

## STATE OF MINNESOTA

## SIXTY-NINTH SESSION - 1976

## ONE HUNDRED-FIRST DAY

SAINT PAUL, MINNESOTA, TUESDAY, MARCH 30, 1976

The House convened at 12:00 noon and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

The Chief Clerk proceeded to read the Journal of the preceding day. On the motion of Laidig 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. 2094, 2493, 2548 and 2657 and S. F. Nos. 2276, 2410, 2148 and 320 have been placed in the members' files.

## PETITIONS AND COMMUNICATIONS

The following report was received and filed in the Chief Clerk's Office: Final Report of the Joint House-Senate Committee on Minnesota State Prison.

## REPORTS OF STANDING COMMITTEES

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

S. F. No. 2195, A bill for an act relating to cities; authorizing cities engaged in electric power distribution to secure electric power by individual or joint action; authorizing the creation of municipal power agencies; defining their powers and responsibilities; authorizing the issuance of bonds.

Reported the same back with the following amendments:

Page 8, line 11, delete "man" and insert "person".

Page 20, line 5, delete "energy" and insert "authority".

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

The report was adopted.

## 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. 814, A bill for an act relating to taxation; authorizing an increase in fees charged for preparation of delinquent tax, current tax and federal tax lien certificates; amending Minnesota Statutes 1974, Sections 272.12; 272.47; and 272.483.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

McEachern moved that the House concur in the Senate amendments to H. F. No. 814 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 814, A bill for an act relating to taxation; authorizing an increase in fees charged for preparation of delinquent tax, current tax and federal tax lien certificates; amending Minnesota Statutes 1974, Section 272.46; 272.47; and 272.483.

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 108, and nays 0, as follows:

Those who voted in the affirmative were:

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

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. 2534, A bill for an act relating to Chisago, Isanti, and Pine counties; providing retirement benefits for certain judges.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Clawson moved that the House concur in the Senate amendments to H. F. No. 2534 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2534, A bill for an act relating to local government in Carlton, Chisago, Isanti and Pine counties; providing retirement benefits for certain county judges; making changes in the relationship of the towns of Moose Lake and Windemere with respect to the Moose Lake and Windemere area sanitary sewer district; authorizing the Moose Lake and Windemere area sanitary sewer district to exercise certain powers of sanitary districts; providing for the appointment of members of the sanitary sewer board; amending Laws 1974, Chapter 400, Sections 3, Subdivisions 5 and 12; 4, Subdivision 2; 8, by adding a subdivision; and 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 115, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

## PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 13, Sieben, H., reported on the progress of H. F. No. 348, now in Conference Committee.

Pursuant to Joint Rule 13, Speaker Sabo reported on the progress of H. F. No. 2072, now in Conference Committee.

Pursuant to Joint Rule 13, Speaker Sabo reported on the progress of S. F. No. 250, now in Conference Committee.

Pursuant to Joint Rule 13, Skoglund reported on the progress of S. F. No. 1051, now in Conference Committee.

Pursuant to Joint Rule 13, Vento reported on the progress of S. F. No. 1499, now in Conference Committee.

The following Conference Committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1519

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

March 26, 1976

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

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

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

Delete everything after the enacting clause and insert:

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

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

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

Sec. 4. No proceeds of any bonds issued pursuant to section 1 hereof shall be expended for the construction or equipment of

any portion of the St. Paul auditorium or civic center connected thereto; nor shall any such proceeds be expended for the acquisition or betterment of the building known as the Lowry Medical Arts Annex. All bonds issued under this act shall mature at any time or times within ten years from the date of issue.

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

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

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

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

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

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

Subd. 4. The establishment of the St. Paul city council as the commissioners of the St. Paul housing and redevelopment authority or placement of any employees under the direction, supervision or control of the mayor or any department of the

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

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

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

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

Sec. 7. *Laws 1971, Chapter 773, Section 1, Subdivision 2, as amended by Laws 1974, Chapter 351, Section 5, is repealed.*

Sec. 8. *This act shall become effective only after its approval by a majority of the governing body of the city of St. Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021."*

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

"A bill for an act relating to the city of St. Paul; providing for and authorizing issuance of general obligation bonds for capital improvement budget purposes and for expending moneys for the capitol area; amending Minnesota Statutes 1974, Section 15.50, Subdivision 3; and Laws 1971, Chapter 773, Sections 1, Subdivision 1, as amended, and 4; repealing Laws 1971, Chapter 773, Section 1, Subdivision 2, as amended."

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

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

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

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

H. F. No. 1519, A bill for an act relating to the city of St. Paul; providing for and authorizing issuance of general obligation bonds for capital improvement budget purposes; amending Laws 1971, Chapter 773, Section 1, as amended.

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 113, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

#### CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Norton requested immediate consideration of S. F. Nos. 2300 and 2402; H. F. No. 2548; S. F. No. 2032; and H. F. No. 2493.



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

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

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kelly, W.

The bill was passed and its title agreed to.

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

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

The bill was passed and its title agreed to.

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

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 89, and nays 33, as follows:

Those who voted in the affirmative were:

Adams, L.	Corbid	Fudro	Kroening	Osthoff
Albrecht	Dahl	Fugina	Laidig	Parish
Anderson, G.	Dean	George	Langseth	Patton
Berg	Doty	Hanson	Lemke	Peterson
Berglin	Eckstein	Hokanson	Lindstrom	Philbrook
Biersdorf	Eken	Jaros	Luther	Prahl
Birnstihl	Enebo	Jensen	Mann	Rice
Braun	Erickson	Johnson, C.	McCauley	St. Onge
Brinkman	Esau	Johnson, D.	McCollar	Sarna
Carlson, A.	Evans	Jude	McEachern	Savelkoul
Carlson, L.	Ewald	Kaley	Metzen	Schreiber
Carlson, R.	Faricy	Kelly, R.	Munger	Schulz
Casserly	Fjoslien	Ketola	Neisen	Schumacher
Clark	Forsythe	Knickerbocker	Nelsen	Searle
Clawson	Friedrich	Knoll	Novak	Setzepfandt

Sherwood	Sieloff	Smith	Ulland	Wieser
Sieben, H.	Simoneau	Stanton	Wenstrom	Zubay
Sieben, M.	Skoglund	Swanson	Wenzel	

Those who voted in the negative were:

Abeln	Dieterich	Kvam	Petrafeso	Vento
Adams, S.	Graba	Mangan	Pleasant	Volk
Anderson, I.	Heinitz	McCarron	Samuelson	White
Beauchamp	Jacobs	Moe	Smogard	Wigley
Begich	Kahn	Nelson	Spanish	Speaker Sabo
Byrne	Kempe, A.	Niehaus	Suss	
DeGroat	Kempe, R.	Pehler	Vanasek	

The bill was passed and its title agreed to.

S. F. No. 2032 was reported to the House.

Hanson moved to amend S. F. No. 2032, as follows:

Page 1, line 13, after "persons" insert "currently".

Page 1, delete lines 20 to 23.

Renumber the remaining section accordingly.

The motion prevailed and the amendment was adopted.

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

The bill was read for the 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 107, and nays 19, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Adams, S.	Eckstein	Graba	Niehaus	Spanish
Albrecht	Esau	Kelly, W.	Peterson	Swanson
Anderson, G.	Evans	Kvam	Savelkoul	Zubay
DeGroat	Friedrich	Lemke	Schulz	

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

H. F. No. 2493 was reported to the House.

Dean moved to amend H. F. No. 2493, as follows:

Page 1, line 15, strike "July" and insert "June".

Page 1, line 16, strike "1" and insert "30".

The motion prevailed and the amendment was adopted.

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.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 105, and nays 19, as follows:

Those who voted in the affirmative were:

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

Schreiber	Sherwood	Simoneau	Stanton	Vento
Schumacher	Sieben, H.	Skoglund	Suss	Wenstrom
Searle	Sieben, M.	Smogard	Tomlinson	Wenzel
Setzepfandt	Sieloff	Spanish	Ulland	Speaker Sabo

Those who voted in the negative were:

Albrecht	Ewald	Jopp	Peterson	Wieser
Corbid	Fjoslien	Kaley	Pleasant	Wigley
Eckstein	Friedrich	Knickerbocker	Vanasek	Zubay
Evans	Heinitz	Niehaus	White	

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

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 Pro Tempore, Norton.

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

#### REPORTS OF STANDING COMMITTEES

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

S. F. No. 2195, A bill for an act relating to cities; authorizing cities engaged in electric power distribution to secure electric power by individual or joint action; authorizing the creation of municipal power agencies; defining their powers and responsibilities; authorizing the issuance of bonds.

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

The report was adopted.

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

House Concurrent Resolution No. 24, A house concurrent resolution relating to the delivery of bills to the governor after final adjournment.

Reported the same back with the recommendation that the resolution be adopted.

The report was adopted.

## SECOND READING OF SENATE BILLS

S. F. No. 2195 was read for the second time.

### 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 upon immediately following S. F. No. 556 on Special Orders for Tuesday, March 30, 1976.

H. F. Nos. 2593 and 2094; and S. F. Nos. 2486 and 1999.

### CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Norton requested immediate consideration of S. F. No. 2560; H. F. No. 2657; and S. F. No. 320.

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.

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

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

The bill was passed and its title agreed to.

H. F. No. 2657 was reported to the House.

Kahn moved to amend H. F. No. 2657, as follows:

Page 7, line 14 after "17," insert "as amended by Laws 1976, Chapter 55, Section 5,".

Page 7, after line 14 insert:

"Sec. 5. Minnesota Statutes 1974, Section 98.46, Subdivision 17, is amended to read:

Subd. 17. Fees for the following licenses, to be issued to either residents or nonresidents, shall be:

(1) To deal in live or engage in the business of preserving minnows; minnow retailer, (\$2.50) \$5, plus \$10 for each vehicle used to transport minnows.

(2) To raise fish in a private hatchery, (\$5) \$25.

(3) To take under state supervision sucker eggs from public waters, for private fish hatchery purposes;

(a) To take not to exceed 100 quarts, (\$50) \$100;

(b) To take in excess of 100 quarts, (\$1) \$2 per quart for such excess."

Further amend the title:

Line 7, after "17" insert "as amended".

The motion prevailed and the amendment was adopted.

