen	Setzepfandt	Wieser
Carlson, R.	Johnson, D.	Moe	Sherwood	Williamson
Casserly	Jude	Munger	Sieben, H.	Speaker Sabo
Clark	Kahn	Neisen	Sieben, M.	
Corbid	Kelly, R.	Nelson	Simoneau	
Dahl	Kelly, W.	Norton	Skoglund	
Dieterich	Ketola	Novak	Smith	

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

Kempe, A., moved to amend H. F. No. 2072 as follows:

Page 41, line 6, after "*repealed*" insert a new section to read:

"Sec. 50. Minnesota Statutes 1974, Section 290.09 is amended by adding a subdivision to read:

Subd. 30. [COST OF REMOVAL OF DISEASED TREES.]
Expenses arising from the removal of trees infected with Dutch

elm disease caused by ceratocystis ulmi, pursuant to and within the time limit established by an order of the tree inspector of a municipality or a person appointed by the commissioner of agriculture to perform the duties of a tree inspector pursuant to the provisions of Minnesota Statutes, section 18.023, subdivision 5, or by a local or state officer or employee acting pursuant to the provisions of Minnesota Statutes, section 18.022, subdivisions 6 or 7, shall be deductible from the gross income of the taxpayer incurring those expenses during that taxable year. No deduction shall be allowed for any portion of the cost of removal which had been subsidized by the municipality."

Renumber the remaining section.

Page 41, line 11, strike "and" and after "40" insert ", and 50".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 55, and nays 65, as follows:

Those who voted in the affirmative were:

Adams, S.	Faricy	Kahn	McCauley	Schreiber
Biersdorf	Fjoslien	Kaley	McEachern	Setzepfandt
Carlson, A.	Forsythe	Kelly, R.	Metzen	Sieben, M.
Clawson	Friedrich	Kempe, A.	Munger	Sieloff
Dean	Fudro	Kempe, R.	Neisen	Skoglund
Dieterich	George	Ketola	Osthoff	Spanish
Doty	Hanson	Knickerbocker	Pleasant	Tomlinson
Eckstein	Jensen	Knoll	Prahl	Ulland
Enebo	Johnson, D.	Kostohryz	Reding	Wenstrom
Erickson	Jopp	Kvam	Sarna	White
Ewald	Jude	Laidig	Savelkoul	Wigley

Those who voted in the negative were:

Abeln	Carlson, R.	Kelly, W.	Novak	Smith
Adams, L.	Casserly	Kroening	Parish	Smogard
Albrecht	Clark	Langseth	Patton	Stanton
Anderson, G.	Corbid	Lindstrom	Pehler	Suss
Anderson, I.	DeGroat	Luther	Peterson	Swanson
Arlandson	Eken	Mangan	Petraleso	Vanasek
Beauchamp	Fugina	Mann	Philbrook	Vento
Begich	Graba	McCarron	Samuelson	Voss
Berg	Hagerud	McCollar	Schulz	Wenzel
Braun	Hokanson	Menning	Schumacher	Wieser
Brinkman	Jacobs	Neisen	Searle	Williamson
Byrne	Jaros	Niehaus	Sieben, H.	Zubay
Carlson, L.	Johnson, C.	Norton	Simoneau	Speaker Sabo

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

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

Sieloff, Hokanson, Byrne and Biersdorf moved to amend H. F. No. 2072, as follows:

Page 41, after line 3, insert a new section as follows:

"Sec. 49. The Commissioner of Revenue shall publish instructions and tables relating to the income adjusted property tax relief act in oversize type to facilitate the reading thereof by senior citizens and shall, if feasible, insert in the tax materials that are mailed to senior citizens a special insert in oversize type to facilitate the reading thereof, setting forth tax benefits which are unique to or which normally apply to senior citizens and retired persons."

Renumber the following sections accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 81, and nays 35, as follows:

Those who voted in the affirmative were:

Adams, L.	Esau	Kelly, R.	Nelsen	Sherwood
Adams, S.	Evans	Kempe, A.	Nelson	Sieloff
Albrecht	Ewald	Kempe, R.	Niehaus	Skoglund
Arlandson	Faricy	Ketola	Novak	Spanish
Begich	Fjoslien	Knickerbocker	Osthoff	Stanton
Biersdorf	Forsythe	Knoll	Patton	Swanson
Byrne	Friedrich	Kostohryz	Peterson	Ulland
Carlson, A.	Fudro	Kroening	Philbrook	Wenstrom
Carlson, L.	Fugina	Kvam	Pleasant	Wenzel
Carlson, R.	George	Laidig	Prahl	Wieser
Clark	Hanson	Langseth	Reding	Wigley
Clawson	Hokanson	Luther	Rice	Williamson
Dean	Jensen	McCarron	Sarna	Zubay
DeGroat	Jopp	McCauley	Savelkoul	
Doty	Jude	Menning	Schreiber	
Eckstein	Kahn	Metzen	Schumacher	
Enebo	Kaley	Neisen	Setzepfandt	

