

## STATE OF MINNESOTA

## SIXTY-NINTH SESSION - 1976

## ONE HUNDREDTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MARCH 29, 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	Eckstein	Kaley	Neisen	Sieben, H.
Adams, L.	Eken	Kalis	Nelsen	Sieben, M.
Adams, S.	Enebo	Kelly, R.	Nelson	Sieloff
Albrecht	Erickson	Kelly, W.	Niehaus	Simoneau
Anderson, G.	Esau	Kempe, A.	Norton	Skoglund
Anderson, I.	Evans	Kempe, R.	Novak	Smith
Arlandson	Ewald	Ketola	Osthoff	Smogard
Beauchamp	Faricy	Knickerbocker	Parish	Spanish
Begich	Fjoslien	Knoll	Patton	Stanton
Berg	Forsythe	Kostohryz	Pehler	Suss
Berglin	Friedrich	Kroening	Peterson	Swanson
Biersdorf	Fudro	Kvam	Petraleso	Tomlinson
Birnstihl	Fugina	Laidig	Philbrook	Ulland
Braun	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
Cassery	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	
Doty	Kahn	Munger	Sherwood	

A quorum was present.

Brinkman was excused until 2:15 p.m.

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. 1120, 1940 and 2547 and S. F. Nos. 2402, 2300, 2560, 2032 and 1963 have been placed in the members' files.

S. F. No. 2300 and H. F. No. 2386, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Mann moved that S. F. No. 2300 be substituted for H. F. No. 2386 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2402 and H. F. No. 2466, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Eckstein moved that S. F. No. 2402 be substituted for H. F. No. 2466 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2032 and H. F. No. 2274, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except H. F. No. 2274, page 1, line 10 to page 2, line 2, reads:

*"The counties of Dakota, Washington, and Ramsey, either separately or in conjunction with each other, may establish pilot programs rendering nonresidential community based services of individualized treatment and rehabilitation for mentally ill persons currently in or outside of institutions. The programs shall emphasize teaching basic skills to persons who would otherwise have to be hospitalized or who are unable to take advantage of usual aftercare services, in order to enable those persons to live independently in the community without further need for hospitalization.*

*Sec. 2. Any unexpended balance remaining in the first year in Laws 1975, Chapter 434, Section 2, Subdivisions 3 and 5, shall not cancel but shall be available in the second year of the biennium and may be used for the purposes of this act."*

Whereas S. F. No. 2032, page 1, lines 10 to 23 reads:

*"The counties of Dakota, Washington, and Ramsey may individually or jointly establish pilot programs to provide non-residential community based services of individualized treatment and rehabilitation to mentally ill persons residing in those counties. The pilot programs shall emphasize teaching basic skills to persons who would otherwise be hospitalized or who are unable to use currently available aftercare services, and shall be designed*

*to enable those persons to live independently in the community without further hospitalization.*

Sec. 2. *There is appropriated from the general fund to the commissioner of public welfare the sum of \$615,000 for the purposes of this act. This appropriation shall not lapse but shall remain available until expended."*

#### SUSPENSION OF RULES

Hanson moved that the rules be so far suspended that S. F. No. 2032 be substituted for H. F. No. 2274 and that the House File be indefinitely postponed. The motion prevailed.

#### PETITIONS AND COMMUNICATIONS

The following communication was received:

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

March 26, 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
	574	76	March 25	March 25
	2022	77	March 25	March 25
	2009	78	March 25	March 25
345		79	March 25	March 25
429		80	March 25	March 25
612		81	March 25	March 25
1120		82	March 25	March 25
1308		83	March 25	March 25

<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>
1456		84	March 25	March 25
1576		85	March 25	March 25
1763		86	March 25	March 25
1866		87	March 25	March 25
1996		88	March 25	March 25
2068		89	March 25	March 25
2152		90	March 25	March 25
2355		91	March 25	March 25

Sincerely,

JOAN ANDERSON GROWE  
Secretary of State

### REPORTS OF STANDING COMMITTEES

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

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

Reported the same back with the following amendments:

Page 1, line 18, delete "make".

Page 1, delete line 19 and insert "allow the special rights of the university of Minnesota to be modified by law?".

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

The report was adopted.

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

S. F. No. 2486, A bill for an act relating to highways; construction limitations on certain trunk highways; requiring the preparation of environmental impact statements for such highways; amending Minnesota Statutes, 1975 Supplement, Section 161.123.

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

The report was adopted.

#### REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pursuant to Rule 1.9, Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as a Special Order to be acted immediately following S. F. No. 551 on Special Orders for Monday, March 29, 1976.

S. F. Nos. 1812, 2011, 1932, 1872, 1820, 1998, 1788, 2251, 1838, 491, 2177, 687, 1848, 1865, 1552, 1635, 1619, 1821, 1841, 4, 1105, 1188, 2223, 2151, 1906, 1570, 1753, 1780, 975 and 2056; H. F. No. 2688 and S. F. Nos. 2436, 855 and 556.

#### SECOND READING OF HOUSE BILLS

H. F. No. 2094 was read for the second time.

#### SECOND READING OF SENATE BILLS

S. F. Nos. 2300, 2402, 2032 and 2486 were read for the second time.

#### INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Simoneau, Novak and Neisen introduced:

H. F. No. 2702, A bill for an act relating to taxation; reducing the sales tax rate; amending Minnesota Statutes 1974, Section 297A.02.

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

#### PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 13, Speaker Sabo reported on the progress of H. F. No. 2677, now in Conference Committee.

Pursuant to Joint Rule 13, Speaker Sabo reported on the progress of H. F. No. 2678, now in Conference Committee.

Pursuant to Joint Rule 13, Casserly reported on the progress of S. F. No. 840, now in Conference Committee.

Pursuant to Joint Rule 13, Volk reported on the progress of S. F. No. 1206, now in Conference Committee.

### 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, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2230, A bill for an act relating to retirement; approval of benefits and contributions of teachers' retirement associations in cities of the first class; benefits and contributions in the city of Minneapolis; extending social security coverage to and establishing a coordinated retirement program for teachers covered by the Minneapolis teachers retirement fund association; amending Minnesota Statutes 1974, Chapter 355, by adding sections; and Minnesota Statutes, 1975 Supplement, Section 354A.12.

PATRICK E. FLAHAVEN, Secretary of the Senate

### CONCURRENCE AND REPASSAGE

Patton moved that the House concur in the Senate amendments to H. F. No. 2230 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2230, A bill for an act relating to retirement; approval of benefits and contributions of teachers' retirement associations in cities of the first class; benefits and contributions in the city of Minneapolis; amending Minnesota Statutes 1974, Chapter 355, by adding sections; Minnesota Statutes, 1975 Supplement, Section 354A.12.

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 122, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Berglin	Clawson	Evans	Heinitz
Adams, L.	Biersdorf	Corbid	Ewald	Hokanson
Adams, S.	Birnsthil	Dean	Faricy	Jacobs
Albrecht	Braun	DeGroat	Forsythe	Jaros
Anderson, G.	Byrne	Dieterich	Friedrich	Jensen
Anderson, I.	Carlson, A.	Doty	Fudro	Johnson, C.
Arlandson	Carlson, L.	Eckstein	George	Johnson, D.
Beauchamp	Carlson, R.	Enebo	Graba	Jude
Begich	Casserly	Erickson	Hanson	Kahn
Berg	Clark	Esau	Haugerud	Kaley

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

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

Mr. Speaker:

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

H. F. No. 2068, A bill for an act relating to hospitals; providing for loans to medical students who agree to practice in the hospital district; amending Minnesota Statutes 1974, Section 447.34, Subdivision 1; and Chapter 447, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

McEachern moved that the House concur in the Senate amendments to H. F. No. 2068 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2068, A bill for an act relating to hospitals; providing for loans to medical students who agree to practice in the hospital district; amending Minnesota Statutes 1974, Section 447.34, Subdivision 1; and Chapter 447, by adding a section.

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 127, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Anderson, L.	Berg	Braun	Carlson, R.
Adams, L.	Arlandson	Berglin	Byrne	Casserly
Adams, S.	Beauchamp	Biersdorf	Carlson, A.	Clark
Anderson, G.	Begich	Birnstihl	Carlson, L.	Clawson

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

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

Mr. Speaker:

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

H. F. No. 1885, A bill for an act relating to the metropolitan airports commission; requiring the installation of aircraft noise suppressing equipment at certain Minneapolis-St. Paul International Airport sites; amending Laws 1975, Chapter 13, Section 100, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Skoglund moved that the House concur in the Senate amendments to H. F. No. 1885 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1885, A bill for an act relating to the metropolitan airports commission; requiring the installation of aircraft noise suppressing equipment at certain Minneapolis-St. Paul International Airport sites; amending Minnesota Statutes, 1975 Supplement, Section 473.608, by adding a subdivision.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:



Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 1876, A bill for an act relating to transportation; providing for rail transportation improvements throughout the state; creating the Minnesota rail line improvement account; authorizing the development of a state plan for rail transportation and a feasibility study of rail line acquisition by the state or by a political subdivision of the state; appropriating money.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Stanton moved that the House concur in the Senate amendments to H. F. No. 1876 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1876, A bill for an act relating to transportation; creating a rail service improvement account; authorizing contractual agreements for rail line rehabilitation; establishing a rail service improvement program; prescribing powers and

duties of the director of the state planning agency; requiring study of state regulatory and taxation policies affecting rail transportation; 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 repassage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Eken	Kalis	Nelson	Sieloff
Adams, L.	Enebo	Kelly, R.	Niehaus	Simoneau
Adams, S.	Erickson	Kelly, W.	Norton	Skoglund
Anderson, G.	Esau	Kempe, A.	Novak	Smith
Anderson, I.	Evans	Kempe, R.	Osthoff	Smogard
Arlandson	Ewald	Ketola	Parish	Spanish
Beauchamp	Faricy	Knickerbocker	Patton	Stanton
Begich	Fjoslien	Knoll	Pehler	Suss
Berg	Forsythe	Kostohryz	Peterson	Swanson
Berglin	Friedrich	Kroening	Petraleso	Tomlinson
Biersdorf	Fudro	Kvam	Philbrook	Ulland
Birnstihl	Fugina	Laidig	Pleasant	Vanasek
Braun	George	Langseth	Prahl	Vento
Byrne	Graba	Lemke	Reding	Volk
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.	
Eckstein	Kaley	Nelsen	Sieben, M.	

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

Mr. Speaker:

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

H. F. No. 1056, A bill for an act relating to crimes; prohibiting occupying or entering buildings without a claim of right or the owner's consent except in the case of an emergency; amending Minnesota Statutes 1974, Section 609.605.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Sherwood moved that the House concur in the Senate amendments to H. F. No. 1056 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1056, A bill for an act relating to crimes; prohibiting occupying or entering buildings without a claim of right or the owner's consent except in the case of an emergency; amending Minnesota Statutes 1974, Section 609.605.

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 131, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 1069, A bill for an act relating to the operation of state government; state employees; adoption of rules by state commissioner of personnel; providing for agreement of rules with employment contracts; amending Minnesota Statutes 1974, Section 43.323, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Sieben, M., moved that the House concur in the Senate amendments to H. F. No. 1069 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1069, A bill for an act relating to the operation of state government; state employees; adoption of rules by state commissioner of personnel; providing for agreement of rules with employment contracts; amending Minnesota Statutes 1974, Section 43.323, Subdivision 1.

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 133, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Eckstein	Kaley	Neisen	Sieben, H.
Adams, L.	Eken	Kalis	Nelsen	Sieben, M.
Adams, S.	Enebo	Kelly, R.	Nelson	Sieloff
Albrecht	Erickson	Kelly, W.	Niehaus	Simoneau
Anderson, G.	Esau	Kempe, A.	Norton	Skoglund
Anderson, I.	Evans	Kempe, R.	Novak	Smith
Arlandson	Ewald	Ketola	Osthoff	Smogard
Beauchamp	Faricy	Knickerbocker	Parish	Spanish
Begich	Fjoslien	Knoll	Patton	Stanton
Berg	Forsythe	Kostohryz	Pehler	Suss
Berglin	Friedrich	Kroening	Peterson	Swanson
Biersdorf	Fudro	Kvam	Petraleso	Tomlinson
Birnstihl	Fugina	Laidig	Philbrook	Ulland
Braun	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	
Doty	Kahn	Munger	Sherwood	

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

Mr. Speaker:

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

H. F. No. 1271, A bill for an act relating to labor and employment; providing for transfer of pension or retirement fund contributions; amending Minnesota Statutes 1974, Section 179.254, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Jaros moved that the House concur in the Senate amendments to H. F. No. 1271 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1271, A bill for an act relating to labor and employment; providing for transfer of pension or retirement fund contributions; amending Minnesota Statutes 1974, Section 179.254, Subdivision 2.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 133, and nays 0, as follows:

Those who voted in the affirmative were:

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

Ulland  
Vanasek  
Vento

Volk  
Voss  
Wenstrom

Wenzel  
White  
Wieser

Wigley  
Williamson  
Zubay

Speaker Sabo

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

Mr. Speaker:

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

H. F. No. 2441. A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted and obsolete references and text; reenacting certain laws inadvertently repealed; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1974, Chapter 359, by adding a section; Sections 9.031, Subdivision 3; 15.50, Subdivision 2; 16.02, Subdivision 14; 16.13; 16.872, Subdivision 2; 16A.125, Subdivision 6; 30.464, Subdivision 1; 30.467; 30.469; 38.02, Subdivision 2; 43.07, Subdivision 1; 72A.25, Subdivision 3; 86.41; 110.53; 116F.08; 121.85; 121.86; 121.88; 123.32, Subdivision 7; 144.01; 144.63, Subdivision 2; 144.952, Subdivision 1; 151.02; 155.04; 156.11; 176.471, Subdivision 3; 205.10, as amended; 216.25; 239.46; 246.02, Subdivision 4; 248.07, Subdivision 4; 253A.02, Subdivision 18; 256.863; 256.935, Subdivision 1; 256D.21; 268.10, Subdivision 8; 270.10, Subdivision 1; 271.10, Subdivision 2; 275.127; 291.33, Subdivision 1; 298.281, Subdivision 5; 306.38, Subdivision 2; 309.52, Subdivision 1a; 319A.11, Subdivision 2; 341.05, Subdivision 2; 341.06; 341.07; 341.08; 341.09, Subdivisions 2 and 3; 341.12; 341.13; 341.15; 345.38, Subdivision 1; 355.80; 363.10; 366.10; 368.01, Subdivision 25; 375A.09, Subdivision 4; 414.07, Subdivision 2; 414.08; 430.031, Subdivision 4; 462A.04, Subdivision 1; 472.03, Subdivision 2; 481.15, Subdivision 2; 487.03, Subdivision 2; 490.12, Subdivision 5; 490.16, Subdivision 6; 532.38; 546.09; 546.10; 562.04; 617.41; Minnesota Statutes, 1975 Supplement, Sections 15.162, Subdivision 1; 15.163, Subdivision 2; 15.166, Subdivisions 1 and 2; 15.167; 43.12, Subdivision 23; 43.43, Subdivision 2; 82.18; 116A.01, Subdivision 1a; 116A.20, Subdivision 1; 116A.24, Subdivision 1; 121.87, Subdivision 1; 123.36, Subdivision 10; 124.03, Subdivision 1; 124.212, Subdivision 8a; 127.25, Subdivision 3; 136A.233, Subdivision 1; 144.53; 147.01; 148.03; 148.181, Subdivision 1; 148.52; 148.67; 150A.02, Subdivision 1; 153.02; 154.22; 156.01, Subdivision 1; 210A.09; 273.138, Subdivision 3; 298.281, Subdivision 1; 325.942, Subdivision 1; 326.04; 326.17; 326.241, Subdivision 1; 326.541; 341.01; 341.04; 341.05, Subdivision 1; 341.10; 341.11; 354A.12; 386.63, Subdivision 1; 473.204, Subdivision 2; 473.823, Subdivision 4; 488A.01, Subdivision 5; 500.24, Subdivision 2; 501.81, Subdivision 3; Laws 1975, Chap-

ter 271, Section 3; reenacting Laws 1969, Chapters 1123, as amended; 1126, Section 2, as amended; and 1137, as amended; repealing Minnesota Statutes 1974, Sections 15A.081, Subdivision 1a; 123.31, as amended; 239.45; and 366.182; Laws 1975, Chapters 46, Section 11; 162, Section 28; and 342, Section 1; Laws 1976, Chapter 2, Section 152.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Ketola moved that the House concur in the Senate amendments to H. F. No. 2441 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2441, A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted and obsolete references and text; reenacting certain laws inadvertently repealed; eliminating certain duplicitious and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1974, Chapter 359, by adding a section; Sections 9.031, Subdivision 3; 15.50, Subdivision 2; 16.02, Subdivision 14; 16.13; 16.872, Subdivision 2; 16A.125, Subdivision 6; 30.464, Subdivision 1; 30.467; 30.469; 38.02, Subdivision 2; 43.07, Subdivision 1; 72A.25, Subdivision 3; 86.41; 110.53; 116F.08; 121.85; 121.86; 121.88; 123.32, Subdivision 7; 144.01; 144.63, Subdivision 2; 144.952, Subdivision 1; 151.02; 155.04; 156.11; 176.471, Subdivision 3; 216.25; 239.46; 246.02, Subdivision 4; 248.07, Subdivision 4; 253A.02, Subdivision 18; 256.863; 256.935, Subdivision 1; 256D.21; 268.10, Subdivision 8; 270.10, Subdivision 1; 271.10, Subdivision 2; 275.127; 291.33, Subdivision 1; 298.281, Subdivision 5; 306.38, Subdivision 2; 309.52, Subdivision 1a; 319A.11, Subdivision 2; 341.05, Subdivision 2; 341.06; 341.07; 341.08; 341.09, Subdivisions 2 and 3; 341.12; 341.13; 341.15; 345.38, Subdivision 1; 355.80; 363.10; 366.10; 368.01, Subdivision 25; 375A.09, Subdivision 4; 412.251; 414.07, Subdivision 2; 414.08; 430.031, Subdivision 4; 472.03, Subdivision 2; 481.15, Subdivision 2; 487.03, Subdivision 2; 490.12, Subdivision 5; 490.16, Subdivision 6; 532.38; 546.09; 546.10; 562.04; 617.41; Minnesota Statutes, 1975 Supplement, Sections 15.162, Subdivision 1; 15.163, Subdivision 2; 15.166, Subdivisions 1 and 2; 15.167; 43.12, Subdivision 23; 43.43, Subdivision 2; 82.18; 116A.01, Subdivision 1a; 116A.20, Subdivision 1; 116A.24, Subdivision 1; 121.87, Subdivision 1; 123.36, Subdivision 10; 124.03, Subdivision 1; 124.212, Subdivision 8a; 127.25, Subdivision 3; 136A.233, Subdivision 1; 144.53; 147.01; 148.03; 148.181, Subdivision 1; 148.52; 148.67; 150A.02, Subdivision 1; 153.02; 154.22; 156.01, Subdivision 1; 210A.09; 273.138, Subdivision 3; 298.281, Subdivision 1; 325.942, Subdivision 1; 326.04; 326.17; 326.241, Subdivision 1; 326.541; 341.01; 341.04; 341.05, Subdivision 1; 341.10; 341.11; 354A.12; 386.63, Subdivision 1; 473.204, Subdivision 2; 473.823, Subdivision 4; 488A.01, Subdivision 5; 500.24, Subdivision 2; 501.81, Subdivi-

sion 3; Laws 1975, Chapter 271, Section 3; reenacting Laws 1969, Chapters 1123, as amended; 1126, Section 2, as amended; and 1137, as amended; repealing Minnesota Statutes 1974, Sections 15A.081, Subdivision 1a; 123.31, as amended; 239.45; and 366.182; Laws 1975, Chapters 46, Section 11; 162, Section 28; and 342, Section 1; Laws 1976, Chapter 2, Section 152.

The bill was read for the 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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 1284, A bill for an act relating to aeronautics; providing for airport zoning regulation by municipalities and joint airport zoning boards; amending Minnesota Statutes 1974, Section 360.063, Subdivisions 1, 3, and 5, and by adding a subdivision; 360.067, Subdivision 4; 360.069; and 360.071, Subdivision



2; repealing Minnesota Statutes 1974, Section 360.063, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Eckstein moved that the House concur in the Senate amendments to H. F. No. 1284 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1284, A bill for an act relating to aeronautics; prescribing powers of certain political subdivisions to create joint airport zoning boards; prescribing powers of joint airport zoning boards; providing for appointment of zoning permit issuing agency and board of adjustment by metropolitan airports commission; amending Minnesota Statutes 1974, Sections 360.063, Subdivisions 1 and 3; 360.067, Subdivision 4; 360.069; and 360.071, Subdivision 2; repealing Minnesota Statutes 1974, Section 360.063, Subdivisions 2 and 5.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 123, and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Faricy	Pleasant	Prahl	Schreiber	Sieloff
Hanson				

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

Mr. Speaker:

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

H. F. No. 1087, A bill for an act relating to privacy of communications; authorization for interception of wire or oral communications; amending Minnesota Statutes 1974, Section 626A.05.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Ketola moved that the House concur in the Senate amendments to H. F. No. 1087 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1087, A bill for an act relating to privacy of communications; authorization for interception of wire or oral communications; amending Minnesota Statutes 1974, Section 626A.05.

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 132, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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

Mr. Speaker:

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

H. F. No. 1988, A bill for an act relating to port authorities; authorizing port authorities to apply for and exercise the powers of a foreign trade zone; amending Minnesota Statutes 1974, Section 458.192, Subdivision 1, and by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Kroening moved that the House concur in the Senate amendments to H. F. No. 1988 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1988, A bill for an act relating to port authorities; authorizing port authorities to apply for and exercise the powers of a foreign trade zone; creating an interstate commission to develop a plan to merge the port authorities at Duluth, Minnesota, and Superior, Wisconsin; appropriating money; amending Minnesota Statutes 1974, Section 458.192, Subdivision 1, and by adding a subdivision.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 128, and nays 2, as follows:

Those who voted in the affirmative were:

Abeln	Beauchamp	Byrne	Dahl	Enebo
Adams, L.	Begich	Carlson, A.	Dean	Erickson
Adams, S.	Berg	Carlson, L.	DeGroat	Esau
Albrecht	Berglin	Casserly	Dieterich	Evans
Anderson, G.	Biersdorf	Clark	Doty	Ewald
Anderson, I.	Birnstihl	Clawson	Eckstein	Faricy
Arlandson	Braun	Corbid	Eken	Fjoslien

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

Those who voted in the negative were:

Pehler            Searle

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

Mr. Speaker:

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

H. F. No. 2107, A bill for an act relating to public employees; providing for payment of attorney's fees necessary to obtain benefits for survivors of peace officers killed in line of duty; amending Minnesota Statutes 1974, Chapter 352E, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Smith moved that the House concur in the Senate amendments to H. F. No. 2107 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2107, A bill for an act relating to public employees; providing for payment of attorney's fees necessary to obtain benefits for survivors of peace officers killed in line of duty; amending Minnesota Statutes 1974, Chapter 352E, by adding a section.