Carlson, R., moved to amend H. F. No. 2657.

#### POINT OF ORDER

Kahn raised a point of order pursuant to rule 3.9 that the Carlson, R., amendment was out of order. The Speaker Pro Tempore

ruled the point of order well taken and the amendment out of order.

Fjoslien moved to amend H. F. No. 2657, as follows:

Page 7, line 1, strike "\$10" and insert "\$9".

Page 7, line 5, strike "\$15" and insert "\$13".

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 24, and nays 87, as follows:

Those who voted in the affirmative were:

Albrecht	Ewald	Kalis	Menning	Sherwood
Brinkman	Fjoslien	Kelly, R.	Nelsen	Wieser
DeGroat	Friedrich	Kempe, A.	Niehaus	Wigley
Doty	Fugina	Kempe, R.	Philbrook	Zubay
Evans	Kaley	McCauley	Schumacher	

Those who voted in the negative were:

Abeln	Corbid	Ketola	Nelson	Skoglund
Adams, L.	Dieterich	Knickerbocker	Novak	Smith
Anderson, G.	Eckstein	Knoll	Osthoff	Smogard
Anderson, I.	Eken	Kroening	Parish	Stanton
Arlandson	Enebo	Laidig	Patton	Suss
Beauchamp	Erickson	Langseth	Pehler	Swanson
Begich	Esau	Lemke	Peterson	Tomlinson
Berg	Forsythe	Lindstrom	Petrafaso	Ulland
Berglin	Fudro	Luther	Reding	Vanasek
Birnstihl	George	Mangan	Rice	Volk
Braun	Haugerud	Mann	Samuelson	Wenstrom
Byrne	Jacobs	McCarron	Sarna	Wenzel
Carlson, A.	Jaros	McCollar	Schulz	White
Carlson, L.	Jensen	McEachern	Searle	Williamson
Carlson, R.	Johnson, D.	Metzen	Setzepfandt	Speaker Sabo
Casserly	Jude	Moe	Sieben, H.	
Clark	Kahn	Munger	Sieben, M.	
Clawson	Kelly, W.	Neisen	Simoneau	

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

Carlson, R., moved to amend H. F. No. 2657.

#### POINT OF ORDER

Kahn raised a point of order pursuant to rule 3.9 that the Carlson, R., amendment was out of order. The Speaker Pro Tempore ruled the point of order well taken and the amendment out of order.



## SUSPENSION OF RULES

Carlson, R., moved that rule 3.9 be suspended to offer the amendment.

A roll call was requested and properly seconded.

The question was taken on the motion to suspend the rules of the House and the roll being called, there were yeas 44, and nays 69, as follows:

Those who voted in the affirmative were:

Albrecht	Doty	Jude	McCollar	Schumacher
Anderson, G.	Eckstein	Kelly, R.	McEachern	Sherwood
Anderson, I.	Eken	Kelly, W.	Menning	Sieloff
Begich	Enebo	Kempe, R.	Nelsen	Smith
Braun	Esau	Ketola	Niehaus	Smogard
Brinkman	Fjoslien	Kroening	Osthoff	Wenstrom
Carlson, R.	Fudro	Kvam	Prahl	Wenzel
Corbid	Fugina	Lemke	St. Onge	Wieser
DeGroat	Johnson, D.	McCarron	Sarna	

Those who voted in the negative were:

Abeln	Erickson	Knickerbocker	Pehler	Skoglund
Adams, L.	Ewald	Laidig	Peterson	Stanton
Beauchamp	Faricy	Langseth	Petrafeso	Suss
Berglin	Forsythe	Lindstrom	Philbrook	Swanson
Birnsthil	Friedrich	Luther	Pleasant	Tomlinson
Byrne	George	Mangan	Reding	Ulland
Carlson, A.	Hanson	Mann	Rice	Vanasek
Carlson, L.	Haugerud	McCauley	Samuelson	Volk
Casserly	Heinitz	Metzen	Savelkoul	White
Clark	Jaros	Moe	Schreiber	Wigley
Clawson	Jensen	Nelson	Schulz	Williamson
Dahl	Kahn	Novak	Searle	Zubay
Dean	Kaley	Parish	Sieben, M.	Speaker Sabo
Dieterich	Kalis	Patton	Simoneau	

The motion did not prevail.

Speaker Sabo resumed the Chair.

Fugina moved to amend H. F. No. 2657, as follows:

Page 1, line 12, thru page 2, line 2, delete Section 1 from the bill.

Renumber the following sections accordingly.

Page 3, line 14, delete "\$5" and re-insert the stricken "\$3".

Page 3, line 29, delete "\$2" and re-insert the stricken "\$1".

A roll call was requested and properly seconded.

Luther moved to amend the Fugina amendment to H. F. No. 2657, as follows:

Page 7, line 1, delete "\$10" and insert "\$12.50".

Page 7, line 5, delete "\$15" and insert "\$18".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Luther amendment to the Fugina amendment and the roll being called, there were yeas 28, and nays 84, as follows:

Those who voted in the affirmative were:

Anderson, G.	Eckstein	Jacobs	Langseth	Prahl
Anderson, I.	Friedrich	Jaros	Lemke	Rice
Begich	Fudro	Kalis	Luther	Sarna
Berglin	Fugina	Kempe, A.	McCollar	Smogard
Birnstihl	George	Kempe, R.	Patton	
Carlson, R.	Haugerud	Kroening	Pehler	

Those who voted in the negative were:

Abeln	Doty	Knickerbocker	Parish	Smith
Adams, L.	Eken	Knoll	Peterson	Spanish
Albrecht	Erickson	Kvam	Philbrook	Stanton
Arlandson	Esau	Laidig	Pleasant	Swanson
Beauchamp	Evans	Lindstrom	Reding	Tomlinson
Braun	Ewald	Mangan	St. Onge	Ulland
Brinkman	Fjoslien	Mann	Samuelson	Vanasek
Byrne	Forsythe	McCauley	Savelkoul	Volk
Carlson, A.	Heinitz	McEachern	Schreiber	Wenstrom
Carlson, L.	Hokanson	Menning	Schulz	Wenzel
Casserly	Jensen	Metzen	Schumacher	White
Clark	Johnson, D.	Moe	Searle	Wieser
Clawson	Jude	Neisen	Setzepfandt	Wigley
Corbid	Kahn	Nelsen	Sherwood	Williamson
Dean	Kelly, R.	Nelson	Sieben, M.	Zubay
DeGroat	Kelly, W.	Niehaus	Simoneau	Speaker Sabo
Dieterich	Ketola	Novak	Skoglund	

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

The question recurred on the adoption of the Fugina amendment and the roll being called, there were yeas 52, and nays 69, as follows:

Those who voted in the affirmative were:

Abeln	Birnstihl	Friedrich	Jopp	Kroening
Adams, L.	Brinkman	Fudro	Jude	Kvam
Albrecht	Carlson, R.	Fugina	Kalis	Lemke
Anderson, G.	DeGroat	George	Kempe, A.	Luther
Anderson, I.	Eckstein	Haugerud	Kempe, R.	Mangan
Begich	Evans	Johnson, D.	Ketola	Mann

McCarron	Nelsen	Samuelson	Spanish	Wigley
McCauley	Philbrook	Sarna	Suss	Zubay
McCollar	Prahl	Schumacher	Wenzel	
McEachern	Rice	Setzepfandt	White	
Metzen	St. Onge	Smith	Wieser	

Those who voted in the negative were:

Adams, S.	Dieterich	Kahn	Novak	Sieloff
Arlandson	Doty	Kaley	Parish	Simoneau
Beauchamp	Eken	Kelly, R.	Patton	Skoglund
Berg	Enebo	Kelly, W.	Pehler	Smogard
Berglin	Erickson	Knickerbocker	Peterson	Stanton
Braun	Esau	Knoll	Pleasant	Swanson
Byrne	Ewald	Kostohryz	Reding	Tomlinson
Carlson, A.	Faricy	Laidig	Savelkoul	Ulland
Carlson, L.	Forsythe	Langseth	Schreiber	Vanasek
Casserly	Heinitz	Lindstrom	Schulz	Volk
Clark	Hokanson	Menning	Searle	Wenstrom
Clawson	Jacobs	Moe	Sherwood	Williamson
Corbid	Jaros	Nelson	Sieben, H.	Speaker Sabo
Dean	Jensen	Niehaus	Sieben, M.	

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

Vanasek moved to amend H. F. No. 2657, as follows:

Page 2, line 30, delete "\$400" and insert "\$250".

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

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; 101.44; and Chapter 105, by adding a section; and Minnesota Statutes, 1975 Supplement, Section 98.46, Subdivision 5.

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 80, and nays 50, as follows:

Those who voted in the affirmative were:

Adams, L.	Braun	Corbid	Erickson	Jacobs
Adams, S.	Byrne	Dahl	Ewald	Jaros
Arlandson	Carlson, A.	Dean	Faricy	Jensen
Beauchamp	Carlson, L.	DeGroat	Fjoslien	Jopp
Berg	Casserly	Dieterich	Forsythe	Kahn
Berglin	Clark	Eken	Heinitz	Kaley
Biersdorf	Clawson	Enebo	Hokanson	Knickerbocker

Knoll	Menning	Pehler	Sherwood	Swanson
Kostohryz	Moe	Peterson	Sieben, H.	Tomlinson
Kvam	Munger	Petrafeso	Sieben, M.	Ulland
Laidig	Nelson	Pleasant	Sieloff	Vanasek
Langseth	Norton	Reding	Simoneau	Volk
Lindstrom	Novak	Savelkoul	Skoglund	Voss
Luther	Osthoff	Schreiber	Smogard	Wenstrom
Mann	Parish	Schulz	Stanton	Williamson
McCarron	Patton	Searle	Suss	Speaker Sabo

Those who voted in the negative were:

Abeln	Evans	Kelly, R.	McEachern	Sarna
Albrecht	Friedrich	Kelly, W.	Metzen	Schumacher
Anderson, G.	Fudro	Kempe, A.	Neisen	Setzepfandt
Anderson, I.	Fugina	Kempe, R.	Nelsen	Smith
Begich	Georgé	Ketola	Niehaus	Spanish
Birnstihl	Hanson	Kroening	Philbrook	Wenzel
Brinkman	Haugerud	Lemke	Prahl	White
Carlson, R.	Johnson, D.	Mangan	Rice	Wieser
Doty	Jude	McCauley	St. Onge	Wigley
Eckstein	Kalis	McCollar	Samuelson	Zubay

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

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.