Those who voted in the negative were:

Abeln	Corbid	Johnson, D.	Parish	Suss
Anderson, G.	Dahl	Kelly, W.	St. Onge	Tomlinson
Anderson, I.	Dieterich	Lindstrom	Samuelson	Vanasek
Beauchamp	Eken	Mangan	Sieben, H.	Vento
Berg	Graba	McCollar	Sieben, M.	Voss
Berglin	Jaros	Munger	Simoneau	White
Braun	Johnson, C.	Norton	Smogard	Speaker Sabo

The motion prevailed and the amendment was adopted.

Schreiber moved to amend H. F. No. 2072, as follows:

Page 37, after line 3, insert:

"Sec. 41. Minnesota Statutes, 1975 Supplement, Section 290A.21, is amended to read:

290A.21 [EXCLUSIVE RELIEF.] Sections (290.981 TO 290.992,) 290.0601 to 290.0616 (,) and 290.0618 shall not be effective with respect to any rent paid after December 31, 1974 or property taxes payable after December 31, 1975. *Sections 290.-981 to 290.992 shall be effective with respect to rent paid after December 31, 1975 in any taxable year in which the claimant elects to file a claim pursuant to sections 290.981 to 290.992 and does not claim the credit given pursuant to sections 290A.01 to 290A.21."*

Renumber the remaining sections.

Page 41, line 8, after "39," insert "41," and delete "42 to 48" and insert "43 to 49".

Page 41, line 10, delete "41" and insert "42".

Page 41, line 13, delete "49" and insert "50".

Further, amend the title as follows:

Page 1, line 19, after "290A.19;" insert "290A.21;".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 33, and nays 90, as follows:

Those who voted in the affirmative were:

Adams, S.	Esau	Kaley	Novak	Sieloff
Albrecht	Evans	Knickerbocker	Peterson	Tomlinson
Biersdorf	Ewald	Kvam	Philbrook	Ulland
Carlson, A.	Fjoslien	Laidig	Pleasant	Wigley
Dean	Forsythe	McCauley	Savelkoul	Zubay
DeGroat	Friedrich	Nelsen	Schreiber	
Erickson	Fugina	Niehaus	Searle	

Those who voted in the negative were:

Abeln	Clawson	Jensen	McCarron	Reding
Adams, L.	Corbid	Johnson, C.	McCollar	Rice
Anderson, G.	Dieterich	Johnson, D.	McEachern	St. Onge
Anderson, I.	Doty	Jude	Menning	Samuelson
Arlandson	Eckstein	Kahn	Metzen	Sarna
Beauchamp	Eken	Kelly, R.	Moe	Schulz
Begich	Enebo	Kelly, W.	Munger	Schumacher
Berg	Faricy	Kempe, A.	Neisen	Setzepfandt
Berglin	Fudro	Knoll	Nelson	Sherwood
Braun	George	Kostohryz	Norton	Sieben, H.
Brinkman	Graba	Kroening	Osthoff	Sieben, M.
Byrne	Hanson	Langseth	Parish	Simoneau
Carlson, L.	Hangerud	Lindstrom	Patton	Skoglund
Carlson, R.	Hokanson	Luther	Peher	Smogard
Casserly	Jacobs	Mangan	Petrufeso	Spanish
Clark	Jaros	Mann	Prahl	Stanton