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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

McCarron moved that the House concur in the Senate amendments to H. F. No. 790 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

The bill was read for the third time, 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 126, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 1909, A bill for an act relating to health; prohibiting sale and use of certain chemicals; providing penalties.

PATRICK E. FLAHAVEN, Secretary of the Senate

Erickson, Mann, Ulland and Johnson, C., moved that the House refuse to concur in the Senate amendments to H. F. No. 1909, 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.

A roll call was requested and properly seconded.

The question was taken on the motion and the roll being called, there were yeas 72, and nays 54, as follows:

Those who voted in the affirmative were:

Abeln	Esau	Kalis	Niehaus	Setzepfandt
Adams, S.	Evans	Ketola	Novak	Sieloff
Albrecht	Ewald	Knickerbocker	Patton	Smith
Anderson, G.	Fjoslien	Kroening	Peterson	Smogard
Anderson, I.	Forsythe	Kvam	Pleasant	Spanish
Beauchamp	Friedrich	Laidig	Prahl	Suss
Biersdorf	Fudro	Langseth	Reding	Ulland
Birnstihl	Graba	Lemke	St. Onge	Wenstrom
Braun	Haugerud	Mann	Samuelson	Wenzel
Clawson	Heinitz	McCauley	Sarna	Wieser
Corbid	Jensen	McCollar	Savelkoul	Wigley
DeGroat	Johnson, C.	McEachern	Schreiber	Zubay
Eckstein	Johnson, D.	Menning	Schulz	
Eken	Jopp	Metzen	Schumacher	
Erickson	Kaley	Nelsen	Searle	

Those who voted in the negative were:

Adams, L.	Dean	Jude	Neisen	Simoneau
Arlandson	Dieterich	Kahn	Nelson	Skoglund
Begich	Doty	Kelly, R.	Norton	Stanton
Berg	Enebo	Kempe, A.	Osthoff	Tomlinson
Berglin	Faricy	Kempe, R.	Parish	Vanasek
Byrne	Fugina	Knoll	Pehler	Vento
Carlson, A.	George	Luther	Petrafeso	Volk
Carlson, L.	Hanson	Mangan	Philbrook	Voss
Casserly	Hokanson	McCarron	Sherwood	White
Clark	Jacobs	Moe	Sieben, H.	Williamson
Dahl	Jaros	Munger	Sieben, M.	

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. 1333, A bill for an act relating to coroners; providing for fees and traveling expenses; prohibiting interference with a dead body or the scene of death; prescribing penalties; amending Minnesota Statutes 1974, Sections 357.11; and 390.11, Subdivision 8.

PATRICK E. FLAHAVEN, Secretary of the Senate

Laidig moved that the House refuse to concur in the Senate amendments to H. F. No. 1333, 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 has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1740, A bill for an act relating to counties; authorizing county boards to establish personnel departments; providing for county personnel administration on an integrated, merit basis.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1740

A bill for an act relating to counties; authorizing county boards to establish personnel departments; providing for county personnel administration on an integrated, merit basis.

March 24, 1976

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

We, the undersigned conferees for S. F. No. 1740 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 1740 be amended as follows:

Page 4, delete lines 9 to 12.

Reletter the following clause in sequence.

Page 6, line 2, before the period insert "; provided that no positions subject to merit systems established pursuant to Minnesota Statutes, Sections 12.22, Subdivision 3; 144.071; and 393.07, Subdivision 5, shall be removed from existing merit system coverage and placed under a personnel department established pursuant to this act, until that personnel department is certified by the United States Civil Service Commission as meeting the operating standards of a merit system".

Page 6, line 13, before "For" insert "Subdivision 1."



Page 6, line 16, delete "179.77" and insert "179.76".

Page 6, line 26, delete the period and insert: "for all employees of the county, including employees under the jurisdiction of an appointing authority other than the county board.

Subd. 2. Any employee holding a position covered by this act shall, upon the effective date of the establishment of a county personnel administration system, retain his position without further examination and suffer no loss in wages, seniority or benefits as the result of the implementation of this act."

Page 9, after line 15, insert:

"Sec. 15. Notwithstanding any law to the contrary, any county may receive financial assistance from agencies of the United States, and plan for, and carry out comprehensive manpower services as provided for in the Emergency Employment Act of 1971, as amended, and the Comprehensive Employment and Training Act of 1973, as amended."

Renumber the remaining sections in order.

Page 9, line 16, before "Nothing" insert "Subdivision 1."

Page 9, line 18, after "act" insert "or prohibit recourse to any remedies provided in the Minnesota human rights act".

Page 9, after line 23, insert:

"Subd. 2. Nothing in sections 1 to 14 shall be construed to affect the rights and obligations of employees and employers under the provisions of Minnesota Statutes, Sections 179.61 to 179.76, or to in any way supersede provisions regarding public employment relationships under the public employment labor relations act of 1971, as amended, or the provisions of any contracts or agreements executed pursuant thereto."

Further, amend the title as follows:

Line 5, after "basis" insert "; authorizing counties to conduct manpower programs and services".

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

Senate Conferees: WAYNE OLHOFT, CARL A. JENSEN and GERALD L. WILLET.

House Conferees: A. O. H. SETZEPFANDT, BOB MCEACHERN and DONALD FRIEDRICH.

Setzepfandt moved that the report of the Conference Committee on S. F. No. 1740 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 1740, A bill for an act relating to counties; authorizing county boards to establish personnel departments; providing for county personnel administration on an integrated, merit basis.

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 128, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by Conference, 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:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 499

A bill for an act relating to insurance; authorizing an insurer to refuse to renew an automobile insurance policy under certain circumstances; amending Minnesota Statutes 1974, Section 65B.17.

March 23, 1976

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

We, the undersigned conferees for S. F. No. 499, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 499 be further amended as follows:

Page 2, line 13, before the period, insert: "*; provided, however, that this provision for nonrenewal for failure to pay dues shall not be applicable to persons who are retired at age 62 years of age or older or who are disabled, according to Social Security standards*".

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

Senate Conferees: ROGER LAUFENBURGER, GENE MERRIAM and OTTO BANG, JR.

House Conferees: NORMAN PRAHL and RUSSELL STANTON.

Prahl moved that the report of the Conference Committee on S. F. No. 499 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

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

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 92, and nays 29, as follows:

Those who voted in the affirmative were:

Abeln	Faricy	Kempe, R.	Nelson	Sherwood
Albrecht	Fjoslien	Ketola	Niehaus	Sieben, H.
Begich	Forsythe	Knickerbocker	Novak	Sieloff
Berg	Friedrich	Knoll	Parish	Smith
Biersdorf	Fugina	Kroening	Patton	Spanish
Birstihl	Graba	Kvam	Pehler	Tomlinson
Braun	Hanson	Laidig	Peterson	Ulland
Carlson, A.	Haugerud	Langseth	Petrafeso	Vanasek
Carlson, R.	Heinitz	Lemke	Philbrook	Vento
Dahl	Hokanson	Lindstrom	Pleasant	Voss
Dean	Jacobs	Mangan	Prahl	Wenzel
DeGroat	Johnson, C.	McCarron	Reding	White
Dieterich	Jopp	McCauley	Rice	Wieser
Doty	Jude	McEachern	St. Onge	Wigley
Enebo	Kaley	Metzen	Samuelson	Zubay
Erickson	Kalis	Moe	Savelkoul	Speaker Sabo
Esau	Kelly, R.	Munger	Schreiber	
Evans	Kelly, W.	Neisen	Searle	
Ewald	Kempe, A.	Nelsen	Setzepfandt	

Those who voted in the negative were:

Adams, S.	Carlson, L.	Jaros	Menning	Smogard
Anderson, G.	Casserly	Jensen	Osthoff	Stanton
Anderson, I.	Clark	Johnson, D.	Schumacher	Suss
Beauchamp	Clawson	Kahn	Sieben, M.	Volk
Berglin	Eken	Luther	Simoneau	Wenstrom
Byrne	George	McCollar	Skoglund	

The bill was repassed, as amended by Conference, 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:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONFERENCE COMMITTEE REPORT ON S. F. NO. 1383

A bill for an act relating to metropolitan government; regulating solid waste; amending Laws 1975, Chapter 13, Sections 1; by adding subdivisions; 11, Subdivision 1; 139; 140, Subdivision 1; 141; 142; 143; and 144; and by adding sections; repealing Laws 1975, Chapter 13, Section 140, Subdivision 2.

March 24, 1976

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

We, the undersigned conferees for S. F. No. 1383 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that the bill be further amended by deleting everything after the enacting clause and inserting:

"Section 1. Minnesota Statutes, 1975 Supplement, Section 473.121, Subdivision 27, is amended to read:

Subd. 27. "Solid waste" means garbage, refuse and other discarded solid materials, including solid waste materials and waste sludges resulting from industrial, commercial and agricultural operations, and from community activities, but does not include *hazardous waste, animal waste used as fertilizer, earthen fill, boulders, broken rock, solids or dissolved material in domestic sewage or other significant pollutants in water resources, such as silt, dissolved or suspended solids in industrial waste water effluents, dissolved materials in irrigation return flows or other common water pollutants. Nothing in this definition shall be construed so as to exclude hazardous waste from the definition of solid waste for the purposes of chapter 116 or 116F.*

Sec. 2. Minnesota Statutes, 1975 Supplement, Section 473.121, Subdivision 29, is amended to read:

Subd. 29. "(SOLID) Waste (DISPOSAL SITE OR) facility" means (TRANSFER STATIONS AND) all property, real or personal, including negative and positive easements and water and air rights, which is or may be needed or useful for the (DISPOSAL) *processing of solid or hazardous waste, except property for the collection of (SOLID) the waste (DIRECTLY FROM THE SOURCE OF GENERATION) and facilities used primarily for the manufacture of scrap metal or paper. Waste facility includes but is not limited to transfer stations, disposal sites and facilities, and resource recovery sites and facilities.*

Sec. 3. Minnesota Statutes, 1975 Supplement, Section 473.121, Subdivision 31, is amended to read:

Subd. 31. "Transfer station" means an intermediate (SOLID) waste (DISPOSAL) facility in which solid or hazardous waste collected from any source is temporarily deposited to await transportation to the final disposal site or facility.

Sec. 4. Minnesota Statutes, 1975 Supplement, Section 473.121, is amended by adding a subdivision to read:

*Subd. 31a. "Collection" when referring to solid or hazardous waste means the aggregation of solid or hazardous waste from the place at which it is generated and includes all activities up to the time the waste is delivered to a waste facility.*

Sec. 5. Minnesota Statutes, 1975 Supplement, Section 473.121, is amended by adding a subdivision to read:

*Subd. 31b. "Processing" when referring to solid or hazardous waste means the treatment of solid or hazardous waste after collection, and includes all activities after the time the waste is delivered to a waste facility. Processing includes but is not limited to disposal, storage, containment, separation, exchange, resource recovery, physical or chemical modification, and transfer from one waste facility to another.*

Sec. 6. Minnesota Statutes, 1975 Supplement, Section 473.121, is amended by adding a subdivision to read:

*Subd. 31c. "Resource recovery" means the reclamation for sale or reuse of materials, substances, energy, or other products contained within or derived from solid or hazardous waste.*

Sec. 7. Minnesota Statutes, 1975 Supplement, Section 473.149, Subdivision 1, is amended to read:

473.149 [SOLID AND HAZARDOUS WASTE POLICY PLAN.] Subdivision 1. *By July 1, 1978, the metropolitan council shall prepare and by resolution adopt as part of its development guide a (COMPREHENSIVE) long range policy plan for the (DISPOSAL) collection and processing of solid (WASTE) and (THE MANAGEMENT AND DISPOSAL OF) hazardous waste in the metropolitan area (FOR SUCH PERIOD AS THE COUNCIL DEEMS PROPER AND REASONABLE; AND,). When adopted, (SUCH) the plan shall be followed in the metropolitan area. The plan shall substantially conform to all policy statements, purposes, goals, standards, maps and plans in development guide sections and plans adopted by the council. The plan shall include goals and policies for the collection and processing of solid and hazardous waste in the metropolitan area and, to the extent appropriate, statements and information similar to that required under section 473.146; subdivision 1. The*

*plan shall include criteria and standards for waste facilities and waste facility sites respecting the following matters: general location; capacity; operation; processing techniques; environmental impact; effect on existing, planned, or proposed collection services and waste facilities; and economic viability. For waste facilities owned or operated by public agencies or supported primarily by public funds or obligations, the plan shall include additional criteria and standards respecting financial self-sufficiency based upon competitive rates and charges. In developing the plan the council shall consider the orderly and economic development, public and private, of the metropolitan area; the preservation and best and most economical use of land and water resources in the metropolitan area.*

**(. THE PLAN SHALL INCLUDE A STATEMENT OF GOALS AND POLICIES FOR SOLID WASTE DISPOSAL AND HAZARDOUS WASTE DISPOSAL AND MANAGEMENT, CRITERIA FOR SOLID WASTE DISPOSAL SITES AND HAZARDOUS WASTE DISPOSAL SITES, THE GENERAL LOCATION AND CAPACITIES OF NEEDED DISPOSAL SITES AND FACILITIES, PROJECTIONS OF DISPOSAL CAPACITIES REQUIRED, REGULATIONS FOR THE OPERATION OF DISPOSAL SITES AND FACILITIES, A DESCRIPTION OF DISPOSAL TECHNIQUES WHICH MAY BE USED, THE TYPE OR TYPES OF SOLID WASTE AND HAZARDOUS WASTE TO BE DISPOSED OF AT EACH SITE OR FACILITY, AND SUCH OTHER DETAILS AS THE COUNCIL DEEMS APPROPRIATE);**

*the protection and enhancement of environmental quality; the conservation and reuse of resources and energy; the preservation and promotion of conditions conducive to efficient, low cost, competitive, and adaptable systems of waste collection and processing; and the orderly resolution of questions concerning changes in systems of waste collection and processing.*

**(CRITERIA FOR SOLID WASTE DISPOSAL SITES AND HAZARDOUS WASTE DISPOSAL SITES, AND REGULATIONS FOR THE OPERATION OF DISPOSAL SITES AND FACILITIES, INCLUDED IN THE PLAN, SHALL BE CONSISTENT WITH REGULATIONS ADOPTED BY THE POLLUTION CONTROL AGENCY PURSUANT TO SECTIONS 116.06 AND 473.823. THE PLAN MAY BE REVISED AS OFTEN AS THE COUNCIL DEEMS NECESSARY IN THE SAME MANNER AS PROVIDED FOR THE ADOPTION THEREOF. A COPY OF THE COMPREHENSIVE PLAN AND EACH REVISION THEREOF SHALL BE DELIVERED OR MAILED TO THE POLLUTION CONTROL AGENCY AND THE COUNTY AUDITOR OF EACH METROPOLITAN COUNTY AFTER IT HAS BEEN ADOPTED. PRIOR TO THE ADOPTION BY THE COUNCIL OF ITS COMPREHENSIVE PLAN, NO METROPOLITAN COUNTY OR LOCAL GOVERNMENT UNIT SHALL ACQUIRE ANY SOLID WASTE DISPOSAL SITE OR HAZARDOUS WASTE DISPOSAL SITE, OR FACILITY UNLESS APPROVED BY THE COUNCIL; AND AFTER THE COMPREHENSIVE PLAN IS ADOPTED NO METROPOLITAN COUNTY, LOCAL GOVERNMENT UNIT OR PERSON SHALL ACQUIRE, IMPROVE OR OPERATE ANY SOLID WASTE DISPOSAL SITE OR HAZARDOUS WASTE DIS-**

POSAL SITE OR FACILITY IN THE METROPOLITAN AREA EXCEPT IN ACCORDANCE WITH THE PLAN, PROVIDED THAT NO SOLID WASTE DISPOSAL SITE OR HAZARDOUS WASTE DISPOSAL SITE OR FACILITY IN USE WHEN THE COMPREHENSIVE PLAN IS ADOPTED SHALL BE DISCONTINUED SOLELY BECAUSE IT IS NOT LOCATED IN AN AREA DESIGNATED IN THE PLAN AS ACCEPTABLE FOR THE LOCATION OF SUCH SITES AND FACILITIES.) *Criteria and standards for solid and hazardous waste facilities shall be consistent with regulations adopted by the pollution control agency pursuant to chapter 116 and section 473.823. The hazardous waste portion of the policy plan shall be approved by the pollution control agency in accordance with its standards and regulations prior to adoption by the council.*

Sec. 8. Minnesota Statutes, 1975 Supplement, Section 473.149, is amended by adding a subdivision to read:

*Subd. 2. The policy plan shall be prepared, adopted, and amended in accordance with section 473.146, subdivision 2, provided that the procedural duties and responsibilities established therein for the affected metropolitan commission shall extend to the metropolitan counties and the pollution control agency. In addition to the requirements of section 473.146, subdivision 2, the council shall send notice of any hearing to the pollution control agency and the governing body of each metropolitan county and each local governmental unit, as defined in section 473.801, wherein a waste facility is or may be located in accordance with the plan. Any comprehensive solid and hazardous waste plan adopted by the council prior to the effective date of this act shall remain in force and effect until a policy plan is prepared in accordance with subdivision 1 and adopted by the council. By October 1, 1976, the council shall adopt either interim policies or amendments to the existing comprehensive plan establishing standards and criteria for the review under section 473.823 of permit applications for waste facilities used primarily for resource recovery. For permit applications received by the council prior to October 1, 1976, the council may extend the time period provided for review under section 473.823 until 60 days after the adoption of the interim policies or amendments. No metropolitan county, local government unit, commission, or person shall acquire, construct, improve or operate any waste facility in the metropolitan area except in accordance with the council's plan and section 473.823, provided that no waste facility in use when a plan is adopted shall be discontinued solely because it is not located in an area designated in the plan as acceptable for the location of such facilities.*

Sec. 9. Minnesota Statutes, 1975 Supplement, Section 473.149, is amended by adding a subdivision to read:

*Subd. 3. The council shall establish an advisory committee to aid in the preparation of the policy plan and the review of county master plans and reports and applications for permits for*



waste facilities, under sections 473.801 to 473.823, and section 18 of this act, and other duties determined by the council. The committee shall consist of one-third citizen representatives, one-third representatives from metropolitan counties and municipalities, and one-third representatives from private waste management firms. A representative from the pollution control agency and one from the Minnesota health department shall serve as *ex officio* members of the committee.

Sec. 10. Minnesota Statutes 1974, Chapter 473, is amended by adding a section to read:

[473.516] [HAZARDOUS WASTE FACILITIES.] *Without limiting the grant or enumeration of any of the powers conferred on the council or commission under sections 473.501 to 473.549, the commission shall have the specific power to acquire by purchase, lease, condemnation, gift or grant any real or personal property including positive and negative easements and water and air rights, and it may construct, enlarge, improve, replace, repair, maintain and operate hazardous waste facilities in the metropolitan area deemed to be necessary or convenient in connection with the processing of hazardous waste, and the commission may contract for the maintenance and operation of such waste facilities, subject to the bidding requirements of section 473.523. The commission may accept for processing hazardous waste derived from outside the metropolitan area in the state, as well as hazardous waste derived from within the metropolitan area, and may fix and collect fees and charges for the acceptance of hazardous waste as the commission determines to be reasonable. With respect to its activities under this section, the commission shall be subject to and comply with the applicable provisions of chapter 473. Property acquired by the commission under this section shall be subject to the provisions of section 473.545. Any site or facility owned or operated for or by the commission shall conform to the policy plan adopted by the council under section 473.149 and shall be authorized in accordance with the commission's development program and capital budget approved by the council.*

Sec. 11. Minnesota Statutes, 1975 Supplement, Section 473.801, Subdivision 2, is amended to read:

Subd. 2. "Local government unit" means any municipal corporation or governmental subdivision other than a metropolitan county located in whole or part in the metropolitan area, authorized by law to provide for the (DISPOSAL) processing of solid waste.

Sec. 12. Minnesota Statutes, 1975 Supplement, Section 473.801, is amended by adding a subdivision to read:

Subd. 3. "Agency" means the Minnesota pollution control agency.

Sec. 13. Minnesota Statutes, 1975 Supplement, Section 473.-802, is amended to read:

473.802 [LEGISLATIVE PURPOSE AND POLICY.] The legislature determines that for the protection of the public health, safety, and welfare of the people of the metropolitan area, for the prevention, control and abatement of pollution of air and waters of the state in the metropolitan area, and for the efficient and economic (DISPOSAL) collection and processing of solid and hazardous waste in the metropolitan area, it is necessary to authorize the (POLLUTION CONTROL) agency to regulate the handling of hazardous waste and the location and operation of (SOLID) waste (DISPOSAL SITES AND) facilities in the area (,) ; to authorize the metropolitan council to carry on a continuous, long range program of planning with respect to (,) solid and hazardous waste collection and processing and (REGULATE THE LOCATION AND USE OF, SOLID) to establish criteria and standards and approve permits for waste (DISPOSAL SITES AND) facilities in the area (,) ; and to authorize the metropolitan counties (IN THE AREA) if necessary to acquire, construct, operate (,) and maintain solid waste facilities, to plan for and regulate (SOLID) waste (DISPOSAL SITES) collection services and facilities, to collect data on solid and hazardous waste collection and processing systems and procedures, and to regulate the handling of hazardous waste.