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

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

Those who voted in the affirmative were:

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

Sieben, M.	Smogard	Tomlinson	Wenstrom	Williamson
Sieloff	Spanish	Ulland	Wenzel	Zubay
Simoneau	Stanton	Vanasek	White	
Skoglund	Suss	Volk	Wieser	
Smith	Swanson	Voss	Wigley	

Those who voted in the negative were:

Searle

The bill was passed and its title agreed to.

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

### SPECIAL ORDERS

S. F. No. 1906 was reported to the House.

Reding moved to amend S. F. No. 1906, as follows:

Page 14, after line 31, insert:

*"Subd. 2. Before promulgating any rules regulating a specific occupation under this section, the Board shall determine whether a substantial number of persons in that occupation will be employed by an employer who is regulated by or funded through another state agency. If the board so determines, then it must submit the proposed rules to the head or governing board of that agency for review and approval. The agency shall review the rules to insure compliance with laws which are administered or enforced by that agency. The rules must have received the approval of that agency before promulgation."*

Renumber the remaining subdivisions.

The motion prevailed and the amendment was adopted.

Reding moved to amend S. F. No. 1906, as follows:

Page 160, line 3, after "subdivision 3," insert "for those boards which agree to participate in the program,".

Page 160, line 8, strike "boards not listed in section 2, subdivision 3 and" and insert in lieu thereof "participating boards".

The motion prevailed and the amendment was adopted.

Faricy and Dean moved to amend the unofficial engrossment of S. F. No. 1906, as follows:

Page 38, after line 31, insert:

"Sec. 37. Minnesota Statutes 1974, Chapter 147, is amended by adding a section to read:

[147.171] [LICENSING OF PERSONS PRACTICING MASSAGE.] *Any person who was licensed under Laws 1935, Chapter 245 may apply to the board of medical examiners for a permanent license. The board shall grant the request if it is satisfied that the applicant previously held a license under Laws 1935, Chapter 245."*

Renumber the remaining sections.

Further, amend the title as follows:

Page 2, line 14, after "sections;" insert "Chapter 147, by adding a section;"

The motion prevailed and the amendment was adopted.

Carlson, L. moved to amend S. F. No. 1906, as amended, as follows:

Page 26, after line 18, insert:

"Sec. 23. Minnesota Statutes 1974, Section 144.652, is amended to read:

144.652 [NOTICE TO PATIENT.] The policy statement contained in section 144.651 shall be posted conspicuously in a public place in all facilities licensed under the provisions of sections 144.50 to 144.58. Copies of the policy statement shall be furnished the patient and resident upon admittance to the facility. *The policy statement shall include the address and telephone number of the board of medical examiners and/or the name and phone number of the person within the facility to whom inquiries about the medical care received may be directed."*

Renumber sections.

Page 36, after line 31, insert:

"Sec. 34. Minnesota Statutes 1974, Chapter 147, is amended by adding a section to read:

[147.035] [MALPRACTICE HISTORY.] *Subdivision 1. A person desiring to practice medicine in this state who has previously practiced in another state shall submit the following additional information with his license application for the five-year period of active practice preceding the date of filing such application:*

(a) *The name and address of his professional liability insurer in the other state.*

(b) *The number, date, and disposition of any medical malpractice settlement or award made to the plaintiff relating to the quality of medical treatment.*

Subd. 2. [ACTION BY THE BOARD.] *The board shall give due consideration to the information submitted pursuant to 147.03 and this section. An applicant who wilfully submits incorrect information shall be subject to disciplinary action pursuant to section 147.021."*

Renumber sections.

Page 38, after line 20, insert:

"Sec. 37. Minnesota Statutes 1974, Chapter 147, is amended by adding a section to read:

[147.072] [MALPRACTICE REPORTS FROM INSURERS.] *Four times each year as prescribed by the board, each insurer authorized to sell insurance described in section 60A.06, subdivision 1, clause (13), and providing professional liability insurance to physicians shall submit to the board a report concerning the physicians against whom medical malpractice settlements or awards have been made to the plaintiff. The report shall contain but not be limited to the following information:*

(a) *The total number of medical malpractice settlements or awards made to the plaintiff;*

(b) *The date the medical malpractice settlements or awards to the plaintiff were made;*

(c) *The allegations contained in the settlements or awards made to the plaintiff;*

(d) *The dollar amount of each medical malpractice settlement or award.*

Sec. 38. Minnesota Statutes 1974, Chapter 147, is amended by adding a section to read:

[147.073] [PHYSICIAN ACCOUNTABILITY.] Subdivision 1. [INVESTIGATION.] *The board shall maintain and keep current a file containing the insurers reports and public complaints filed against physicians in the state, which shall be private information accessible, pursuant to sections 15.162 to 15.168, to the physician who is the subject of the data. Each complaint filed with the board pursuant to section 5, subdivision 1, shall be investigated according to section 5, subdivision 2.*

*Whenever the files maintained by the board show that a medical malpractice settlement or award to the plaintiff has been made*

*against a physician as reported by insurers pursuant to section 37, the executive director of the board shall notify the board and the board may authorize a review of the physician's practice.*

**Subd. 2. [ATTORNEY GENERAL INVESTIGATES.]** *When the board initiates a review of a physician's practice it shall notify the attorney general who shall investigate the matter in the same manner as provided in section 5. If an investigation is to be made, the attorney general shall notify the physician, and, if the incident being investigated occurred there, the administrator and chief of staff at the medical care facilities in which the physician serves.*

**Subd. 3. [ACCESS TO HOSPITAL RECORDS.]** *The board shall have access to hospital and medical records of a patient treated by the physician under review if the patient signs a written consent permitting such access.*

**Sec. 39.** Minnesota Statutes 1974, Chapter 147, is amended by adding a section to read:

**[147.074] [FILING OF HOSPITALS SERVED.]** *Each physician shall file with the board a list of the in-patient and out-patient medical care facilities at which they have medical privileges. The list shall be updated when the physician applies for license renewal."*

Renumber remaining sections in sequence.

Further amend the title as follows:

Page 1, line 24, after "125.187;" insert "144.652;"

Page 1, line 25, after "Subdivision 1;" insert "147.035, by adding a subdivision".

Page 1, line 25, after "147.06;" insert "147.072; 147.073; 147.-074;"

The motion prevailed and the amendment was adopted.

Carlson, L., moved to amend S. F. No. 1906, as follows:

Page 39, line 16 (on printed Senate file), after the comma insert "or limits the surgical procedures he may perform within that hospital while retaining the physician on their staff,"

Page 39, after line 17, insert "When the board receives a report pursuant to this section they shall treat it in the same manner as prescribed for receipt of complaints in section 5, subdivision 1, of this act.".

The motion prevailed and the amendment was adopted.



S. F. No. 1906, A bill for an act relating to licensed occupations; establishing a policy for the regulation of occupations; transferring responsibility for the provision of staffing and administrative services; clarifying reporting responsibilities; prescribing a procedure for complaint review; granting licensing boards additional powers relating to injunctive relief, subpoenas, continuing education, and other matters; prescribing duties of the board of health relating to human services occupations, creating advisory councils; merging the licensed practical nursing board into the board of nursing; making miscellaneous changes in practice acts for various licensed occupations; adopting the standard terms "licensure" and "license" for occupational licensing boards; transferring employees and moneys; amending Minnesota Statutes 1974, Sections 125.04; 125.05; 125.06; 125.08; 125.09, Subdivision 1; 125.12, Subdivision 1; 125.13, Subdivision 1; 125.17, Subdivision 1; 125.182, Subdivisions 2 and 3; 125.183, by adding a subdivision; 125.184, as amended; 125.185, as amended; 125.187; 144.955; 144.959; 147.021, Subdivision 1; 147.06; 147.13; 147.18; 147.23; 148.05; 148.06, Subdivision 1; 148.07, as amended; 148.10; 148.211, Subdivision 2; 148.241, Subdivision 1; 148.291, Subdivision 3; 148.32; 148.57; 148.59; 148.90, as amended; 148.91, Subdivisions 1 and 3; 148.97, Subdivision 6; 148.98; 150A.04, Subdivision 5; 150A.06, Subdivision 1; 150A.08, Subdivision 4; 150A.09, Subdivisions 1 and 3; 151.06, Subdivision 4; 151.10; 151.101; 151.11; 151.12; 151.13; 151.14; 151.19; 151.25; 151.27; 151.37, Subdivisions 5 and 6; 151.40; 153.07; 153.08; 153.09; 154.04; 155.02, Subdivision 7a; 155.03, Subdivision 2; 155.06, Subdivision 3; 155.09, Subdivisions 1, 4 and 5; 155.11, Subdivision 2; 155.14; 155.15; 155.16; 155.18, Subdivision 1; 155.19; 155.20, Subdivision 2; 156.01, Subdivision 5; 156.02, Subdivision 2; 156.03; 156.07; 156.072, Subdivisions 2 and 3; 156.081, Subdivision 1; 156.14; 214.01, Subdivision 1; 214.06; 270.47; 270.50; 270.51; 326.08, Subdivision 1; 326.11, Subdivision 6; 326.15; 326.19; 326.20; 326.21; 326.22, as amended; 326.23; 326.241, as amended; 326.242, Subdivisions 8 and 9; 326.33, Subdivisions 2 and 3; 326.331; 326.332, Subdivision 1; 326.333; 326.334, Subdivision 1; 326.54; 326.543; 326.544; 326.545; 326.546; 341.05, as amended; 341.06; 341.07; 341.08; 341.12; 341.13; 341.15; 386.61, Subdivision 2; 386.63, Subdivisions 2 and 3; 386.64; 386.65, Subdivision 1; 386.67; 386.69; 386.72; 386.73; Chapter 214, by adding sections; Minnesota Statutes, 1975 Supplement, Sections 125.03, Subdivision 1; 125.11; 125.183, Subdivision 3; 144.952, by adding a subdivision; 147.01; 147.02, Subdivision 1; 147.05; 148.03; 148.181; 148.191; 148.211, Subdivision 1; 148.261, Subdivision 1; 148.29, Subdivision 2; 148.291, Subdivision 1; 148.299; 148.52; 148.54; 148.60; 148.67; 148.95; 150A.02, Subdivision 1; 150A.03, Subdivision 2; 151.03; 151.06, Subdivision 1; 151.07; 153.02; 153.03; 153.04; 153.13; 153.15; 154.22; 154.23; 155.05; 155.06, Subdivision 1; 155.08; 156.01, Subdivision 1; 214.01, Subdivision 2; 214.04; 214.07; 214.09, Subdivision 3; 270.41; 270.42; 270.48; 326.03, Subdivision 1; 326.04; 326.05; 326.06; 326.08, Subdivision 2; 326.09; 326.10; 326.11, Subdivisions 1 and 5; 326.12; 326.13; 326.14; 326.17; 326.18; 326.33, Subdivision 1; 326.541; 326.542; 341.01;

