

STATE OF MINNESOTA

SIXTY-NINTH SESSION - 1976

NINETY-NINTH DAY

SAINT PAUL, MINNESOTA, FRIDAY, MARCH 26, 1976

The House convened at 11:00 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	Doty	Kahn	Munger	Sherwood
Adams, L.	Eckstein	Kaley	Neisen	Sieben, H.
Adams, S.	Eken	Kalis	Neisen	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
Birnstihl	Fudro	Kvam	Petrafeso	Tomlinson
Braun	Fugina	Laidig	Philbrook	Ulland
Brinkman	George	Langseth	Pleasant	Vanasek
Byrne	Graba	Lemke	Prahl	Vento
Carlson, A.	Hanson	Lindstrom	Reding	Volk
Carlson, L.	Haugerud	Luther	Rice	Voss
Carlson, R.	Heinitz	Mangan	St. Onge	Wenstrom
Casserly	Hokanson	Mann	Samuelson	Wenzel
Clark	Jacobs	McCarron	Sarna	White
Clawson	Jaros	McCauley	Savelkoul	Wieser
Corbid	Jensen	McCollar	Schreiber	Wigley
Dahl	Johnson, C.	McEachern	Schulz	Williamson
Dean	Johnson, D.	Menning	Schumacher	Zubay
DeGroat	Jopp	Metzen	Searle	Speaker Sabo
Dieterich	Jude	Moe	Setzepfandt	

A quorum was present:

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2466, 2274 and 2688 and S. F. Nos. 1800, 486, 1615 and 2241 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

March 24, 1976

The Honorable Martin Sabo
Speaker of the House

Sir:

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

H. F. No. 1099, An act relating to Hennepin county; hospital and medical care for poor persons funding; amending Laws 1963.

H. F. No. 1932, An act relating to state administrative procedures; amending Minnesota Statutes 1974.

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

H. F. No. 1960, An act relating to the firemen's relief association of the city of Goodview; providing that years of service with the Goodview volunteer fire department shall be treated as years of service with the Goodview firemen's relief association; repealing Laws 1974.

H. F. No. 1961, An act relating to the city of Chanhassen; firemen's service pensions.

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

Sincerely,

WENDELL R. ANDERSON
Governor

99th Day]

FRIDAY, MARCH 26, 1976

5739

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

March 25, 1976

The Honorable Martin Sabo
Speaker of the House

Sir:

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

H. F. No. 574, An act relating to pollution control; relating to the power to issue subpoenas; authorizing the agency to disseminate information and receive copies of Minnesota Statutes.

H. F. No. 2009, An act relating to the cities of Chisholm, Eveleth and Duluth; police and firemen's pensions and survivor benefits therein; amending Laws 1935.

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

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

March 25, 1976

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

I have the honor to inform you that the following enrolled Acts of the 1976 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1976	Date Filed 1976
	1099	67	March 24	March 24
	1932	68	March 24	March 24

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1976</i>	<i>Date Filed 1976</i>
	1959	69	March 24	March 24
	1960	70	March 24	March 24
	1961	71	March 24	March 24
	2298	72	March 24	March 24
1862		73	March 24	March 24
1967		74	March 24	March 24
2057		75	March 24	March 24

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Sieloff and Kempe, A., introduced:

H. F. No. 2701, A bill for an act relating to workers' compensation; providing for the registration of any pre-existing mental or physical condition with the special fund; amending Minnesota Statutes 1974, Section 176.131, Subdivisions 1, 2, 3, 4, 8 and 9.

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

HOUSE ADVISORY BILLS

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

Mann, Munger and Eken introduced:

H. A. B. No. 76, Underground water survey.

The bill was referred to the Committee on Agriculture.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 1075, A bill for an act relating to public health; reducing to 17 the age at which a person is eligible to be a blood donor; amending Minnesota Statutes 1974, Section 145.41.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

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

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 920, A bill for an act relating to recreation; environmental preservation and energy conservation; conserving human and natural resources by promoting health and recreation and abating environmental pollution by encouraging the use of bi-

cycles; providing for a bicycle registration system, and prescribing the powers and duties of the commissioner of public safety in relation thereto; directing the commissioner of public safety to study the use of bicycles on streets, highways, bicycle ways and bicycle lanes; prescribing a model bicycle ordinance for political subdivisions; directing the commissioner of natural resources to develop a plan for an interconnecting system of bicycle trails; providing for the construction of bicycle lanes or ways using federal funds; prescribing penalties; and appropriating money.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Kahn moved that the House concur in the Senate amendments to H. F. No. 920 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 920, A bill for an act relating to recreation; environmental preservation and energy conservation; conserving human and natural resources by promoting health and recreation and abating environmental pollution by encouraging the use of bicycles; providing for a bicycle registration system, and prescribing the powers and duties of the commissioner of public safety in relation thereto; directing the commissioner of public safety to study the use of bicycles on streets, highways, bicycle ways and bicycle lanes; directing the commissioner of education to submit a proposal for bicycle safety education; directing the commissioner of natural resources to develop a program for an interconnecting system of bicycle trails; providing for the construction of bicycle lanes or ways using federal funds; prescribing penalties; and appropriating money.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 73, and nays 55, as follows:

Those who voted in the affirmative were:

Abeln	Dahl	Kahn	Neisen	Skoglund
Adams, L.	Dean	Kelly, R.	Nelson	Spanish
Adams, S.	Dieterich	Kempe, A.	Norton	Stanton
Arlandson	Enebo	Kempe, R.	Novak	Suss
Beauchamp	Ewald	Knickerbocker	Parish	Swanson
Berg	Faricy	Knoll	Patton	Tomlinson
Berglin	Forsythe	Kostohryz	Pehler	Ulland
Byrne	George	Kroening	Petrafeso	Vento
Carlson, A.	Hanson	Laidig	Philbrook	Volk
Carlson, L.	Heinitz	Luther	Rice	Voss
Carlson, R.	Hokanson	Mangan	Schreiber	Wenstrom
Casserly	Jacobs	McCarron	Sherwood	White
Clark	Jaros	McCollar	Sieben, H.	Speaker Sabo
Clawson	Jensen	Metzen	Sieben, M.	
Corbid	Jude	Moe	Simoneau	

Those who voted in the negative were:

Albrecht	Eken	Jopp	Nelsen	Schumacher
Anderson, G.	Erickson	Kaley	Niehaus	Searle
Anderson, I.	Esau	Kalis	Osthoff	Setzepfandt
Begich	Evans	Ketola	Peterson	Sieloff
Biersdorf	Fjoslien	Langseth	Prahl	Smith
Birnstihl	Friedrich	Lemke	Reding	Smogard
Braun	Fudro	Lindstrom	St. Onge	Vanasek
Brinkman	Graba	Mann	Samuelson	Wenzel
DeGroat	Haugerud	McCauley	Sarna	Wieser
Doty	Johnson, C.	McEachern	Savelkoul	Wigley
Eckstein	Johnson, D.	Menning	Schulz	Zubay

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

Mr. Speaker:

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

S. F. No. 2402.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2402, A bill for an act relating to historic sites; designating additional historic sites; amending Minnesota Statutes 1974, Sections 138.081, by adding a subdivision; 138.53, Subdivisions 7, 38, and by adding subdivisions; 138.58, by adding subdivisions; and 138.73, Subdivision 17.

The bill was read for the first time.

Eckstein moved that S. F. No. 2402 and H. F. No. 2466, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

The following conference committee reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2159

A bill for an act relating to the city of Minneapolis; municipal employees survivor benefits; amending Minnesota Statutes 1974, Section 422A.23, Subdivisions 2 and 3; repealing Minnesota Statutes 1974, Section 422A.23, Subdivision 4.

March 25, 1976

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

We, the undersigned conferees for H. F. No. 2159 report that we have agreed upon the items in dispute and recommend as follows:

That the senate recede from its amendments and that H. F. No. 2159 be amended as follows:

Page 2, after line 21 insert:

"Sec. 3. [52.135] [INDIVIDUAL RETIREMENT ACCOUNTS.] *A credit union, upon approval of the commissioner of banks of an application in the prescribed form filed with him together with a filing fee of \$100, may act as trustee or custodian within the contemplation of the federal self-employed individuals tax retirement act of 1962, as amended and may act as trustee or custodian within the contemplation of the federal employee retirement income security act of 1974, as amended, to establish an individual retirement account. The funds shall be invested only in savings, or time deposits, except that this restriction shall not prevent a credit union from accepting and retaining, as a deposit, property or investments derived from any qualified plan from which the applicant desires to transfer the property.*

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

Page 2, delete lines 26 to 28.

Renumber the sections in order.

Further, delete the title and insert:

"A bill for an act relating to retirement; amending the Minneapolis municipal employees retirement act as applied to survivors benefits; permitting a credit union to act as trustee or custodian for individual retirement accounts; amending Minnesota Statutes 1974, Section 422A.23, Subdivisions 2 and 3; repealing Minnesota Statutes 1974, Section 422A.23, Subdivision 4."

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

House Conferees: FRANKLIN J. KNOLL, WESLEY J. SKOGLUND and WILLIAM D. DEAN.

Senate Conferees: EUGENE E. STOKOWSKI, HARMON T. OGDahl and EDWARD J. GEARTY.

Knoll moved that the report of the Conference Committee on H. F. No. 2159 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2159, A bill for an act relating to the city of Minneapolis; municipal employees survivor benefits; amending Minnesota Statutes 1974, Section 422A.23, Subdivisions 2 and 3; repealing Minnesota Statutes 1974, Section 422A.23, Subdivision 4.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 134, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Doty	Kahn	Munger	Sherwood
Adams, L.	Eckstein	Kaley	Neisen	Sieben, H.
Adams, S.	Eken	Kalis	Nelsen	Sieben, M.
Albrecht	Enebo	Kelly, R.	Nelson	Sieloff
Anderson, G.	Erickson	Kelly, W.	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
Birnstihl	Fudro	Kvam	Petrafaso	Tomlinson
Braun	Fugina	Laidig	Philbrook	Ulland
Brinkman	George	Langseth	Pleasant	Vanasek
Byrne	Graba	Lemke	Prahl	Vento
Carlson, A.	Hanson	Lindstrom	Reding	Voik
Carlson, L.	Haugerud	Luther	Rice	Voss
Carlson, R.	Heinitz	Mangan	St. Onge	Wenstrom
Casserly	Hokanson	Mann	Samuelson	Wenzel
Clark	Jacobs	McCarron	Sarna	White
Clawson	Jaros	McCauley	Savelkoul	Wieser
Corbid	Jensen	McCollar	Schreiber	Wigley
Dahl	Johnson, C.	McEachern	Schulz	Williamson
Dean	Johnson, D.	Menning	Schumacher	Zubay
DeGroat	Jopp	Metzen	Searle	Speaker Sabo
Dieterich	Jude	Moe	Setzepfandt	

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

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1519

A bill for an act relating to the city of St. Paul; providing for and authorizing issuance of general obligation bonds for capital improvement budget purposes; amending Laws 1971, Chapter 773, Section 1, as amended.