Suss
SwansonVanasek
VentoVoss
WenstromWenzel
WhiteWieser
Speaker Sabo

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

H. F. No. 2072, A bill for an act relating to taxes on or measured by net income and on the sale of intoxicating liquors and to assessment of ad valorem taxes; appropriating funds; amending Minnesota Statutes 1974, Sections 4.12, Subdivision 4; 270.13; 273.138, Subdivisions 2 and 5; 276.05; 276.06; 290.06, Subdivision 9a; 290.066, Subdivision 1; 340.51; 340.55; and Chapters 256 and 273, by adding sections; Minnesota Statutes, 1975 Supplement, Sections 270.16, Subdivision 2; 273.012, Subdivision 3; 273.11, Subdivision 2; 273.122, Subdivision 1; 273.13, Subdivisions 6, 7, and 14a; 273.17, Subdivision 1; 274.14; 276.04; 281.17; 290.01, Subdivision 20; 290.012, Subdivision 4; 290.21, Subdivision 4; 290A.03, Subdivisions 3, 7, 8, 12, and 13, and by adding a subdivision; 290A.04, Subdivisions 2 and 3; 290A.05; 290A.06; 290A.07, Subdivisions 1 and 2; 290A.14; 290A.19; and Chapter 290A, by adding a section; and Laws 1975, Chapter 349, Section 32; and Laws 1976, Chapter 5, Sections 2, Subdivision 1; and 3; repealing Minnesota Statutes 1974, Section 273.11, Subdivision 4, and Minnesota Statutes, 1975 Supplement, Section 124.03.

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

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

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

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

MOTION FOR RECONSIDERATION

Jaros moved that the vote whereby H. F. No. 2154, as amended, was not passed on Special Orders today be now reconsidered.

A roll call was requested and properly seconded.

CALL OF THE HOUSE

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

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

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

The question recurred on the motion to reconsider and the roll being called, there were yeas 73, and nays 54, as follows:

Those who voted in the affirmative were:

Adams, L.	Eckstein	Ketola	Neisen	Sieben, H.
Anderson, G.	Eken	Knoll	Norton	Sieben, M.
Anderson, I.	Enebo	Kostohryz	Novak	Simoneau
Arlandson	Fudro	Kroening	Osthoff	Smogard
Beauchamp	Fugina	Lindstrom	Parish	Spanish
Begich	George	Luther	Patton	Suss
Berg	Graba	Mangan	Pehler	Swanson
Braun	Jacobs	Mann	Petrafeso	Tomlinson
Brinkman	Jaros	McCarron	Reding	Vanasek
Carlson, L.	Johnson, C.	McCollar	Rice	Vento
Carlson, R.	Johnson, D.	McEachern	St. Onge	Wenzel
Casserly	Jude	Menning	Samuelson	Williamson
Clark	Kelly, W.	Metzen	Sarna	Speaker Sabo
Corbid	Kempe, A.	Moe	Schumacher	
Dahl	Kempe, R.	Munger	Setzepfandt	

Those who voted in the negative were:

Abeln	Doty	Hokanson	Nelsen	Sherwood
Adams, S.	Erickson	Jensen	Nelson	Sieloff
Albrecht	Esau	Jopp	Niehaus	Skoglund
Berglin	Evans	Kahn	Peterson	Stanton
Biersdorf	Ewald	Kaley	Philbrook	Ulland
Byrne	Faricy	Kelly, R.	Pleasant	Voss
Carlson, A.	Fjoslien	Knickerbocker	Prahl	Wenstrom
Clawson	Forsythe	Kvam	Savelkoul	White
Dean	Friedrich	Laidig	Schreiber	Wigley
DeGroat	Hanson	Langseth	Schulz	Zubay
Dieterich	Haugerud	McCauley	Searle	

The motion prevailed.

H. F. No. 2154, as amended, was reported to the House.

Sieben, H., moved that H. F. No. 2154, as amended, be continued on Special Orders for one day. The motion prevailed.

There being no objection the order of business reverted to Introduction and First Reading of House Bills.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2676, A bill for an act relating to the organization, operation and financing of state government; appropriating money; amending Minnesota Statutes Section 177.44, Subdivision 3; Section 179.74 by adding a subdivision; and Section 238.04 by adding a subdivision.

The bill was read for the first time and laid over one day.

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2677, A bill for an act relating to public improvements; authorizing alteration, repair, rehabilitation, equipping, and replacement of equipment of public buildings; appropriating money.

The bill was read for the first time and laid over one day.

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2678, A bill for an act relating to public improvements; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature; authorizing issuance of state building bonds; appropriating money; amending Minnesota Statutes 1974, Section 16.16, Subdivision 2; 16A.28; 137.02, Subdivision 3; repealing Laws 1973, Chapter 778, Section 20.

The bill was read for the first time and laid over one day.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 595, A bill for an act relating to retirement; authorized expenditures of firemen's relief associations; amending Minnesota Statutes 1974, Section 424.31.

H. F. No. 1963, A bill for an act relating to the city of Mound; firemen's service pensions; amending Laws 1973, Chapter 175, Section 1, as amended.

H. F. No. 1966, A bill for an act relating to judges; authorizing certain retired judges and their dependents to participate in the state employee hospital benefits and medical benefits program; amending Minnesota Statutes 1974, Section 43.491, by adding a subdivision.