*The legislature declares that a public purpose is served by the recovery and utilization of resources from solid waste and hazardous waste where economically viable and compatible with source reduction. The plans, criteria, standards and regulations of the agency, council and metropolitan counties shall, to the extent practicable, encourage ownership and operation of solid waste facilities by private industry.*

Sec. 14. Minnesota Statutes, 1975 Supplement, Section 473.-803, is amended to read:

473.803 [METROPOLITAN COUNTIES; PLANS AND REPORTS.] Subdivision 1. [COUNTY MASTER PLANS.] Each metropolitan county, (UPON RECEIPT OF THE COUNCIL'S COMPREHENSIVE) following adoption or revision of the council's solid and hazardous waste policy plan and in accordance with the dates specified therein, and after consultation with all affected municipalities, shall prepare and submit to the council for its approval, a (REPORT INCLUDING: A DESCRIPTION OF) county solid and hazardous waste master plan to implement the policy plan. The master plan shall describe county solid and hazardous waste activities, functions, and facilities; the existing system of solid and hazardous waste generation, collection, and processing within the county; existing and proposed county and municipal ordinances and license and permit requirements relating to waste facilities and hazardous and solid waste generation, collection, and processing; existing or proposed municipal,

county, or private waste facilities and collection services within the county together with schedules of existing rates and charges to users and statements as to the extent to which such facilities and services will or may be used to implement the policy plan; and any solid waste (DISPOSAL SITE OR) facility which the county owns or plans to acquire (TO IMPLEMENT THE COMPREHENSIVE PLAN;), construct, or improve together with statements as to the planned method, estimated cost and time of acquisition (THEREOF; A DESCRIPTION OF ANY IMPROVEMENTS WHICH WILL BE NECESSARY TO MAKE THE SITE OR FACILITY SUITABLE FOR SOLID WASTE DISPOSAL;), proposed procedures for (THE) operation and maintenance of (ANY SUCH SITE OR) each facility; an estimate of the annual cost of operation and maintenance of each (SITE OR) facility; an estimate of the annual gross revenues which will be received from the operation of each (SITE OR) facility; and a proposal for the use of each (SITE WHEN FILLED) facility after it is no longer needed or useable as a waste facility. The master plan shall, to the extent practicable, encourage ownership and operation of solid waste facilities by private industry. For waste facilities owned or operated by public agencies or supported primarily by public funds or obligations, the master plan shall contain policies to ensure financial self sufficiency based upon competitive rates and charges. (THE REPORT SHALL ALSO INCLUDE A COMPLETE SURVEY OF EXISTING OR PROPOSED MUNICIPAL OR PRIVATE SOLID WASTE DISPOSAL SITES AND FACILITIES IN THE COUNTY CONTAINING INFORMATION SIMILAR TO THAT REQUIRED FOR COUNTY FACILITIES, AND A STATEMENT OF THE EXTENT TO WHICH THEY WILL OR MAY BE USED TO IMPLEMENT THE COMPREHENSIVE PLAN. THE COUNCIL SHALL APPROVE THE REPORT IF IT IS IN ACCORDANCE WITH ITS COMPREHENSIVE PLAN. THE REPORT, WHEN APPROVED BY THE COUNCIL, SHALL BE IMPLEMENTED BY THE COUNTY. EACH REPORT NOT APPROVED BY THE COUNCIL SHALL BE RETURNED TO THE COUNTY WITH A STATEMENT OF THE REASONS FOR THE COUNCIL'S FAILURE TO APPROVE IT.)

Subd. 2. [COUNCIL REVIEW.] (EACH METROPOLITAN COUNTY, AS A PART OF ITS SOLID WASTE PLAN, SHALL PREPARE AND SUBMIT TO THE COUNCIL FOR ITS APPROVAL, A REPORT INCLUDING: A DESCRIPTION OF THE COUNTY HAZARDOUS WASTE ORDINANCE, THE COUNTY HAZARDOUS WASTE GENERATOR LICENSING PROCEDURES, PROPOSED PROCEDURES FOR IMPLEMENTING THE SYSTEM, AND AN ESTIMATE OF THE TOTAL NUMBER OF GENERATORS. COUNCIL APPROVAL OR DISAPPROVAL OF THE REPORT SHALL BE CONSISTENT WITH THIS SECTION.) *The council shall review each master plan or revision thereof to determine whether it is consistent with the council's policy plan. If it is not consistent, the council shall return the plan with its comments to the*

*county for revision and resubmittal. Any county solid or hazardous waste plan or report approved by the council prior to the effective date of this act shall remain in effect until a new master plan is submitted to and approved by the council in accordance with this section.*

*Subd. 3. [ANNUAL REPORT.] Each metropolitan county shall prepare and submit annually to the council a report containing information, as the council may prescribe in its policy plan, concerning solid and hazardous waste generation, collection, and processing within the county. The report shall include a schedule of rates and charges in effect or proposed for the use of any waste facility owned or operated by or on its behalf, together with a statement of the basis for such charges.*

Sec. 15. Minnesota Statutes, 1975 Supplement, Section 473.811, is amended to read:

473.811 [METROPOLITAN COUNTIES; FACILITIES; ORDINANCES; ENFORCEMENT.] Subdivision 1. [ACQUISITION.] To accomplish the purpose specified in section 473.803, each metropolitan county may acquire by purchase, lease, gift or condemnation as provided by law, upon such terms and conditions as it shall determine, including contracts for deed and conditional sales contracts, solid waste (DISPOSAL SITES OR) facilities or properties for solid waste facilities which are in accordance with regulations adopted by the agency, the (COMPREHENSIVE) policy plan adopted by the council and the county (REPORT) master plan as approved by the council, and may improve or construct improvements on any (SITE) property or facility so acquired. No metropolitan city, county or town shall own or operate a hazardous waste facility. Each metropolitan county is authorized to levy a tax in anticipation of need for expenditure for the acquisition and betterment of solid waste (DISPOSAL SITES OR) facilities. If such a tax is levied in anticipation of need, the purpose must be specified in a resolution of the county directing that the levy and the proceeds of the tax may be used only for that purpose. Until so used, the proceeds shall be retained in a separate fund or invested in the same manner as surplus in a sinking fund may be invested under section 475.66. The right of condemnation shall be exercised in accordance with chapter 117. A metropolitan county may acquire property for and operate a solid waste (DISPOSAL SITE OR) facility within the boundaries of any city or town in the metropolitan area, without complying with the provisions of any zoning ordinance adopted after April 15, 1969.

Subd. 2. [FINANCING.] Each metropolitan county may by resolution authorize the issuance of bonds to provide funds for the acquisition or betterment of solid waste facilities or property or property rights (, BUILDINGS, STRUCTURES AND EQUIPMENT) for a solid waste (DISPOSAL SITE OR) facility, or for refunding any outstanding bonds issued for any

such purpose, and may pledge to the payment of (SUCH) *the* bonds and the interest thereon, its full faith, credit and taxing powers, or the proceeds of any designated tax levies, or the gross or net revenues or charges to be derived from any (SUCH SITE OR) facility operated by or for the county, or any combination thereof. Taxes levied for the payment of (SUCH) *the* bonds and interest shall not reduce the amounts of other taxes which the county is authorized by law to levy. No election shall be required to authorize the issuance of (ANY SUCH) *the* bonds. Except as otherwise provided, (SUCH) *the* bonds shall be issued and sold in accordance with the provisions of chapter 475.

Subd. 3. [OPERATION.] Each metropolitan county may operate and maintain solid waste (DISPOSAL SITES AND) facilities, and for this purpose may employ all necessary personnel, may adopt regulations governing (THE) operation (THEREOF), *and* may establish and collect reasonable, non-discriminatory rates and charges for the use (THEREOF) *of the facilities* by any local government unit or person, estimated to be sufficient, with any other moneys appropriated for (SUCH) *the* purpose, to pay all costs of acquisition, operation and maintenance (THEREOF). *Each metropolitan county may use itself or sell all or any part of materials or energy recovered from solid waste to private interests or public agencies for consumption or reuse by them. Section 471.345 and Laws 1951, Chapter 556, as amended shall not apply to the sale of the materials or energy provided that the dealings of each county shall be on a competitive basis so as not to create an unfair or unreasonable advantage or restraint of trade on the part of the county.*

Subd. 4. [CONTRACTS.] Each metropolitan county may contract *for the use of existing public or private waste facilities* or with any person for the operation and maintenance (BY SUCH PERSON) of any solid waste (DISPOSAL SITE OR) facility owned by (IT) *the county*. (SUCH) *The* contract shall provide for the operation and maintenance of (SUCH SITE OR) *the* facility in accordance with any regulations, *criteria, and standards* of the (POLLUTION CONTROL) agency, the metropolitan council and the county relating thereto.

Subd. 5. [ORDINANCES.] Each metropolitan county may (ALSO) adopt ordinances governing the (OPERATION) *collection* of solid waste (HAULERS, DISPOSAL SITES, OR FACILITIES IN THE COUNTY BY ANY LOCAL GOVERNMENT UNIT OR PERSON). The (REGULATION) *ordinances* shall not prevent the hauling of solid waste from one county to another. (SUCH ORDINANCES SHALL BE CONSISTENT WITH APPLICABLE REGULATIONS ADOPTED BY THE POLLUTION CONTROL AGENCY OR THE METROPOLITAN COUNCIL. THE COUNTY MAY PRESCRIBE A PENALTY FOR THE VIOLATION OF ANY SUCH ORDINANCE NOT EXCEEDING THE MAXIMUM WHICH MAY BE

**SPECIFIED FOR A MISDEMEANOR. ANY SUCH ORDINANCE ENACTED SHALL BE PUBLISHED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 375.51. A)** *Each municipality and town within (A METROPOLITAN COUNTY MAY) the metropolitan area shall adopt an ordinance governing the collection of solid waste within its boundaries. If the county within which it is located has adopted an ordinance, the municipality or town shall adopt either the county ordinance by reference or a more strict ordinance (THAN THE COUNTY'S TO REGULATE SOLID WASTE HAULERS MAKING PICKUPS WITHIN ITS BOUNDARIES). A hauler who qualified under the ordinance of the municipality where he is making pickups may transport solid waste on streets and highways in other municipalities within the county without conforming to their ordinances.*

*Each metropolitan county shall by ordinance establish and from time to time revise rules, regulations, and standards for waste facilities within the county, relating to location, sanitary operation, periodic inspection and monitoring, maintenance, termination and abandonment, and other pertinent matters. The ordinance shall require permits or licenses for waste facilities and shall require that such facilities be registered with a county office.*

*Each metropolitan county shall by ordinance establish and revise rules, regulations, and standards for hazardous waste management relating to (a) the identification of hazardous waste, (b) the labeling and classification of hazardous waste, (c) the handling, collection, transportation and storage of hazardous waste. (d) the ultimate disposal site of hazardous waste, and (e) other matters necessary for the public health, welfare and safety. The county shall require permits or licenses for the generation, collection, and processing of hazardous waste and shall require registration with a county office.*

*Any ordinance enacted under this subdivision shall embody regulations, standards, and requirements adopted by the agency and goals, policies, criteria, and standards adopted by the council and shall be consistent with the county master plan approved by the council. County ordinances adopted pursuant to this subdivision shall not apply to the location or operation of any hazardous waste facility owned or operated by the waste control commission under section 10. Issuing, denying, modifying, imposing conditions upon, or revoking hazardous waste permits or licenses, and county hazardous waste regulations, shall be subject to review, denial, suspension, and reversal by the agency. The agency shall after written notification have 15 days to review, suspend, modify, or reverse the action of the county. After this period, the action of the county board shall be final subject to appeal to the district court in the manner provided in section 115.05. Any ordinance enacted shall be published in accordance with the provisions of section 375.51.*

Subd. 5a. [ENFORCEMENT.] Each metropolitan county shall be responsible for insuring that (NONCONFORMING SOLID) waste (DISPOSAL SITES AND) facilities, *solid waste collection operations licensed or regulated by the county and hazardous waste generation, collection, and processing operations are brought into conformance, with or terminated and abandoned in accordance with, applicable county ordinances; rules, regulations and requirements of the (POLLUTION CONTROL) agency; and goals, policies, criteria, and standards of the council.* Counties may provide by ordinance that operators or owners or both of (REAL PROPERTY BEING USED FOR SOLID WASTE DISPOSAL PURPOSES) *such facilities or operations* shall be responsible to the county for satisfactorily performing (SUCH TERMINATING AND ABANDONMENT) *the procedures required.* (COUNTIES MAY FURTHER PROVIDE THAT, IN THE EVENT SUCH) *If operators or owners or both fail to perform (SUCH TERMINATION AND ABANDONMENT ACTIVITIES), the county may recover the costs incurred by the county in completing (THE SATISFACTORY DISCHARGE OF SUCH TERMINATION AND ABANDONMENT ACTIVITIES) the procedures in a civil action in any court of competent jurisdiction or, in the discretion of the board, the costs may be (LEVIED AGAINST SAID OPERATORS OR OWNERS OR BOTH, PERSONALLY, OR AGAINST ANY REAL OR PERSONAL PROPERTY INVOLVED) certified to the county auditor as a special tax against the land. The ordinances may be enforced by action in district court. The county may prescribe a criminal penalty for the violation of any ordinance enacted under this section not exceeding the maximum which may be specified for a misdemeanor.*

Subd. 6. [GRANTS AND LOANS.] Each metropolitan county may accept gifts, may apply for and accept grants or loans of money or other property from the United States, the state, the metropolitan council, any local government unit, or any person, (FOR SOLID WASTE DISPOSAL) *to accomplish the purposes specified in sections 473.801 to 473.823 and section 18 of this act,* may enter into any agreement required in connection therewith, and may hold, use, and dispose of (SUCH) *the money or property in accordance with the terms of the gift, grant, loan or agreement relating thereto.*

Subd. 7. [JOINT ACTION.] Each metropolitan county and local government unit may act under the provisions of section 471.59 or any other appropriate law providing for joint or cooperative action between government units, to accomplish any purpose specified in sections 473.801 to 473.823 *and section 18 of this act.*

Subd. 8. [SALE OR LEASE.] Each metropolitan county may sell or lease any *facilities or property or property rights* (, LAND, BUILDINGS, STRUCTURES OR EQUIPMENT) previously used or acquired (FOR SOLID WASTE DISPOSAL) *to accomplish the purposes specified by sections 473.801 to 473.823 and section 18 of this act.* Such property may be sold in the

manner provided by section 458.196. Each metropolitan county may convey to or permit the use of any such property by a local government unit, with or without compensation, without submitting the matter to the voters of the county. No *real property or property rights (OR LAND, IMPROVED OR UNIMPROVED)*, acquired pursuant to this section, may be disposed of in any manner unless and until the county shall have submitted to the *agency and the metropolitan council* for review and comment the terms on and the use for which the property will be disposed of. The *agency and the council* shall review and comment on the proposed disposition within 60 days after (IT) *each* has received the data relating thereto from the county.

Subd. 9. [SOLID AND HAZARDOUS WASTE FUND.]

All moneys received by any metropolitan county from any source specified in sections 473.801 to (473.811) 473.823 and section 18 of this act shall be paid into the county treasury, placed in a special fund designated as the county solid and hazardous waste (DISPOSAL) fund, and used only for the purposes authorized in those sections, as appropriated by the county board, subject to any lawful restrictions, conditions, or pledges applicable thereto.

Sec. 16. Minnesota Statutes 1974, Chapter 473, is amended by adding a section to read:

[473.813] [CITIES, COUNTIES, TOWNS; SOLID WASTE CONTRACTS.] *Subdivision 1. Notwithstanding any contrary provision of law or charter, and in addition to the powers or authority granted by any other law or charter, a city, county, or town in the metropolitan area may directly negotiate and enter into contracts, for a term not to exceed 30 years, for the delivery of solid waste to a waste facility and the processing of solid waste. Contracts made by direct negotiations shall be approved by resolution adopted by the governing body of the city, county, or town.*

*Subd. 2. Before a city, county, or town may enter into any contract pursuant to subdivision 1, which contract is for a period of more than five years, the city, county, or town shall submit the proposed contract and a description of the proposed activities under the contract to the council for review and approval. The council shall approve the proposed contract if it determines that the contract will not adversely affect collection rates and charges during the term of the contract and that the contract is consistent with the council's plan, permits issued under section 473.823, and county reports or master plans approved by the council. The council may consolidate its review of contracts submitted under this section with its review of related permit applications submitted under section 473.823 and for this purpose may delay the review required by this section.*



Sec. 17. Minnesota Statutes, 1975 Supplement, Section 473.-823, is amended to read:

473.823 [POLLUTION CONTROL AGENCY; REGULATIONS AND PERMITS.] Subdivision 1. *By April 1, 1977, the (POLLUTION CONTROL) agency, to abate or prevent pollution of air and waters of the state in the metropolitan area, shall adopt regulations relating to the location and operation of (SOLID) waste (DISPOSAL SITES AND) facilities in the metropolitan area and regulations having the force of law for the identification, labeling, classification, storage, collection, treatment, and disposal of hazardous waste. In adopting (SUCH) the regulations the agency shall consider applicable air and water pollution standards, land and water use, soil conditions, geography, topography, ground water pollution, natural drainage, prevailing weather conditions, the costs of acquisition and operation of (SUCH SITES AND) facilities, and any other factors it may deem relevant. (SUCH) The regulations shall be adopted in accordance with chapter 15. The regulations, to the extent practicable, shall encourage resource recovery and attempt to reduce the metropolitan area's reliance on direct disposal and landfill.*

Subd. 2. In the metropolitan area, no metropolitan county or commission, local government unit or person shall commence (OPERATION AND NO METROPLITAN COUNTY, LOCAL GOVERNMENT UNIT OR PERSON SHALL) or continue operation of any (SOLID) waste (DISPOSAL SITE OR) facility, unless a permit for the operation thereof has been issued by the (POLLUTION CONTROL) agency, or unless the (SITE OR) facility is approved for temporary operation by the (POLLUTION CONTROL) agency prior to the issuance of a permit.

Subd. 3. The (POLLUTION CONTROL) agency may prescribe permit and permit application forms, and may request applicants to submit in writing all information deemed relevant by the agency. *The agency shall request applicants to submit all information deemed relevant by the council to its review, including without limitation information relating to the geographic areas and population served, the need, the effect on existing facilities and services, the anticipated public cost and benefit, the anticipated rates and charges, the manner of financing, the effect on metropolitan plans and development programs, the supply of waste, anticipated markets for any product, and alternative means of disposal or energy production.* The agency, or any employee or agent thereof, when authorized by it, may examine any books, papers, records or memoranda of the applicant pertaining to its (SOLID) waste (DISPOSAL SITE OR) facility, and may enter on any property, public or private, for the purpose of obtaining information, conducting surveys or making investigations relative to the location or operation of a (SOLID) waste (DISPOSAL SITE OR) facility. The agency may issue permits for the operation of (SOLID) waste (DISPOSAL SITES AND) facilities by any metropolitan county or

*commission, local government unit or person where the operation thereof is consistent with applicable regulations adopted by the agency pursuant to subdivision 1, provided that no permit may be issued for the operation of a (SOLID) waste (DISPOSAL SITE OR) facility in the metropolitan area which is not in accordance with the metropolitan council's (COMPREHENSIVE) solid and hazardous waste policy plan. The metropolitan council shall determine whether a permit is in accordance with the goals, policies, standards, and criteria in its (COMPREHENSIVE) policy plan. In making its determination, the council shall consider the area-wide need and benefit of the applicant facility and may consider, without limitation, the effect of the applicant facility on existing and planned waste facilities described in a waste control commission development program or county report or master plan. If the council determines that a permit is in accordance with its policy plan, the council shall approve the permit. If the council determines that a permit is not in accordance with its policy plan, it shall disapprove the permit. The council's approval of permits may be subject to conditions necessary to satisfy criteria and standards in its policy plan, including conditions respecting the type, character, and quantities of waste to be processed at a waste facility used primarily for resource recovery and restrictions on the geographic territory from which a waste facility used primarily for resource recovery may draw its waste. For (THIS) the purpose of this review and approval by the council, the agency shall send a copy of each permit application and any supporting information furnished by the applicant to the metropolitan council within 15 days after receipt of the application and all other information requested from the applicant. Within (45) 60 days after the application and supporting information are received by the council, (IT) unless a time extension is authorized by the agency, the council shall issue to the agency in writing its determination whether the permit is (IN ACCORDANCE WITH ITS COMPREHENSIVE PLAN) disapproved, approved, or approved with conditions. If the council does not issue its determination to the agency within the (45) 60 day period, unless a time extension is authorized by the agency, the permit shall be deemed to be in accordance with the council's (COMPREHENSIVE) policy plan. No permit may be issued in the metropolitan area for a waste facility used primarily for resource recovery, if the facility or site is owned and operated by a public agency or if the acquisition or betterment of the facility or site is secured by obligations pledging the full faith and credit or taxing powers of a city, county, or town, unless the council finds that adequate markets exist for the products recovered without substantially reducing the supply of solid waste available for existing resource recovery operations and that all costs of operation, administration, maintenance and debt service will be covered by reasonable rates and charges for the use of the facility.*

Subd. 4. Regulations adopted pursuant to subdivision 1 may be enforced by the (POLLUTION CONTROL) agency in the manner provided in section (115.47) 115.071.

(SUBD. 4A. NO PERMIT MAY BE ISSUED FOR THE OPERATION OF A HAZARDOUS WASTE TREATMENT OR DISPOSAL SITE, SYSTEM OR FACILITY IN THE METROPOLITAN AREA WHICH DOES NOT COMPLY WITH THE METROPOLITAN COUNCIL'S COMPREHENSIVE PLAN. A COPY OF EACH PERMIT APPLICATION AND ANY SUPPORTING INFORMATION FURNISHED BY THE APPLICANT SHALL BE SENT TO THE METROPOLITAN COUNCIL WITHIN 15 DAYS AFTER RECEIPT OF THE APPLICATION AND ALL OTHER INFORMATION REQUESTED FROM THE APPLICANT. WITHIN 45 DAYS AFTER THE APPLICATION AND SUPPORTING INFORMATION ARE RECEIVED BY THE COUNCIL, IT SHALL ISSUE TO THE POLLUTION CONTROL AGENCY IN WRITING ITS DETERMINATION WHETHER THE PERMIT COMPLIES WITH ITS COMPREHENSIVE PLAN. IF THE COUNCIL DOES NOT ISSUE ITS DETERMINATION TO THE AGENCY WITHIN THE 45 DAY PERIOD, THE PERMIT SHALL BE DEEMED TO BE IN ACCORDANCE WITH THE COUNCIL'S COMPREHENSIVE PLAN.)

Sec. 18. Minnesota Statutes 1974, Chapter 473, is amended by adding a section to read:

[473.825] [DISCLOSURE.] *For the purpose of the regulations, plans, and reports required or authorized by section 473.149, section 10 of this act, and sections 473.801 to 473.823 and this section, each generator of hazardous waste and each owner or operator of a collection service or waste facility annually shall make the following information available to the agency, council, and metropolitan counties: a schedule of rates and charges in effect or proposed for a collection service or the processing of waste delivered to a waste facility and a description, in aggregate amounts indicating the general character of the solid and hazardous waste collection and processing system, of the types and the quantity, by types, of waste generated, collected, or processed. The county, council, and agency shall act in accordance with the provisions of section 116.075, subdivision 2, with respect to information for which confidentiality is claimed.*

Sec. 19. Minnesota Statutes, 1975 Supplement, Section 473.249, Subdivision 1, is amended to read:

Subdivision 1. The metropolitan council may levy a tax on all taxable property in the counties named in section 473.121 to provide funds for the purposes of sections 473.121 to 473.249 and for the purpose of carrying out other responsibilities of the council as provided by law. The tax shall not exceed (SEVENTH-TENTIETHS) *eight thirtieths* of one mill on each dollar of assessed valuation of all such taxable property, and shall be levied and collected in the manner provided by section 473.08.

Sec. 20. *Minnesota Statutes, 1975 Supplement, Sections 473.121, Subdivision 3; 473.149, Subdivision 2; 473.815, and 473.821, are repealed.*

Sec. 21. *This act applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington.*

Sec. 22. *This act is effective on the day following final enactment."*

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

"A bill for an act relating to metropolitan government; regulating waste; providing for a levy; amending Minnesota Statutes 1974, Chapter 473, by adding sections; and Minnesota Statutes, 1975 Supplement, Sections 473.121, Subdivisions 27, 29, 31, and by adding subdivisions; 473.149, Subdivision 1, and by adding subdivisions; 473.249, Subdivision 1; 473.801, Subdivision 2, and by adding a subdivision; 473.802; 473.803; 473.811; and 473.823; repealing Minnesota Statutes, 1975 Supplement, Sections 473.121, Subdivision 30; 473.149, Subdivision 2; 473.815; and 473.821."