March 25, 1976

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

We, the undersigned conferees for H. F. No. 1519 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 1519 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Laws 1971, Chapter 773, Section 1, as amended by Laws 1974, Chapter 351, Section 5, is amended to read:

Section 1. [ST. PAUL, CITY OF; CAPITAL IMPROVEMENTS PROGRAM.] Subdivision 1. Notwithstanding any provision of the charter of the city of St. Paul, the council of said city shall have power by a resolution adopted by five affirmative votes of all its members to authorize the issuance and sale of general obligation bonds of the city in an amount of (\$4,500,000) \$6,500,000 for each calendar year for a four year period commencing with the year (1972) 1976, for the payment of which the full faith and credit of the city is irrevocably pledged.

Subd. 2. (DURING THE CALENDAR YEAR 1975, THE COUNCIL OF SAID CITY SHALL HAVE THE POWER BY A RESOLUTION ADOPTED BY FIVE AFFIRMATIVE VOTES OF ALL ITS MEMBERS, TO AUTHORIZE THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS OF THE CITY FOR AN ADDITIONAL AMOUNT UP TO \$2,000,000, OVER AND ABOVE THE \$4,500,000 SPECIFIED HERETOFORE. THE ADDITIONAL REVENUE SHALL BE USED EXCLUSIVELY FOR THE IMPROVEMENT OF PHALEN PARK.) *If federal funds are committed for the completion of a transit system to be located primarily in the central business district, the city may issue up to \$4,000,000 in general obligation bonds pursuant to this section for the local share of the funding for the transit system, so long as the total amount of general obligation bonds issued under this section does not exceed \$26,000,000.*

Sec. 2. Laws 1971, Chapter 773, Section 4, is amended to read:

Sec. 4. No proceeds of any bonds issued pursuant to section 1 hereof shall be expended for the construction or equipment of any portion of the St. Paul auditorium or civic center connected thereto; nor shall any such proceeds be expended for the acquisition or betterment of the building known as the Lowry Medical Arts Annex. All bonds issued under this act shall mature at any time or times within ten years from the date of issue.

Sec. 3 Subdivision 1. Notwithstanding any provision of law or the charter of the city of St. Paul to the contrary, any issue of revenue bonds authorized by the port authority of the city of St. Paul shall be issued only with the consent of the city council of the city of St. Paul by a resolution adopted in accordance with law.

Subd. 2. [IMPAIRMENT OF EXISTING OBLIGATIONS.] No existing obligation, contract, agreement, collective bargaining agreement, fringe benefit plan, or covenant made or entered into by the St. Paul port authority shall be in any manner impaired by the adoption of this act.

Subd. 3. Notwithstanding any other law or charter provision to the contrary the council may, by resolution adopted by a majority of the council, place any employees of the port authority under the direction, supervision or control of the mayor or another department of the city of St. Paul.

Sec. 4. Subdivision 1. [CITY COUNCIL AS COMMISSIONERS OF HOUSING AND REDEVELOPMENT AUTHORITY.] Notwithstanding the provisions of Laws 1963, Chapter 514, Minnesota Statutes, Section 462.425, or any other law or the charter of the city of St. Paul to the contrary, commencing January 1, 1977, the housing and redevelopment authority of the city of St. Paul shall consist of the members of the city council of the city of St. Paul.

Subd. 2. [IMPAIRMENT OF EXISTING OBLIGATIONS.] No existing obligation, contract, agreement, collective bargaining agreement, fringe benefit plan, or covenant made or entered into by the housing and redevelopment authority of the city of St. Paul shall be in any manner impaired by the adoption of this act.

Subd. 3. Notwithstanding any other law or charter provision to the contrary the housing and redevelopment authority of the city of St. Paul may, by resolution adopted by a majority of the commissioners, place any employees of the housing and redevelopment authority of the city of St. Paul under the direction, supervision or control of the mayor or any department of the city of St. Paul.

Subd. 4. The establishment of the St. Paul city council as the commissioners of the St. Paul housing and redevelopment

authority or placement of any employees under the direction, supervision or control of the mayor or any department of the city, shall not affect rights of any employees of the housing and redevelopment authority, including but not limited to any rights pursuant to an existing collective bargaining agreement or fringe benefit plan. The employees shall remain as employees of the housing and redevelopment authority and shall not be employees of the city of St. Paul.

Sec. 5. *Notwithstanding any other provision of law or the city charter to the contrary, the city council of the city of St. Paul shall appoint a citizens advisory committee on housing and redevelopment to assist the council in carrying out its duties under sections 3 and 4 of this act.*

Sec. 6. Minnesota Statutes 1974, Section 15.50, Subdivision 3, is amended to read:

Subd. 3. The administrative and planning expenses of the commission shall be borne by the state. The expenses of the commission for competition premiums, land acquisition or improvement or any other capital expenditures in or upon properties owned or to be owned by the state shall be borne by the state. The expenses of any other public body for such expenditures shall be borne by the body concerned. The city of Saint Paul (SHALL HOLD) *may expend moneys currently in the city of Saint Paul Capitol Approach Improvement Fund established by Laws 1945, Chapter 315, and acts amendatory thereof (UNTIL SUCH TIME AS THE LEGISLATURE MAY REQUIRE THE COMMISSION TO REQUEST THESE FUNDS FOR PLANNING AND DEVELOPMENT PURPOSES IN THE CAPITOL AREA. UPON SUCH REQUEST BY THE COMMISSION, THE CITY SHALL EXPEND SUCH FUNDS IN THE MANNER AND FOR THE PURPOSES SPECIFIED BY THE REQUEST) for capital improvements contained in the city's approved capital improvement budget. The budget is to be adopted in accordance with the provisions contained in the city charter.*

Sec. 7. *This act shall become effective only after its approval by a majority of the governing body of the city of St. Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021."*

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

"A bill for an act relating to the city of St. Paul; providing for and authorizing issuance of general obligation bonds for capital improvement budget purposes and for expending moneys for the capitol area; amending Minnesota Statutes 1974, Section 15.50, Subdivision 3; and Laws 1971, Chapter 773, Sections 1, as amended, and 4."

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

House Conferees: NEIL B. DIETERICH, RAY W. FARICY and JOHN D. TOMLINSON.

Senate Conferees: JOHN C. CHENOWETH, PETER P. STUMPF and ROBERT D. NORTH.

Dieterich moved that the report of the Conference Committee on H. F. No. 1519 be adopted and that the bill be repassed as amended by the Conference Committee.

Petrafeso moved that the House refuse to adopt the Conference Committee report on H. F. No. 1519, and that the bill be returned to Conference Committee.

A roll call was requested and properly seconded.

The question was taken on the motion to refuse to adopt the Conference Committee report and the roll being called, there were yeas 95, and nays 32, as follows:

Those who voted in the affirmative were:

Abeln	Clawson	Johnson, C.	Niehaus	Sieben, M.
Adams, L.	Corbid	Johnson, D.	Parish	Simoneau
Adams, S.	Dean	Jopp	Patton	Skoglund
Albrecht	Doty	Jude	Pehler	Smogard
Anderson, G.	Eckstein	Kahn	Peterson	Spanish
Anderson, I.	Eken	Kaley	Petrafeso	Stanton
Arlandson	Enebo	Kalis	Pleasant	Suss
Beauchamp	Erickson	Kelly, W.	Prahl	Swanson
Begich	Esau	Knoll	Reding	Ulland
Berg	Evans	Kroening	Rice	Vanasek
Berglin	Ewald	Kvam	Samuelson	Volk
Biersdorf	Fjoslien	Laidig	Savelkoul	Voss
Birnstihl	Forsythe	Lemke	Schreiber	Wenstrom
Brinkman	Friedrich	Lindstrom	Schulz	Wenzel
Carlson, A.	Fudro	Luther	Schumacher	Wieser
Carlson, L.	George	McCarron	Searle	Wigley
Carlson, R.	Heinitz	McEachern	Setzepfandt	Williamson
Casserly	Hokanson	Nelsen	Sherwood	Zubay
Clark	Jensen	Nelson	Sieben, H.	Speaker Sabo

Those who voted in the negative were:

Braun	Hanson	Mangan	Norton	Smith
Byrne	Jaros	Mann	Novak	Tomlinson
Dahl	Kelly, R.	McCauley	Osthoff	Vento
Dieterich	Kempe, A.	McCollar	Philbrook	White
Faricy	Kempe, R.	Menning	St. Onge	
Fugina	Kostohryz	Moe	Sarna	
Graba	Langseth	Neisen	Sieloff	

The motion prevailed.

CALENDAR

S. F. No. 1800, A bill for an act relating to unemployment compensation; providing for exclusion of certain part time services; providing for an emergency surtax in employer contributions; modifying disqualifying conditions for employment compensation; permitting information to be furnished to department of public welfare by commissioner of employment services; permitting information to be furnished to department of employment services by commissioner of revenue; providing taxation of unemployment compensation benefits in certain conditions; providing a penalty; amending Minnesota Statutes 1974, Sections 268.04, Subdivision 29; 268.06, by adding a subdivision; 268.10, Subdivision 1; 268.18, Subdivision 3; 268.12, Subdivision 12; and 290.61; Minnesota Statutes, 1975 Supplement, Sections 268.04, Subdivision 12; 268.06, Subdivision 8; 268.07, Subdivision 2; 268.09, Subdivision 1; 290.01, Subdivision 20.

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 92, and nays 35, as follows:

Those who voted in the affirmative were:

Abeln	Dieterich	Knoll	Osthoff	Skoglund
Adams, L.	Doty	Kostohryz	Parish	Smith
Adams, S.	Eckstein	Laidig	Patton	Smogard
Anderson, G.	Eken	Langseth	Pehler	Spanish
Arlandson	Evans	Lemke	Petrafeso	Stanton
Beauchamp	Faricy	Lindstrom	Philbrook	Suss
Begich	Fugina	Luther	Pleasant	Tomlinson
Berg	George	Mangan	Prahl	Ulland
Biersdorf	Graba	Mann	Reding	Vanasek
Braun	Hanson	McCollar	Savelkoul	Voik
Byrne	Hokanson	McEachern	Schreiber	Voss
Carlson, A.	Jaros	Metzen	Schulz	Wenstrom
Carlson, L.	Johnson, C.	Moe	Schumacher	Wenzel
Casserly	Jude	Munger	Setzepfandt	White
Clawson	Kalis	Neisen	Sherwood	Williamson
Corbid	Kelly, R.	Nelsen	Sieben, H.	Speaker Sabo
Dahl	Kempe, A.	Niehaus	Sieben, M.	
Dean	Kempe, R.	Norton	Sieloff	
DeGroat	Ketola	Novak	Simoneau	

Those who voted in the negative were:

Albrecht	Esau	Jensen	McCarron	Samuelson
Berglin	Ewald	Johnson, D.	McCauley	Sarna
Brinkman	Fjoslien	Jopp	Menning	Searle
Carlson, R.	Forsythe	Kahn	Nelson	Swanson
Clark	Friedrich	Kaley	Peterson	Wieser
Enebo	Fudro	Kroening	Rice	Wigley
Erickson	Heinitz	Kvam	St. Onge	Zubay

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 1.10

Pursuant to Rule 1.10, Kelly, W., requested immediate consideration of H. F. No. 617.

H. F. No. 617, A bill for an act relating to taxation; adding certain disabled persons to those paying reduced property taxes; amending Minnesota Statutes 1975, Section 273.13, Subdivision 7.