341.04; 341.10; 341.11; 386.62; 386.63, Subdivision 1; 386.66; 386.68; 386.70, Subdivision 1; 386.71; repealing Minnesota Statutes 1974, Sections 125.09, Subdivisions 2 and 3; 144.956; 144.958; 144.96; 144.965; 145.861; 145.862; 145.863; 145.864; 145.865, Subdivision 3; 148.06, Subdivision 2; 148.08, Subdivision 1; 148.291, Subdivision 2; 148.55; 148.58; 148.94; 148.97, Subdivision 2; 148.99, Subdivision 1; 150A.04, Subdivisions 1, 2, 3 and 4; 150A.07; 150A.08, Subdivision 2; 150A.09, Subdivision 2; 151.09; 153.10; 153.11; 154.065, Subdivision 6; 156.01, Subdivision 4; 326.08, Subdivision 3; 326.11, Subdivision 3; 326.16; 326.334, Subdivision 3; 386.63, Subdivision 6; 386.65, Subdivision 2; Minnesota Statutes, 1975 Supplement, Sections 145.865, Subdivision 1; 145.866; 148.211, Subdivision 3; 148.231, Subdivision 3; 148.261, Subdivision 2; 148.291, Subdivision 4; 148.297, Subdivision 2; 148.55; 326.10, Subdivision 4; 326.11, Subdivisions 2 and 4; 386.695; 386.696; and 386.70, Subdivisions 3, 4, 5 and 6.

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	Dieterich	Kalis	Neisen	Sieben, M.
Adams, L.	Doty	Kelly, R.	Nelsen	Sieloff
Albrecht	Eckstein	Kelly, W.	Nelson	Simoneau
Anderson, G.	Eken	Kempe, A.	Niehaus	Skoglund
Anderson, I.	Enebo	Kempe, R.	Norton	Smith
Arlandson	Evans	Ketola	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	Petrafeso	Tomlinson
Birnstihl	Fudro	Langseth	Philbrook	Ulland
Braun	Fugina	Lemke	Pleasant	Vanasek
Brinkman	George	Lindstrom	Prahl	Vento
Byrne	Hanson	Luther	Reding	Volk
Carlson, A.	Heinitz	Mangan	Rice	Voss
Carlson, L.	Hokanson	Mann	St. Onge	Wenstrom
Carlson, R.	Jacobs	McCarron	Samuelson	Wenzel
Casserly	Jaros	McCauley	Sarna	White
Clark	Jensen	McCollar	Savelkoul	Wieser
Clawson	Johnson, D.	McEachern	Schulz	Wigley
Corbid	Jopp	Menning	Schumacher	Williamson
Corbid	Jude	Metzen	Setzepfandt	Zubay
Dean	Kahn	Moe	Sherwood	Speaker Sabo
DeGroat	Kaley	Munger	Sieben, H.	

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

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

## REPORTS OF STANDING COMMITTEES

Norton from the Committee on Appropriations to which was referred:

H. F. No. 1397, A bill for an act relating to the organization and operation of state government; changing the membership of the higher education coordinating board and establishing new duties for the board; creating a legislative advisory task force; amending Minnesota Statutes 1974, Sections 136A.02, Subdivisions 1, 2 and 4; 136A.07; and Minnesota Statutes, 1975 Supplement, Sections 136A.04; and 136A.05.

Reported the same back with the following amendments:

Delete sections 1 to 6.

Delete the underscoring in the entire bill.

Page 8, line 5, delete ", and three".

Page 8, line 6, delete "citizen members appointed by the governor".

Page 8, line 8, delete "Legislator".

Page 8, line 10, delete "Citizen members shall be".

Page 8, delete lines 11 to 13.

Page 9, line 2, delete "Sections 1, 2, 3, 5, 7, 9 and 10 of".

Page 9, delete lines 4 and 5.

Page 9, line 8, delete "7" and insert "1" and delete "\$300,000" and insert "\$40,000".

Page 9, line 11, delete "section 7" and insert "this act".

Page 9, delete lines 12 to 16.

Renumber sections in sequence.

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

"A bill for an act relating to the creation of a legislative advisory task force; appropriating money."

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. 2254, A bill for an act appropriating money to the commissioner of natural resources for mineland reclamation purposes.

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 2281, A bill for an act relating to cultural and recreational activities; prescribing powers and duties of the state board of arts; establishing a local arts development program and a program of general operating support for major arts institutions; requiring a certificate of need for construction of certain new public regional sports and auditorium facilities; creating the metropolitan sports facilities commission and prescribing its powers and duties; authorizing the metropolitan council to issue bonds and levy taxes; providing for the construction and operation of a sports facility; authorizing a tax on certain sales of intoxicating liquor and fermented malt beverages in the metropolitan area; providing for admissions tax at certain facilities; requiring the completion of an environmental impact statement prior to construction of a sports facility; appropriating money; amending Minnesota Statutes 1974, Chapters 139 and 473, by adding sections; Minnesota Statutes 1975 Supplement, Sections 139.08, Subdivision 5; 139.10, Subdivisions 1 and 2 and by adding a subdivision; repealing Minnesota Statutes 1974, Section 340.11, Subdivision 11a.

Reported the same back with the following amendments:

Page 7, delete lines 29 to 32.

Page 8, delete lines 1 to 15 and insert:

*"Subd. 4. Applications for grants under the local arts development program shall be made to the board, which shall forward copies of each application to the appropriate regional arts task force. The task force shall review each application on the basis of the criteria and guidelines established pursuant to subdivision 3 and shall recommend to the board whether the application should be granted. The recommendations of a task force whose guidelines and criteria are approved by the board pursuant to subdivision 3 shall be binding on the board, provided*

*that grants made under the program shall be distributed by the board according to the populations of the respective regions."*

Page 8, delete line 32.

Page 9, delete lines 1 to 6 and insert:

*"Subd. 3. A demonstration of operating efficiency shall be required of applicants by the board as a condition of receiving any grant under this section. The receipt of state funds shall not result in a decrease in private support."*

Page 9, delete lines 10 to 24 and insert:

*"Subd. 5. Grant monies received under this act shall not be used for any capital expenditures or acquisition of real property."*

Page 11, after line 25 add the following:

*"Subd. 5. "Minneapolis facility area" means that area within three quarters of a mile of the intersection of twelfth avenue and second street in the city of Minneapolis."*

Page 12, line 7, delete "17" and insert "20".

Page 12, line 9, delete "17" and insert "20".

Page 12, line 10, delete "13" and insert "14".

Page 12, line 14, delete "17" and insert "20".

Page 12, line 15, delete "13" and insert "14".

Page 12, line 22, delete "19" and insert "21".

Page 12, line 31, delete "13 and 14" and insert "14 and 15".

Renumber subdivisions in sequence.

Page 13, line 12, after *"welfare"* insert *"to establish a procedure for the acquisition of sports facilities and"*.

Page 13, after line 13, insert:

*"Sec. 11. Minnesota Statutes 1974, Chapter 473, is amended by adding a section to read:*

[473.853] [LOCATION AND DESIGN SELECTION; ARBITRATION PANEL.] *Subdivision 1. An arbitration panel*

shall be created to determine the location and design specifications for a sports facility in the metropolitan area. The panel shall be composed of three members appointed by the governor.

Subd. 2. The panel may contract for the services of architects, engineers, and other consultants as needed to perform its duties.

Subd. 3. The council shall provide funds to the panel, to accomplish the purpose of this section, from the proceeds of bonds issued pursuant to section 20, subdivision 1, clause (a).

Subd. 4. The location and design specifications for the sports facility shall be determined in accordance with the following requirements, conditions, and procedures:

(a) The sports facility shall be located within the limits of the Minneapolis facility area or within the limits of the metropolitan sports area.

(b) The design specifications for the sports facility shall be consistent with the specifications listed in Appendix A of the report of the state planning agency, entitled "A Report on Sport Stadium Proposals" and dated February, 1976.

(c) The design specifications and site plans for the sport facility shall be consistent with all chapters of the metropolitan development guide adopted by the council pursuant to section 473.145. The council shall determine whether the specifications and plans are consistent with the development guide.

(d) Adequate provision shall be made in the plans for traffic circulation at and around the sports facility and adequate assurances given that construction of a stadium at the site will not create significant traffic circulation and parking problems for surrounding neighborhoods. If the site selected is in the city of Minneapolis, the Minnesota highway department, the city of Minneapolis engineering department and the commission shall work in cooperation with the project area committees of the neighborhoods within one mile of the stadium site to provide a plan for traffic circulation and parking. A public hearing on the plan shall be conducted in the affected neighborhoods.

(e) Any facilities planned for the area to the east of trunk highway 394 in the city of Minneapolis shall be consistent with the plan of the city of Minneapolis for the cedar riverside urban renewal area.

(f) The proceeds of the bonds authorized by section 20, subdivision 1, clause (a) shall be sufficient to pay the entire cost of the sports facility.

(g) Net revenues of the commission and any additional revenues that may reasonably be expected shall be sufficient to pay the principal of and interest on all bonds issued pursuant to section 20, and obligations assumed by the council pursuant to section 14, when due or called for prior redemption, and to accumulate and maintain an adequate bond reserve. In no case shall the net revenues be reduced or abated, in whole or in part, through private box lease rate reductions offered in connection with any incentive for the donation of land or site clearance costs for a sports facility.