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

Senate Conferees: JOHN C. CHENOWETH, WILLIAM G. KIRCHNER and ROBERT D. NORTH.

House Conferees: JAMES R. CASSERLY, TOM K. BERG and WILLIAM H. SCHREIBER.

Casserly moved that the report of the Conference Committee on S. F. No. 1383 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

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

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 127, and nays 4, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Jopp                      Metzen                      Suss                      White

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

Mr. Speaker:

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

S. F. Nos. 2276 and 2410.

PATRICK E. FLAHAVEN, Secretary of the Senate

## FIRST READING OF SENATE BILLS

S. F. No. 2276, A bill for an act relating to the designer selection board; defining terms; prescribing the powers and duties of the board; amending Minnesota Statutes 1974, Sections 16.822, Subdivision 5, and by adding a subdivision; 16.823, Subdivision 4; and 16.826, Subdivision 2.

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

S. F. No. 2410, A bill for an act relating to taxation; providing for state reimbursement of taxing districts for tax reduction granted to Title II and certain other property; amending Minnesota Statutes 1974, Section 273.13, Subdivision 17b; and Chapter 273, by adding a section; and Minnesota Statutes, 1975 Supplement, Section 276.04.

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

The following conference committee reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1382

A bill for an act relating to transportation; authorizing the commissioner of administration to acquire vehicles for the car pooling of state employees; removing, restricting or clarifying certain laws which discourage use of shared ride commuter vans to transport employees to and from work; providing certain incentives; appropriating money; amending Minnesota Statutes 1974, Chapter 221, by adding a section; and Sections 16.85, Subdivision 1; and 65B.47, Subdivisions 1 and 2; and Minnesota Statutes, 1975 Supplement, Sections 65B.43, Subdivision 12; 221.011, Subdivision 22; repealing Minnesota Statutes 1974, Section 16.755.

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. 1382 report that we have agreed upon the items in dispute and recommend as follows:

Strike everything after the enacting clause and insert:

*"Section 1. In order to conserve energy and to alleviate traffic congestion in and about the location of state offices, the commissioner of administration shall, in cooperation with the director of the Minnesota energy agency, the commissioner of highways and interested nonprofit agencies, establish and operate an employee transportation program utilizing commuter vans with a capacity of not less than seven nor more than 16 passengers. The commissioner shall acquire or lease commuter vans, or otherwise contract for the provision of commuter vans, and shall make the vans available for the use of state employees in a manner consistent with standards and procedures adopted by the commissioner. Standards and procedures adopted pursuant to this section shall not be subject to chapter 15. Commuter vans may be used by state employees to travel between their homes and their work locations, and for personal purposes after working hours, not including partisan political activity. The commissioner shall provide in his standards and procedures for the recovery by the state of vehicle acquisition, lease, operation and insurance costs through efficient and convenient assignment of vans, and for the billing of costs and collection of fees. A state employee using a van for personal use shall pay, pursuant to the standards and procedures adopted by the commissioner, for operating and routine maintenance costs incurred as a result of the personal use. The commissioner shall promote the maximum*

*practicable participation of state employees in the use of the vans. Fees collected pursuant to this section shall be deposited in the accounts from which the costs of operating, maintaining and leasing or amortizing acquisition costs for the specific vehicle are paid.*

*Sec. 2. Use of the vans shall be limited to areas not having adequate public transportation between the residences of state employees and their places of employment. During the first year, the van program shall be implemented both in the seven-county metropolitan area and in one other region of the state.*

*Sec. 3. The program shall be evaluated after its first year of operation, and the commissioner of administration shall at that time recommend to the legislature whether the program should be expanded or discontinued. The commissioner shall at least semi-annually inform the metropolitan council and the capitol area architectural and planning board on the operation of the program.*

*Sec. 4. Notwithstanding section 15.31 or any other law to the contrary, the commissioner of administration may purchase, pursuant to chapter 16, collision insurance coverage for the commuter vans. Notwithstanding sections 16.75, subdivision 7, and 168.012, the vans shall not be marked. The vans shall not be equipped with tax-exempt motor vehicle number plates.*

*Sec. 5. Minnesota Statutes 1974, Section 16.85, Subdivision 1, is amended to read:*

**16.85 [GENERAL POWERS OF COMMISSIONER, STATE BUILDING CODE.]** Subdivision 1. Subject to provisions of (LAWS 1971, CHAPTER 561) sections 16.83 to 16.867, the commissioner shall (PREPARE AND PUBLISH) by rule establish a code of (RULES, REGULATIONS, AND) standards for the construction, reconstruction, alteration, and repair of state-owned buildings, governing matters of structural materials, design and construction, fire protection, health, sanitation, and safety. The commissioner may amend (SUCH) the code from time to time as provided in (LAWS 1971, CHAPTER 561) sections 16.83 to 16.867. The code and any amendment thereof shall conform insofar as practicable to model building codes generally accepted and in use throughout the United States. In the preparation of the code consideration shall be given to the existing state-wide specialty codes presently in use in the state of Minnesota. Such model codes with modifications as may be deemed necessary and state-wide specialty codes may be adopted by reference. The code so promulgated and any amendments thereof shall be based on the application of scientific principles, approved tests, and professional judgment; and to the extent that it is practical so to do the code shall be promulgated in terms of desired results instead of the means of achieving such results, avoiding wher-

ever possible the incorporation of specifications of particular methods or materials. To that end the code shall encourage the use of new methods and new materials.

*The code shall require that any parking ramp or other parking facility constructed in accordance with the code include an appropriate number of spaces suitable for the parking of motor vehicles having a capacity of seven to 16 persons and which are principally used to provide prearranged commuter transportation of employees to or from their place of employment or to or from a transit stop authorized by a local transit authority.*

Sec. 6. Minnesota Statutes, 1975 Supplement, Section 65B.43, Subdivision 12, is amended to read:

Subd. 12. "Commercial vehicle" means:

- (a) any motor vehicle used as a common carrier,
- (b) any motor vehicle, other than a passenger vehicle or a station wagon, as those terms are defined in section 168.011, subdivisions 7 and 23, which has a curb weight in excess of 5500 pounds apart from cargo capacity, or
- (c) any motor vehicle while used in the for-hire transportation of property.

*Commercial vehicle does not include a "commuter van", which for purposes of chapter 65B shall mean a motor vehicle having a capacity of seven to 16 persons which is used principally to provide prearranged transportation of persons to or from their place of employment or to or from a transit stop authorized by a local transit authority which vehicle is to be operated by a person who does not drive the vehicle for his principal occupation but is driving it only to or from his principal place of employment, to or from a transit stop authorized by a local transit authority or for personal use as permitted by the owner of the vehicle.*

Sec. 7. Minnesota Statutes 1974, Section 65B.47, Subdivision 1, is amended to read:

**65B.47 [PRIORITY OF APPLICABILITY OF SECURITY FOR PAYMENT OF BASIC ECONOMIC LOSS BENEFITS.]**  
Subdivision 1. In case of injury to the driver or other occupant of a motor vehicle *other than a commuter van*, if the accident causing the injury occurs while the vehicle is being used in the business of transporting persons or property, the security for payment of basic economic loss benefits is the security covering the vehicle or, if none, the security under which the injured person is an insured.



Sec. 8. Minnesota Statutes 1974, Section 65B.47, Subdivision 2, is amended to read:

Subd. 2. In case of injury to an employee, or to his spouse or other relative residing in the same household, if the accident causing the injury occurs while the injured person is driving or occupying a motor vehicle *other than a commuter van* furnished by the employer, the security for payment of basic economic loss benefits is the security covering the vehicle or, if none, the security under which the injured person is an insured.

Sec. 9. Minnesota Statutes, 1975 Supplement, Section 221.-011, Subdivision 22, is amended to read:

Subd. 22. "Exempt carrier" means any carrier exempt from chapter 221, or from any other law or regulation by the public service commission. The following are so exempt:

(a) Any person engaged in farming or in transporting agricultural, horticultural, dairy, livestock, or other farm products within an area having a 25 mile radius from his home postoffice. Such carrier may transport other commodities within such area if the destination of each haul is a farm within the above described area. The owner of any truck operating under this provision shall imprint his name and address in prominent visible letters on the outside of the cab of his truck.

(b) Any occasional accommodation service beyond the 25 mile radius from his home postoffice by any person engaged in farming as his primary means of livelihood and actually residing on a farm and whose truck or trucks are licensed under provisions of section 168.013, subdivision 1, paragraph 4a. Occasional accommodation service shall mean not in excess of six trips in any calendar year.

(c) Any person engaged in agricultural pursuits, who owns and uses a truck for transporting the products of his farm, or any person while engaged exclusively in the transportation of fresh vegetables from farms to canneries or viner stations, or from viner stations to canneries, or from canneries to canneries during the harvesting, canning or packing season, or potatoes, sugar beets, wild rice and rutabagas from the field of production to the first place of delivery or unloading, including but not limited to a processing plant, warehouse or railroad siding. This term shall also apply to a manufacturer, producer, dealer or distributor who, in the pursuit of his own business, owns and uses trucks for the purpose of transporting his own products, and shall apply to any person while engaged exclusively in the transportation of pulpwood, cord wood, mining timber, poles, posts, decorative evergreens, wood chips, sawdust, shavings and bark from the place where the products are produced to the point where they are to be used or shipped.

(d) Any person while exclusively engaged in the transportation of dirt and sod within an area having a 50 mile radius from his home postoffice.

(e) Any person while exclusively engaged in the transportation of sand or gravel, bituminous asphalt mix and crushed rock to or from the point of loading or a place of gathering within an area having a 50 mile radius from his home postoffice or a 50 mile radius from the site of construction or maintenance of public roads and streets.

(f) Any person engaged in the transportation of household goods for the federal government or any agency thereof or the transportation of household goods for the state government or any agency thereof, where competitive bids are required by law shall be exempt from the provisions of section 221.161.

(g) Any person engaged in transporting property or freight, excepting household goods and petroleum products in bulk, when the movement is entirely within the corporate limits of a city or between contiguous cities.

(h) Emergency vehicles such as ambulances, tow trucks, and hearses when carrying proper and legal warning devices.

(i) Any person engaged in delivery or spreading of agricultural lime.

(j) Any person engaged in transporting rubbish as defined in section 443.27.

(k) Any person engaged in the transportation of grain samples under such terms and conditions as the department may prescribe.

(l) *A motor vehicle, in chapter 221 referred to as a "commuter van," having a capacity of seven to 16 persons which is used principally to provide prearranged transportation of persons for a fee to or from their place of employment or to or from a transit stop authorized by a local transit authority which vehicle is to be operated by a person who does not drive the vehicle for his principal occupation but is driving it only to or from his principal place of employment, to or from a transit stop authorized by a local transit authority, or for personal use at other times by an authorized driver; provided, that commuter vans shall not be exempt from any provision of chapter 221 which by its terms explicitly applies to these vehicles.*

Sec. 10. Minnesota Statutes 1974, Chapter 221, is amended by adding a section to read:

**[221.71] [COMMUTER VANS; DRIVER LIABILITY.]**

*Subdivision 1. Notwithstanding any other law to the contrary, the services performed by a driver of a commuter van shall be deemed to be those of an independent contractor and not those of an employee acting within his scope of employment, unless provided in writing to the contrary.*

*Subd. 2. A driver or owner of a commuter van shall not be held to the standard of care applicable to drivers or owners of common carriers, nor shall they be subject to ordinances or regulations which relate exclusively to the regulation of drivers or owners of automobiles for hire or other common carriers or public transit carriers.*

**Sec. 11.** Minnesota Statutes 1974, Section 290.08, is amended by adding a subdivision to read:

*Subd. 23. [COMMUTER VAN USE.] Gross income shall not include benefits derived by a driver from the personal use of a commuter van owned by a person other than the driver. For purposes of this subdivision, commuter van shall mean a motor vehicle having a capacity of seven to 16 persons which is used principally to provide prearranged transportation of persons to or from their place of employment or to or from a transit stop authorized by a local transit authority which vehicle is to be operated by a person who does not drive the vehicle for his principal occupation but is driving it only to or from his principal place of employment, to or from a transit stop authorized by a local transit commission, or for personal use when authorized by the owner. The exemption shall not apply to monetary compensation received by a person in return for his services in driving the van.*

**Sec. 12.** *The sum of \$100,000 is appropriated to the commissioner of administration from the general fund to carry out the purposes of sections 1 to 4 of this act.*

**Sec. 13.** *Minnesota Statutes 1974, Section 16.755, is repealed.*

**Sec. 14.** *Section 5 of this act is effective January 1, 1977, and the remainder of the act is effective the day following final enactment. Sections 1 to 4 of this act shall expire June 30, 1979."*

**Further strike the title and insert:**

**"A bill for an act relating to transportation; authorizing the commissioner of administration to acquire vehicles for the car pooling of state employees; removing, restricting or clarifying certain laws which discourage use of shared ride commuter vans to transport employees to and from work; providing certain incentives; excluding income tax liability of a driver resulting from the use of a commuter van; appropriating money; amend-**

ing Minnesota Statutes 1974, Chapter 221, by adding a section; and Sections 16.85, Subdivision 1; 65B.47, Subdivisions 1 and 2; and 290.08, by adding a subdivision; and Minnesota Statutes, 1975 Supplement, Sections 65B.43, Subdivision 12; 221.011, Subdivision 22; repealing Minnesota Statutes 1974, Section 16.755."

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

House Conferees: PETER X. FUGINA, PAUL PETRAFESO and LEO ADAMS.

Senate Conferees: ROBERT D. NORTH, WILLIAM G. KIRCHNER and EDWARD J. GEARTY.

Fugina moved that the report of the Conference Committee on H. F. No. 1382 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1382, A bill for an act relating to transportation; authorizing the commissioner of administration to acquire vehicles for the car pooling of state employees; removing, restricting or clarifying certain laws which discourage use of shared ride commuter vans to transport employees to and from work; providing certain incentives; appropriating money; amending Minnesota Statutes 1974, Chapter 221, by adding a section; and Sections 16.85, Subdivision 1; and 65B.47, Subdivisions 1 and 2; and Minnesota Statutes, 1975 Supplement, Sections 65B.43, Subdivision 12; 221.011, Subdivision 22; repealing Minnesota Statutes 1974, Section 16.755.

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 121, and nays 9, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Anderson, G.	Evans	Nelsen	Searle	Wigley
Erickson	Heinitz	Niehaus	Smith	

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

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2288:

St. Onge, Eken and Laidig.

Parish was excused between the hours of 3:30 p.m. and 6:30 p.m.

#### CONFERENCE COMMITTEE REPORT ON H. F. NO. 525

A bill for an act relating to state government; creating a department of transportation; prescribing its duties and responsibilities; transferring the functions of some state departments; appropriating money; amending Minnesota Statutes 1974, Sections 43.09, Subdivision 2a; and 360.017, Subdivision 1; repealing Minnesota Statutes 1974, Sections 4.20; 161.03; and 360.014.

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. 525 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from the Ueland amendment placed on H. F. No. 525, the unofficial engrossment, on March 11, 1976, appearing in the Senate Daily Journal on page 4196, and from the Lewis amendment placed on H. F. No. 525, the unofficial engrossment, on March 17, 1976, appearing in the Senate Daily Journal on page 4471; that the House accede to all other Senate

amendments placed on H. F. No. 525; and that H. F. No. 525, the unofficial engrossment, be amended as follows:

Page 2, line 16, after "hearing" insert "unless otherwise provided for in chapter 15".

Page 2, line 28, after the period insert: "*The commissioner shall adopt an affirmative action plan for the department in order to insure that department hiring encourages the selection of members of groups of persons who because of unfair or unlawful discriminatory practices have in the past been denied equal employment opportunity. This plan need not be promulgated as a rule, but it shall be approved by the commissioner of personnel. The plan shall provide that the affected groups of persons shall constitute at least the same proportional number of employees in the department as they constitute in the total employment in state government; provided that this limitation shall expire in respect to an affected group when the commissioner of personnel certifies that members of that affected group are employed in the department in the same proportion as they constitute in the total employment in state government.*".

Page 3, line 8, after "222" insert "*on matters which directly relate to the powers and duties of the commissioner or which substantially affect the statewide transportation plan. On all other transportation matters the commissioner may appear before the public service commission.*".

Page 3, after line 31, insert:

"(a) *Three months after notification that the department is ready to commence operations and prior to the drafting of the statewide transportation plan the commissioner shall hold public hearings as may be appropriate solely for the purpose of receiving suggestions for future transportation alternatives and priorities for the state. The metropolitan council, regional development commissions and port authorities shall appear at the hearings and submit information concerning transportation related planning undertaken and accomplished by these agencies. Other political subdivisions may appear and submit such information at the hearings. These hearings shall be completed no later than six months from the date of the commissioner's notification.*".

Page 4, line 1, before the period insert "*, taking into account the suggestions and information submitted at the public hearings held pursuant to clause (a).*".

Page 4, line 10, delete everything after "assistance".

Page 4, delete lines 11 to 12.

Page 4, line 13, delete everything before the semicolon.

Page 4, delete lines 19 to 25.

Reletter the clauses accordingly.

Page 5, line 7, after the period insert "*Notwithstanding the foregoing, the commissioner and the commission shall have authority to promulgate emergency rules pursuant to section 15-0412, subdivision 5, if necessary to respond to transportation emergencies which may require an immediate temporary response inconsistent with the statewide plan.*"

Subd. 3. [RELATIONSHIP WITH NATIONAL AND LOCAL PLANS.] *The statewide plan shall recognize established national transportation policies. The plan shall include matters of local or regional concern if this inclusion is needed to insure a comprehensive, statewide perspective on transportation policies and priorities. The commissioner shall recognize and attempt to accommodate the local or regional transportation plans. However, the statewide plan shall supersede a local or regional plan to the extent inconsistent on a matter which the commissioner demonstrates is of statewide concern. A political subdivision may challenge the commissioner's determination that a portion of a local or regional plan is superseded by the statewide plan. The subdivision shall institute the challenge by filing a petition with the commissioner within 30 days after being notified by the commissioner that the local or regional plan is superseded. The challenge shall be resolved by the commissioner as a contested case pursuant to chapter 15."*

Renumber the subdivisions accordingly.

Page 5, strike lines 21 and 22 and insert "(d) *Develop, revise and monitor a statewide rail transportation plan as part of the statewide transportation planning process, including a study and evaluation of*".

Page 7, line 14, before "A" insert "*Any state agency which receives an application from*".

Page 7, line 18, strike "*submitting an application*".

Page 7, line 26, strike "*forward the application*" and insert "*within 15 days after receipt return the application to the applicant political subdivision for forwarding*".

Page 7, line 28, strike the comma and insert "*and*".

Page 7, line 28, strike "*and approve or disapprove*".

Page 7, line 30, strike "*then forward*" and insert "*return*".

Page 7, lines 31 to 32, strike "*and approval or disapproval*" and insert "*within 45 days after receipt to the applicant political subdivision for forwarding with the commissioner's comments*".

Page 8, line 11, strike "*provisions of*" and insert "*funding procedures specified in*".

Page 12, line 23, after the period insert "*Nothing herein shall be construed as abrogating or modifying any rights now enjoyed by affected employees under the terms of an agreement between an exclusive representative of public employees and the state or one of its appointing authorities.*".

Page 98, line 31, delete "*board*" and insert "*commission*".

Page 113, line 18, after the period insert "*All allotments of money from the state airports fund for salaries and expenses shall be approved by the commissioner of finance.*".

Page 114, line 9, strike "*organizational steering committee*" and insert "*advisory task force pursuant to section 15.059*".

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

House Conferees: WALTER R. HANSON, JAMES PEHLER, GERALD KNICKERBOCKER, PAUL PETRAFESO and DAVID BEAUCHAMP.

Senate Conferees: ROGER LAUFENBURGER, ROBERT J. BROWN, DAVID D. SCHAAF, ROBERT D. NORTH and WINSTON W. BORDEN.

Hanson moved that the report of the Conference Committee on H. F. No. 525 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 525, A bill for an act relating to state government; creating a department of transportation; prescribing its duties and responsibilities; transferring the functions of some state departments; appropriating money; amending Minnesota Statutes 1974, Sections 43.09, Subdivision 2a; and 360.017 Subdivision 1; repealing Minnesota Statutes 1974, Sections 4.20; 161.03; and 360.014.

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 72, and nays 55, as follows:

Those who voted in the affirmative were:

Abeln	Anderson, I.	Berglin	Carlson, L.	Clark
Adams, L.	Arlandson	Birnstihl	Carlson, R.	Clawson
Anderson, G.	Beauchamp	Byrne	Casserly	Dean



Dieterich	Kelly, R.	Mann	Patton	Smogard
Eken	Kelly, W.	McCollar	Pehler	Stanton
Enebo	Kempe, A.	McEachern	Petraseso	Tomlinson
Faricy	Ketola	Menning	Philbrook	Vanasek
Fugina	Knickerbocker	Metzen	Rice	Vento
George	Knoll	Moe	Schulz	Voss
Graba	Kostohryz	Munger	Schumacher	Wenstrom
Hanson	Kroening	Neisen	Setzepfandt	White
Hokanson	Lemke	Nelson	Sieben, M.	Speaker Sabo
Jacobs	Lindstrom	Norton	Sieloff	
Jaros	Luther	Novak	Simoneau	
Kahn	Mangan	Osthoff	Skoglund	

Those who voted in the negative were:

Adams, S.	Doty	Jensen	McCauley	Searle
Albrecht	Eckstein	Johnson, C.	Nelsen	Sherwood
Begich	Erickson	Johnson, D.	Niehaus	Sieben, H.
Berg	Esau	Jude	Peterson	Smith
Biersdorf	Evans	Kaley	Pleasant	Suss
Braun	Ewald	Kalis	Prahl	Ulland
Brinkman	Fjoslien	Kempe, R.	Reding	Voik
Carlson, A.	Forsythe	Kvam	St. Onge	Wenzel
Corbid	Friedrich	Laidig	Samuelson	Wieser
Dahl	Haugerud	Langseth	Savelkoul	Wigley
DeGroat	Heinitz	McCarron	Schreiber	Zubay

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

### CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Kelly, W., requested immediate consideration of S. F. No. 1997.

S. F. No. 1997, A bill for an act relating to taxation; credits on tax on fermented malt beverages; amending Minnesota Statutes 1974, Section 340.47, Subdivisions 2 and 2a.