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 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

McCauley

The bill was passed and its title agreed to.

Pursuant to Rule 1.10, Norton requested immediate consideration of S. F. No. 1956; H. F. Nos. 2547, 1120, 1940 and 2137; and S. F. Nos. 486 and 2025.

S. F. No. 1956 was reported to the House.

Dahl moved to amend S. F. No. 1956, the unofficial engrossment, as follows:

Page 3, line 5, delete the semicolon and insert a colon.

Page 5, line 7, delete "*licensed*" and insert "*registered*".

Page 7, delete line 14, and insert "*previous two year period during which time of control that*".

Page 8, delete line 21, and insert "*two year period during which time of employment that other*".

Page 11, line 12, after "*occurrence*" insert a comma.

Page 12, line 20, delete "*and*" and insert "*or*".

Page 14, line 25, delete "*deficiency*" and insert "*violation*".

Page 18, line 30, after "*application*" insert "*by the board of health*".

Page 38, line 27, strike "*as heretofore*".

Page 42, line 9, strike "*and regulations*".

Page 44, line 12, delete "*and*" and insert "*or*".

The motion prevailed and the amendment was adopted.

Heinitz moved to amend S. F. No. 1956, the unofficial engrossment, as follows:

Page 14, line 17, after "*violated,*" insert "*state the suggested method of correction,*".

The motion prevailed and the amendment was adopted.

S. F. No. 1956, A bill for an act relating to nursing homes; providing for the licensing and inspection of nursing homes; providing for the licensing of nursing home administrators; reorganizing various laws relating to nursing homes and nursing home administrators; clarifying language and making necessary revisions; prescribing civil and criminal penalties; amending Minnesota Statutes 1974, Sections 144.053, Subdivision 3; 144.49, Subdivisions 6 and 7; 144.50; 144.51; 144.55; 144.572; 144.63, Subdivision 2; 144.652; 144.653, Subdivision 1; 144.654; 144.655; 144.656; 144.657; 144.68, Subdivisions 2 and 3; 145.61, Subdivision 4; 145.75; 145.862, Subdivision 4; 245.691, Subdivision 3; 256B.02, Subdivision 2; 256B.30; 256D.18, Subdivision 2; 299F.39, Subdivision 1; 609.231; 626.555, Subdivisions 1, 2 and 7; and Minnesota Statutes, 1975 Supplement, Sections 144.53; 144.571; 145.72, Subdivision 2; 145.74; and 214.01, Subdivision 2; repeal-

ing Minnesota Statutes 1974, Sections 144.584; 144.951; 144.953; 144.954; 144.955; 144.9555; 144.956; 144.957; 144.958; 144.959; 144.96; 144.961; 144.962; 144.963; 144.964; and 144.965; and Minnesota Statutes, 1975 Supplement, Section 144.952.

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 132, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 2547 was reported to the House.

Searle moved to amend H. F. No. 2547, as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes, 1975 Supplement, Section 86A.10, Subdivision 1, is amended to read:

86A.10 [OUTDOOR RECREATION ADVISORY COUNCIL.] Subdivision 1. [MEMBERSHIP.] Each regional development commission and the metropolitan council shall designate one of its members to serve on the outdoor recreation advisory council, which is hereby created. *One member who is a member*

in good standing of a local community based sportsmen conservationist organization in Minnesota shall be appointed from each congressional district by the state legislators from that district. Four members to be appointed by the governor shall be professionally associated on a regular basis with the Minnesota members of the Outdoor Writers Association of America. The governor shall appoint the chairman of the council to serve at his pleasure. Seven of the initial members of the council shall be appointed to terms ending January 1, 1979; the remaining members shall be appointed to terms ending January 7, 1980. Thereafter, members shall be appointed to terms ending the first Monday in January four years after the scheduled end of the prior terms. If a successor has not been appointed for a member by July 1 after the scheduled end of the member's term, the term of that member for whom a successor has not been appointed shall be extended until the first Monday in January four years after the scheduled end of his term.

Sec. 2. Minnesota Statutes, 1975 Supplement, Section 86A.10, Subdivision 2, is amended to read:

Subd. 2. [DUTIES.] The council shall advise the commissioner of natural resources, the Minnesota historical society, the legislature and the commissioner of highways concerning the administration of each type of unit of the outdoor recreation system and shall review the master plans for major units. *The council may schedule hearings in the state when requested to do so by the department of natural resources, the legislature, or the public. The Minnesota resources commission has administrative responsibility for all actions of the board and shall be responsible for assembling and disseminating relevant materials to council members, the department of natural resources, the legislature, and the public."*

Further, amend the title as follows:

Strike the title and insert:

"A bill for an act relating to outdoor recreation; adding members to the outdoor recreation advisory council; enlarging the duties of the council; amending Minnesota Statutes, 1975 Supplement, Section 86A.10, Subdivisions 1 and 2."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 49, and nays 66, as follows:

Those who voted in the affirmative were:

Adams, S.	Berg	Carlson, A.	Erickson	Ewald
Albrecht	Biersdorf	Corbid	Esau	Faricy
Beauchamp	Byrne	Dean	Evans	Fjoslien

Forsythe	Jude	McCauley	Reding	Ulland
Friedrich	Kahn	Nelsen	Savelkoul	Voss
Hanson	Kaley	Nelson	Schreiber	White
Haugerud	Kelly, R.	Niehaus	Schulz	Wieser
Heinitz	Knickerbocker	Peterson	Searle	Wigley
Johnson, C.	Kvam	Petrafeso	Sieloff	Zubay
Jopp	Laidig	Pleasant	Smogard	

Those who voted in the negative were:

Abeln	Dieterich	Kelly, W.	Moe	Sherwood
Adams, L.	Doty	Ketola	Neisen	Sieben, H.
Anderson, I.	Eckstein	Kostohryz	Novak	Simoneau
Begich	Eken	Kroening	Osthoff	Skoglund
Berglin	Enebo	Langseth	Parish	Smith
Birnstihl	Fudro	Lemke	Patton	Tomlinson
Braun	Fugina	Luther	Pehler	Vanasek
Brinkman	George	Mangan	Philbrook	Vento
Carlson, L.	Graba	Mann	Prahl	Wenstrom
Carlson, R.	Jacobs	McCarron	St. Onge	Wenzel
Casserly	Jaros	McCollar	Samuelson	
Clark	Jensen	McEachern	Sarna	
Clawson	Johnson, D.	Menning	Schumacher	
Dahl	Kalis	Metzen	Setzepfandt	

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

Sherwood moved to amend H. F. No. 2547.

Anderson, I., requested a division of the amendment.

The first portion of the Sherwood amendment reads as follows:

Page 1, line 17, after the word "members" strike the words "who are members" and insert in lieu thereof "one of whom is a member".

Page 1, line 17, before the word "local" insert "a".

Page 1, line 18, delete "organizations" and insert "organization" and insert a comma after the word "Minnesota".

The motion prevailed and the first portion of the Sherwood amendment was adopted.

The second portion of the Sherwood amendment reads as follows:

Page 1, line 20, delete "Four members shall be" and delete all of lines 21 and 22 and "America to be selected by the governor." on line 23, and insert in lieu thereof the following: "Four members shall be selected at large by the governor, two of whom shall be professionals in the field of fish and/or wildlife man-

agement and two of whom shall be farmers representing one or more farm organizations.”.

The motion prevailed and the second portion of the Sherwood amendment was adopted.

Arlandson moved to amend H. F. No. 2547, as follows:

Page 2, delete lines 5-10 and renumber the following subdivision accordingly.

Page 2, line 13, insert:

“Of the members initially appointed, one half shall be designated to serve terms coterminous with that of the governor and the remainder shall serve terms to expire on the first Monday in January one year after the terms of the other members.”

The motion prevailed and the amendment was adopted.

Kahn moved to amend H. F. No. 2547, as amended, as follows:

Page 1, line 10, delete “sportsmen’s”.

Page 1, line 18, delete “sportsmen” and insert in lieu thereof “outdoor recreation or”.

Page 1, delete lines 21 and 22 and “America to be” on line 23.

Page 2, line 22, delete “sportsmen” and insert in lieu thereof “outdoor recreation and”.

Further, amend the title on line 3 by deleting “sportsmen’s”.

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

Kahn moved to amend H. F. No. 2547, as amended, as follows:

Page 2, line 4, after the period add the following:

“The persons appointed by the governor shall be representative of a range of economic interests and vocations and shall include persons who are not regularly employed on a full-time or part-time basis outside their homes. No member of an organization having an official position in opposition to any Minnesota Statute affecting sportsmen may be appointed.”

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

Anderson, I., moved to amend H. F. No. 2547, as follows:

Page 3, after line 6, add a new Section 7, to read:

"Sec. 7. Minnesota Statutes, 1975 Supplement, Section 86A.10 is repealed."

Further amend the title

Page 1, line 7, after "money" insert "; repealing Minnesota Statutes, 1975 Supplement, Section 86A.10".

The motion prevailed and the amendment was adopted.

H. F. No. 2547, A bill for an act relating to outdoor recreation; creating the citizen's advisory sportsmen's council on Minnesota's outdoor recreational resources; prescribing its powers and duties; providing for a surcharge on fish and game licenses to fund the council; appropriating money; repealing Minnesota Statutes, 1975 Supplement, Section 86A.10.

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 63, and nays 54, as follows:

Those who voted in the affirmative were:

Abeln	Dahl	Kempe, A.	Moe	Sherwood
Adams, L.	Eckstein	Ketola	Neisen	Sieben, H.
Anderson, G.	Enebo	Kostohryz	Novak	Sieben, M.
Anderson, I.	Fudro	Kroening	Osthoff	Simoneau
Begich	Fugina	Lemke	Parish	Skoglund
Berglin	George	Lindstrom	Patton	Tomlinson
Biersdorf	Graba	Luther	Pehler	Vanasek
Braun	Hokanson	Mangan	Rice	Vento
Brinkman	Jacobs	Mann	St. Onge	Wenstrom
Carlson, L.	Jaros	McCollar	Samuelson	Wenzel
Carlson, R.	Jensen	McEachern	Sarna	Williamson
Casserly	Johnson, C.	Menning	Schulz	
Clark	Johnson, D.	Metzen	Schumacher	

Those who voted in the negative were:

Adams, S.	Doty	Jopp	Laidig	Sieloff
Albrecht	Erickson	Jude	Langseth	Smogard
Arlandson	Esau	Kahn	McCauley	Stanton
Berg	Evans	Kaley	Nelsen	Suss
Byrne	Faricy	Kalis	Nelson	Ulland
Carlson, A.	Fjoslien	Kelly, R.	Niehaus	Voss
Clawson	Forsythe	Kelly, W.	Peterson	White
Corbid	Friedrich	Kempe, R.	Petrafeso	Wieser
Dean	Hanson	Knickerbocker	Pleasant	Wigley
DeGroat	Haugerud	Knoll	Reding	Zubay
Dieterich	Heinitz	Kvam	Searle	

The bill was not passed, as amended.

H. F. No. 1120 was reported to the House.

Vento moved to amend H. F. No. 1120, as follows:

Page 2, strike Sec. 2, beginning on line 22, and insert in lieu thereof the following:

"Sec. 2. Except for subdivision 4, which is effective February 15, 1977, the provisions of this act are effective the day following final enactment."