(h) Any right, title, or interest in or to real property, including positive and negative easements, or other appurtenances, necessary for the construction and operation of the sports facility shall be acquired without cost to the commission or the council, except for the obligations assumed pursuant to section 14. If the sports facility is in a location other than within the metropolitan sports area, real property shall not be acquired except in accordance with the following requirements. The commission shall receive a grant of funds, or enter into an agreement or agreements sufficient in the judgment of the council to assure the receipt of funds, at the time and in the amount required to make any payment upon which its acquisition of title to and possession of the real property is conditioned, and to pay all costs of clearing the real property of all buildings, railroad tracks and other structures, including without limitation all necessary relocation costs, all necessary utility relocation costs, and all legal costs. The commission shall acquire title to the real property, including all easements and other appurtenances needed for the construction and operation of the sports facility, or shall secure an order entered by a court of competent jurisdiction determining that its taking of the real property and appurtenances is necessary and authorized by law and appointing commissioners to assess and award the damages pursuant to section 117.075.

(i) The pollution control agency and any other governmental agency shall take final action to approve or deny any permits necessary for a sports facility at either location mentioned in clause (a) within ten months following the effective date of this act.

(j) Notwithstanding any contrary provisions of section 116D.04 or any regulations issued pursuant thereto, an environmental impact statement for each location mentioned in clause (a), fulfilling the requirements of section 116D.04, shall be completed within ten months of the effective date of this act. The environmental impact statements shall be prepared by the state planning agency. The arbitration panel shall reimburse the agency for the cost of preparing the statements. The draft statements shall be submitted to the environmental quality council within 120 days of the effective date of this act.

(k) Studies of the following matters as they relate to a sports facility shall be prepared by or for the panel: (i) traffic

*circulation, transmit, access and parking needs, including necessary capital cost, operating cost, methods of funding, and probable construction completion date at each location mentioned in clause (a); (ii) the value and possibilities for sale of the land at the metropolitan sports area; (iii) the salvage value of the existing multi-purpose stadium situated within the metropolitan sports area, and the cost of demolition of the stadium; (iv) probable revenues and capital and operating costs of a sports facility at each location mentioned in clause (a); (v) alternative bonding programs to finance the acquisition of a sports facility.*

*(1) The panel shall hold hearings at locations both within and without the seven county metropolitan area after appropriate notice to receive public testimony on the location and design of the sports facility.*

*Subd. 5. Within 30 days following the acceptance by the environmental quality council of the environmental impact statements required by subdivision 4, clause (j), the arbitration panel shall report to the legislature, the governor, and the metropolitan council. The report shall summarize the activities conducted pursuant to this section by or on behalf of the panel. The report shall contain the findings and conclusions of the panel and its determinations with respect to the matters specified in this section."*

*Page 16, line 7, delete "commissioner" and insert "commission".*

*Page 16, line 10, delete "13" and insert "14".*

*Page 16, line 14, delete "three quarters of a mile of the intersection of 12th".*

*Page 16, line 15, delete "avenue and 2nd street in the city of Minneapolis" and insert "the limits of the Minneapolis facility area".*

*Page 16, line 20, after "394" insert "in the city of Minneapolis".*

*Page 16, line 23, delete "sports facility and".*

*Page 16, line 27, delete "three-quarters of a".*

*Page 16, delete line 28.*

*Page 16, line 29, delete "in the city of Minneapolis" and insert "the limits of the Minneapolis facility area".*

*Page 17, line 2, delete "24" and insert "26".*



Page 17, line 6, delete "15" and insert "16".

Page 17, line 9, delete "13" and insert "14".

Page 17, line 12, delete "11" and insert "12".

Page 18, line 14, before "The" insert "Subject to the provisions of section 15,".

Page 19, line 21, delete ", and it" and insert ". On July 1, 1976, the commission".

Page 19, line 22, delete "on July 1, 1976" and insert "as provided in subdivision 2, the council shall assume the appropriate bonding obligations of the city of Minneapolis as provided in subdivision 3, and the commission shall employ persons currently employed by the metropolitan sports area commission as provided in subdivision 4".

Page 20, line 13, delete "19" and insert "20".

Page 22, line 20, delete "or" and insert a comma.

Page 22, line 21, after "grants," insert "or loans,".

Page 22, line 22, delete "12" and insert "13".

Page 22, line 22, delete "6" and insert "8".

Page 22, line 24, delete "12" and insert "13".

Page 22, line 26, after "grants," insert "loans,".

Page 23, line 12, delete "construction" and insert "acquisition".

Page 23, after line 15, insert:

"Sec. 19. Minnesota Statutes 1974, Chapter 473, is amended by adding a section to read:

[473.860] [SPORTS FACILITIES COMMISSION; AGREEMENTS.] *Subdivision 1. Before the commencement of construction of a sports facility and before the issuance of bonds under section 20, subdivision 1, clause (a), in excess of \$1,500,000, the commission shall have entered into the agreements specified in this section.*

*Subd. 2. Agreements shall be executed with the professional baseball and football organizations to lease, use, and play scheduled regular season games, at least three home exhibition games, and league play-off home games in the sports facility for a period*

of not less than the term of the longest term bonds that in the council's judgment it may find it necessary to issue to finance the completion of the sports facility. The agreements shall include binding undertakings by the professional baseball and football organizations and their present or future stockholders prohibiting the use of any league franchises or television, radio, and player contracts which they now or in the future may own, enter into, or otherwise control, whether directly or indirectly, except in connection with football, baseball, or other sports activities at the sports facility herein contemplated.

Subd. 3. Agreements shall be executed by the professional sports organizations which have agreed to use the sports facility which provide the maximum possible guarantees by the organizations for payment of any deficits, including as a minimum but not limited to (1) a provision which requires that in any year in which (a) the debt service fund at any time is less than \$2,000,000 above the amount required for debt service, and (b) there is a deficit, the professional sports organizations shall pay together into the debt service fund, in proportion to the annual rentals, fees, and charges to be paid by each for the use of the sports facility, an amount equal to one-half of the deficit, and (2) a provision which requires that, in any year in which (a) a one percent tax is imposed pursuant to section 21, subdivision 2, and (b) there is a deficit, and (c) the proceeds from the tax and from the payment of the organizations required under subclause (1) of this clause are less than the deficit, the professional sports organizations shall pay together into the debt service fund, in proportion to the annual rentals, fees, and charges to be paid by each for the use of the sports facility, in addition to the payment required under subclause (1), an amount equal to the difference between the annual debt service, required to meet the council's obligations under sections 14 and 20, and the sum of net revenue, proceeds from the tax, and the payment required under subclause (1).

Subd. 4. Agreements shall be executed by the professional baseball and football organizations to pay, in the event of breach of the agreements with the commission, liquidated damages in the amount of \$5,000,000.

Subd. 5. Agreements shall be executed by each league on behalf of its owners that the franchises of the professional football and baseball organizations described herein will not in any way be assigned or transferred from use in the facility herein contemplated, or otherwise terminated for the term of the leases with said teams.

Subd. 6. Agreements shall be executed by the appropriate labor organizations and construction contractor organizations that no labor strikes or management lockouts will halt, delay or impede construction."

Page 23, line 20, after "*commission*" insert "*and in accordance with the determinations of the arbitration panel under section 11*".

Page 23, line 25, delete "*and section 18*".

Page 23, line 27, delete "*13*" and insert "*14*".

Page 24, line 5, delete "*and section 18*".

Page 24, line 8, delete the period and insert "*and*".

Page 24, line 8, delete "*except as*".

Page 24, line 9, delete "*provided in subdivision 3, clause (c)*".

Page 24, line 15, delete "*including a stadium seating*".

Page 24, delete lines 16 to 18.

Page 24, line 19, delete "*automobiles and*" and insert "*and for*".

Page 24, line 19, delete "*situated within*".

Page 24, delete lines 20 and 21 and insert "*in accordance with the determinations of the arbitration panel pursuant to section 11,*".

Page 24, line 24, delete "*construction*" and insert "*acquisition*".

Page 24, line 27, after "*preparation*" delete the remainder of the line.

Page 24, line 28, delete "*shall be placed in the debt service fund*".

Page 24, after line 28, insert:  
"*(b) No less than \$3,000,000 of the proceeds shall be placed in the debt service fund,*".

Page 24, line 29, delete "*(b)*" and insert "*(c)*".

Page 24, line 32, delete "*(c)*" and insert "*(d)*".

Page 25, line 1, delete "*the requirements of section 18 have been*".

Page 25, delete lines 2 to 5 and insert "*∴ (i) the council has reviewed the activities, plans, determinations, reports, studies,*

*and agreements relating to the sports facility, completed under sections 11 and 19 and has determined them to be consistent with the purposes of sections 9 to 24; (ii) the council has determined that the requirements, conditions, and procedures of sections 11 and 19 have been satisfied; (iii) the council has determined that the environmental impact statement for the location chosen for the sports facility has been accepted by the environmental quality council and that the necessary permits have been issued by the pollution control agency and other governmental agencies; (iv) the council has determined that total expenditures, excluding interest, by all units of government for the sports facility and for road access improvements and bridges and similar supporting facilities will not likely exceed \$50 million; and (v) the council has reported its findings and determinations to the legislature, in the manner provided in Minnesota Statutes, Section 3.195, and at least 30 days have elapsed following the report."*

Page 25, line 7, delete "19" and insert "21".

Page 26, delete lines 11 to 32.

Page 27, delete lines 1 to 32.

Page 28, delete lines 1 to 32.

Page 29, delete lines 1 to 32.

Page 30, delete lines 1 to 25.

Page 31, line 25, delete "new".

Page 31, line 26, delete "constructed" and insert "acquired".

Page 31, line 28, delete "new".

Page 31, line 31, after "Subd. 2." insert "[ON SALE LIQUOR TAX.]".

Page 32, line 5, after "reserves" insert "plus any payments from the professional sports organizations pursuant to section 19, subdivision 3, clause (1),".