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 109, and nays 13, as follows:

Those who voted in the affirmative were:

Abeln	Byrne	Erickson	Haugerud	Kempe, R.
Adams, S.	Carlson, A.	Evans	Heinitz	Ketola
Albrecht	Carlson, L.	Ewald	Hokanson	Knickerbocker
Anderson, G.	Clark	Faricy	Jacobs	Kostohryz
Anderson, I.	Clawson	Fjoslien	Jaros	Kroening
Arlandson	Dahl	Forsythe	Jensen	Kvam
Beauchamp	Dean	Friedrich	Johnson, C.	Laidig
Begich	DeGroat	Fudro	Jude	Lemke
Berg	Doty	Fugina	Kaley	Lindstrom
Biersdorf	Eckstein	George	Kalis	Luther
Birnstihl	Eken	Graba	Kelly, W.	Mangan
Brinkman	Enebo	Hanson	Kempe, A.	Mann

McCarron	Niehaus	Prahl	Setzepfandt	Vanasek
McCollar	Norton	Reding	Sieben, H.	Vento
McEachern	Novak	Rice	Sieben, M.	Volk
Menning	Osthoff	St. Onge	Sieloff	Voss
Metzen	Patton	Sarna	Simoneau	Wenzel
Moe	Pehler	Savelkoul	Smith	Wieser
Munger	Peterson	Schreiber	Smogard	Wigley
Neisen	Petrafeso	Schulz	Swanson	Williamson
Nelsen	Philbrook	Schumacher	Tomlinson	Zubay
Nelson	Pleasant	Searle	Ulland	

Those who voted in the negative were:

Adams, L.	Casserly	Johnson, D.	Skoglund	Speaker Sabo
Berglin	Corbid	Kahn	Wenstrom	
Braun	Dieterich	Langseth	White	

The bill was passed and its title agreed to.

Pursuant to rule 1.10, Norton requested immediate consideration of S. F. Nos. 2014 and 1963.

S. F. No. 2014 was reported to the House.

Moe moved to amend S. F. No. 2014, as follows:

Page 2, line 1, before the semicolon insert "of a covered fund".

Page 2, line 4, before the period insert "of a covered fund".

Page 2, line 31, delete "payment" and insert "accruing".

Page 3, line 5, delete "\$500" and insert "\$300".

Page 4, line 9, delete "payment" and insert "accruing".

Page 4, line 17, delete " "\$500 per month." " and insert "\$300 per month."

Page 5, line 8, after "Sec. 5." insert "Subdivision 1."

Page 5, line 9, delete "\$19,852,833" and insert "\$19,673,160".

Page 5, line 12, delete "\$210,075" and insert "\$32,102".

Page 5, line 14, delete "\$361,079" and insert "\$359,302".

Page 5, line 15, delete "\$8,668,120" and insert "\$8,668,197".

Page 5, after line 28, insert:

"Subd. 2. There is hereby appropriated to the highway patrolmen's retirement fund \$165,782 from the trunk highway fund and \$39,472 from the game and fish fund."

Page 6, after line 18, insert:

"Sec. 9. Each retirement fund providing benefits or annuities to which the increases in this act apply shall calculate the amount of the increase in its accrued liability attributable to the implementation of this act based on census data as of June 30, 1976. The results of this calculation shall be transmitted and supporting data made available to the legislative commission on pensions and retirement, the chairman of the committee on appropriations of the house of representatives, the chairman of the committee on finance of the senate, and the commissioner of finance no later than November 1, 1976. Any amount appropriated by this act in excess of the amounts required as determined by the calculation made pursuant to this section shall be returned to the fund from which the appropriation was made, by the commissioner of finance. In the event of such an excess appropriation to the highway patrolmen's retirement fund, the excess amount shall be returned to the general fund, the trunk highway fund, and the game and fish fund in proportion to the amounts appropriated from each fund pursuant to section 5, subdivision 1, clause (1); and section 5, subdivision 2 of this act."

Renumber the remaining section.

The motion prevailed and the amendment was adopted.

S. F. No. 2014, A bill for an act relating to retirement; increasing certain benefits and annuities; appropriating money.

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 129, and nays 2, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Albrecht      Kvam

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

S. F. No. 1963 was reported to the House.

Johnson, D., moved to amend S. F. No. 1963, the unofficial engrossment, as follows:

Page 1, line 17, to page 7, line 13, delete Article I, and insert a new Article I to read:

### ARTICLE I

Sec. 1. 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) *\$24,000* for the entire term to which he is elected 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) *\$48,000* for the term to which he is elected, of which (\$16,800) *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.

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. 2. 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 DURING ANY SESSION OF THE LEGISLATURE). \$4,000.

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

Voss moved to amend S. F. No. 1963, the unofficial engrossment, as follows:

Page 7, line 9, strike the word "article" and insert "act".

Page 7, line 10, strike "article" and insert "act".

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend S. F. No. 1963, the unofficial engrossment, as follows:

Page 1, line 17, thru page 7, line 13, delete Article I of the bill.

Renumber the following articles.

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 71, as follows:

Those who voted in the affirmative were:

Adams, S.	Esau	Jopp	Neisen	Searle
Albrecht	Evans	Kaley	Nelsen	Setzepfandt
Anderson, G.	Ewald	Kalis	Niehaus	Sieloff
Beauchamp	Faricy	Kelly, R.	Novak	Tomlinson
Berg	Fjoslien	Kelly, W.	Peterson	Ulland
Biersdorf	Forsythe	Kempe, A.	Philbrook	Wenstrom
Carlson, A.	Friedrich	Kempe, R.	Pleasant	Wenzel
Clawson	Heinitz	Knickerbocker	Prahl	Wieser
DeGroat	Hokanson	Kvam	Savelkoul	Wigley
Dieterich	Jensen	Laidig	Schreiber	Zubay
Erickson	Johnson, D.	McCauley	Schulz	

Those who voted in the negative were:

Abeln	Dean	Kostohryz	Norton	Skoglund
Adams, L.	Doty	Kroening	Osthoff	Smith
Anderson, I.	Eckstein	Langseth	Patton	Smogard
Arlandson	Eken	Lemke	Pehler	Stanton
Begich	Enebo	Lindstrom	Petrafeso	Suss
Berglin	Fudro	Luther	Reding	Vanasek
Birnstihl	Fugina	Mangan	Rice	Vento
Braun	George	Mann	St. Onge	Volk
Brinkman	Haugerud	McCarron	Samuelson	Voss
Byrne	Jacobs	McCollar	Sarna	White
Carlson, L.	Jaros	Menning	Schumacher	Speaker Sabo
Carlson, R.	Jude	Metzen	Sherwood	
Casserly	Kahn	Moe	Sieben, H.	
Clark	Ketola	Munger	Sieben, M.	
Corbid	Knoll	Nelson	Simoneau	

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

Adams, S. moved to amend S. F. No. 1963, the unofficial engrossment, as follows:

Page 3, line 24, after "*consider*" insert "*the degree to which citizens are expected to donate time to public service,*".

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

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.

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 68, and nays 63, as follows:

Those who voted in the affirmative were:

Adams, L.	Berg	Carlson, L.	Corbid	Enebo
Anderson, I.	Berglin	Carlson, R.	Dahl	Fudro
Arlandson	Birnstihl	Casserly	Doty	Fugina
Beauchamp	Brinkman	Clark	Eckstein	George

Graba	Langseth	Neisen	Sarna	Swanson
Jacobs	Lindstrom	Nelson	Schumacher	Tomlinson
Jaros	Luther	Norton	Sherwood	Vanasek
Johnson, C.	Mangan	Osthoff	Sieben, H.	Vento
Johnson, D.	Mann	Patton	Sieben, M.	Volk
Kahn	McCarron	Pehler	Simoneau	Voss
Ketola	McEachern	Petrafeso	Skoglund	Wenzel
Knoll	Metzen	Reding	Smith	Speaker Sabo
Kostohryz	Moe	Rice	Stanton	
Kroening	Munger	St. Onge	Suss	

Those who voted in the negative were:

Abeln	Eken	Jensen	McCollar	Searle
Adams, S.	Erickson	Jopp	Menning	Setzepfandt
Albrecht	Esau	Jude	Nelsen	Sieloff
Anderson, G.	Evans	Kaley	Niehaus	Smogard
Begich	Ewald	Kalis	Novak	Spanish
Biersdorf	Faricy	Kelly, R.	Peterson	Ulland
Braun	Fjoslien	Kelly, W.	Philbrook	Wenstrom
Byrne	Forsythe	Kempe, A.	Pleasant	White
Carlson, A.	Friedrich	Kempe, R.	Prahl	Wieser
Clawson	Hanson	Kvam	Samuelson	Wigley
Dean	Haugerud	Laidig	Savelkoul	Zubay
DeGroat	Heinitz	Lemke	Schreiber	
Dieterich	Hokanson	McCauley	Schulz	

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

### SPECIAL ORDERS

S. F. No. 2232 was reported to the House.

Ulland moved to amend S. F. No. 2232, as follows:

Page 2, line 5, after the period insert: *"This subdivision is intended to provide equal payment of benefits for optometric treatment and services and is not intended to change or add to the benefits provided for in such policies or contracts."*

The motion prevailed and the amendment was adopted.

S. F. No. 2232, A bill for an act relating to optometric services; providing for inclusion of optometric services in benefits for expenses incurred for medical treatment or services; amending Minnesota Statutes 1974, Section 62A.15, Subdivision 1, and by adding a subdivision.

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

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

Those who voted in the affirmative were:

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

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

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

S. F. No. 2208 was reported to the House.

Faricy moved to amend S. F. No. 2208, the unofficial engrossment, as follows:

Page 12, line 8 to page 14, line 9, delete section 8 of the bill.

Renumber the following sections.

Further, in the title, page 1, lines 2 and 3, delete "changing the status of the Hennepin county juvenile court judge;"

The motion prevailed and the amendment was adopted.

Luther moved to amend S. F. No. 2208, the unofficial engrossment, as follows:

Page 16, after line 2, insert:

"Sec. 12. Minnesota Statutes 1974, Section 488A.03, Subdivision 11a, is amended to read:

Subd. 11a. [GOVERNMENTAL UNITS; FEE EXCLUSIONS.] Any provision of law relating to the municipal court of Hennepin county to the contrary notwithstanding, no *civil* fees shall be charged by the clerk of said municipal court to any governmental unit of the state of Minnesota or any agency thereof, located in whole or in part within the county of Hennepin when said governmental unit or any agency thereof transacts any busi-



ness in, or they are a party to any action or proceeding in, the Hennepin county municipal court.”.

Page 17, line 8, after the period insert: “Any and all fees collected prior to the effective date of this act are declared to be in accordance with legislative intent. Section 12 is for clarification purposes.”.

Renumber the sections.

Further, in the title, page 1 line 14, after “section;” insert “488A.03, Subdivision 11a;”.

The motion prevailed and the amendment was adopted.

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

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 120, and nays 0, as follows:

Those who voted in the affirmative were:

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

Sieben, M.	Smogard	Swanson	Voss	Wieser
Sieloff	Spanish	Tomlinson	Wenstrom	Wigley
Skoglund	Stanton	Ulland	Wenzel	Zubay
Smith	Suss	Vento	White	Speaker Sabo

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

S. F. No. 1764 was reported to the House.

Clawson, Abeln and Suss moved to amend S. F. No. 1764, the unofficial engrossment, as follows:

Page 27, delete lines 31 to 32.

Page 28, delete lines 1 to 11.

Page 28, line 12, delete "4" and insert "3".

Page 28, delete lines 16 to 20.

Page 29, line 8, restore stricken language.

Page 29, line 8, delete "No".

Page 29, line 9, delete "*person shall issue*".

Page 29, line 11, restore stricken language through "misdemeanor."

Page 30, delete lines 22 to 32.

Page 31, delete lines 1 to 10.

Page 31, line 11, before "In" insert "*Subd. 3a.*".

The motion prevailed and the amendment was adopted.

S. F. No. 1764, A bill for an act relating to safe deposit companies; exempting savings associations from licensing and bonding requirements; deleting a limitation on examination fees; amending Minnesota Statutes 1974, Sections 55.06, Subdivision 1; and 55.095.

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 121, and nays 3, as follows:

Those who voted in the affirmative were:

Abeln	Albrecht	Arlandson	Berg	Brinkman
Adams, L.	Anderson, G.	Beauchamp	Birnstihl	Byrne
Adams, S.	Anderson, I.	Begich	Braun	Carlson, A.

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

Those who voted in the negative were:

Berglin Dieterich Johnson, D.

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

S. F. No. 360, A bill for an act relating to education; directing the higher education coordinating commission to sponsor a quarterly meeting for representatives of certain boards and agencies dealing with higher education; amending Minnesota Statutes 1974, Chapter 136A, 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 120, and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Corbid      Jensen      St. Onge      Sherwood      Zubay

The bill was passed and its title agreed to.

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

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 551, A bill for an act relating to correctional facilities; providing for the establishment of minimum standards for facility management and physical condition; providing the powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Sections 241.021, Subdivision 1; and 641.26.

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 59, and nays 67, as follows:

Those who voted in the affirmative were:

Abeln	Dieterich	Knickerbocker	Nelson	Skoglund
Adams, L.	Enebo	Knoll	Norton	Stanton
Arlandson	Faricy	Kostohryz	Novak	Tomlinson
Berglin	George	Kroening	Patton	Ulland
Byrne	Hanson	Laidig	Pehler	Vanasek
Carlson, A.	Hokanson	Lindstrom	Petrafeso	Vento
Carlson, L.	Jacobs	Luther	Philbrook	Volk
Casserly	Jaros	Mangan	Rice	Voss
Clark	Johnson, D.	McCarron	Sieben, H.	White
Corbid	Kahn	Metzen	Sieben, M.	Williamson
Dahl	Kelly, R.	Moe	Sieloff	Speaker Sabo
Dean	Kempe, A.	Munger	Simoneau	

Those who voted in the negative were:

Albrecht	Eken	Kaley	Niehaus	Setzepfandt
Anderson, G.	Erickson	Kalis	Osthoff	Sherwood
Anderson, I.	Evans	Kempe, R.	Peterson	Smith
Beauchamp	Ewald	Ketola	Pleasant	Smogard
Begich	Fjoslien	Kvam	Prahl	Spanish
Biersdorf	Forsythe	Langseth	Reding	Suss
Birnstihl	Friedrich	Lemke	St. Onge	Wenstrom
Braun	Fudro	Mann	Samuelson	Wenzel
Brinkman	Fugina	McCauley	Sarna	Wieser
Carlson, R.	Haugerud	McCollar	Savelkoul	Wigley
Clawson	Heinitz	McEachern	Schreiber	Zubay
DeGroat	Jensen	Menning	Schulz	
Doty	Jopp	Neisen	Schumacher	
Eckstein	Jude	Nelsen	Searle	

The bill was not passed.

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

RECESS

RECONVENED

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

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

## REPORTS OF STANDING COMMITTEES

Norton from the Committee on Appropriations to which was referred:

H. F. No. 2493, A bill for an act relating to transportation; appropriating money to the public service commission for the purpose of contracting for railroad passenger service.

Reported the same back with the following amendments:

Page 1, line 14, after "1977." insert "The state may enter into contracts that include provisions for incentive payments providing that, after July 1, 1976 funds for such incentives do not come from state appropriations."

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 2548, A bill for an act relating to public safety; appropriating money for the manufacture of license plates.

Reported the same back with the following amendments:

Page 1, line 7, delete "\$250,000 for the year ending June 30, 1977," and insert "\$290,000".

Page 1, line 8, after "of" insert "graphic".

Page 1, line 10, after "31" insert ", and shall be available until June 30, 1977".

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 2657, A bill for an act relating to natural resources; increasing certain permit and license fees; authorizing the issuance of Minnesota sportsman licenses; appropriating money; amending Minnesota Statutes 1974, Sections 85.05, Subdivision 2; 98.46, Subdivisions 2, 4, 7, 8, 9, 14, 15, 16, 17, 19, and by adding a subdivision; and 101.44; and Minnesota Statutes, 1975 Supplement, Section 98.46, Subdivision 5.

Reported the same back with the following amendments:

Page 2, line 22, delete "\$50" and insert "\$30".

Page 3, line 29, delete "\$15" and insert "\$5".

Page 4, line 6, delete "\$50" and insert "\$30".

Page 7, line 17, delete "\$10" and insert "\$5".

Page 10, line 3, delete "resident".

Page 10, lines 3 and 4, delete "and a fee of \$8 shall be charged for each nonresident permit issued".

Page 11, after line 10, insert:

*"(f) Motor vehicle permit fees shall become effective two days after the final enactment."*

Sec. 15. Minnesota Statutes 1974, Chapter 105, is amended by adding a section to read:

(105.415) *Subdivision 1. Notwithstanding the provision in section 105.41, subdivision 1a, stating that the commissioner of natural resources shall submit to the legislature by January 1, 1975, for its approval proposed rules governing the allocation of waters among potential water users, and notwithstanding the provision in section 105.42, subdivision 1a, stating that the commissioner shall recommend by January 15, 1975, to the legislature a comprehensive law containing standards and criteria governing the issuance and denial of permits under the section, the commissioner may at any time prior to January 30, 1977, adopt rules containing standards and criteria for the issuance and denial of the permits required by sections 105.41 and 105.42.*

*Subd. 2. This section is effective the day following its final enactment."*

Page 11, delete lines 11 to 19 and insert:

*"Sec. 16. [APPROPRIATION.] There is appropriated to the commissioner of natural resources the sum of \$300,000 for fiscal year 1977 from the game and fish fund for deer habitat improvement, providing that a deer hunting season is held."*

Page 11, line 22, after "permits" insert "except for permits for motor vehicles".

Page 11, line 23, delete "1975" and insert "1976".

Renumber section in sequence.

Further amend the title:

Line 8, delete the first "and" and after "101.44;" insert "and Chapter 105, by adding a section;".

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

S. F. No. 320, A bill for an act relating to taxation; increasing the percentage of unrefunded gasoline excise taxes attributable to snowmobile operation; appropriating money; amending Minnesota Statutes 1974, Sections 296.16, Subdivision 1; and 296.421, Subdivisions 6 and 7.

Reported the same back with the following amendments:

Page 2, line 2, strike "Approximately".

Page 2, line 3, delete "*three fourths*" and strike the rest of the line.

Page 2, strike lines 4 to 8.

Page 2, line 9, delete "*three fourths*" and strike the rest of the line.

Page 2, strike lines 10 and 11.

Page 2, delete lines 12 to 32.

Page 3, delete lines 1 to 19.

Page 3, line 22, after "\$2,090,000" insert "*, of which no more than 10 percent shall be used for central staff administration,*".

Page 3, line 26, delete "*snowmobiles*" and insert "*recreational trail usage*".

Page 3, line 27, delete "*snowmobile*".

Page 3, line 27, after the period, insert "*In the distribution of grants in aid to localities, the commissioner shall consider as one element in the allocation a dependence upon the numbers of snowmobiles registered in the locality.*".

Page 4, after line 2, insert a new section to read:

"Sec. 3. [REPEALER.] *Minnesota Statutes 1974, Section 296.421, Subdivisions 6 and 7, are repealed.*"

Renumber sections in sequence.



Further amend the title:

Lines 2 to 4, delete "increasing the percentage of unrefunded gasoline excise taxes attributable to snowmobile operation;"

Line 4, after "money" insert "for recreational trails".

Line 6, after the first "and" insert "repealing Minnesota Statutes 1974, Section".

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

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

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

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 2493, 2548 and 2657 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 320 and 2560 were 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 File, herewith returned:

H. F. No. 1078, A bill for an act relating to real estate; requiring certain real estate developers to comply with trust account

requirements; amending Minnesota Statutes, 1975 Supplement, Section 82.18.

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. 81, A bill for an act relating to real property; termination of contract for sale; providing differing times of notice in accordance with percentage of purchase price paid; amending Minnesota Statutes 1974, Section 559.21.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Kempe, R., moved that the House concur in the Senate amendments to H. F. No. 81 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

The bill was read for the third time, as amended 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 106, and nays 3, as follows:

Those who voted in the affirmative were:

Abeln	Clark	Heinitz	Kostohryz	Nelson
Adams, L.	Clawson	Hokanson	Kroening	Niehaus
Albrecht	Corbid	Jacobs	Laidig	Novak
Anderson, I.	Dahl	Jaros	Langseth	Osthoff
Arlandson	Dean	Jensen	Lemke	Pehler
Beauchamp	Dieterich	Johnson, D.	Lindstrom	Philbrook
Begich	Doty	Jopp	Luther	Pleasant
Berg	Eckstein	Jude	Mangan	Prahl
Berglin	Enebo	Kahn	Mann	Reding
Birnstihl	Erickson	Kalis	McCauley	Rice
Braun	Esau	Kelly, R.	McCollar	St. Onge
Brinkman	Faricy	Kelly, W.	Menning	Samuelson
Byrne	Fjoslien	Kempe, A.	Metzen	Schulz
Carlson, A.	Forsythe	Kempe, R.	Moe	Schumacher
Carlson, L.	Fugina	Ketola	Munger	Setzepfandt
Carlson, R.	George	Knickerbocker	Neisen	Sherwood
Casserly	Hanson	Knoll	Nelsen	Sieben, H.

Sieben, M.	Stanton	Vanasek	White	Speaker Sabo
Simoneau	Suss	Vento	Wieser	
Skoglund	Swanson	Voss	Wigley	
Smith	Tomlinson	Wenstrom	Williamson	
Smogard	Ulland	Wenzel	Zubay	

Those who voted in the negative were:

McCarron      McEachern      Sarna

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

#### UNANIMOUS CONSENT

St. Onge requested unanimous consent to make a motion. The request was granted.

#### SUSPENSION OF RULES

St. Onge moved that rule 4.11 be suspended for the remainder of today's session. The motion prevailed.

Mr. Speaker:

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

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

And the Senate respectfully requests that a Conference Committee of 5 members be appointed thereon. Mrs. Brataas and Messrs. Solon, Knutson, Milton and North have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Carlson, L., moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 5 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. 2025. 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. 1847, A bill for an act relating to dentistry; providing for registration of dental assistants; changing the membership of the board of dentistry; providing for continuing education; amending Minnesota Statutes 1974, Sections 150A.01, by adding a subdivision; 150A.06, Subdivision 6, and by adding subdivisions; 150A.08; 150A.09, Subdivisions 1 and 2; and 150A.10, Subdivision 2; and amending Minnesota Statutes, 1975 Supplement, Section 150A.02, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Swanson moved that the House concur in the Senate amendments to H. F. No. 1847 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1847, A bill for an act relating to dentistry; providing for registration of dental assistants; changing the membership of the board of dentistry; providing for continuing education; amending Minnesota Statutes 1974, Sections 150A.01, by adding a subdivision; 150A.06, Subdivision 6, and by adding subdivisions; 150A.08; 150A.09, Subdivisions 1 and 2; and 150A.10, Subdivision 2; and amending Minnesota Statutes, 1975 Supplement, Section 150A.02, Subdivision 1.

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 118, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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

Mr. Speaker:

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

H. F. No. 586, A bill for an act relating to the housing finance agency; providing for certain powers relating to low income housing; amending Minnesota Statutes 1974, Section 462A.07, Subdivision 13.