The motion prevailed and the amendment was adopted.

H. F. No. 1120, A bill for an act relating to environment; providing for the assessment of the cost of preparing an environmental impact statement; appropriating money; amending Minnesota Statutes 1974, Chapter 116D, by adding a section.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 100, and nays 22, as follows:

Those who voted in the affirmative were:

Abeln	Corbid	Jopp	Neisen	Sieben, M.
Adams, L.	Dahl	Jude	Nelson	Sieloff
Adams, S.	Dean	Kahn	Norton	Simoneau
Anderson, G.	Dieterich	Kelly, R.	Novak	Skoglund
Anderson, I.	Doty	Kempe, A.	Osthoff	Smith
Arlandson	Enebo	Kempe, R.	Parish	Smogard
Beauchamp	Ewald	Knickerbocker	Patton	Spanish
Begich	Fudro	Knoll	Pehler	Stanton
Berg	Fugina	Kostohryz	Prahl	Suss
Berglin	George	Kroening	Reding	Swanson
Birnstihl	Graba	Laidig	Rice	Tomlinson
Braun	Hanson	Lindstrom	St. Onge	Ulland
Brinkman	Haugerud	Luther	Samuelson	Vanasek
Byrne	Heinitz	Mangan	Sarna	Vento
Carlson, A.	Hokanson	Mann	Savelkoul	Volk
Carlson, L.	Jacobs	McCollar	Schreiber	Voss
Carlson, R.	Jaros	McEachern	Schulz	Wenstrom
Cassery	Jensen	Menning	Schumacher	Wenzel
Clark	Johnson, C.	Metzen	Sherwood	White
Clawson	Johnson, D.	Moe	Sieben, H.	Wigley

Those who voted in the negative were:

Albrecht	Erickson	Kaley	McCauley	Wieser
Biersdorf	Evans	Kalis	Niehaus	Zubay
DeGroat	Fjoslien	Ketola	Peterson	
Eckstein	Forsythe	Kvam	Pleasant	
Eken	Friedrich	Lemke	Searle	

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

H. F. No. 1940 was reported to the House.

Savelkoul moved to amend H. F. No. 1940, as follows:

Page 1, after line 14, add a new sentence to read: "At least 50 percent of those appointed by the Governor and by the Speaker of the House shall be women."

The motion prevailed and the amendment was adopted.

H. F. No. 1940, A bill for an act relating to the legislature; establishing a council on the economic status of women; appropriating money; repealing Minnesota Statutes 1974, Section 363.04, Subdivisions 7 and 8.

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 111, and nays 15, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albrecht	Esau	Jopp	Niehaus	Wieser
Braun	Evans	Ketola	Peterson	Wigley
Doty	Friedrich	Nelsen	Schumacher	Zubay

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

H. F. No. 2137, A bill for an act relating to courts; providing a judicial advisory service for the county courts; appropriating money; amending Minnesota Statutes 1974, Chapter 487, by adding a section.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 486 was reported to the House.

Lindstrom moved to amend S. F. No. 486, the unofficial engrossment, as follows:

Page 4, line 1, strike "*characteristics*,".

Page 4, line 2, strike "*circumstances, needs*,".

Page 4, line 2, strike "*prior record*" and insert "*characteristics and history*".

Page 4, line 6, after the period insert "*The report shall be classified as private data on individuals as defined in Minnesota Statutes, Section 15.162, Subdivision 5a.*".

The motion prevailed and the amendment was adopted.

Dieterich moved to amend S. F. No. 486, the unofficial engrossment, as follows:

Page 3, line 2, after "subdivision 3" reinsert the stricken "or 4".

Page 4, line 27, delete "\$500,000" and insert "\$250,000".

The motion prevailed and the amendment was adopted.

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

Braun moved to amend S. F. No. 486, the unofficial engrossment, as follows:

Page 1, line 14, delete "having a".

Page 1, delete line 15.

Page 1, line 16, delete "every county having a population of less than 10,000".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 54, and nays 68, as follows:

Those who voted in the affirmative were:

Albrecht	DeGroat	Kaley	Pehler	Smogard
Anderson, G.	Doty	Kallis	Peterson	Spanish
Anderson, I.	Eckstein	Kvam	Pleasant	Suss
Beauchamp	Eken	Langseth	Prahl	Ulland
Begich	Erickson	Lemke	Reding	Vanasek
Biersdorf	Esau	Lindstrom	Samuelson	Wenstrom
Birnstihl	Evans	McCauley	Savelkoul	White
Braun	Fjoslien	McCollar	Schulz	Wieser
Brinkman	Friedrich	Menning	Schumacher	Wigley
Corbid	Johnson, D.	Nelsen	Searle	Zubay
Dean	Jopp	Niehaus	Setzepfandt	

Those who voted in the negative were:

Abeln	Enebo	Kelly, R.	Neisen	Sieben, M.
Adams, L.	Ewald	Kempe, A.	Nelson	Sieloff
Adams, S.	Faricy	Ketola	Norton	Simoneau
Arlandson	Forsythe	Knickerbocker	Novak	Skoglund
Berg	George	Knoll	Osthoff	Stanton
Berglin	Hanson	Kostohryz	Parish	Tomlinson
Byrne	Haugerud	Laidig	Patton	Vento
Carlson, A.	Heinitz	Luther	Petrafeso	Volk
Carlson, L.	Hokanson	Mangan	Philbrook	Voss
Casserty	Jacobs	McCarron	Rice	Wenzel
Clark	Jaros	McEachern	Sarna	Williamson
Clawson	Jensen	Metzen	Schreiber	Speaker Sabo
Dahl	Jude	Moe	Sherwood	
Derterich	Kahn	Munger	Sieben, H.	

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

Ketola moved to amend S. F. No. 486, the unofficial engrossment, as follows:

Page 4, after line 23, insert a new subdivision to read:

"Subd. 6. This section shall not apply to persons who are not residents of the state of Minnesota at the time of the offense and at the time of the presentence investigation."

The motion prevailed and the amendment was adopted.

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

Lindstrom moved to amend S. F. No. 486, the unofficial engrossment, as amended, as follows:

Page 1, line 15, strike "10,000" and insert "45,000".

Page 1, line 16, strike "10,000" and insert "45,000".

Page 3, line 23, strike "10,000" and insert "45,000".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 47, and nays 79, as follows:

Those who voted in the affirmative were:

Adams, S.	Eckstein	Kalis	Pleasant	Suss
Albrecht	Eken	Kelly, W.	Reding	Ulland
Anderson, G.	Erickson	Kvam	St. Onge	Vanasek
Anderson, I.	Esau	Laidig	Savelkoul	Wenstrom
Beauchamp	Fjoslien	Lemke	Schreiber	Wieser
Begich	Friedrich	Lindstrom	Schulz	Wigley
Biersdorf	Heinitz	McCauley	Schumacher	Williamson
Birnstihl	Johnson, C.	Menning	Searle	
Braun	Jopp	Niehaus	Setzepfandt	
Corbid	Kaley	Peterson	Smogard	

Those who voted in the negative were:

Abeln	DeGroat	Jacobs	Kroening	Novak
Adams, L.	Dieterich	Jaros	Langseth	Osthoff
Arlandson	Doty	Jensen	Luther	Parish
Berg	Enebo	Johnson, D.	Mangan	Patton
Berglin	Evans	Jude	McCarron	Pehler
Byrne	Ewald	Kahn	McCollar	Petrafeso
Carlson, A.	Faricy	Kelly, R.	McEachern	Philbrook
Carlson, L.	Forsythe	Kempe, A.	Metzen	Prahl
Cassery	Fugina	Kempe, R.	Moe	Rice
Clark	George	Ketola	Munger	Sarna
Clawson	Hanson	Knickerbocker	Neisen	Sherwood
Dahl	Haugerud	Knoll	Nelson	Sieben, H.
Dean	Hokanson	Kostohryz	Norton	Sieben, M.

Sieloff
Simoneau
Skoglund

Spanish
Stanton
Swanson

Tomlinson
Vento
Volk

Voss
Wenzel
White

Zubay
Speaker Sabo

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

Anderson, G., moved to amend S. F. No. 486, the unofficial engrossment, as follows:

Page 2, line 25, after "county" insert "*of residents of the individual concerned*".

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

S. F. No. 486, A bill for an act relating to highway traffic regulations; requiring counties to establish presentence investigation and counseling alcohol safety programs and alcohol safety enforcement programs; requiring presentence investigation reports for certain driving offenses; appropriating money; amending Minnesota Statutes 1974, Section 169.121, Subdivision 6; and Chapter 169, by adding sections.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 105, and nays 23, as follows:

Those who voted in the affirmative were:

Abeln	Doty	Jude	Menning	Sherwood
Adams, L.	Eken	Kahn	Metzen	Sieben, H.
Adams, S.	Enebo	Kalis	Moe	Sieben, M.
Anderson, G.	Evans	Kelly, R.	Munger	Sieloff
Anderson, I.	Ewald	Kelly, W.	Neisen	Simoneau
Arlandson	Faricy	Kempe, A.	Nelson	Skoglund
Beauchamp	Fjoslieh	Kempe, R.	Norton	Smogard
Begich	Forsythe	Ketola	Novak	Spanish
Berg	Fudro	Knickerbocker	Osthoff	Stanton
Berglin	Fugina	Knoll	Parish	Swanson
Birnstihl	George	Kostohryz	Patton	Tomlinson
Byrne	Graba	Kroening	Pehler	Ulland
Carlson, A.	Hanson	Laidig	Petrafeso	Vanasek
Carlson, L.	Hangerud	Langseth	Philbrook	Vento
Carlson, R.	Heinitz	Lindstrom	Prahl	Volk
Casserly	Hokanson	Luther	Rice	Voss
Clark	Jacobs	Mangan	St. Onge	Wenstrom
Clawson	Jaros	McCarron	Sarna	Wenzel
Dahl	Jensen	McCauley	Schreiber	White
DeGroat	Johnson, C.	McCollar	Schulz	Williamson
Dieterich	Johnson, D.	McEachern	Schumacher	Speaker Sabo

Those who voted in the negative were:

Albrecht	Biersdorf	Braun	Brinkman	Corbid
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Dean
Eckstein
Erickson
Esau

Friedrich
Jopp
Kaley
Kvam

Nelsen
Niehaus
Peterson
Pleasant

Reding
Searle
Setzepfandt
Wieser

Wigley
Zubay

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

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

S. F. No. 2025 was reported to the House.

Carlson, L., moved to amend S. F. No. 2025, the unofficial engrossment, as follows:

Page 1, line 21, delete "an individual" and insert "a nursing home employee".

Page 1, line 21, delete "but not limited to".

Page 2, line 1, delete "in a nursing home to perform nursing" and insert "to provide or assist in the provision of direct patient care".

Page 2, delete lines 25-28 and insert:

"Subd. 6. The board of health shall pursuant to section 144.653 establish penalties for non-compliance with this section."

Page 2, line 29, after "Sec. 3." insert a subdivision.

"Subdivision 1. When the trained nursing assistant has completed six months employment in a nursing home, he shall be reimbursed by the nursing home for actual costs and reasonable expenses of the training.