Page 32, line 12, after the period add "If in any year in which a one percent tax is imposed pursuant to this subdivision, the council estimates that the net revenue to be deposited in the fund plus reserves plus revenues from the one percent tax plus payments from the professional sports organizations pursuant to section 19, subdivision 3, will not exceed the amount of revenue required in the fund for that year by at least \$1,000,000, it shall impose a tax, effective January 1, in addition to the one percent tax already in effect, and supplemental to the general sales tax

*imposed in Minnesota Statutes, Chapter 297A, in the amount of one percent on all sales of intoxicating liquor and fermented malt beverages when sold at licensed on-sale liquor establishments located in the metropolitan area."*

Page 32, line 26, delete "section 17" and insert "sections 14 and 20".

Page 33, line 21, delete "section 13" and insert "sections 14 and 15".

Page 34, line 3, delete "a major tenant" and insert "the university of Minnesota, a professional baseball organization, or a professional football organization".

Page 34, line 15, delete "constructed" and insert "acquired".

Page 35, delete lines 1 to 22.

Page 35, line 28, delete ", other than facilities situated in the present".

Page 35, line 29, delete "metropolitan sports area".

Page 35, line 29, after "issued" insert "by the commission".

Page 36, line 5, delete "to".

Page 36, line 6, delete "establishments" and insert "for the existing indoor public assembly facility".

Page 36, line 11, before "The" insert "Effective beginning in the year 1977,".

Page 36, delete lines 21 to 24 and insert:

*"If a sports facility is constructed pursuant to sections 9 to 24 in a location other than within the metropolitan sports area, the commission may sell only that portion of the metropolitan sports area which is not used for a public purpose. The".*

Page 37, line 16, delete "land retained by the commission".

Page 37, line 17, delete "at the metropolitan sports area" and insert "the metropolitan sports area which currently is used for the operation of the existing indoor public assembly facility, including necessary parking,".

Page 37, line 19, delete "the real" and insert "such".

Page 37, line 26, delete "*the real*" and insert "*such*".

Page 38, line 23, delete "*until expended*" and insert "*for the fiscal year ending June 30, 1977*".

Renumber sections in sequence and correct the proposed coding accordingly.

Further amend the title:

Line 9, after "*facilities*," insert "*creating an arbitration panel and prescribing its powers and duties*,".

Line 19, after "*facility*," insert "*providing for a tax levy*,".

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. 175, A bill for an act relating to corrections; increasing the scope of the jurisdiction and power of the ombudsman; preserving the rights of complainants; providing a penalty for persons hindering the ombudsman; removing an expiration date; appropriating money; amending Minnesota Statutes 1974, Sections 241.42, Subdivision 2; 241.44, Subdivisions 1 and 3, and by adding a subdivision; and Chapter 241, by adding a section; repealing Minnesota Statutes 1974, Section 241.42, Subdivision 4; and Laws 1973, Chapter 553, Section 7.

Reported the same back with the following amendments:

Page 4, after line 26, insert:

"Sec. 5. Minnesota Statutes 1974, Section 260.015, is amended by adding a subdivision to read:

*Subd. 15. "Detention facility" means a facility used for the temporary care of a child in a shelter care or secure detention facility, pending court disposition.*

Sec. 6. Minnesota Statutes 1974, Section 260.015, is amended by adding a subdivision to read:

*Subd. 16. "Secure detention facility" means a physically restricting detention facility, including a detention home.*

Sec. 7. Minnesota Statutes 1974, Section 260.015, is amended by adding a subdivision to read:

*Subd. 17. "Shelter care facility" means a physically unrestricting detention facility, such as a group home or a licensed facility for foster care, excluding a detention home.*

Sec. 8. Minnesota Statutes 1974, Section 260.101, is amended to read:

260.101 [DETENTION HOMES.] In any county or group of counties the county boards may purchase, lease, erect, equip, and maintain a detention home for boys and girls, or a separate detention home for boys and girls, or a separate detention home for boys or a separate detention home for girls. (ANY CHILD ALLEGED TO BE DELINQUENT MAY BE DETAINED IN THE DETENTION HOME IN THE MANNER PROVIDED IN SECTION 260.171, SUBDIVISION 2.) The detention home may, with the approval of the district court judges in counties now or hereafter having a population of more than 200,000 or of the juvenile court judges in all other counties be a separate institution, or it may be established and operated in connection with a county home school or any organized charitable or educational institution. However, the plans, location, equipment, and operation of the detention home shall in all cases have the approval of the judges. Necessary staff shall be appointed and removed by the judges. The salaries of the staff shall be fixed by the judges, subject to the approval of the county boards. The county board of each county to which this section applies shall provide the necessary funds to carry out the provisions of this section.

Sec. 9. Minnesota Statutes 1974, Section 260.171, Subdivision 1, is amended to read:

260.171 [RELEASE OR DETENTION.] Subdivision 1. (WHEN) *If a child is taken into custody as provided in section 260.165, the parent, guardian, or custodian of the child shall be notified as soon as possible, (EXCEPT WHERE THE IMMEDIATE WELFARE OF THE CHILD OR THE PROTECTION OF THE COMMUNITY REQUIRE THAT THE CHILD BE DETAINED) Unless there is reason to believe that the child would physically endanger himself or others, not return for a court hearing, not remain in the care or control of the person to whose lawful custody he is released, or that the child's health or welfare would be immediately endangered, the child shall be released to the custody of his parent, guardian, custodian, or other suitable person. (ON THE PROMISE OF) That (SUCH) person shall promise to bring the child to the court, if necessary, at (SUCH) the time (AS) the court may direct. If the person taking the child into custody believes it desirable he may request the parent, guardian, custodian, or other person designated by the court to sign a written promise to bring the child to court as*

provided above. *The intentional violation of such a promise, whether given orally or in writing, shall be punishable as contempt of court.*

*The court may require the parent, guardian, custodian or other person to whom the child is released, to post any reasonable bail or bond required by the court which shall be forfeited to the court if the child does not appear as directed. The court may also release the child on his own promise to appear in juvenile court.*

Sec. 10. Minnesota Statutes 1974, Section 260.171, Subdivision 2, is amended to read:

Subd. 2. If the child is not released as provided in subdivision 1, the person taking the child into custody shall notify the court as soon as possible of the detention of the child and the reasons for detention. (THE) No child may be detained in a (PLACE OF) detention (SPECIFIED IN SECTION 260.175 FOR NOT) facility longer than 24 hours, excluding (SATURDAYS,) Sundays and holidays, after the taking into custody unless an order for detention, specifying the reason for detention, is signed by the judge or referee. No child may be held longer than (40) 36 hours, excluding (SATURDAYS,) Sundays or holidays, after the taking into custody unless a petition has been filed and the judge or referee determines pursuant to section 14 that the child shall remain in (CUSTODY) detention.

(WHERE) If a child described in section 15, subdivision 4, is to be detained in a jail (BEYOND) up to 48 hours, the judge or referee, in accordance with rules and procedures established by the commissioner of corrections, shall notify the commissioner of the place of (SUCH CONTINUED) the detention and the reasons therefor. The commissioner shall thereupon (OFFER THE SERVICES OF HIS DEPARTMENT TO) assist the court in the relocation of (SUCH) the child in an appropriate detention (FACILITIES) facility within the county or elsewhere in the state, or in determining suitable alternatives. If approved regional juvenile detention facilities exist, the commissioner (SHALL HAVE THE POWER TO) may direct that the child be detained in the nearest approved regional juvenile detention facility. If the court refers the matter to the prosecuting authority (IN ACCORDANCE WITH THE PROVISIONS OF) pursuant to section 260.125, notice to the commissioner shall not be required. (THE PARENT, GUARDIAN, OR CUSTODIAN OF THE CHILD SHALL BE NOTIFIED OF THE PLACE OF DETENTION AS SOON AS POSSIBLE.)

Sec. 11. Minnesota Statutes 1974, Section 260.171, is amended by adding a subdivision to read:

Subd. 4. *If the person who has taken the child into custody determines that the child should be placed in a detention facility,*



he shall advise the child and as soon as is possible, the child's parent, guardian, or custodian:

(a) of the reasons why the child has been taken into custody and why he is being placed in a detention facility; and

(b) of the location of the detention facility; and

(c) that the child's parent, guardian, or custodian and attorney may make an initial visit to the detention facility at any time. Subsequent visits by a parent, guardian, or custodian may be made on a reasonable basis during visiting hours and by the child's attorney at reasonable hours; and

(d) that the child may telephone his parents and an attorney from the detention facility immediately after being admitted to the detention facility and thereafter on a reasonable basis to be determined by the director of the facility; and

(e) that the child may not be held at the detention facility longer than 36 hours, excluding Sundays and holidays, unless a petition has been filed within that time and the court orders the child's continued detention.

Sec. 12. Minnesota Statutes 1974, Section 260.171, is amended by adding a subdivision to read:

Subd. 5. If a child is to be detained, the detention facility where the child is to be placed shall promptly provide for transportation of the child to the facility or secure a written transportation order from the court authorizing transportation by the sheriff or other qualified person. The person who has determined that the child should be detained shall deliver to the court and the supervisor of the detention facility where the child is placed, a signed report, setting forth:

(a) the time the child was taken into custody; and

(b) the time the child was delivered for transportation to the detention facility; and

(c) the reasons why the child was taken into custody; and

(d) the reasons why the child has been placed in detention; and

(e) a statement that the child and his parent have received the notification required by section 11 or the reasons why they have not been so notified.