PATRICK E. FLAHAVEN, Secretary of the Senate

Knoll moved that the House refuse to concur in the Senate amendments to H. F. No. 586, 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. 753, A bill for an act relating to game and fish; prohibiting taking of birds by certain methods; amending Minnesota Statutes 1974, Section 100.29, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Sherwood moved that the House concur in the Senate amendments to H. F. No. 753 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 753, A bill for an act relating to game and fish; prohibiting taking of birds by certain methods; amending Minnesota Statutes 1974, Section 100.29, by adding a subdivision.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 2147, A bill for an act relating to traffic regulation; providing for traffic and parking regulation by school boards; providing a penalty; amending Minnesota Statutes 1974, Chapter 123, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Sieben, H., moved that the House concur in the Senate amendments to H. F. No. 2147 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2147, A bill for an act relating to traffic regulation; providing for traffic and parking regulation by school boards; providing a penalty; amending Minnesota Statutes 1974, Chapter 123, by adding a section.

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 133, 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	Stanton
Berg	Fjoslien	Knoll	Patton	Suss
Berglin	Forsythe	Kostohryz	Pehler	Swanson
Biersdorf	Friedrich	Kroening	Peterson	Tomlinson
Birnstihl	Fudro	Kvam	Petrafeso	Ulland
Braun	Fugina	Laidig	Philbrook	Vanasek
Brinkman	George	Langseth	Pleasant	Vento
Byrne	Graba	Lemke	Prahl	Volk
Carlson, A.	Hanson	Lindstrom	Reding	Voss
Carlson, L.	Haugerud	Luther	Rice	Wenstrom
Carlson, R.	Heinitz	Mangan	St. Onge	Wenzel
Casserly	Hokanson	Mann	Samuelson	White
Clark	Jacobs	McCarron	Sarna	Wieser
Clawson	Jaros	McCauley	Savelkoul	Wigley
Corbid	Jensen	McCollar	Schreiber	Williamson
Dahl	Johnson, C.	McEachern	Schulz	Zubay
Dean	Johnson, D.	Menning	Schumacher	Speaker Sabo
DeGroat	Jopp	Metzen	Searle	
Dieterich	Jude	Moe	Setzepfandt	

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

Clawson was excused between the hours of 6:00 p.m. and 9:00 p.m.

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. 2217, A bill for an act relating to veterinary medicine; proscribing certain practices by unlicensed persons; authorizing practice by students in certain circumstances; changing the licensing fee; setting licensing standards; defining terms;

amending Minnesota Statutes 1974, Sections 156.001, by adding a subdivision; 156.02, Subdivisions 1 and 2; 156.03; 156.04; 156.07; 156.072, Subdivision 1, and by adding subdivisions; and 156.12.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Setzepfandt moved that the House concur in the Senate amendments to H. F. No. 2217 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2217, A bill for an act relating to veterinary medicine; proscribing certain practices by unlicensed persons; authorizing practice by students in certain circumstances; changing the licensing fee; setting licensing standards; providing a penalty; defining terms; amending Minnesota Statutes 1974, Sections 156.001, by adding a subdivision; 156.02, Subdivisions 1 and 2; 156.03; 156.04; 156.07; 156.072, Subdivision 1, and by adding subdivisions; 156.10; and 156.12.

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 129, and nays 1, as follows:

Those who voted in the affirmative were:

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



Those who voted in the negative were:

Volk

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

Mr. Speaker:

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

H. F. No. 1767, A bill for an act relating to bingo; providing penalties; amending Minnesota Statutes 1974, Section 609.75, Subdivision 3; repealing Minnesota Statutes 1974, Chapter 349.

PATRICK E. FLAHAVEN, Secretary of the Senate

Fudro moved that the House refuse to concur in the Senate amendments to H. F. No. 1767, 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. 2440, A bill for an act relating to the administration of justice; authorizing judicially imposed fees for county law libraries; amending Minnesota Statutes 1974, Sections 140.26; 140.30; 140.31; and Chapter 140, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Eken moved that the House concur in the Senate amendments to H. F. No. 2440 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2440, A bill for an act relating to the administration of justice; authorizing judicially imposed fees for county law libraries; amending Minnesota Statutes 1974, Sections 140.22; 140.23; and Chapter 140, by adding sections.

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 133, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 2292, A bill for an act relating to Independent School Districts No. 834, No. 832 and No. 833; instruction to pupils from other districts; authorizing the districts to enter into agreements for the furnishing of instruction to non-resident pupils.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

George moved that the House concur in the Senate amendments to H. F. No. 2292 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2292, A bill for an act relating to Independent School Districts No. 834, No. 832 and No. 833; instruction to pupils from other districts; authorizing the districts to enter into agreements for the furnishing of instruction to non-resident pupils; providing that participation by students in these programs shall be after consultation with the pupil's parents or legal guardians.

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 133, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 2117, A bill for an act relating to public welfare; authorizing the assignment of accident insurance proceeds by any recipient of medical assistance; amending Minnesota Stat-

utes, 1975 Supplement, Sections 256B.02, Subdivision 9; 256B.042; by adding a subdivision; and 256B.06, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Samuelson moved that the House concur in the Senate amendments to H. F. No. 2117 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2117, A bill for an act relating to public welfare; authorizing the assignment of accident insurance proceeds by any recipient of medical assistance; amending Minnesota Statutes 1974, Section 256B.02, by adding a subdivision; Minnesota Statutes, 1975 Supplement, Sections 256B.042, by adding a subdivision; and 256B.06, Subdivision 1.

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 133, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 1828, A bill for an act relating to industrial loan and thrift companies; requiring approval of name by commissioner of banks; regulating renewals of loans and refunds of interest or discounts; amending Minnesota Statutes 1974, Sections 53.03, by adding a subdivision; and 53.07; and Minnesota Statutes, 1975 Supplement, Section 53.04.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Philbrook moved that the House concur in the Senate amendments to H. F. No. 1828 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1828, A bill for an act relating to industrial loan and thrift companies; requiring approval of name by commissioner of banks; regulating renewals of loans and refunds of interest or discounts; amending Minnesota Statutes 1974, Sections 53.03, by adding a subdivision; and 53.07; and Minnesota Statutes, 1975 Supplement, Sections 53.04; and 53.05.

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 127, and nays 2, as follows:

Those who voted in the affirmative were:

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

Simoneau	Stanton	Vanasek	Wenzel	Zubay
Skoglund	Suss	Vento	White	Speaker Sabo
Smith	Swanson	Volk	Wieser	
Smogard	Tomlinson	Voss	Wigley	
Spanish	Ulland	Wenstrom	Williamson	

Those who voted in the negative were:

Fugina            Schumacher

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

Mr. Speaker:

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

H. F. No. 1955, A bill for an act relating to crimes; exempting prison guards from pistol permit requirements when on duty; amending Minnesota Statutes, 1975 Supplement, Section 624.714, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Pehler moved that the House concur in the Senate amendments to H. F. No. 1955 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1955, A bill for an act relating to crimes; exempting guards from pistol permit requirements when on duty; amending Minnesota Statutes, 1975 Supplement, Section 624.714, by adding a subdivision.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Berg	Carlson, L.	Dieterich	Ewald
Adams, L.	Berglin	Carlson, R.	Doty	Faricy
Albrecht	Biersdorf	Casserly	Eckstein	Fjoslien
Anderson, G.	Birnstihl	Clark	Eken	Forsythe
Anderson, I.	Braun	Corbid	Enebo	Friedrich
Arlandson	Brinkman	Dahl	Erickson	Fudro
Beauchamp	Byrne	Dean	Esau	Fugina
Begich	Carlson, A.	DeGroat	Evans	George

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

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

Mr. Speaker:

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

H. F. No. 2342, A bill for an act relating to state hospitals; providing certain name changes; amending Minnesota Statutes 1974, Sections 252.025, Subdivision 1; 253.201; 253A.02, by adding a subdivision; and 254.05.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Wenstrom moved that the House concur in the Senate amendments to H. F. No. 2342 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2342, A bill for an act relating to state hospitals; providing certain name changes; amending Minnesota Statutes 1974, Sections 252.025, Subdivision 1; 253A.02, by adding a subdivision; and 254.05.

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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Lindstrom moved that the House concur in the Senate amendments to H. F. No. 2490 and that the bill be repassed as amended by the Senate. The motion prevailed.

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



The bill was read for the 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 131, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, G.

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

Mr. Speaker:

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

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.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Perpich,

A. J.; Milton and Willet 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

Johnson, D., 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. 1615. 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. 2321, A bill for an act relating to the city of Sauk Rapids; fireman's lump sum service pensions; amending Laws 1973, Chapter 481, Section 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Patton moved that the House concur in the Senate amendments to H. F. No. 2321 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2321, A bill for an act relating to local government in Benton, Sherburne and Stearns counties; increasing fireman's lump sum service pensions in the city of Sauk Rapids; changing the fiscal year of the St. Cloud metropolitan transit commission; increasing the per diem pay of commissioners; amending Laws 1969, Chapter 1134, Section 3, Subdivision 3 and Subdivision 4, as amended; Laws 1973, Chapter 481, Section 1.

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 129, and nays 2, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Friedrich      Peterson

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

Mr. Speaker:

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

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; and 290.01, Subdivision 20.

And the Senate respectfully requests that a Conference Committee of 5 members be appointed thereof. Messrs. Wegener; Anderson; Solon; Hanson, R., and Brataas 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

Adams, L., moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 5 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. 1800. 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 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

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.

The Senate has appointed as such committee Messrs. Chmielewski, Schmitz, Purfeerst, Frederick and Hansen, Mel.

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. 2043, A bill for an act relating to elections; providing for uniform reporting dates for campaign disclosure forms; providing for disclosure of campaign contributions and expenditures of political committees and candidates for local office; amending Minnesota Statutes 1974, Chapters 123, 373, and 471, by adding sections; and Minnesota Statutes, 1975 Supplement, Sections 210A.01, Subdivisions 1, 5, 6, 8, 9, and by adding subdivisions; 210A.05, Subdivision 1; 210A.16; 210A.23; 210A.24; 210A.25; 210A.26; 210A.27, Subdivision 1; 210A.29; 210A.32; 210A.33; Chapter 210A, by adding sections; repealing Minnesota

Statutes, 1975 Supplement, Sections 123.015; 210A.01, Subdivisions 4 and 7; 210A.22; 210A.28; and 210A.31.

The Senate has appointed as such committee Messrs. Keefe, S.; Olson, A. G. and Stassen.

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. 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.

The Senate has appointed as such committee Messrs. Doty, Spear and O'Neill.

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. 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.

The Senate has appointed as such committee Messrs. Ashbach, Stumpf and Schaaf.

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, con-

sisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

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.

The Senate has appointed as such committee Messrs. O'Neill, Borden and McCutcheon.

Said House File is herewith returned to the House.

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. 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 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 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. 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.

The Senate has appointed as such committee Messrs. Tennesen, McCutcheon and Keefe, J.

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 Senate File, herewith transmitted:

S. F. No. 2148.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 2148, A bill for an act relating to taxation; providing for the assessment of dwelling units in certain buildings; including cost of water filtration equipment in medical expense deduction; amending Minnesota Statutes 1974, Sections 273.133; and 290.09, Subdivision 10; and Minnesota Statutes, 1975 Supplement, Section 290A.03, Subdivision 12.

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

### SPECIAL ORDERS

S. F. No. 864, A bill for an act relating to hospitalization and commitment; providing for notice to and hearing on request of attending physician or next of kin of patient before discharge; amending Minnesota Statutes 1974, Section 253A.15, by adding a subdivision.

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 133, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 1812 was reported to the House.

Anderson, I., moved to amend S. F. No. 1812 as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. [LAKE OF THE WOODS COUNTY; TELEVISION TRANSLATOR STATION OUTSIDE THE COUNTY.] Notwithstanding the provisions of Minnesota Statutes, Section 375.164, or any other law to the contrary, the county board of the county of Lake of the Woods may appropriate annually from the county general revenue fund an amount necessary to fund the construction, acquisition, improvement and maintenance of a translator station either within or without the county for the purpose of receiving and transmitting television broadcasting signals. The county may acquire, by gift, lease or purchase, any real estate or interest therein upon such terms or conditions, including contracts for deeds, as it shall determine, either within or without the county, for the purpose of establishing and operating a television translator system. No real estate located in another county may be acquired unless the county board of the county in which the real estate is located approves the proposed acquisition.

Sec. 2. [BONDING.] The county may issue bonds in accordance with the provisions of Minnesota Statutes, Chapter 475, for the acquisition, construction or improvement of television translator systems and the acquisition of real estate therefor; provided that no real estate may be acquired or bonds issued for such purposes until approved by a majority of the voters voting upon the question at any regular or special county election.

Sec. 3. [EFFECTIVE DATE.] This act is effective upon approval by the board of county commissioners of Lake of the Woods county and upon compliance with Minnesota Statutes, Section 645.021.



And further, to amend the title as follows:

Page 1, line 2, strike "counties" and insert "county" and strike "and".

Page 1, line 3, strike "Koochiching", strike "each" and insert "the".

The motion prevailed and the amendment was adopted.

S. F. No. 1812, A bill for an act relating to the counties of Lake of the Woods and Koochiching; authorizing each county to acquire real estate for and establish and operate a television translator system either within or without the county.

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 131, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 2011, A bill for an act relating to game and fish; removing lynx from the definition of unprotected animals; authorizing the commissioner of natural resources to establish a season for taking lynx; amending Minnesota Statutes 1974, Sec-

tion 100.27, Subdivision 7; Minnesota Statutes, 1975 Supplement, Sections 100.26, Subdivision 1; and 100.27, Subdivision 3.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 74, and nays 55, as follows:

Those who voted in the affirmative were:

Abeln	Enebo	Kempe, R.	Novak	Smith
Adams, L.	Ewald	Knickerbocker	Patton	Stanton
Arlandson	Faricy	Knoll	Pehler	Suss
Berg	Forsythe	Kostohryz	Petrafeso	Swanson
Berglin	Fugina	Laidig	Philbrook	Tomlinson
Biersdorf	George	Luther	Pleasant	Ulland
Byrne	Hanson	Mangan	Reding	Vanasek
Carlson, A.	Hokanson	McCarron	Schreiber	Vento
Carlson, L.	Jacobs	McCauley	Searle	Volk
Casserly	Jaros	Metzen	Sherwood	Voss
Clark	Jensen	Moe	Sieben, H.	White
Dahl	Johnson, D.	Munger	Sieben, M.	Williamson
Dean	Jude	Neisen	Sieloff	Zubay
Dieterich	Kahn	Nelson	Simoneau	Speaker Sabo
Doty	Kempe, A.	Norton	Skoglund	

Those who voted in the negative were:

Albrecht	Eckstein	Kaley	McCollar	Sarna
Anderson, G.	Eken	Kalis	McEachern	Savelkoul
Anderson, I.	Erickson	Kelly, R.	Menning	Schulz
Beauchamp	Esau	Kelly, W.	Nelsen	Schumacher
Begich	Evans	Ketola	Niehaus	Setzepfandt
Birnstihl	Fjoslien	Kroening	Osthoff	Smogard
Braun	Friedrich	Kvam	Peterson	Spanish
Brinkman	Fudro	Langseth	Prahl	Wenstrom
Carlson, R.	Heinitz	Lemke	Rice	Wenzel
Corbid	Johnson, C.	Lindstrom	St. Onge	Wieser
DeGroat	Jopp	Mann	Samuelson	Wigley

The bill was passed and its title agreed to.

S. F. No. 1932, A bill for an act relating to banking; providing for mailed notice of automatic renewal of time deposits and possible penalties or loss of interest or reduction of interest; amending Minnesota Statutes 1974, Chapter 47, 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 129, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1872, A bill for an act relating to health; providing that persons eligible for medical assistance have free selection of a medical care vendor; amending Minnesota Statutes, 1975 Supplement, Sections 256D.03, Subdivision 3; 261.21, Subdivision 2; and 261.22, Subdivision 2.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 12, as follows:

Those who voted in the affirmative were:

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

Ulland	Volk	White	Zubay	Speaker Sabo
Vanasek	Voss	Wieser		
Vento	Wenzel	Williamson		

Those who voted in the negative were:

Albrecht	Jensen	Kvam	Sieloff	Wigley
Anderson, G.	Jopp	Osthoff	Smith	
Eken	Kelly, R.	Sherwood		

The bill was passed and its title agreed to.

S. F. No. 1820, A bill for an act relating to Marshall county; authorizing the county law library to be supported by certain judicially imposed fee charges.

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

Those who voted in the negative were:

Johnson, C.

The bill was passed and its title agreed to.

Kempe, A., was excused for the remainder of today's session.

S. F. No. 1998 was reported to the House.

Tomlinson moved to amend S. F. No. 1998, as follows:

Page 1, line 15, after "*lists*", insert "*by precinct*".

Page 2, line 6, strike "*of*" and insert "*after*".

Page 2, line 7, strike "*of*" and insert "*after*".

Page 2, line 8, after "*cards*" insert "*after a general election*".

Page 2, line 9, strike "*precinct*".

Page 2, line 21, after "*cost*" strike "*to the auditor*".

Page 2, after line 26, add new sections as follows:

"Sec. 4. Minnesota Statutes 1974, Section 201.081, Subdivision 2, is amended to read:

Subd. 2. The original registration file and the duplicate registration file shall be the record of voters. (THE ORIGINAL REGISTRATION FILE SHALL BE MAINTAINED IN THE OFFICE OF THE COUNTY AUDITOR AND SHALL NOT BE REMOVED EXCEPT ON ORDER OF A COURT OF COMPETENT JURISDICTION.) The *original and duplicate registration (FILE) files* shall be kept in the office of the county auditor or in the office of a person to whom the county auditor has delegated the responsibility of keeping (THE DUPLICATE) *either file and shall not be removed except (WHEN) that the duplicate file (MAY) shall be delivered to the duly authorized judges of election for use on election day.*

Sec. 5. [REPEAL.] *Minnesota Statutes 1974, Section 201.081, Subdivision 3, is repealed.*

Further amend the title: *to change the title of S. F. No. 1998*

Page 1, line 6, after "*subdivision*" insert "; 201.081, Subdivision 2; repealing Minnesota Statutes 1974, Section 201.081, Subdivision 3".

The motion prevailed and the amendment was adopted.

S. F. No. 1998, A bill for an act relating to elections; requiring the county auditor to make available certain voter registration lists; amending Minnesota Statutes 1974, Sections 201.091, Subdivisions 2 and 3, and by adding a subdivision.

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kvam

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

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

S. F. No. 1788 was reported to the House.

Hanson moved to amend S. F. No. 1788, as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. [POLICY.] It is the public policy of this state that:

(1) Funds transfer facilities should provide reliable service to consumers with full protection of privacy of personal financial information;

(2) Funds transfer facilities should not impair the safety and soundness of a person's funds;

(3) Services of funds transfer facilities should be offered in competitive markets at fair prices in a nondiscriminatory manner;

(4) A person or group of persons should not dominate or monopolize the market for services of funds transfer facilities to the detriment of the public interest; and

(5) Regulation of funds transfer facilities should be fair and not unduly impede the development of new technologies which benefit the public.

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purposes of sections 1 to 15, the following terms shall have the meanings given them.

Subd. 2. "Automated teller machine" means an unattended free standing information processing device, located separate and apart from a financial institution's principal office, branch or detached facility, by which, through, or by means of electronic, automated, or mechanical signals or impulses generated through the use of electronic, automated, or mechanical equipment, a customer of a financial institution may complete financial transactions pursuant to an existing contractual agreement.

Subd. 3. "Banking transaction" means disbursing funds under a preauthorized credit agreement, withdrawing or depositing funds from a customer's account, receiving cash or checks, disbursing cash, and transferring funds to or from one or more accounts in financial institutions. A banking transaction may take place either off-line or on-line.

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

Subd. 5. "Consumer banking facility" means either an automated teller machine or a point-of-sale terminal.

Subd. 6. "Financial institution" means a national banking association having its main office in this state or a bank, a savings bank, a savings and loan association, or a credit union established and operating under the laws of this state.

Subd. 7. "Funds transfer facility" means an automated teller machine, a point-of-sale terminal or a transmission facility.

Subd. 8. "Funds transfer organization" means a person who establishes, operates, or makes available in this state one or more transmission facilities.

Subd. 9. "Municipality" means the geographical area within the legal boundaries of any city or organized town located in Minnesota.

Subd. 10. "Person" means an individual, a corporation, a partnership, an association, a joint stock company, a trust, an unincorporated organization, or a financial institution. Person shall not mean a federally chartered credit union or federally chartered savings and loan association.

Subd. 11. "Point-of-sale terminal" means a manned electronic information processing device other than a telephone which is established to either transfer funds to or from one or more accounts in financial institutions or segregate funds in one or more accounts in financial institutions for future transfer, or both; provided, a point-of-sale terminal shall include an electronic information processing device which can be physically attached to a standard telephone and which transfers funds in accordance with the foregoing.

Subd. 12. "Transmission facility" means an information processing facility or device used to receive and retransmit or clear financial transactions which originate from a consumer banking facility and which result in either transferring funds to or from one or more accounts in financial institutions or segregating funds in one or more accounts in financial institutions for future transfer, or both.

Sec. 3. [AUTHORIZATION.] Subdivision 1. Any financial institution may establish and maintain at a specific location with the approval of the commissioner one or more consumer banking facilities for use by its customers, and any person may establish and maintain at a specific location with the approval of the commissioner one or more point-of-sale terminals. Any financial institution may provide for its customers the use of a consumer banking facility by entering into agreement with any person who has been authorized to establish and maintain one or more consumer banking facilities.

Subd. 2. Before installation and operation, or change of location, a consumer banking facility application shall be submitted to the commissioner on a form provided by the commissioner. The application shall state: the location where the consumer banking facility will be installed and operated; the ownership of the business entity for whose sales transactions the consumer banking facility is installed, if applicable; the ownership of the consumer banking facility; and all other information necessary for the commissioner to determine a reasonable fee based upon actual expenditures and a reasonable return on investment. In an application for a point-of-sale terminal if the commissioner finds that the point-of-sale terminal will be properly and safely managed and that the applicant is financially sound and that all information required of the applicant has been furnished, he



shall approve the application within 45 days. In an application for an automated teller machine, if the commissioner finds that: (a) the automated teller machine will be properly and safely managed; (b) the applicant is financially sound; (c) reasonable public demand exists for the terminal; and (d) all information required of the applicant has been furnished, he shall approve the application within 45 days. Failure to approve or disapprove any application within 45 days shall be deemed approval of the application. For each application, a \$100 fee shall be paid to the commissioner. If the \$100 fee is less than the costs actually incurred by the commissioner in approving or disapproving the application, the fee shall be equal to those costs.

Subd. 3. Subject to the procedures in subdivisions 1 and 2, a consumer banking facility may be established and maintained anywhere within a municipality in which no financial institutions or detached facilities are located, or anywhere within a municipality in which at least one financial institution is located; provided a financial institution in that municipality, pursuant to the provisions of this section, has established and maintains or provides the use of one or more consumer banking facility located within that municipality. The location and placement of consumer banking facilities shall not be designed to give or promote an unfair competitive advantage to any financial institution in Minnesota.