Subd. 2."

Page 2, line 31, delete "up to 50 percent of".

Page 3, line 1, delete "during the period".

Page 3, line 2, delete "of their enrollment in an approved" and insert "for the".

The motion prevailed and the amendment was adopted.

Johnson, D., moved to amend S. F. 2025, the unofficial engrossment, as follows:

Page 2, line 19, delete "an" and insert "the first available".

Page 2, line 20, delete "scheduled to commence with 30 days of the".

Page 2, line 21, delete "assistant's employment".

Page 2, line 20, after "program" insert "; provided, however, that outside the seven county metropolitan area, the required training program shall be offered within the geographical boundaries of the local school district wherein the nursing home is situated, unless granted an exception by the Commissioner of Education.

The motion prevailed and the amendment was adopted.

Pehler moved to amend S. F. No. 2025, the unofficial engrossment, as follows:

Page 2, line 6, strike "by area".

Page 2, line 7, strike "vocational-technical schools or".

Page 2, line 8, after "education" insert "and/or the Higher Education Coordinating Board as appropriate".

Page 2, line 9, after "education" insert "and/or the Higher Education Coordinating Board as appropriate".

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

S. F. No. 2025, A bill for an act relating to nursing homes; requiring training for certain nursing assistants; providing a penalty.

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 117, and nays 7, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Albrecht	Graba	Patton	Pehler	Peterson
DeGroat	Kvam			

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

MOTION FOR RECONSIDERATION

Kelly, R., moved that the vote whereby H. F. No. 2547, as amended, was not passed earlier today be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the motion and the roll being called, there were yeas 78, and nays 45, as follows:

Those who voted in the affirmative were:

Abeln	Dahl	Kalis	Novak	Simoneau
Adams, L.	Dieterich	Kelly, R.	Osthoff	Skoglund
Anderson, G.	Eckstein	Kempe, A.	Parish	Smogard
Anderson, I.	Enebo	Ketola	Patton	Spanish
Arlandson	Fudro	Kostohryz	Pehler	Suss
Beauchamp	Fugina	Kroening	Philbrook	Swanson
Begich	George	Lemke	Prahl	Tomlinson
Berglin	Graba	Lindstrom	Reding	Vanasek
Biersdorf	Haugerud	Luther	Rice	Vento
Birnstihl	Hokanson	Mangan	St. Onge	Volk
Braun	Jacobs	McCarron	Sarna	Wenstrom
Brinkman	Jaros	McCollar	Schumacher	Wenzel
Carlson, L.	Jensen	McEachern	Setzepfandt	White
Carlson, R.	Johnson, C.	Menning	Sherwood	Speaker Sabo
Casserly	Johnson, D.	Metzen	Sieben, H.	
Clark	Jude	Neisen	Sieben, M.	

Those who voted in the negative were:

Adams, S.	Doty	Friedrich	Langseth	Schulz
Albrecht	Eken	Hanson	McCauley	Searle
Berg	Erickson	Heinitz	Moe	Sieloff
Byrne	Esau	Jopp	Nelsen	Stanton
Carlson, A.	Evans	Kahn	Nelson	Ulland
Clawson	Ewald	Kaley	Niehaus	Voss
Corbid	Fariely	Knickerbocker	Peterson	Wieser
Dean	Fjoslien	Kvam	Petrafeso	Wigley
DeGroat	Forsythe	Laidig	Pleasant	Zubay

The motion prevailed.

H. F. No. 2547, as amended under Rule 1.10 earlier today was reported to the House.

H. F. No. 2547, A bill for an act relating to outdoor recreation; creating the citizen's advisory sportsmen's council on Minnesota's outdoor recreational resources; prescribing its powers and duties; providing for a surcharge on fish and game licenses to fund the council; appropriating money; repealing Minnesota Statutes, 1975 Supplement, Section 86A.10.

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 74, and nays 48, as follows:

Those who voted in the affirmative were:

Abeln	Dahl	Kempe, A.	Novak	Sieben, M.
Adams, L.	Eckstein	Ketola	Osthoff	Simoneau
Anderson, G.	Enebo	Knoll	Parish	Skoglund
Anderson, I.	Fudro	Kostohryz	Patton	Smogard
Begich	Fugina	Kroening	Pehler	Spanish
Berglin	George	Lemke	Philbrook	Suss
Biersdorf	Graba	Lindstrom	Reding	Tomlinson
Birnstihl	Hokanson	Luther	Rice	Vanasek
Braun	Jacobs	Mangan	St. Onge	Vento
Brinkman	Jaros	McCarron	Sarna	Volk
Carlson, L.	Jensen	McCollar	Schulz	Wenstrom
Carlson, R.	Johnson, C.	McEachern	Schumacher	Wenzel
Casserly	Johnson, D.	Menning	Setzepfandt	Williamson
Clark	Kalis	Metzen	Sherwood	Speaker Sabo
Clawson	Kelly, R.	Neisen	Sieben, H.	

Those who voted in the negative were:

Adams, S.	Dieterich	Hanson	Laidig	Sieloff
Albrecht	Doty	Haugerud	Langseth	Stanton
Arlandson	Erickson	Heinitz	McCauley	Ulland
Beauchamp	Esau	Jopp	Nelsen	Voss
Berg	Evans	Jude	Nelson	White
Byrne	Ewald	Kahn	Niehaus	Wieser
Carlson, A.	Faricy	Kaley	Peterson	Wigley
Corbid	Fjoslien	Kempe, R.	Petrafeso	Zubay
Dean	Forsythe	Knickerbocker	Pleasant	
DeGroat	Friedrich	Kvam	Searle	

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

CONSIDERATION UNDER RULE 1.10

Pursuant to Rule 1.10, Norton requested immediate consideration of S. F. Nos. 1615 and 2241.

S. F. No. 1615, A bill for an act relating to natural resources; prohibiting, except in national emergencies, certain activities in the boundary waters canoe area; prohibiting certain activities outside the boundary waters canoe area which cause degradation of a natural resource within the boundary waters canoe area.

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

The bill was passed and its title agreed to.

S. F. No. 2241 was reported to the House.

Eken moved to amend S. F. No. 2241, the unofficial engrossment, as follows:

Strike everything after the enacting clause and insert:

"Section 1. Of the amounts appropriated by Laws 1975, Chapter 204, Section 51, for wildlife management for fiscal year 1977 from the wildlife acquisition account, the sum of \$400,000 shall be used for the development of state wetland and designated waterfowl management lakes for maximum waterfowl production, protecting and propagating migratory waterfowl and for the development, restoration, maintenance or preservation of wetlands.

Sec. 2. This act is effective July 1, 1976."

Further, strike the title in its entirety and insert:

"A bill for an act relating to game and fish."

The motion prevailed and the amendment was adopted.

Anderson, G., offered an amendment to S. F. No. 2241.

POINT OF ORDER

Biersdorf raised a point of order pursuant to Rule 3.9 that the Anderson, G., amendment was out of order. The Speaker ruled the point of order well taken and the Anderson, G., amendment out of order.

S. F. No. 2241, A bill for an act relating to game and fish; requiring a migratory waterfowl stamp; providing for disposition of proceeds of sale.

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

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

Those who voted in the affirmative were:

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

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

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

REPORTS OF STANDING COMMITTEES

Norton from the Committee on Appropriations to which was referred:

S. F. No. 1963, A bill for an act relating to the operation of state government; raising base salaries for certain executive branch employees, judges and judicial branch employees; limiting possible increases for certain executive branch employees; requiring political subdivisions of the state to report certain salaries; providing for a report by the personnel board; extending the open meeting law to the legislature; amending Minnesota Statutes 1974, Sections 15A.081; 15A.083, as amended; 43.062, Subdivision 3; and 43.067; 471.705, Subdivision 1; and Chapter 43, by adding a section; and Minnesota Statutes, 1975 Supplement, Section 15A.081, Subdivision 1; repealing Minnesota Statutes 1974, Sections 15A.081, Subdivisions 1a and 4; 43.066; 43.069; and 487.05.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Article I.

Section 1. [STATE COMPENSATION COMMISSION.]
Subdivision 1. There is created the state compensation commission.

Subd. 2. The commission shall be composed of nine members selected from the state at large as follows: two appointed by the speaker of the house of representatives; two appointed by the committee on committees of the senate; three appointed by the governor; and two appointed by the chief justice of the supreme court. Each shall serve a term of six years, except that of the members first appointed, one appointee each of the governor, the speaker of the house of representatives, and the committee on committees of the senate shall serve a term of six years; one appointee each of the governor, the chief justice of the supreme court, and the speaker of the house of representatives shall serve a term of four years; and one appointee each of the governor, the chief justice of the supreme court, and the committee on committees of the senate shall serve a term of two years. Each member shall serve until a successor is appointed and qualified. A successor shall be appointed in the same manner as the original member.

Subd. 3. No person registered as a lobbyist under the laws of this state or serving as an employee of the state or a member of the legislature shall be eligible for appointment as a member of the commission. No more than half the appointees of each appointing authority shall support the same political party, except that in the case of the appointees of the governor, no more

than two shall support the same political party. The commission shall select from among its membership a chairman and other officers as it deems necessary.

Subd. 4. A member of the commission shall be compensated at the rate of \$35 for every day spent on commission business and be reimbursed for his necessary traveling and other expenses actually incurred in the performance of his duties, in the same manner and amount as state employees. The commissioner of administration shall provide clerical and other personnel, suitable office space, and supplies as necessary for the proper working of the commission. With the approval of the commissioner of administration, an employee of any state agency or department may be transferred temporarily to assist the commission in its work. The agency or department to which he is permanently assigned shall pay his salary and be reimbursed from moneys appropriated to the commissioner of administration for the purposes of this article.

Sec. 2. [COMMISSION TO FIX SALARIES OF CONSTITUTIONAL OFFICERS, LEGISLATORS, AND MEMBERS OF THE SUPREME COURT.] Subdivision 1. The commission shall meet in the year of enactment and in each odd numbered year thereafter, to review and study the compensation provided to members of the legislature, constitutional officers, and members of the supreme court. The review shall be conducted in accordance with Minnesota Statutes, Sections 15.0411 to 15.0426, and shall be made for the purpose of determining the reasonable, fair, and appropriate compensation for constitutional officers, members of the supreme court, and members of the legislature, including expense or per diem allowance.

Subd. 2. In conducting its review of compensation, the commission shall consider the amount of compensation paid in government service and private industry to employees with similar responsibilities, the amount of compensation needed to attract experienced and competent persons, and the amount of inflation in and the general state of the economy of the nation and the state. In conducting its review of compensation for members of the legislature, the commission shall also consider the average length of a legislative session, the amount of work required of individual legislators during legislative sessions and interim periods, and opportunities to earn income from other sources without neglecting legislative duties.

Subd. 3. On or before December 15 in the year of enactment and in each odd numbered year thereafter, the commission shall transmit to the secretary of the senate and the chief clerk of the house of representatives a report of the results of the review conducted pursuant to this section, in which the commission shall fix just, reasonable fair, and appropriate salaries for constitutional officers, members of the supreme court, and members of the legislature.