Sec. 13. Minnesota Statutes 1974, Section 260.171, is amended by adding a subdivision to read:

*Subd. 6. When a child has been delivered to a detention facility, the supervisor of the facility shall deliver to the court a signed report acknowledging receipt of the child stating the time of the child's arrival. The supervisor of the facility shall ascertain from the report of the person who has taken the child into custody whether the child and his parent, guardian, or custodian have the received notification required by section 11. If the child or his parent, guardian or custodian, or both, have not been so notified, the supervisor of the facility shall immediately make the notification, and shall include in his report to the court a statement that notification has been received or the reasons why it has not.*

Sec. 14. Minnesota Statutes 1974, Chapter 260, is amended by adding a section to read:

[260.172] [DETENTION HEARING.] *Subdivision 1. Within 36 hours of a child's being taken into custody, excluding Sundays and holidays, a hearing shall be held to determine whether the child should continue in detention. Unless there is reason to believe that the child would be dangerous to himself or others, not return for a court hearing, not remain in the care or control of the person to whose lawful custody he is released, or that the child's health or welfare would be immediately endangered, the child shall be released to the custody of his parent, guardian, custodian or other suitable person.*

*Subd. 2. If the court determines that the child should continue in detention, it may order detention continued for eight days, excluding Sundays and holidays, from and including the date of the order. The court shall include in its order the reasons for continued detention and the findings of fact which support these reasons.*

*Subd. 3. Copies of the court's order shall be served upon the parties, including the supervisor of the detention facility, who shall release the child or continue to hold him as the court orders.*

*Subd. 4. If a child held in detention under a court order issued under subdivision 2 has not been released prior to expiration of the order, an additional hearing to determine under the standards provided by subdivision 1, shall be held to determine whether detention should be continued. If detention is continued thereafter, hearings such as these shall be held within every eight days, excluding Sundays and holidays, of the child's detention.*

Sec. 15. Minnesota Statutes 1974, Chapter 260, is amended by adding a section to read:

[260.173] [PLACE OF TEMPORARY CARE.] *Subdivision 1. If a child is taken into custody pursuant to section*

260.165, subdivision 1, clause (a) or is found in surroundings or conditions reasonably believed to endanger his health or welfare and the child is not alleged to be delinquent, he may be detained only in a shelter care facility. These children may not be detained in a shelter care facility in which children described under subdivision 3 are detained.

Subd. 2. If a child is taken into custody as one who is:

(a) alleged to be uncontrolled by his parent, guardian, or other custodian by reason of being wayward or habitually disobedient; or

(b) alleged to have committed an offense which would not constitute a violation of state law or a local ordinance if he were an adult; or

(c) reasonably believed to have violated probation, parole, or other field supervision under which he has been placed as a result of behavior described under this subdivision; he may be placed in a shelter care facility.

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

Subd. 4. If a child is taken into custody as one who:

(a) has allegedly committed an act which would constitute a violation of a state law or a local ordinance if he were an adult; or

(b) is reasonably believed to have violated the terms of his probation, parole, or other field supervision under which he had been placed as a result of behavior described under clause (a); he may be detained in a shelter care or secure detention facility. If the child cannot be detained in another type of detention facility, a child described in this subdivision may be detained up to 48 hours in a jail, lock-up or other facility used for the confinement of adults who have been charged with or convicted of a crime, in quarters separate from any adult confined in the facility. No child under the age of 14 may be detained in a jail, lock-up or other facility used for the confinement of adults who have been charged with or convicted of a crime.

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

Sec. 16. Minnesota Statutes 1974, Section 641.14, is amended to read:

641.14 [JAILS, HOW KEPT.] The sheriff of each county, by himself or deputy, shall have charge of the jail, and be responsible for its condition. No female prisoner shall be kept in the same room with a male prisoner, and no minor under (16) 18 years shall be kept in the same room with (OTHER) adult prisoners (.). No insane prisoner shall be kept in the same room with any other prisoner unless (SUCH) *that* person (SHALL BE) *is* detailed as a nurse; and, so far as the construction of the jail will permit, strict separation of prisoners shall be maintained. No person awaiting trial shall be kept in a room with any other prisoner.”.

Page 5, line 3, after “appropriated” insert “to the corrections ombudsman”.

Page 5, after line 4, insert a new section to read:

“Sec. 19. [APPROPRIATION.] *The sum of \$927,465 is appropriated from the general fund to a special corrections contingent account to be used in the event of increased costs to the department of corrections related to commitments resulting from separate legislation enacted by the 1976 legislature. Transfers from the special contingent account shall be in accordance with section 3.30.*”.

Page 5, line 5, delete “Section” and insert “Sections”.

Page 5, line 6, after the semicolon insert “260.171, Subdivision 3; 260.175;”.

Renumber the sections in sequence.

Further strike the title in its entirety and insert the following:

“A bill for an act relating to corrections and juveniles; increasing the scope of the jurisdiction and power of the ombudsman; preserving the rights of complainants; providing limitations on procedures for juvenile detention; providing definitions; setting standards; removing an expiration date; appropriating money; amending Minnesota Statutes 1974, Sections 241.42, Subdivision 2; 241.44, Subdivisions 1 and 3, and by adding a subdivision; 260.015, by adding subdivisions; 260.101; 260.171, Subdivisions 1, 2, and by adding subdivisions; 641.14; and Chapter 260, by adding sections; repealing Minnesota Statutes 1974, Sections 241.42, Subdivision 4; 260.171, Subdivision 3; 260.175; and Laws 1973, Chapter 553, Section 7.”.

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. 1223, A bill for an act relating to public welfare; authorizing grants for programs of child care services; altering allocations of grants; amending Minnesota Statutes 1974, Sections 245.83, Subdivisions 2 and 5; 245.84; 245.85; 245.86; and 245.87.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 245.83, Subdivision 2, is amended to read:

Subd. 2. [PUBLIC WELFARE; CHILD CARE SERVICES.] "Child care (SERVICE) *services*" means (A) family day care (HOME) *homes*, group day care (CENTER FOR SIX OR MORE CHILDREN) *centers*, nursery schools, day nurseries, child day care centers (AND), play groups and (GROUP FAMILY DAY CARE HOMES) *head start and parent cooperatives*, as defined by (SUCH) rules (AND REGULATIONS AS) of the commissioner (SHALL PROMULGATE FROM TIME TO TIME); and *in-home child care as defined in the Minnesota plan for social services to families and children.*

Sec. 2. Minnesota Statutes 1974, Section 245.83, Subdivision 5, is amended to read:

Subd. 5. "Interim financing" means funds to carry out such activities as are necessary for family day care homes, group family day care homes and cooperative child care centers to receive *and maintain* state licensing, and operating funds for a period of six consecutive months following receipt of state licensing by a family day care home, group family day care home, or cooperative child care center. (INTERIM FINANCING MAY NOT EXCEED A PERIOD OF 18 MONTHS EXCEPT UNDER SUCH CONDITIONS AS THE COMMISSIONER MAY PROMULGATE FROM TIME TO TIME.)

Sec. 3. Minnesota Statutes 1974, Section 245.84, is amended to read:

245.84 [AUTHORIZATION TO MAKE GRANTS.] *Subdivision 1.* The commissioner is authorized to make (SUCH PROVISIONAL) grants from the general fund in the state treasury to any municipality, county, corporation or combination thereof for (PLANNING, ESTABLISHING, MAINTAINING OR OPERATING A) *the cost of providing technical assistance and child care (SERVICE) services as the commissioner deems necessary or proper to carry out the purposes of sections 245.83 to 245.87.*

(THE PLANNING, ESTABLISHING, MAINTAINING OR OPERATING OF A CHILD CARE SERVICE MAY INCLUDE BUT IS NOT LIMITED TO THE LEASING, RENTING, CONSTRUCTING, RENOVATING, OR PURCHASING OF NECESSARY FACILITIES, EQUIPMENT OR SUPPLIES FOR SUCH SERVICE.)

The commissioner is further authorized to make (PROVISIONAL) grants (AS PROVIDED BY SECTIONS 245.83 TO 245.87) to any (SUCH) municipality, county, *incorporated licensed child care facility*, or (PRIVATE) corporation or combination thereof (, TO ESTABLISH AND OPERATE A PROGRAM TO AID IN THE COORDINATION OF CHILD CARE WITHIN A DEFINED COMMUNITY, TO AID IN THE DEVELOPMENT OF SOCIAL, EMOTIONAL, EDUCATIONAL AND PHYSICAL CONDITIONS UNDER WHICH CHILDREN CAN BEST DEVELOP WITHIN A DEFINED COMMUNITY AND TO PROVIDE FOR THE NEEDS OF ECONOMICALLY DISADVANTAGED CHILDREN. NO GRANT SHALL EXCEED 50 PERCENT OF THE TOTAL COST OF THE ESTABLISHMENT AND OPERATION OF A CHILD CARE SERVICE OR A PROGRAM AS SET FORTH IN THIS SECTION EXCEPT FOR AN INTERIM FINANCING GRANT WHICH SHALL NOT EXCEED 75 PERCENT.)

(THE COMMISSIONER SHALL APPOINT AN ADVISORY COMMITTEE ON CHILD CARE OF NOT MORE THAN 25 PEOPLE WHICH SHALL ADVISE THE COMMISSIONER ON GRANTS-IN-AID TO LICENSED CHILD CARE FACILITIES, ONE-THIRD OF THOSE APPOINTED SHALL CONSIST OF PARENT USERS OF LICENSED CHILD DAY CARE FACILITIES.) *for any of the following purposes:*

(a) *For creating new licensed day care facilities and expanding existing facilities including, but not limited to, supplies, equipment, and facility renovation and remodeling;*

(b) *For improving licensed day care facility programs, including, but not limited to, staff specialists, staff training, supplies, equipment, and facility renovation and remodeling;*

(c) *For supportive child development services including, but not limited to, inservice training, curriculum development, consulting specialist, resource centers, and program and resource materials;*

(d) *For carrying out programs including, but not limited to, staff, supplies, equipment, facility renovation, and training; and,*

(e) *For interim financing.*

*Subd. 2. The commissioner may make grants to counties, municipalities, corporations or incorporated licensed day care facilities and may promulgate rules for grants using a sliding fee scale. The commissioner shall review the program annually. Excluding that portion charged to parents, grants made pursuant to the sliding fee scale shall not exceed 95 percent of the total cost of the program for fiscal year 1977, 85 percent for fiscal year 1978, and 75 percent for each year thereafter.*

*Subd. 3. For the purposes of this section, donated professional and volunteer services, program materials, equipment, supplies, and facilities may be approved as part of a matching share of the cost, provided that total costs shall be reduced by the costs charged to parents if a sliding fee scale has been used.*

*Subd. 4. The commissioner may appoint an advisory council of not more than 35 members which shall advise the commissioner on grants and other child care issues. One third of the members of the advisory council shall be parents who use child care services. The membership terms, compensation and removal from office of members of the advisory council shall be according to section 15.059.*

*Subd. 5. The commissioner shall annually develop a plan for the distribution of funds for child care services. All licensed child care programs shall be given written notice concerning the availability of funds and the application process.*

**Sec. 4.** Minnesota Statutes 1974, Section 245.85, is amended to read:

**245.85 [TERMINATION OF ALL OR PART OF A GRANT.]** The commissioner shall supervise and coordinate all child care services and programs for which a grant has been made pursuant to sections 245.83 to 245.87, and shall endeavor insofar as possible to establish a set of program standards and uniform regulations to coordinate child care services and programs at the state and local level. The commissioner shall, from time to time, review the budgets, expenditures and development of each child care service and program to which a grant has been made pursuant to sections 245.83 to 245.87. If the commissioner determines that any portion of the grants made to establish and operate a child care service or a program are no longer needed, that local support is not available to finance the local share of the cost of such service or programs, or that such service or programs do not comply with the rules, regulations, standards or requirements of the commissioner, the commissioner may, upon 30 days notice, withdraw any funds not allocated prior to the delivery of such notice and cancel the grant to the extent of such withdrawal.