H. F. No. 2090, A bill for an act relating to the city of Worthington; volunteer firemen's service pensions.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Conference Committee on S. F. No. 499 was discharged pursuant to Joint Rule 23a and that the Senate has moved that a new Conference Committee of 3 members was appointed by the Committee on Committees on the part of the Senate, to act with a like new Conference Committee to be appointed on the part of the House.

S. F. No. 499, A bill for an act relating to insurance; authorizing an insurer to refuse to renew an automobile insurance policy under certain circumstances; amending Minnesota Statutes 1974, Section 65B.17.

Messrs. Laufenburger, Merriam and Bang have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Prahl moved that the House accede to the request of the Senate for the appointment of a new Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 499. The motion prevailed.

Mr. Speaker:

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

S. F. No. 1383, A bill for an act relating to metropolitan government; regulating solid waste; amending Laws 1975, Chapter 13, Sections 1, by adding subdivisions; 11, Subdivision 1; 139; 140, Subdivision 1; 141; 142; 143; and 144; and by adding sections; repealing Laws 1975, Chapter 13, Section 140, Subdivision 2.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Chenoweth, Kirchner and North have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Casserly moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1383. The motion prevailed.

Knoll moved that the Message from the Senate relating to H. F. No. 1137 be taken from the table. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate has moved that H. F. No. 1137 and the Conference Committee Report be returned to the House of Representatives, that the Conference Committee be discharged, and that a new Conference Committee of 5 members be appointed by the Committee on Committees on the part of the Senate, to act with a like new Conference Committee appointed on the part of the House.

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

The Senate has appointed as such committee Messrs. Humphrey; Keefe, J.; Borden, Schaaf and Ogdahl.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Knoll moved that the House accede to the request of the Senate regarding H. F. No. 1137; that the vote whereby the bill was repassed as amended by the Conference Committee be reconsidered; that the vote whereby the Conference Committee report was adopted be reconsidered; that the present House Conference Committee be discharged; and that the Speaker appoint a new Conference Committee consisting of five members on the part of the House. The motion prevailed.

The question was taken on the Knoll motion to reconsider the vote whereby H. F. No. 1137 was repassed, as amended by the Conference Committee. The motion prevailed.

The question was taken on the Knoll motion to reconsider the vote whereby the Conference Committee Report on H. F. No. 1137 was adopted. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 2254 and 2362.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2254, A bill for an act relating to unemployment compensation; providing that an individual who has voluntarily left or indefinitely separated from employment with a school and is hired for the next school year by another school may not collect benefits during the period between successive school years; amending Minnesota Statutes, 1975 Supplement, Section 268.08, Subdivision 5.

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

S. F. No. 2362, A bill for an act relating to counties; changing lands subject to county control; amending Minnesota Statutes 1974, Section 394.24, Subdivision 3.

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

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1383:

Casserly, Berg and Schreiber.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1137:

Knoll, Norton, Lindstrom, Kroening and Ewald.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 109:

Sieben, H.; Jude and Patton.

SPECIAL ORDERS, Continued

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Thursday, March 18, 1976, immediately following the Consent Calendar. The motion prevailed.

GENERAL ORDERS

There being no objection, the bills on General Orders for today were continued until Thursday, March 18, 1976.

MOTIONS AND RESOLUTIONS

Sieben, M., moved that his name be stricken as an author on H. F. No. 1286. The motion prevailed.

Osthoff moved that the name of Dieterich be added as an author on H. F. No. 2675. The motion prevailed.

McEachern moved that the name of McCarron be added as chief author and the name of Volk be stricken as an author on H. F. No. 2407. The motion prevailed.

Anderson, I., moved that the following bills be unofficially engrossed and printed for the House to include committee amendments:

S. F. Nos. 454, 1627, 674, 1619, 1841, 1876, 1976, 354, 864, 1188, 2208 and 2223.

The motion prevailed.

Swanson, Abeln, Pleasant and Williamson introduced:

House Resolution No. 32, A house resolution congratulating the hockey team of the Bloomington Kennedy High School on winning the consolation championship in the state high school hockey tournament.

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

Swanson and Hokanson introduced:

House Resolution No. 33, A house resolution congratulating the Richfield High School hockey team on winning second place in the state hockey tournament.

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

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 11:00 a.m., Thursday, March 18, 1976. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed and the Speaker declared the House adjourned until 11:00 a.m., Thursday, March 18, 1976.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