Subd. 4. The salaries fixed by the commission shall become effective in the odd numbered year next following transmittal of the report on the first day of January for constitutional officers and members of the supreme court and on the first day of the regular legislative session for members of the legislature, unless after transmittal a law has been enacted which establishes rates of compensation other than those fixed by the commission or, which specifically disapproves all or part of the rates of compensation fixed by the commission, or both. In the case of disapproval of part of the report, only those rates of compensation specifically disapproved shall not become effective according to the provisions of this subdivision.

Subd. 5. Unless disapproved in accordance with subdivision 4, the salaries fixed by the commission shall have the full force and effect of law and shall be deemed to modify, supersede, or render inapplicable, as the case may be, all inconsistent provisions of law enacted prior to the date of the report of the commission, and shall be printed by the revisor of statutes in the session laws for the legislative session immediately following transmittal of the report.

Sec. 3. Minnesota Statutes 1974, Section 3.099, is amended to read:

3.099 [PAYMENT OF LEGISLATIVE COMPENSATION.]
The compensation of each member of the house of representatives of the legislature shall be \$16,800 for the entire term to which he is elected *or a sum otherwise provided by law*, which shall be due on the first day of the regular legislative session of the term and payable (AS FOLLOWS:)

(\$700) in equal shares on the fifteenth day of January and on the first day of each month, February to December, inclusive, during the term for which he was elected.

The compensation of each senator of the legislature shall be \$33,600 for the term to which he is elected *or a sum otherwise provided by law*, of which *(\$16,000) half* shall be due on the first day of each regular legislative session of the term and payable (AS FOLLOWS:)

(\$700) in equal shares on the fifteenth day of January and on the first day of each month February to December, inclusive, during the term for which he was elected.

Each member shall receive mileage for necessary travel in going to and returning from the place of meeting to his place of residence in such amount and for such trips as may be authorized by the senate as to senate members, and by the house of representatives as to house members.

Each member shall receive in addition to the foregoing, such per diem living expenses during a regular or special session of the legislature in such amounts and for such purposes as may be determined by the senate as to senate members and by the house of representatives as to house members *unless otherwise provided by law.*

On the fifteenth day of January and on the first day of each month, February to December, inclusive, the secretary of the senate and the chief clerk of the house of representatives, shall certify to the commissioner of finance, in duplicate, the amount of compensation then payable to each member of their respective houses, and the aggregate thereof.

Sec. 4. Minnesota Statutes 1974, Section 3.102, is amended to read:

3.102 [LEGISLATIVE LIVING EXPENSES.] Each member of the legislature shall be reimbursed for his expenses (WHEN HE IS REQUIRED TO ATTEND MEETINGS OF STANDING COMMITTEES, COMMISSIONS, OR IS ENGAGED IN OTHER LEGISLATIVE ACTIVITY) *incurred while engaged in legislative business whether or not in the capitol and whether or not in committee meetings* when the legislature is not in session. The amount of such reimbursement shall not exceed \$33 per day *or a sum otherwise provided by law* as a per diem expense allowance for all expenses incurred except travel and lodging. He shall also be reimbursed for his travel and lodging expenses in the same amount as state employees are reimbursed for such travel and lodging.

Reimbursements to members of the legislature for out-of-state meetings or other legislative activity shall be in the same amounts as state employees are reimbursed for such out-of-state expenses.

Expenses for members of the legislature are payable in the manner and in the amount designated by the senate committee on rules and administration as to members of the senate and by the committee on rules and legislative administration as to members of the house of representatives.

The expense allowances provided for herein to the persons designated are in lieu of any other expenses authorized by law of resolution for the same purposes.

Sec. 5. Minnesota Statutes 1974, Section 3.13, is amended to read:

3.13 [PRESIDENT AND SPEAKER; COMPENSATION.] The president of the senate (AND), the speaker of the house of representatives and the majority and minority leaders of both

houses shall receive, in addition to the amounts specified in section 3.09, the sum of \$5 each per day or a sum otherwise provided by law during any session or term of the legislature.

Sec. 6. There is appropriated from the general fund to the commissioner of administration the sum of \$10,000 to carry out the purposes of this article.

Sec. 7. If any part of this article shall be found to be unconstitutional or illegal, the entire article shall be void.

Sec. 8. This article is effective the day following its final enactment.

Article II

Section 1. Minnesota Statutes, 1975 Supplement, Section 15A.081, Subdivision 1, is amended to read:

15A.081 [SALARIES AND SALARY RANGES FOR CERTAIN EMPLOYEES.] Subdivision 1. The following salaries or salary ranges are provided for the below listed (OFFICERS AND) employees in the executive branch of government:

Base Salary or Range

Administration, department of commissioner	(\$36,000)	\$41,000
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deputy commissioner	(28,800)	36,900
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Aeronautics, department of commissioner	(20,400)	26,000
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Agriculture, department of commissioner	(22,000)	32,000
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deputy commissioner	(17,600)	28,800
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Attorney general, office of (ATTORNEY GENERAL	36,500)	
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deputy attorney general	(19,100-31,500)	22,500- 41,400
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Auditor, office of (AUDITOR	26,000)	
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deputy auditor	(20,800)	26,460
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Commerce, department of

commissioner of banks	(22,000)	\$28,000
commissioner of insurance	(22,000)	28,000
commissioner of securities	(22,000)	28,000
Community college system chancellor	(27,500)	35,500
Corrections, department of commissioner	(28,000)	34,000
Deputy commissioner	(22,400)	30,600
Corrections board Members, other than chairperson		24,000
Economic development, department of commissioner	(22,000)	26,000
deputy commissioner	(17,600)	23,400
Education, department of commissioner	(29,800)	37,000
deputy commissioner		33,300
Employment services, department of commissioner	(26,400)	30,000
deputy commissioner		27,000
Energy agency director		31,000
deputy director		27,900
Finance, department of commissioner	(35,500)	40,000
deputy commissioner	(28,400)	36,000
(GOVERNOR, OFFICE OF) (GOVERNOR	41,000)	
Health, department of commissioner	(30,300)	36,000
deputy commissioner		32,400
Hearing examiners, office of chief hearing examiner		37,500

Higher education coordinating
commission
executive director (26,100) \$35,500

(ASSISTANT EXECUTIVE DIRECTOR 20,900)

Highways, department of
commissioner (33,600) 39,000

deputy commissioner 35,100

Housing finance agency
executive director 36,000

Human rights, department of
commissioner (20,000) 25,500

deputy commissioner 22,950

Indian affairs commission
executive director (17,500) 22,000

Investment, board of
executive secretary (35,000) 37,500

Iron range resources and
rehabilitation board
commissioner 25,000

deputy commissioner 22,500

Labor and industry, department of
commissioner (26,400) 34,000

deputy commissioner (21,100) 30,600

(WORKMEN'S) workers' compensation
commissioner (22,000) 35,000

(DIRECTOR, MEDIATION SERVICES 21,000)

(LIEUTENANT GOVERNOR,
OFFICE OF)
(LIEUTENANT GOVERNOR 30,000)

(LIQUOR CONTROL,
DEPARTMENT OF)
(COMMISSIONER 19,000)

Mediation services
director 26,000

Natural resources, department of commissioner	(28,300)	\$37,000
deputy commissioner	(22,600)	33,300
Personnel, department of commissioner	(31,000)	40,000
deputy commissioner	(24,800)	36,000
Planning agency director	(27,000)	34,500
Pollution control agency director	(24,000)	31,000
deputy director		27,900
Public safety, department of commissioner	(26,900)	34,500
deputy commissioner	(21,500)	31,050
Public service, department of commissioner, public service commission	(22,000)	28,600
director	(20,700)	28,600
Public welfare, department of commissioner	(33,600)	39,000
deputy commissioner	(26,900)	35,100
Revenue, department of commissioner	(28,900)	36,000
deputy commissioner		32,400
Secretary of state, office of (SECRETARY OF STATE	25,000)	
deputy secretary of state	(17,500)	24,750
State (COLLEGE) university system chancellor	(32,500)	37,500
Treasury, state (TREASURER	25,000)	
deputy treasurer	(17,500)	24,750

Veterans affairs, department of
commissioner (16,000) 26,000

deputy commissioner 23,400

Sec. 2. Minnesota Statutes 1974, Section 43.062, Subdivision 3, is amended to read:

Subd. 3. [SALARIES.] Except for position for which salary ranges have been established, the salary listing shall contain a specific salary for each position defined in subdivision 1. For positions for which no salary ranges have been established, the salary listing shall further contain a specific monetary amount or percentage to which an incumbent's salary may be raised to reward achievement as prescribed by section 43.069.

The board shall (DETERMINE) *recommend* only a fixed salary for the positions of the constitutional officers, executive secretary of the board of investment, the workmen's compensation commissioner and the commissioner of public service who shall not be eligible for achievement awards as provided by section 43.069.

Sec. 3. Minnesota Statutes 1974, Section 43.067, is amended to read:

43.067 [SALARY LIMITS.] *Subdivision 1. [AGENCY HEADS AND DEPUTIES.] The base salary of the head of any (STATE) department in the executive branch shall serve as the upper limit of compensation in (HIS ORGANIZATION UNLESS THE PERSONNEL BOARD APPROVES AN EXEMPTION IN INDIVIDUAL CASES) the department. Within the department, no person other than the department head shall be paid more than the base salary of the deputy department head if there is a deputy department head. If the deputy department head is paid pursuant to a salary range, no person other than the department head shall be paid more than the highest step in that salary range.*

Subd. 2. [DISCRETIONARY EXEMPTIONS.] The personnel board may grant exemptions from the provisions of subdivision 1 in the case of individual persons, but a salary increase authorized by other law by reason of seniority or cost of living adjustments shall not be sufficient reason to grant an exemption. The board may grant an exemption upon application of the appointing authority, but only if the board determines that the position requires special expertise necessitating a higher salary in order to attract qualified persons. In no event may a salary ex-

empted pursuant to this subdivision exceed 20 percent of the base salary established in chapter 15A or the highest step of the range of the position in respect to which the exemption was requested.

Subd. 3. [MEDICAL DOCTORS EXEMPTED.] Salaries of medical doctors paid under the provisions of section 43.126, shall be excluded from the limitation provided in this section.

Sec. 4. Minnesota Statutes 1974, Section 43.069, is amended to read:

43.069 [ACHIEVEMENT AWARDS.] Subdivision 1. Except as provided in section 43.062, the personnel board may (RAISE THE SALARY FOR) *grant an achievement award to any individual incumbent of a position whose base salary is established under the provisions of section 15A.081, and which has not been provided with a salary range, provided:*

(a) The incumbent has, in the opinion of the board, challenging written objectives which are specific as to amount and time and which have been agreed upon in advance by the appointing authority;

(b) The appointing authority of the incumbent applies to the board for the (SALARY INCREASE) *achievement award* and simultaneously certifies to the board that the incumbent has fulfilled, or is fulfilling, his agreed upon objectives.

Subd. 2. The board may require the appointing authority or the incumbent to submit additional information as it may deem necessary.