Sec. 4. [FUNCTIONS OF A CONSUMER BANKING FACILITY.] Subdivision 1. Consumer banking facilities are limited to the performance of banking transactions and shall not be used to open accounts.

Subd. 2. The methods by which a consumer banking facility performs banking transactions shall be limited to the use of electronic based systems which utilize devices capable of processing electronic information through or by means of which information relating to financial services rendered to the public is stored and transmitted, whether instantaneously or otherwise, to a financial institution and which devices, for activation and account access, are dependent upon the use of a machine readable instrument in the possession and control of the holder of an account with a financial institution. Any customer of a financial institution who has lost or has had stolen his or her machine readable instrument shall not be liable for any unauthorized use of the instrument which occurs after the financial institution has been notified of its disappearance. The financial institution shall be liable for its customer's losses caused by such use to the extent that they exceed the lesser of \$50 or the amount of money obtained thereby within the period of time equal to the financial institution's statement period.

Subd. 3. A point-of-sale terminal shall be operated exclusively by a person who is not employed by any financial institution,

any financial institution holding company, or subsidiary thereof. Persons assisting customers of financial institutions at the site of the point-of-sale terminal may be trained by employees of a financial institution, financial institution holding company, or subsidiary thereof. Nothing in this section shall be construed to prohibit periodic servicing of a point-of-sale terminal by an employee of a financial institution, financial institution holding company, or subsidiary thereof.

Sec. 5. [TRANSMISSION FACILITY.] Subdivision 1. A person may establish a transmission facility in this state upon approval by the commissioner. A transmission facility which is used by or made available to any kind of financial institution shall be made available to all other financial institutions upon request of other financial institutions and agreement by the financial institutions to pay reasonable fees based upon actual expenditures in establishing and maintaining the transmission facility and a reasonable return on investment as determined by the commissioner.

Subd. 2. Before installation and operation, a transmission facility application shall be submitted to the commissioner on a form provided by the commissioner. The application shall state the location at which the transmission facility will be operated, the ownership of the transmission facility, and all other information necessary for the commissioner to determine a reasonable fee based upon actual expenditures and a reasonable return on investment. If the commissioner finds that the facility will be properly and safely managed, the applicant is financially sound, and all information required by the commissioner has been furnished by the applicant, he shall approve the application within 120 days. Otherwise, the commissioner shall disapprove the application within 120 days. Failure by the commissioner to act within 120 days shall be deemed approval of the application. For each application, a \$500 fee shall be paid to the commissioner. If the \$500 fee is less than the costs actually incurred by the commissioner in approving or disapproving the application, the fee shall be equal to those costs.

Sec. 6. [ESTABLISHMENT, MAINTENANCE AND USE OF A CONSUMER BANKING FACILITY.] Subdivision 1. The person holding legal title to a consumer banking facility located in Minnesota, exclusive of any supporting equipment, structure or system, shall limit its use to the performance of banking transaction for customers of Minnesota financial institutions. The authority of third parties referred to in this act is limited to ownership, operation and maintenance of consumer banking facilities and any supporting equipment, structures or systems, and nothing in sections 3 to 14 shall be construed to authorize any person, other than a financial institution, to engage in the business authorized to financial institutions. Any service corporation that affords to a financial institution the use of a consumer banking facility may be examined whenever the com-

missioner deems it necessary. The service corporation shall pay examination fees as determined by the commissioner.

Subd. 2. A consumer banking facility which is used by or made available to any financial institution shall be made available to all other financial institutions upon request of other financial institutions and agreement by the financial institutions to pay reasonable fees based upon actual expenditures in establishing and maintaining the consumer banking facility and a reasonable return on investment as determined by the commissioner. Any financial institution requesting to share a consumer banking facility shall conform to reasonable technical operation standards established by the facility provider and approved by the commissioner.

Sec. 7. [ADVERTISING.] No advertisement by a person which relates to a consumer banking facility may be inaccurate or misleading with respect to such a facility. Except with respect to direct mailings by financial institutions to their customers, the advertising of rate of interest paid on accounts in connection with consumer banking facilities is prohibited. Any advertisement, either on or off the site of a consumer banking facility, promoting the use or identifying the location of a consumer banking facility, which identifies any financial institution, group or combination of financial institutions, or third parties as owning or providing for the use of its services, is prohibited. The following shall be expressly permitted:

(1) A simple directory listing placed at the site of a consumer banking facility identifying the particular financial institution using its services;

(2) The use of a generic name, either on or off the site of a consumer banking facility, which does not promote or identify any particular financial institution, group or combination of financial institutions, or any third parties; and

(3) Media advertising or direct mailing of information by a financial institution identifying locations of consumer banking facilities and promoting their usage.

Sec. 8. [CONSUMER PRIVACY.] Subdivision 1. To protect the privacy of people using funds transfer facilities, information received by or processed through such facilities shall be treated and used only in accordance with applicable law relating to the dissemination and disclosure of such information. The person operating a funds transfer facility shall take such steps as are reasonably necessary to safeguard the confidentiality of any information received or obtained about a customer or his account by any person manning a funds transfer facility.

Subd. 2. Every person operating pursuant to sections 3 to 14 shall supply information to customers using funds transfer

facilities regarding the consumer protection policies of the person, including the rights and liabilities of the customer and the customer's protection against wrongful or accidental disclosure of confidential information.

Subd. 3. Every person operating pursuant to sections 3 to 14 shall maintain reasonable procedures to minimize losses to financial institution customers from unauthorized withdrawals from the customers' accounts by use of a funds transfer facility.

Subd. 4. Any customer of a financial institution may bring a civil action against any person violating the provisions of this section in district court in the county in which the alleged violator resides or has his principal place of business, or in the county wherein the alleged violation occurred. Upon adverse adjudication, the defendant shall be liable for actual damages, or \$500, whichever is greater, together with court costs and reasonable attorneys' fees incurred by the plaintiff. The court may provide such equitable relief as it deems necessary or proper, including enjoining the defendant from further violations of this section.

Sec. 9. [EXAMINATION.] A funds transfer organization or a person establishing a consumer banking facility may be examined when the commissioner deems it necessary. The examination shall include a determination of whether the person being examined discriminates against any financial institution, directly by limiting access to shared systems and their use, or indirectly by charging unreasonable fees. For each examination, a fee in an amount determined by rule shall be paid to the commissioner.

Sec. 10. [FUNDS TRANSFER ORGANIZATION REPORT.] A funds transfer organization shall report its financial condition at least annually before March 15 for the previous calendar year on forms provided by, or acceptable to, the commissioner. The commissioner may require more frequent or additional reports as he deems necessary. Agreements relating to the use of funds transfer facilities entered into between a funds transfer organization and a person establishing a consumer banking facility or commercial business, or between a person establishing a consumer banking facility and any other financial institution or commercial business, including fee and rental agreement, and amendments, modifications, and extensions thereof, shall be filed with the commissioner within 30 days after their respective dates of execution. A funds transfer organization or person who fails to file a report or document when due, unless excused for cause by the commissioner, shall be fined \$100 for each day of delinquency.

Sec. 11. [ANTI-TRUST.] No person or funds transfer organization engaged in funds transfer facility activities shall contract, combine, or conspire to restrain trade in the market for

funds transfer facilities, or engage in anti-competitive practices to the detriment of the public interest. Notwithstanding Minnesota Statutes, Section 325.8017, Subdivision 2, the provisions of sections 325.8011 to 325.8028 shall apply to persons and funds transfer organizations engaged in funds transfer facility activities.

Sec. 12. [RULES AND REGULATIONS.] The commissioner may promulgate such rules and regulations as are reasonably necessary to carry out and make effective the provisions and purposes of sections 3 to 15 pursuant to Minnesota Statutes, Chapter 15.

Sec. 13. [SECURITY.] Every owner of a consumer banking facility and every financial institution using a consumer banking facility shall adopt and maintain safeguards to insure the safety of funds, items and other information, which safeguards shall include security devices consistent with the minimum requirements specified under the Federal Bank Protection Act or such alternative security precautions as are approved by the commissioner.

Sec. 14. [APPLICATION TO PERSONS WHO SELL GOODS OR SERVICES AT RETAIL.] Subdivision 1. Notwithstanding the foregoing, nothing in sections 3 to 15 shall be deemed to prohibit a person primarily engaged in the business of selling goods or services at retail who operates a point-of-sale terminal or transmission facility from limiting his contractual agreement with any financial institution to only one or more types of banking transaction which, except in the case of any open-end type of consumer credit sales plan, agreement and arrangement, such person shall make available upon request to any other financial institution on a nondiscriminatory basis.

Subd. 2. Nothing in sections 3 to 15 shall prohibit a person primarily engaged in the business of selling goods or services at retail from establishing or operating a point-of-sale terminal or transmission facility to perform any internal business activities, including the extension of credit as authorized by law.

Subd. 3. A point-of-sale terminal or transmission facility operated by a person primarily engaged in the business of selling goods or services at retail may be examined by the commissioner as to any banking transaction by, with or involving a financial institution solely for the purpose of reconciling accounts and verifying the security and accuracy of such point-of-sale terminal or transmission facility, and all facts and information obtained in the course of such examination shall not be disclosed except as otherwise provided by law.

Sec. 15. [VIOLATIONS; PENALTIES; HEARING.] A violation of sections 3 to 14 shall be subject to penalties ap-

plicable to violations of laws affecting financial institutions. In addition, violations of sections 3 to 14 may be enjoined by a civil action by any aggrieved financial institution or by the commissioner. Unsafe, unsound, unfair, or discriminatory practices in connection with funds transfer facilities shall be deemed a violation of sections 3 to 14. If a violation continues 15 days after service of a notice by the commissioner of his intention to revoke a person's approval to operate a funds transfer facility, the commissioner may revoke such approval. Any party aggrieved by a revocation may request a hearing. Within 45 days the commissioner shall hold a hearing pursuant to Minnesota Statutes, Chapter 15.

No revocation shall be effective until after a hearing if a hearing is requested. Notwithstanding Minnesota Statutes, Section 15.052, Subdivision 6, all costs of the hearing shall be paid by the aggrieved party.

Sec. 16. [EFFECTIVE DATE.] This act shall become effective October 1, 1976.

Further amend the title as follows:

Delete it in its entirety and insert the following:

"A bill for an act relating to financial institutions; authorizing funds transfer facilities; providing penalties."

The motion prevailed and the amendment was adopted.

Sieloff moved to amend S. F. No. 1788, as amended, as follows:

Page 5, line 13, after the period insert "A financial institution located in a municipality may establish and maintain a consumer banking facility in such municipality without regard to the preceding sentence."

The motion prevailed and the amendment was adopted.

Dieterich moved to amend S. F. No. 1788, as amended, as follows:

Page 6, line 29, after "facility" strike the balance of the line.

Page 6, strike line 30.

Page 6, line 31, strike "commissioner".

Page 7, line 7, after "expenditures" strike the balance of the line.

Page 7, line 8, strike "investment".

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

S. F. No. 1788, A bill for an act relating to banks and banking; authorizing consumer banking facilities and credit union facilities; providing penalties; amending Minnesota Statutes 1974, Chapter 52, 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 79, and nays 48, as follows:

Those who voted in the affirmative were:

Abeln	Corbid	Kahn	Munger	Sieloff
Adams, L.	Dean	Kaley	Neisen	Simoneau
Adams, S.	Doty	Kelly, R.	Nelson	Skoglund
Albrecht	Eckstein	Kelly, W.	Norton	Smogard
Anderson, G.	Enebo	Ketola	Novak	Stanton
Arlandson	Ewald	Knickerbocker	Patton	Suss
Berg	Faricy	Knoll	Pehler	Swanson
Biersdorf	Forsythe	Laidig	Petraleso	Tomlinson
Birnstihl	Friedrich	Langseth	Philbrook	Ulland
Brinkman	George	Lindstrom	Pleasant	Vento
Byrne	Hanson	Luther	Reding	Voss
Carlson, A.	Haugerud	McCarron	St. Onge	Wenstrom
Carlson, L.	Hokanson	McCauley	Schreiber	Wieser
Casserly	Jacobs	McCollar	Schulz	Williamson
Clark	Jensen	McEachern	Schumacher	Speaker Sabo
Clawson	Jude	Metzen	Setzepfandt	

Those who voted in the negative were:

Anderson, I.	Esau	Kalis	Niehaus	Sieben, H.
Begich	Fjoslien	Kostohryz	Parish	Sieben, M.
Berglin	Fudro	Kroening	Peterson	Smith
Braun	Fugina	Kvam	Prahl	Spanish
Carlson, R.	Graba	Lemke	Rice	Vanasek
Dahl	Heinitz	Mangan	Samuelson	Wenzel
DeGroat	Jaros	Mann	Sarna	White
Dieterich	Johnson, C.	Menning	Savelkoul	Wigley
Eken	Johnson, D.	Moe	Searle	
Erickson	Jopp	Nelsen	Sherwood	

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

S. F. No. 2251, A bill for an act relating to crime victims reparations; authorizing a claim to be filed within one year of the time when it could have been reasonably made; amending Minnesota Statutes 1974, Section 299B.03, Subdivision 2.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1838, A bill for an act relating to crimes; accusation; increasing the limitation on time in which an indictment for offering of bribes to or acceptance of bribes by public officers or employees may be found; amending Minnesota Statutes 1974, Section 628.26.

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



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

The bill was passed and its title agreed to.

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

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 132, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and title agreed to.

S. F. No. 2177 was reported to the House.

Beauchamp moved to amend S. F. No. 2177, as follows:

Page 2, line 15, after "age" strike "for a period of one year not to".

Page 2, line 16, strike "extend beyond".

Page 2, line 16, strike the new language.

Page 2, line 18, restore the stricken language and, further, strike the new language.

Page 2, line 19, delete the new language.

Page 2, line 21, delete the new language.

Page 2, lines 22 and 23, delete the new language.

Page 15, after line 23, insert a section to read:

"Sec. 14. Minnesota Statutes, 1975 Supplement, Section 353.01, Subdivision 6, is amended to read:

Subd. 6. [GOVERNMENTAL SUBDIVISION.] "Governmental subdivision" means a county, city, town, school district within this state, or a department or unit of state government, the League of Minnesota Municipalities, or any public body whose revenues are derived from taxation, fees, assessments or from other sources, but does not mean any municipal housing and redevelopment authority organized under the provisions of sections 462.415 to 462.711; or any port authority organized pursuant to chapter 458; (OR ANY SOIL CONSERVATION DISTRICT ORGANIZED PURSUANT TO CHAPTER 40;) or any hospital district organized or reorganized prior to July 1, 1975 pursuant to legislation enacted by the 1959 Legislature."

Pages 15, 16, and 17, delete all of section 14.

Page 18, after line 6, insert a section to read:

"Sec. 17. Minnesota Statutes 1974, Chapter 353, is amended by adding a section to read:

[353.019] [SOIL AND WATER CONSERVATION DISTRICT EMPLOYEES.] *Subdivision 1. From and after July 1, 1976, all employees of a soil and water conservation district shall become members of the public employees retirement association coordinated fund, unless specifically exempt under section 353.01, subdivision 2b.*

*Subd. 2. [PURCHASE OF PRIOR SERVICE CREDIT.] Any full time employee of a soil and water conservation district*

*covered by the retirement association after July 1, 1976, who was so employed prior to July 1, 1976, and who was excluded from coverage by the retirement association for such prior full time service shall be allowed to obtain allowable service credit for such service by (a) paying to the retirement association an employee contribution equal to four percent of covered salary in effect when such service was rendered plus interest at the rate of six percent per annum compounded annually from the year of purchase to the date payment is made; (b) the member at the same time shall pay additionally an amount equal to five and one half percent of covered salary in effect when such service was rendered plus interest at the rate of six percent per annum compounded annually from the year of purchase to the date payment is made; provided the employing soil and water conservation district may, in its sole discretion, for all its employees electing to make payment hereunder, pay the retirement association the obligation under (b). Payment must be made in one lump sum prior to July 1, 1978, or prior to termination of public service whichever is earlier, and no allowable service with respect to such payment shall be credited to the employee's account until payment is received by the retirement association."*

Pages 19 and 20, delete all of sections 18 and 19.

Page 26, after line 13, insert:

"Sec. 30. Minnesota Statutes, 1975 Supplement, Section 354.-44, Subdivision 1a, is amended to read:

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

Sec. 31. Minnesota Statutes, 1975 Supplement, Section 354A.-21, is amended to read:

354A.21 [MANDATORY RETIREMENT; PROPORTIONATE ANNUITY.] Notwithstanding the provisions of sections

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

Page 26, delete all of section 31.

Page 27, line 2, delete "1977" and insert "1978".

Renumber sections in sequence.

Further, amend the title as follows:

Page 1, line 10, delete "providing for privacy of".

Page 1, delete all of lines 11, 12, and 13.

Page 1, line 21, delete "16,".

Page 1, lines 22 and 23, delete ", and by adding a subdivision".

Page 1, line 27, after "section;" insert "Chapter 353, by adding a section;".

Page 1, line 28, delete "sections" and insert "a section".

Page 1, line 31, delete the first "Subdivision" and insert "Subdivisions 6 and".

Page 1, line 31, delete "353.03, Subdivision 2a;".

Page 1, line 32, after "7;" insert "354.44, Subdivision 1a; 354A.21;".

The motion prevailed and the amendment was adopted.

Faricy moved to amend S. F. No. 2177, as amended, as follows:

Page 13, delete lines 5 to 13.

The motion prevailed and the amendment was adopted.

Vento moved to amend S. F. No. 2177, as amended, as follows:

Page 2, line 30 to page 3, line 29, delete Section 2 from the bill.

Further, in the title, Page 1, line 18, delete "subdivisions 2A and" and insert "subdivision".

The motion prevailed and the amendment was adopted.

S. F. No. 2177, A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; providing for a medical adviser in disability cases; inclusions and exclusions under the Minnesota state retirement system; mandatory retirement age for correctional officers; miscellaneous amendments to the elective state officers retirement plan and the unclassified employees retirement plan; providing for privacy of individual retirement data; providing for release of necessary data to governmental agencies; requiring an annual report to the legislature; excluding overtime payments for pension purposes; service credit for teachers on parental or maternity leave; elections to receive a combined service annuity; amending Minnesota Statutes 1974, Sections 352.01, Subdivisions 2A and 2B; 352C.02, Subdivisions 2, 3, and by adding a subdivision; 352C.04, Subdivisions 1 and 2a; 352C.05; 352C.09, Subdivision 1; 353.01, Subdivisions 2b, 16, and 30; 353.03, Subdivision 1, and by adding a subdivision; 353.27, Subdivision 7; 353.30, Subdivision 3; 353.33, Subdivision 11, and by adding subdivisions; 353.34, Subdivision 6; 353.35; 353.656, Subdivision 6; Chapter 352C, by adding a section; Chapter 354, by adding a section; Chapter 356, by adding sections; and Minnesota Statutes, 1975 Supplement, Sections 43.051, Subdivision 3; 352D.02, Subdivision 1; 353.01, Subdivision 24; 353.03, Subdivision 2a; 353.15; and 353.29, Subdivision 7; and repealing Minnesota Statutes 1974, Section 352C.04, Subdivisions 2 and 2b.

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 121, and nays 0, as follows:

Those who voted in the affirmative were:

Abeln	Begich	Carlson, A.	Dean	Erickson
Adams, L.	Berg	Carlson, L.	DeGroat	Evans
Adams, S.	Berglin	Carlson, R.	Dieterich	Ewald
Anderson, G.	Biersdorf	Casserly	Doty	Faricy
Anderson, I.	Birnsthil	Clark	Eckstein	Fjoslien
Arlandson	Braun	Corbid	Eken	Forsythe
Beauchamp	Byrne	Dahl	Enebo	Fudro

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

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

S. F. No. 687, A bill for an act relating to credit unions; allowing credit union members to vote by mail for officers and amendments; allowing credit unions certain powers with respect to dividends; amending Minnesota Statutes 1974, Sections 52.02; 52.07 and 52.18.

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

The bill was passed and its title agreed to.

S. F. No. 1848 was reported to the House.

Sieloff moved to amend S. F. No. 1848, as follows:

Page 2, line 27, before "and" insert "(3) the fidelity and surety bond account"; strike the existing "(3)" and insert "(4)".

After line 29, insert a new Section 5 as follows:

"Sec. 5. Minnesota Statutes 1974, Section 60C.05, Subdivision 1 is amended to read:

60C.05 [POWERS AND DUTIES OF THE ASSOCIATION]  
Subdivision 1. The association shall:

(a) Be deemed the insurer to the extent of its obligation on the covered claims. The claims found by the board of directors to be covered shall be paid out of available funds after they have been approved or settled under Minnesota Statutes, Section 60B.45, Subdivision 2, and Section 60B.58, Subdivision 2, or the corresponding laws of another jurisdiction, subject to the board's power to reduce the amount of or reject the award under section 60C.10.

(b) Allocate claims paid and expenses incurred among the (THREE) four accounts and assess member insurers separately for each account the amounts necessary to pay the obligations of the association under clause (a), the expenses of handling covered claims, the cost of examinations under section 60C.15 and other expenses authorized by laws 1971, Chapter 145.

(c) Notify the persons as the commissioner directs under Laws 1971, Chapter 145.

(d) Handle claims through its employees or through one or more insurers or other persons designated as servicing facilities. Designation of a servicing facility is subject to the approval of the commissioner, but the designation may be declined.

(e) Reimburse each servicing facility for obligations of the association paid by the facility and for expenses incurred by the facility while handling claims on behalf of the association and shall pay the other expenses of the association authorized by Laws 1971, Chapter 145.

(f) Notify each member insurer of its assessment not later than 30 days before it is due.

Renumber Section 5 as Section 6 and Section 6 as Section 7.

Add a new section at the end of the bill as follows:

Sec. 8. Minnesota Statutes 1974, Section 60C.18, is amended to read:

**60C.18 [RECOGNITION OF ASSESSMENTS IN RATES.]**  
The rates and premiums charged for insurance policies *and fidelity and surety bonds* to which (LAWS 1971, CHAPTER 145) *this chapter* applies may include amounts sufficient to recoup a sum equal to the amounts paid to the association by the member insurer less any amounts returned to the member insurer by the association. The rates shall not be deemed excessive because they contain an amount reasonably calculated to recoup assessments paid by the member insurer."

Amend the title on Page 1, line 6, by inserting after "60C.04;" the words "60C.05, Subdivision 1;" and at the end of line 7 by changing the period to a semicolon and adding "60C.18."

The motion prevailed and the amendment was adopted.

Sieloff moved to amend S. F. No. 1848, as amended, as follows:

Page 2, line 26, strike "three" and insert "four".

The motion prevailed and the amendment was adopted.