Subd. 3. The appointing authority may apply for, and the board may approve (SALARY INCREASES) *an achievement award for the incumbent (BY ANY INCREMENT AND MORE THAN ONCE) not to exceed ten percent of the base salary set for the position in section 15A.081. (THE AGGREGATE OF THE INCREASES UNDER THIS SECTION SHALL NOT INCREASE THE INDIVIDUAL SALARY BEYOND 25 PERCENT OF THE BASE SALARY ESTABLISHED FOR THE POSITION UNDER THE PROVISIONS OF SECTION 15A.081.)*

Subd. 4. Any achievement award (GRANTED TO INDIVIDUALS UNDER THIS SECTION SHALL REMAIN IN EFFECT FOR 12 MONTHS FROM THE DATE OF APPROVAL, UNLESS THE BOARD DETERMINES A LESSER EFFECTIVE PERIOD OF TIME) *shall be applied for near the end of a fiscal year and shall be based on the performance of the incumbent during the preceding 12 months. In the event that an incumbent has served in an eligible position for less than 12 months, the appointing authority and the board may consider a lesser period of time. Once the board has granted an achievement*

award for performance during a given fiscal year, the commissioner of finance shall pay the award in a lump sum and no further awards for achievements during that fiscal year shall be granted.

Sec. 5. [TEMPORARY PROVISION.] No incumbent whose salary is prescribed in section 15A.081, or whose salary is limited by section 43.067, shall suffer a decrease in salary as a result of this act. If an incumbent's new salary as prescribed by section 15A.081, is less than the salary he is earning on the day prior to the effective date of this act, the salary for that incumbent, for as long as he holds that position, shall be the salary he is receiving on the day prior to the effective date of this act. This provision shall be effective for a particular incumbent until a vacancy in the position occurs or the salary of the incumbent falls below a newly established statutory limit.

An incumbent whose salary was, prior to the effective date of this act, set pursuant to section 43.126 may, at his discretion continue to have his salary set pursuant to section 43.126 without reference to sections 15A.081, or 43.067.

An incumbent whose position is not listed in section 15A.081 and whose salary on the effective date of this act is higher than that permitted by section 43.067, shall continue to receive that higher salary for as long as he holds that position, but he shall not be eligible for increases (1) until his salary is no longer higher than that permitted by section 43.067, or (2) unless personnel board approves an exemption pursuant to section 43.067, subdivision 2.

Article III

Section 1. Minnesota Statutes 1974, Section 15A.081 is amended by adding a subdivision to read:

Subd. 5. [CONSTITUTIONAL OFFICERS.] Except as otherwise provided by the state compensation commission, the following salaries are provided for the constitutional officers of the state:

Governor	\$45,000
Attorney general	42,000
Lieutenant governor	32,000
Auditor	29,400
Secretary of state	27,500
Treasurer	27,500

Article IV

Section 1. Minnesota Statutes 1974, Section 15A.083, as amended by Laws 1975, Chapter 381, Section 1, and Laws 1976, Chapter 2, Section 2, is amended to read:

15A.083 [SALARIES FOR POSITIONS IN THE JUDICIAL BRANCH.] Subdivision 1. [ELECTIVE JUDICIAL OFFICERS.] The following salaries shall be paid annually to the enumerated elective judicial officers of the state:

Chief justice of the supreme court, *except as otherwise provided by the state compensation commission* (\$40,000) \$44,000

Associate justice of the supreme court, *except as otherwise provided by the state compensation commission* (36,500) 43,000

District judge (32,000) 35,000

(EACH DISTRICT JUDGE SHALL RECEIVE \$1,500 ADDITIONAL ANNUALLY FROM EACH COUNTY IN HIS DISTRICT HAVING A POPULATION OF 200,000 OR MORE. WHEN ANY DISTRICT JUDGE SHALL PRESIDE UPON THE TRIAL OR HEARING OF ANY CAUSE OUTSIDE OF HIS RESIDENT DISTRICT WHEREIN THE DISTRICT JUDGE RECEIVES A LARGER SALARY HE SHALL RECEIVE AN ADDITIONAL COMPENSATION DURING THE PERIOD OF SUCH TRIAL OR HEARING THE DIFFERENCE BETWEEN HIS FIXED COMPENSATION AND THE COMPENSATION OF THE DISTRICT JUDGE OF THE DISTRICT WHERE HE HAS BEEN SO ENGAGED, TO BE PAID BY THE COUNTY WHEREIN THE TRIAL OR HEARING WAS HELD UPON CERTIFICATION OF THE SENIOR RESIDENT DISTRICT JUDGE THEREOF.)

(AN AMOUNT DUE FROM A COUNTY UNDER THIS SUBDIVISION SHALL BE PAID BY THE STATE AND FORTHWITH REIMBURSED BY THE COUNTY.)

Subd. 2. [COUNTY COURT AND COUNTY MUNICIPAL JUDGES.] *Notwithstanding any other provision of the law, the following annual salaries shall be paid to the enumerated judicial officers:*

(1) Judge of a county court, county municipal court, probate court in Ramsey and Hennepin counties, and the municipal court of the city of St. Paul . . . \$35,000.

((1)) (2) Notwithstanding any other law to the contrary, the salary paid to a judge of a county court shall also be paid to

judges of the probate court of St. Louis county and to judges of the Duluth municipal court.

(2) JUDGES OF THE COUNTY MUNICIPAL COURTS, AND COUNTY COURTS IN THE COUNTIES OF HENNEPIN, RAMSEY, WASHINGTON, ANOKA, SCOTT, CARVER AND DAKOTA \$29,000.)

(3) If any judge enumerated in this subdivision dies while in office, the amount of his salary remaining unpaid for the month in which his death occurs, shall be paid to his estate.

(4) Judges not learned in the law \$24,000.

(5) The amounts required to pay the salaries in this subdivision are hereby appropriated from the general fund of the state of Minnesota.

(6) It is legislative intent that a court facilities planning commission should be created to determine longrange statewide court facilities goals and make recommendations as to methods needed to accomplish these goals. It is further intended that this commission be financed primarily with federal funds through the governor's crime commission.

Subd. 3. [RANGES FOR OTHER JUDICIAL POSITIONS.] Salaries or salary ranges are provided for the following positions in the judicial branch of government. The appointing authority of positions for which ranges have been provided shall fix individual salaries under the provisions of section 15A.081, subdivision 2.

Public defender	(\$24,000-30,000)	\$26,400-32,200
Court administrator	(25,000-32,000)	27,400-34,400
County attorneys		
council executive		
director	(18,000-27,500)	20,400-29,700

Subd. 4. [TAX COURT.] Salaries of members of the tax court (\$10,500) \$12,000.

Sec. 2. [TEMPORARY PROVISION.] Notwithstanding any other provision of this act to the contrary, an increase in compensation provided a district or supreme court judge herein shall not take effect until every judge of the district court and justice of the supreme court who served in the district or supreme court prior to July 1, 1967, submits an executed agreement

to the executive director of the Minnesota state retirement system in accord with section 490.106.

Sec. 3. Minnesota Statutes, 1975 Supplement, Section 484.54, is amended to read:

484.54 [EXPENSES OF JUDGES.] The judges of the district court shall be paid, in addition to the amounts now provided by law, all sums they shall hereafter pay out as necessary traveling and hotel expenses while absent from their places of residence in the discharge of their official duties, (AND) *in the same manner and amount as state employees, except that a judge shall not be paid such travel expenses for travel from his place of residence to and from his permanent chambers unless it is more than 75 miles. Judges shall submit their travel expenses on the same forms state employees must utilize to seek travel reimbursement. Additionally, judges of the district court shall be reimbursed for all sums, not reimbursed by counties, they shall necessarily hereafter pay out for telephone tolls, postage, expressage, and stationery, including printed letterheads and envelopes for official business (EXCEPT THAT A JUDGE SHALL NOT BE PAID SUCH TRAVELING EXPENSES FOR TRAVEL FROM HIS PLACE OF RESIDENCE TO AND FROM HIS PERMANENT CHAMBERS).* Each judge may file monthly and shall file within 90 days after the expenses are incurred, unless the time is extended by the commissioner of finance, with the commissioner of finance an itemized statement, verified by him, of all such expenses actually paid by him which shall be audited by the commissioner of finance and paid upon his warrant.

Article V

Section 1. Minnesota Statutes 1974, Section 241.045, Subdivision 4, is amended to read:

Subd. 4. [COMPENSATION; EXPENSES.] (EACH MEMBER OF THE AUTHORITY OTHER THAN THE CHAIRMAN SHALL RECEIVE AS COMPENSATION THE SUM OF \$20,000 PER YEAR, PAYABLE IN THE SAME MANNER AS OTHER EMPLOYEES OF THE STATE.) *Compensation for the chairman of the (AUTHORITY) board shall (RECEIVE AS COMPENSATION HIS) be the salary as an officer of the department of corrections, which shall not be less than the salary of the other officers of the (AUTHORITY) board. (IN ADDITION TO THE COMPENSATION HEREIN PROVIDED,)* Each member of the (AUTHORITY) board shall be reimbursed for all expenses (PAID OR INCURRED BY HIM IN THE PERFORMANCE OF HIS OFFICIAL DUTIES) in the same manner as other employees of the state. (THIS) Compensation and (THESE) expenses shall be paid out of the general fund in the same manner as the salaries and expenses of other state (OFFICERS) employees are paid, except that the salary and expenses

of the chairman of the (AUTHORITY) board shall be paid out of funds appropriated to the commissioner of corrections.

Sec. 2. Minnesota Statutes 1974, Chapter 8, is amended by adding a section to read:

[8.065] [DEPUTY AND ASSISTANT ATTORNEYS GENERAL; ASSIGNMENTS.] *Notwithstanding any other provision of law, the attorney general may assign all deputy and assistant attorneys general authorized by statutes to such state agencies as he deems necessary to the proper conduct of the legal business of the state.*

Sec. 3. *No public employee or official, except an employee of the University of Minnesota, shall receive a salary greater than that paid to the governor, nor shall any additional compensation be paid in an amount greater than the compensation paid to the governor. Contracts for salary and compensation in effect on the effective date of this act that conflict with this section may continue until their term of expiration but the conflicting provision may not be extended thereafter.*

Sec. 4. *Notwithstanding any other law, ordinance, resolution or provision in a home rule charter to the contrary, all political subdivisions shall expend funds for expenses incurred in travel by employees or elected or appointed officials only in accordance with rules established by the commissioner of personnel to govern expenses incurred by state employees.*

Article VI

Section 1. [REPEALERS.] *Minnesota Statutes 1974, Sections 15A.081, Subdivisions 1a and 4; 43.066; 487.05; and 526.18 are repealed.*

Sec. 2. [EFFECTIVE DATE.] *This act is effective with the first pay period beginning on or after July 1, 1976."*

Further delete the title in its entirety and insert:

"A bill for an act relating to the operation of state government; raising salaries for certain executive branch employees, constitutional officers, judges and judicial branch employees; limiting possible increases for certain executive branch employees; amending Minnesota Statutes 1974, Sections 3.099; 3.102; 3.13; 15A.081, by adding a subdivision; 15A.083, as amended; 43.062, Subdivision 3; 43.067; 43.069; 241.045, Subdivision 4; and Chapter 8, by adding a section; Minnesota Statutes, 1975 Supplement, Sections 15A.081, Subdivision 1; and 484.54; repealing Minnesota Statutes 1974, Sections 15A.081, Subdivisions 1a and 4; 43.066; 487.05; and 526.18."

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

The report was adopted.

SECOND READING OF SENATE BILLS

S. F. No. 1963 was read for the second time.

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. 1440, A bill for an act relating to private cemeteries; recovery of abandoned lots; amending Minnesota Statutes 1974, Chapter 307, by adding a section.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 374, A bill for an act relating to local government; local improvements; establishing procedures for deferment of special assessments against homesteads of senior citizens; imposing certain duties on county auditors; amending Minnesota Statutes 1974, Sections 429.021, Subdivision 3; 429.061, Subdivision 1; 435.193; and 435.194.

H. F. No. 1929, A bill for an act relating to health care; requiring that certain insurance contracts and subscriber contracts provide benefits for certain services performed by podiatrists; amending Minnesota Statutes 1974, Section 62A.043.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1913, A bill for an act relating to the city of Waseca; authorizing lump sum firemen's service pensions.

H. F. No. 1967, A bill for an act relating to the city of Rockford; proportionate service pensions and financing requirements of the firemen's relief association.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1895, A bill for an act relating to highway traffic regulations; brakes; amending Minnesota Statutes 1974, Section 169.67, Subdivision 3.

H. F. No. 1962, A bill for an act relating to the city of Wadena; increasing payments for firemen's relief association service pensions.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2215, A bill for an act relating to aeronautics; appropriating and transferring money for construction of hangars.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

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

H. F. No. 2225, A bill for an act relating to veterans affairs; applications for adjusted compensation; establishing an applica-

tion time limit; extending the appropriation expiration date; amending Minnesota Statutes, 1975 Supplement, Section 197.973; and Laws 1975, Chapter 3, Section 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2338, A bill for an act relating to the city of Fergus Falls; firemen's service pensions; amending Laws 1971, Chapter 2, Section 1.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2335, A bill for an act relating to insurance; revising financial requirements for certain insurance companies; amending Minnesota Statutes 1974, Section 60A.07, Subdivisions 5a, 5b, 5c and 5d.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1984, A bill for an act relating to agriculture; establishing a family farm security program to encourage loans for farm real estate; appropriating money; amending Minnesota Statutes 1974, Sections 48.24, Subdivision 5; and 290.08, by adding a subdivision; Minnesota Statutes, 1975 Supplement, Section 290.01, Subdivision 20; and 290.09, Subdivision 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Eken moved that the House concur in the Senate amendments to H. F. No. 1984 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1984, A bill for an act relating to agriculture; establishing a family farm security program to encourage loans for farm real estate; appropriating money; amending Minnesota Statutes 1974, Sections 48.24, Subdivision 5; and Minnesota Statutes, 1975 Supplement, Section 290.01, Subdivision 20.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 111, and nays 17, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams, S.	Heinitz	Kostohryz	Savelkoul	Zubay
Albrecht	Jopp	Kvam	Searle	
Evans	Kaley	Peterson	Sieloff	
Friedrich	Kempe, A.	Prahl	Wigley	

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

Mr. Speaker:

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

H. F. No. 943, A bill for an act relating to cable communications; making the cable communications commission a permanent part of the department of administration; authorizing the commission to promulgate a line extension policy; interconnection; orders; municipal cable systems; information gathering; permitting counties to establish translator systems; amending Minnesota Statutes 1974, Sections 238.02, Subdivision 11; 238.04, Subdivision 1; 238.05, Subdivisions 2, 6, 7, 12, and by adding a subdivision; 238.06, Subdivision 1; 238.08, Subdivisions 1, 2 and 3; 238.09, Subdivisions 3 and 6, and by adding subdivisions; 238.13; and 375.164; repealing Minnesota Statutes 1974, Sections 238.05, Subdivisions 8 and 16; and 238.09, Subdivision 2.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 166, A bill for an act relating to Ramsey county; authorizing the county to acquire the Brightwood Hills golf course in the city of New Brighton; authorizing the issuance of bonds to finance the purchase.

PATRICK E. FLAHAVEN, Secretary of the Senate

Novak moved that the House refuse to concur in the Senate amendments to H. F. No. 166, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2203, A bill for an act relating to medical assistance for the needy; establishing guidelines for reimbursement of medical services furnished by nursing homes; prescribing certain responsibilities for the department of public welfare.

The Senate has appointed as such committee Messrs. Milton, Kirchner and Spear.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 746, A bill for an act relating to commerce; requiring prices on certain retail food packages.

The Senate has appointed as such committee Messrs. Solon, Nelson and Laufenburger.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 348, A bill for an act relating to insurance; clarifying the application of state law to certain insurance contracts; amending Minnesota Statutes 1974, Chapter 60A, by adding a section.

The Senate has appointed as such committee Messrs. Laufenburger, Kowalczyk and Milton.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2188, A bill for an act relating to motor vehicles; defining powers of the registrar of motor vehicles; providing for the appointment of private deputy registrars; providing for the appointment of a county license bureau director as deputy registrar; amending Minnesota Statutes 1974, Sections 168.33, Subdivision 7; and 373.35, Subdivision 1; and Minnesota Statutes, 1975 Supplement, Section 168.33, Subdivision 2; repealing Minnesota Statutes 1974, Section 373.36.

PATRICK E. FLAHAVEN, Secretary of the Senate

Carlson, R. moved that the House refuse to concur in the Senate amendments to H. F. No. 2188, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 1827, A bill for an act relating to health care; requiring certain insurance policies, health care plans and group subscriber contracts to provide certain benefits for out-patient treatment of alcoholism, chemical dependency or drug addiction; amending Minnesota Statutes 1974, Section 62A.149.

PATRICK E. FLAHAVEN, Secretary of the Senate

McCarron moved that the House refuse to concur in the Senate amendments to H. F. No. 1827, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 2560, A bill for an act relating to highway traffic regulations; prescribing the width of vehicles; amending Minnesota Statutes 1974, Section 169.80, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Fjoslien moved that the House refuse to concur in the Senate amendments to H. F. No. 2560, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 471, A bill for an act relating to condominiums; providing for registration and disclosure prior to sale; providing penalties; amending Minnesota Statutes 1974, Section 83.26, Subdivision 1; and repealing Minnesota Statutes 1974, Chapter 515.

PATRICK E. FLAHAVEN, Secretary of the Senate

Dieterich moved that the House refuse to concur in the Senate amendments to H. F. No. 471, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 1330, A bill for an act relating to labor; directing the commissioner of labor and industry to enforce the prohibition against administering polygraph tests to employees; prescribing penalties; amending Minnesota Statutes 1974, Section 181.75; repealing Minnesota Statutes 1974, Section 181.77.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, M., moved that the House refuse to concur in the Senate amendments to H. F. No. 1330, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 2204, A bill for an act relating to collection and dissemination of data; providing definitions; requiring a public document on data collection; authorizing audits of data collection practices and policies; providing for emergency classification in certain situations; amending Minnesota Statutes 1974, Section 15.17, Subdivision 4; and Minnesota Statutes, 1975 Supplement, Sections 15.162, Subdivisions 2a, 4, 5a and 8; 15.163, Subdivisions 1 and 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Lindstrom moved that the House refuse to concur in the Senate amendments to H. F. No. 2204, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

S. F. No. 2288, A bill for an act relating to Indian affairs; providing a change in membership for the board; creating an advisory council; changing the duties of the board; appropriating money; amending Minnesota Statutes 1974, Section 3.922, as amended.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Willet, Solon and Hanson, R. 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

St. Onge 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. 2288. The motion prevailed.

Mr. Speaker:

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

S. F. No. 2032.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 2300 and 2560.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2032, A bill for an act relating to public welfare; establishing pilot programs for community mental health treatment; appropriating money; amending Minnesota Statutes 1974, Chapter 245, by adding a section.

The bill was read for the first time.

Hanson moved that S. F. No. 2032 and H. F. No. 2274, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2300, A bill for an act relating to livestock sanitation; providing indemnification to owners of condemned cattle by reason of being nonreactors to the brucellosis test, or by reason of being exposed to brucellosis and not eligible for test; authorizing indemnity to owners of grade bulls slaughtered because of certain other dangerous diseases; appropriating money; amending Minnesota Statutes 1974, Section 35.09, Subdivision 2, and by adding a subdivision.

The bill was read for the first time.

Setzepfandt moved that S. F. No. 2300 and H. F. No. 2386, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2560, A bill for an act relating to state university employees; approving wage and economic fringe benefit agreements between the state and certain employees of the state university system; amending Minnesota Statutes 1974, Chapter 136, by add-

ing a section; and Minnesota Statutes, 1975 Supplement, Section 43.12, Subdivision 17.

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

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 166:

Novak, Hanson and Philbrook.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1827:

Samuelson, McCarron and Enebo.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2188:

Carlson, R.; Vanasek; Sarna; Osthoff and Evans.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2560:

Fjoslien, Fudro and Kalis.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2204:

Lindstrom, Arlandson and Dean.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1330:

Sieben, M.; Pehler and Jaros.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 471:

Dieterich, George and Sieloff.

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

MESSAGES FROM THE SENATE

The following message was received from the Senate:

A message from the Senate relating to H. F. No. 1909, as amended by the Senate, was reported to the House.

Savelkoul moved that H. F. No. 1909 and the accompanying message from the Senate be laid over until Monday, March 29, 1976. The motion prevailed.

GENERAL ORDERS

There being no objection, the bills on General Orders for today were continued on General Orders until Monday, March 29, 1976.

MOTIONS AND RESOLUTIONS

Pleasant, Abeln, Williamson and Swanson introduced:

House Resolution No. 38, A house resolution congratulating Bloomington-Jefferson High School on winning the class AA championship in the state basketball tournament.

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

Mann introduced:

House Resolution No. 39, A house resolution congratulating the Windom Eagles on placing third in the state high school Class A basketball tournament.

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

House Resolution No. 37 was reported to the House.

HOUSE RESOLUTION NO. 37

A house resolution relating to the house leadership scholarship fund.

Whereas, in the 1969 and 1971 sessions of the legislature the members and staff of the House of Representatives created by voluntary contribution a house leadership scholarship fund in honor of the then leaders of the House; and

Whereas, the moneys in the house leadership scholarship fund have yet to be distributed and the principal remains intact; now, therefore,

Be It Resolved, by the House of Representatives that a new committee be formed to administer the fund and appropriately distribute the moneys accumulated in the fund.

Be It Further Resolved, that two representatives of the Minnesota higher education coordinating board and Representatives Peter Fugina, David Beauchamp, Rodney Searle and Mary Forsythe be named as the committee.

Be It Further Resolved, that the committee name four recipients, that preference be given to students who served without pay as interns to the House of Representatives, and that the committee report back to the House of Representatives by January 15, 1977, the manner in which the moneys in the fund have been distributed.

Anderson, I., moved that House Resolution No. 37 be now adopted. The motion prevailed and House Resolution No. 37 was adopted.

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

S. F. Nos. 486, 1615, 2241 and 1963.

The motion prevailed.

SPECIAL ORDERS

Anderson, I., moved that the bills on Special Orders for today be continued on Special Orders for Monday, March 29, 1976 immediately following the Calendar. The motion prevailed.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 11:00 a.m., Monday, March 29, 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., Monday, March 29, 1976.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