S. F. No. 1848, bill for an act relating to insurance; including surety bonds within the scope of the Minnesota insurance guaranty association act; amending Minnesota Statutes 1974, Sections 60C.02, Subdivisions 1 and 2; 60C.03, Subdivision 4; 60C.04; 60C.09, Subdivision 1; 60C.14, Subdivision 2.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

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



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

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

S. F. No. 1865, bill for an act relating to insurance; providing a countersignature commission; amending Minnesota Statutes 1974, Section 60A.17, Subdivision 3.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 4, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Jensen	Lindstrom	Vanasek	Vento
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The bill was passed and its title agreed to.

S. F. No. 1552 was reported to the House.

Hanson moved to amend S. F. No. 1552, the unofficial engrossment, as follows:

Page 1, line 16 after "are" insert "*and who may be*".

The motion prevailed and the amendment was adopted.

Faricy moved to amend S. F. No. 1552, the unofficial engrossment, as follows:

Page 1, line 15, after "*deficient,*" insert "*physically handicapped,*".

Page 2, line 2, after "*deficient,*" insert "*physically handicapped,*".

The motion prevailed and the amendment was adopted.

S. F. No. 1552, A bill for an act relating to public welfare; pertaining to the development of community based residential care facilities for the mentally ill, mentally deficient and drug dependent through the housing finance agency; amending Minnesota Statutes 1974, Sections 462A.02, by adding a subdivision; 462A.03, Subdivision 7, and by adding subdivisions.

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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

Simoneau	Stanton	Ulland	Wenstrom	Wigley
Skoglund	Suss	Vanasek	Wenzel	Williamson
Smith	Swanson	Vento	White	Zubay
Smogard	Tomlinson	Voss	Wieser	Speaker Sabo

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

#### MOTION FOR RECONSIDERATION

Faricy moved that the vote whereby S. F. No. 1552, as amended, was passed be now reconsidered. The motion prevailed.

Faricy moved that the action whereby S. F. No. 1552 was given its third reading, as amended, be now reconsidered. The motion prevailed.

S. F. No. 1552, as amended, was reported to the House.

Faricy moved to amend S. F. No. 1552, the unofficial engrossment, as follows:

Page 2, line 29, after "*deficient*," insert "*physically handicapped*,".

The motion prevailed and the amendment was adopted.

S. F. No. 1552, A bill for an act relating to public welfare; pertaining to the development of community based residential care facilities for the mentally ill, mentally deficient and drug dependent through the housing finance agency; amending Minnesota Statutes 1974, Sections 462A.02, by adding a subdivision; 462A.03, Subdivision 7, and by adding subdivisions.

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

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

Those who voted in the affirmative were:

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

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

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

S. F. No. 1635, A bill for an act relating to real estate; changing the name of register of deeds and office of register of deeds to county recorder and office of county recorder.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Jensen                  McCarron                  Norton

The bill was passed and its title agreed to.

S. F. No. 1619 was reported to the House.

Casserly moved to amend S. F. No. 1619, the unofficial engrossment, as follows:

Delete the title in its entirety and insert:

"A bill for an act relating to consumer protection; repealing certain obsolete provisions; increasing the penalty for selling or giving away poisonous liquor; regulating certain consumer credit sales; requiring unit pricing; providing penalties; amending Minnesota Statutes 1974, Sections 340.71 and 340.942; repealing Minnesota Statutes 1974, Sections 340.38; 340.70; 340.76; 340.77; 340.79; 340.80; 340.83; 340.87; 340.88; 340.89; 340.90; 340.91; 340.92; and 340.93."

The motion prevailed and the amendment was adopted.

Begich moved to amend S. F. No. 1619, the unofficial engrossment, as follows:

Page 5, line 31, after "felony" insert ", provided that notwithstanding any general law to the contrary, all cities shall be authorized to permit the sale of non-poisonous intoxicating liquor on-sale by licensed establishments on July 4, 1976 to consumers on a cash or open or closed-end credit basis and in packages of any price and size".

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 80, and nays 38, as follows:

Those who voted in the affirmative were:

Abeln	Corbid	Jude	Norton	Sieben, H.
Adams, L.	Eckstein	Kalis	Novak	Sieben, M.
Adams, S.	Eken	Kelly, W.	Osthoff	Sieloff
Anderson, G.	Enebo	Knickerbocker	Patton	Simoneau
Anderson, I.	Evans	Kostohryz	Pehler	Smith
Arlandson	Ewald	Lemke	Petraseso	Spanish
Begich	Faricy	Lindstrom	Philbrook	Stanton
Berg	Friedrich	Luther	Rice	Suss
Biersdorf	Fudro	Mangan	St. Onge	Swanson
Birnstihl	Fugina	Mann	Sarna	Tomlinson
Braun	George	McCollar	Savelkoul	Vento
Brinkman	Haugerud	McEachern	Schreiber	Voss
Carlson, L.	Heinitz	Metzen	Schulz	Wenzel
Casserly	Jacobs	Moe	Schumacher	White
Clark	Jaros	Neisen	Searle	Wigley
Clawson	Jensen	Niehaus	Setzepfandt	Speaker Sabo

Those who voted in the negative were:

Albrecht	Byrne	Carlson, R.	DeGroat	Doty
Beauchamp	Carlson, A.	Dean	Dieterich	Erickson

Esau	Johnson, C.	Kroening	Munger	Ulland
Fjoslien	Johnson, D.	Kvam	Nelsen	Wenstrom
Forsythe	Kahn	Laidig	Prahl	Wieser
Graba	Kaley	Langseth	Sherwood	Zubay
Hanson	Kelly, R.	McCarron	Skoglund	
Hokanson	Kempe, R.	Menning	Smogard	

The motion prevailed and the amendment was adopted.

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

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 75, and nays 50, as follows:

Those who voted in the affirmative were:

Abeln	Dieterich	Kelly, R.	Nelson	Sieben, H.
Adams, L.	Eckstein	Kelly, W.	Norton	Sieben, M.
Arlandson	Enebo	Ketola	Novak	Simoneau
Begich	Faricy	Knoll	Osthoff	Skoglund
Berg	Fudro	Kostohryz	Parish	Stanton
Berglin	Fugina	Kroening	Pehler	Suss
Biersdorf	George	Laidig	Petrafeso	Swanson
Braun	Hanson	Lemke	Philbrook	Tomlinson
Byrne	Hokanson	Lindstrom	Prahl	Ulland
Carlson, A.	Jacobs	Luther	Reding	Vanasek
Carlson, L.	Jaros	Mangan	Rice	Vento
Cassery	Jensen	McCollar	St. Onge	Voss
Clark	Johnson, D.	Moe	Sarna	Wenzel
Clawson	Jude	Munger	Schulz	Williamson
Corbid	Kahn	Neisen	Setzepfandt	Speaker Sabo

Those who voted in the negative were:

Adams, S.	Doty	Heinitz	McCauley	Searle
Albrecht	Eken	Johnson, C.	Menning	Sherwood
Anderson, G.	Erickson	Kaley	Metzen	Sieloff
Anderson, I.	Esau	Kalis	Nelsen	Smith
Beauchamp	Evans	Kempe, R.	Niehaus	Smogard
Birnstihl	Ewald	Knickerbocker	Peterson	Wenstrom
Brinkman	Fjoslien	Kvam	Pleasant	White
Carlson, R.	Forsythe	Langseth	Savelkoul	Wieser
Dean	Friedrich	Mann	Schreiber	Wigley
DeGroat	Graba	McCarron	Schumacher	Zubay

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

S. F. No. 1821, A bill for an act relating to civil service; providing for the status of persons holding positions changed to the

unclassified service; amending Minnesota Statutes, 1975 Supplement, Section 43.09, Subdivision 2a.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1841 was reported to the House.

Zubay moved to amend S. F. No. 1841, as amended by the House of Representatives March 17, 1976, the unofficial engrossment, as follows:

Page 5, after line 13, insert:

"Subd. 6. Each person appointed to a position who has contributed a total of more than \$100 to political campaigns of the appointing officer in the prior four years shall disclose the fact in the manner required by the secretary of state."

A roll call was requested and properly seconded.

## POINT OF ORDER

Sieben, H., raised a point of order pursuant to Rule 3.9 that the Zubay amendment was out of order. The Speaker ruled the point of order not well taken.

Anderson, G., moved to amend the Zubay amendment to S. F. No. 1841, as follows:

Page 1, line 6, delete "\$100" and insert "\$200".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Anderson, G., amendment to the Zubay amendment and the roll being called, there were yeas 79, and nays 48, as follows:

Those who voted in the affirmative were:

Anderson, G.	Eken	Ketola	Novak	Simoneau
Anderson, I.	Enebo	Knoll	Osthoff	Skoglund
Arlandson	Fudro	Kostohryz	Parish	Smith
Beauchamp	Fugina	Kroening	Patton	Smogard
Begich	George	Langseth	Pehler	Stanton
Berg	Graba	Lemke	Petrafeso	Suss
Berglin	Hanson	Lindstrom	Reding	Tomlinson
Birnstihl	Jacobs	McCarron	Rice	Vanasek
Braun	Jaros	McCollar	St. Onge	Vento
Brinkman	Johnson, C.	McEachern	Samuelson	Voss
Carlson, R.	Jude	Metzen	Sarna	Wenstrom
Casserly	Kahn	Moe	Schumacher	Wenzel
Clark	Kalis	Munger	Setzepfandt	White
Clawson	Kelly, R.	Neisen	Sherwood	Williamson
Corbid	Kelly, W.	Nelson	Sieben, H.	Speaker Sabo
Eckstein	Kempe, R.	Norton	Sieben, M.	

Those who voted in the negative were:

Abeln	Doty	Hokanson	McCauley	Schulz
Adams, L.	Erickson	Jensen	Menning	Searle
Adams, S.	Esau	Johnson, D.	Nelsen	Sieloff
Albrecht	Evans	Kaley	Niehaus	Swanson
Biersdorf	Ewald	Knickerbocker	Peterson	Ulland
Byrne	Faricy	Kvam	Philbrook	Wieser
Carlson, A.	Fjoslien	Laidig	Pleasant	Wigley
Carlson, L.	Forsythe	Luther	Prahl	Zubay
Dean	Friedrich	Mangan	Savelkoul	
DeGroat	Heinitz	Mann	Schreiber	

The motion prevailed and the amendment to the amendment was adopted.

Anderson, I., moved to amend the Zubay amendment to S. F. No. 1841, as follows:

Page 1, line 7, delete "of the appointing officer".



The motion prevailed and the amendment to the amendment was adopted.

The question recurred on the adoption of the Zubay amendment, as amended, and the roll being called, there were yeas 111, and nays 13, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Begich	Fugina	Kahn	Sieben, H.	Speaker Sabo
Berg	Graba	Lindstrom	Vanasek	
Eken	Jaros	Rice	Voss	

The motion prevailed and the amendment, as amended, was adopted.

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

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

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

Those who voted in the affirmative were:

Abeln	Anderson, G.	Begich	Birnstihl	Carlson, A.
Adams, L.	Anderson, I.	Berg	Braun	Carlson, L.
Adams, S.	Arlandson	Berglin	Brinkman	Carlson, R.
Albrecht	Beauchamp	Biersdorf	Byrne	Casserly

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

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

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

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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

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

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

Thos who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1188 was reported to the House.

There being no objection, S. F. No. 1188 was continued on Special Orders for one day.

S. F. No. 2223 was reported to the House.

Savelkoul moved to amend S. F. No. 2223, the unofficial engrossment as follows:

Page 3, line 5, delete the "." and insert ", provided that notwithstanding any charter provision or any other law to the contrary, no general obligation bonds shall be issued hereunder until approved by a majority of the electors of the city of Albert Lea voting on the question at a general or special election."

The motion prevailed and the amendment was adopted.

Zubay moved to amend S. F. No. 2223, the unofficial engrossment, as follows:

Page 3, line 31, delete "this act" and insert "sections 1 to 4".

Page 4, line 12, delete "this act" and insert "sections 1 to 4".

Page 4, line 14, delete "This act takes" and insert "Sections 1 to 4 take".

Page 4, after line 16, insert:

"Sec. 6. [ROCHESTER, CITY OF; HOUSING AND RE-DEVELOPMENT AUTHORITY; MEMBERS AND TERMS.] Notwithstanding Minnesota Statutes, Section 462.425, Subdivision 5, the housing and redevelopment authority of the city of Rochester shall consist of seven commissioners. The existing terms and present membership of the housing and redevelopment authority shall not be affected, and shall continue as provided by law. The two additional commissioners appointed shall be appointed for initial terms expiring June 1, 1980 and June 1, 1981, respectively.

Sec. 7. [EFFECTIVE DATE.] Sections 6 and 7 shall become effective upon approval by a majority of the governing body of the city of Rochester, and upon compliance with Minnesota Statutes, Section 645.021."

Further, amend the title.

Page 1, line 2, delete "the city of Albert Lea" and insert "local government".

Page 1, line 3, delete the semicolon and insert "and".

Page 1, line 5, before the period insert "in the city of Albert Lea; increasing the membership of and providing terms for the housing and redevelopment authority of the city of Rochester".

The motion prevailed and the amendment was adopted.

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

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

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Johnson, D. McCarron

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

S. F. No. 2151 was reported to the House.

Reding moved to amend S. F. No. 2151, as follows:

Page 1, after line 13 insert:

"Sec. 2. Minnesota Statutes 1974, Section 168.31, Subdivision 3, is amended to read:

Subd. 3. [PENALTIES, LIMITATIONS; FILINGS.] The penalty for failure or delay in registering or re-registering and paying the registration tax shall not be more than one-half the annual tax and in no event more than a total of \$2.50. *An owner who files his application after March 31, and whose vehicle has not been operated during the calendar year to the date of application may so state to the registrar who shall then waive the penalty for failure to re-register before January 11. The waiver of penalty does not apply to vehicles required to be registered under section 168.017.*

A filing with, or delivery to the registrar of any application, notice, certificate or plates as required by this section shall be construed to be within the requirements of this section if made to the registrar or his deputy at an office maintained therefor or if deposited in the mail or with a carrier by express with postage or carriage charge prepaid, and properly addressed to the registrar within ten days after the transfer of ownership or other occurrence upon which this section provides for such filing or delivery."

Page 1, line 14, strike "2. *This act*" and insert "3. *Section 1*".

Page 1, line 15, after "*years*" insert "*and section 2 is effective the day following final enactment*".

Further amend the title as follows:

Page 1, line 4, after the semicolon delete "amending" and insert "waiving the penalty for certain vehicles in storage; amending Minnesota Statutes 1974, Section 168.31, Subdivision 3; and".

The motion prevailed and the amendment was adopted.

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

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

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

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

S. F. No. 1906 was reported to the House.

There being no objection, S. F. No. 1906 was continued on Special Orders for one day.

S. F. No. 1570, A bill for an act relating to insurance; providing that the same priorities of security for payment of basic economic loss benefits apply to school buses as to non-commercial motor vehicles under the Minnesota no fault insurance act; amending Minnesota Statutes 1974, Section 65B.47, Subdivision 1.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Rice

The bill was passed and its title agreed to.

S. F. No. 1753, A bill for an act relating to financial institutions; requiring insurance for accounts in credit unions and savings associations; requiring a certificate of approval; amending Minnesota Statutes 1974, Section 51A.23 by adding subdivisions; and Chapter 52 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 127, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albrecht

The bill was passed and its title agreed to.

S. F. No. 1780, A bill for an act relating to credit unions; allowing credit unions to permit draft withdrawals by their members; amending Minnesota Statutes 1974, Section 52.04.

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

The bill was passed and its title agreed to.

S. F. No. 975, A bill for an act relating to counties; written notice of public hearings relating to planning and zoning activities; amending Minnesota Statutes 1974, Section 394.26, Subdivision 2.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 2056 was reported to the House.

Fugina moved to amend S. F. No. 2056, as follows:

Page 1, line 14, delete "This act" and insert "Section 1".

Page 1, after line 17 insert:

"Sec. 3. The city of Orr, by resolution or resolutions of its city council, may issue general obligation bonds of the city in a total aggregate principal amount not to exceed \$125,000 to finance the acquisition and betterment of a municipal fire hall and city hall. These obligations shall be issued and sold in accordance with the further provisions of Minnesota Statutes, Chapter 475 except that no election shall be required to authorize their issuance and the amount of obligations issued shall not be included in computing any debt limit applicable to the city, nor shall the taxes required to be levied to pay the principal of an interest on the bonds be subject to any levy limitation, or be included in computing any levy limitation applicable to the city.

Sec. 4. All bonds issued pursuant to section 3 shall be secured by a pledge of the full faith and credit of the city and the city is authorized and required to levy taxes upon all taxable property in the city without limitation as to rate or amount for the payment of the principal of and interest on the bonds.

Sec. 5. Sections 3 and 4 are effective upon its approval by the governing body of the city of Orr and upon compliance with 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 cities of Duluth and Orr in St. Louis county; authorizing residential property rehabilitation loans and grants and authorizing the issuance of bonds for acquisition and betterment of a municipal fire hall and city hall."

The motion prevailed and the amendment was adopted.

S. F. No. 2056, A bill for an act relating to the city of Duluth; authorizing residential property rehabilitation loans and grants.

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 124, 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, R.	Norton	Skoglund
Arlandson	Evans	Ketola	Novak	Smith
Beauchamp	Ewald	Knickerbocker	Osthoff	Smogard
Begich	Faricy	Knoll	Parish	Spanish
Berg	Fjoslien	Kostohryz	Pehler	Stanton
Berglin	Forsythe	Kroening	Peterson	Suss
Biersdorf	Friedrich	Kvam	Petrafeso	Swanson
Brinkman	Fudro	Laidig	Philbrook	Tomlinson
Byrne	Fugina	Lemke	Pleasant	Ulland
Carlson, A.	George	Lindstrom	Prahl	Vanasek
Carlson, L.	Graba	Luther	Reding	Vento
Carlson, R.	Hanson	Mangan	Rice	Wenstrom
Casserly	Heinitz	Mann	St. Onge	Wenzel
Clark	Hokanson	McCarron	Sarna	White
Clawson	Jacobs	McCauley	Savelkoul	Wieser
Corbid	Jaros	McCollar	Schreiber	Wigley
Dahl	Jensen	McEachern	Schulz	Williamson
Dean	Johnson, C.	Menning	Schumacher	Zubay
DeGroat	Johnson, D.	Metzen	Searle	Speaker Sabo
Dieterich	Jude	Moe	Setzepfandt	

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

H. F. No. 2688, A resolution urging Congress and the President to establish the Solar Energy Research Institute in Minnesota.

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

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

Those who voted in the affirmative were:

Abeln	Anderson, I.	Berglin	Byrne	Clark
Adams, L.	Arlandson	Biersdorf	Carlson, A.	Clawson
Adams, S.	Beauchamp	Birnstill	Carlson, L.	Corbid
Albrecht	Begich	Braun	Carlson, R.	Dahl
Anderson, G.	Berg	Brinkman	Casserly	Dean

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

The bill was passed and its title agreed to.

#### MOTION FOR RECONSIDERATION

Anderson, I., moved that the vote whereby S. F. No. 551 was not passed on Special Orders earlier today be now reconsidered. The motion prevailed.

S. F. No. 551 was reported to the House.

Moe moved to amend S. F. No. 551, the unofficial engrossment, as follows:

Page 2, line 6, strike "April" and insert "June".

Page 2, line 9, after the comma strike the remainder of the line.

Page 2, strike lines 10 and 11.

Page 2, line 12, strike "association of Minnesota counties, and county boards", and insert, "including five persons who have been elected to the office of county sheriff and four persons who have been elected to the office of county board of commissioners".

The motion prevailed and the amendment was adopted.

S. F. No. 551, A bill for an act relating to correctional facilities; providing for the establishment of minimum standards for facility management and physical condition; providing the powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Sections 241.021, Subdivision 1; and 641.26.

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 70, and nays 53, as follows:

Those who voted in the affirmative were:

Abeln	Dean	Kahn	Moe	Sieben, H.
Adams, L.	Dieterich	Kelly, R.	Munger	Sieben, M.
Anderson, G.	Eken	Kelly, W.	Neisen	Sieloff
Arlandson	Enebo	Knickerbocker	Nelson	Simoneau
Berg	Faricy	Knoll	Norton	Skoglund
Berglin	Fudro	Kostohryz	Novak	Stanton
Brinkman	Fugina	Kroening	Parish	Tomlinson
Byrne	George	Laidig	Patton	Vanasek
Carlson, A.	Hanson	Lindstrom	Pehler	Vento
Carlson, L.	Hokanson	Luther	Petraleso	Voss
Casserly	Jacobs	Mangan	Philbrook	Wenstrom
Clark	Jaros	McCarron	Rice	White
Corbid	Johnson, D.	McCollar	St. Onge	Williamson
Dahl	Jude	Metzen	Sarna	Speaker Sabo

Those who voted in the negative were:

Albrecht	Eckstein	Kaley	Osthoff	Sherwood
Anderson, I.	Erickson	Kalis	Peterson	Smith
Beauchamp	Evans	Ketola	Pleasant	Smogard
Begich	Ewald	Kvam	Prahl	Spanish
Biersdorf	Fjoslien	Langseth	Reding	Suss
Birnstihl	Forsythe	Lemke	Savelkoul	Wenzel
Braun	Friedrich	Mann	Schreiber	Wieser
Carlson, R.	Graba	McCauley	Schulz	Wigley
Clawson	Heinitz	Menning	Schumacher	Zubay
DeGroat	Jensen	Nelsen	Searle	
Doty	Johnson, C.	Niehaus	Setzepfandt	

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

### SPECIAL ORDERS, Continued

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Tuesday, March 30, 1976, immediately following the Calendar. The motion prevailed.

### ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 586:

Knoll, Dean and Casserly.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1767:

Fudro, Sarna and Schreiber.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1865:

Faricy, Searle and Jaros.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1333:

Laidig, Menning and Stanton.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1909:

Dieterich; Johnson, D.; Erickson; Mann and Johnson, C.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1615:

Johnson, D.; Philbrook and Biersdorf.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1800:

Adams, L.; Sieben, H.; Patton; Sieloff and St. Onge.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2025:

Carlson, L.; Swanson; Dahl; Nelsen and Pehler.

### GENERAL ORDERS

There being no objection, the bills on General Orders for today were continued on General Orders until Tuesday, March 30, 1976.

### MOTIONS AND RESOLUTIONS

Fjoslien moved that H. F. No. 2560 be recalled from the Senate for further consideration by the House. The motion prevailed.

Sieloff moved that H. F. No. 2109, now on General Orders, be returned to its author. The motion prevailed.

Anderson, I., moved that S. F. No. 320 be unofficially engrossed and printed for the House, to include committee amendments. The motion prevailed.

Anderson, I., and Savelkoul introduced:

House Concurrent Resolution No. 24, A house concurrent resolution relating to the delivery of bills to the governor after final adjournment.

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

#### ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 12:00 noon, Tuesday, March 30, 1976. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed and the Speaker declared the House adjourned until 12:00 noon, Tuesday, March 30, 1976.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