**Funds (WHICH HAVE NOT BEEN ALLOCATED BY THE END OF THE 18TH MONTH) for each year of the biennium**

(SHALL) *which have not been granted by the end of the sixth month of that year may be allocated without regard to (AREA) restrictions set forth in section (245.86) 245.87.*

Sec. 5. Minnesota Statutes 1974, Section 245.86, is amended to read:

245.86 [AUTHORIZATION TO COUNTIES AND MUNICIPALITIES TO MAKE GRANTS.] Any county or municipality may make grants from special tax revenues or from its general fund to any organization, governmental or corporate, for the same purposes for which the commissioner is authorized to make grants by sections 245.83 to 245.87. (THE ABOVE FUNDS AND AN AMOUNT OF FUNDS ESTABLISHED AS A USUAL RATE FOR DONATIONS OF TIME OR SERVICES, OR ANY COMBINATION THEREOF, ARE TO PROVIDE FOR A 50 PERCENT MATCHING OF COUNTY, LOCAL OR PRIVATE FUNDS.)

Sec. 6. Minnesota Statutes 1974, Section 245.87, is amended to read:

245.87 [ALLOCATIONS.] For the purposes of sections 245.83 to 245.87 grants shall be (EQUALLY) distributed between the metropolitan area, comprising the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington, and the (OUTSTATE) area *outside the metropolitan area* so that no more than 55 percent of the total fund goes to either area *after excluding allocations for migrant day care services, administrative costs and statewide projects.* At least ten percent of the total *program* allocation shall be designated for interim financing. (FOR THE PURPOSE OF LAWS 1973, CHAPTER 504.) The commissioner is further instructed that the allocation in each area be based on a need and population basis.

Sec. 7. *For the purposes of this act section 3, subdivision 4, is effective July 1, 1976."*

Strike the title in its entirety and insert:

"A bill for an act relating to public welfare; authorizing grants for child care services; defining terms requiring certain allocations, amending Minnesota Statutes 1974, Sections 245.83, Subdivisions 2 and 5; 245.84; 245.85; 245.86; and 245.87".

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. 1644, A bill for an act relating to public welfare; establishing a senior companion program; appropriating funds.

Reported the same back with the following amendments:

Page 2, line 30, delete "council" and insert "board".

Page 3, line 6, delete "\$250,000" and insert "\$50,000".

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. 1959, A bill for an act relating to health facilities; establishing an office of health facility ombudsman; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [144A.51] [DEFINITIONS.] Subdivision 1. For the purposes of sections 1 to 6 of this act, the terms defined in this section have the meanings given them."

Subd. 2. "Administrative agency" or "agency" means any division, official, or employee of a state or local governmental agency, but does not include:

- (a) Any member of the senate or house of representatives;
- (b) The governor or his personal staff;
- (c) Any instrumentality of the federal government of the United States; or
- (d) Any court or judge.

Subd. 3. "Director" means the director of the office of health facility complaints.

Subd. 4. "Health care provider" means any professional licensed by the state to provide medical or health care services who does provide the services to a resident of a health facility.

Subd. 5. "Health facility" means a facility or that part of a facility which is required to be licensed pursuant to Minnesota Statutes, Sections 144.50 to 144.58.

Subd. 6. "Resident" means any resident or patient of a health facility, or the guardian or conservator of a resident or patient of a health facility, if one has been appointed.

Sec. 2. [144A.52] [OFFICE OF HEALTH FACILITY COMPLAINTS.] Subdivision 1. The office of health facility complaints is hereby created in the department of health. The office shall be headed by a director appointed by the board of health. The director shall report to and serve at the pleasure of the board of health.

The commissioner of health shall provide the office with office space, administrative services and secretarial and clerical assistance.

Subd. 2. The director may appoint a deputy director and one personal secretary to discharge the responsibilities of his office. Any deputy director or personal secretary shall serve at the director's pleasure and shall be in the unclassified service. All other employees of the office shall be classified employees of the department of health.

Subd. 3. The director may delegate to members of his staff any of his authority or duties except the duty of formally making recommendations to the legislature, administrative agencies, health facilities, health care providers, and the board of health.

Subd. 4. The director shall attempt to include on his staff persons with expertise in areas such as law, health care, social work, dietary needs, sanitation, financial audits, health-safety requirements as they apply to health facilities and any other relevant fields.

Sec. 3. [144A.53] [POWERS AND DUTIES OF DIRECTOR.] Subdivision 1. [POWERS.] The director may:

(a) Promulgate by rule, pursuant to Minnesota Statutes, Chapter 15, within the limits set forth in subdivision 2, the methods by which complaints against health facilities, health care providers or administrative agencies are to be made, reviewed, investigated, and acted upon; provided, however, that he may not charge a fee for filing a complaint;

(b) Recommend legislation and changes in rules to the board of health, legislature, governor, administrative agencies or the federal government;

(c) Investigate, upon a complaint or upon his own initiative, any action or failure to act by a health care provider, or a health facility;

(d) Request and receive access to relevant information, records, or documents in the possession of an administrative agency, health care provider or a health facility which he deems necessary for the discharge of his responsibilities;

(e) Enter and inspect, at any time, a health facility provided that the director shall not unduly interfere with or disturb the activities of a resident unless the resident consents;

(f) Recommend that the board of health issue a correction order pursuant to section 144.653 or any law which supersedes that section;

(g) Assist residents of health facilities in the enforcement of their rights under Minnesota law; and

(h) Work with administrative agencies, health facilities, health care providers and organizations representing consumers on programs designed to provide information about health facilities to the public and to health facility residents.

Subd. 2. [COMPLAINTS.] The director may receive a complaint from any source concerning an action of an administrative agency, a health care provider, or a health facility. He may require a complainant to pursue other remedies or channels of complaint open to the complainant before accepting or investigating the complaint.

The director shall keep written records of all complaints and his action upon them. After completing his investigation of a complaint, he shall inform the complainant, the administrative agency having jurisdiction over the subject matter, the health care provider and the health facility of the action taken.

Subd. 3. [RECOMMENDATIONS.] If, after duly considering a complaint and whatever material he deems pertinent, the director determines that the complaint is valid, he may recommend that an administrative agency, a health care provider or a health facility should:

(a) Modify or cancel the actions which gave rise to the complaint;

(b) Alter the practice, rule or decision which gave rise to the complaint;

(c) Provide more information about the action under investigation; or

(d) Take any other step which the director considers appropriate.

If the director requests, the administrative agency, a health care provider or health facility shall, within the time specified, inform the director about the action taken on his recommendation.

Subd. 4. [REFERRAL OF COMPLAINTS.] If a complaint received by the director relates to a matter more properly within the jurisdiction of an occupational licensing board, the office of consumer services or any other governmental agency, the director shall forward the complaint to that agency and shall inform the complaining party of the forwarding. The agency shall promptly act in respect to the complaint, and shall inform the complaining party and the director of its disposition. If a governmental agency receives a complaint which is more properly within the jurisdiction of the director, it shall promptly forward the complaint to the director, and shall inform the complaining party of the forwarding. If the director has reason to believe that any official or employee of an administrative agency or health facility has acted in a manner warranting criminal or disciplinary proceedings, he shall refer the matter to the board of health, department of public welfare, an appropriate prosecuting authority, or other appropriate agency.

Sec. 4. [144A.54] [PUBLICATION OF RECOMMENDATIONS; REPORTS.] Subdivision 1. Except as otherwise provided by this section, the director may determine the form, frequency, and distribution of his conclusions and recommendations. The director shall transmit his conclusions and recommendations to the board of health and the legislature. Before announcing a conclusion or recommendation that expressly or by implication criticizes an administrative agency, a health care provider or a health facility, the director shall consult with that agency, health care provider or facility. When publishing an opinion adverse to an administrative agency, a health care provider or a health facility, he shall include in the publication any statement of reasonable length made to him by that agency, health care provider or health facility in defense or explanation of the action.

Subd. 2. In addition to whatever other reports the director may make, he shall, at the end of each year, report to the board of health and the legislature concerning the exercise of his functions during the preceding year. The board of health may, at any time, request and receive information, other than resident records, from the director.

Subd. 3. In performing his duties under this act, the director shall preserve the confidentiality of resident records. He may release a resident's records with the written approval of the resident who is the subject of the records.

Sec. 5. [HEALTH DEPARTMENT COMPLAINT TEAM.] It is the intent of the legislature that the complaint team of the

department of health be superseded by the office of health facility complaints and that funds currently allocated to the complaint team by the department of health be allocated to the office of health facility complaints.

Sec. 6. [ADVISORY COMMITTEE.] The director of health facility complaints shall appoint a 15 member task force to advise the director in the establishment of the office under this act. The appointment, compensation and term of office of the task force shall be governed by the provisions of section 15.059, subdivision 6.

Sec. 7. [APPROPRIATION.] The sum of \$67,000 is hereby appropriated from the general fund to the state board of health for the purposes of sections 1 to 6 of this act.

Sec. 8. [144.97] [GRIEVANCE PROCEDURES ESTABLISHED.] Subdivision 1. All acute care hospitals, health maintenance organizations licensed pursuant to Minnesota Statutes, Chapter 62D, and outpatient surgery centers shall be required to establish a grievance or complaint mechanism designed to process and resolve promptly and effectively grievances by patients or their representatives related to billing, inadequacies in treatment, and other factors which may be recognized as having an influence on malpractice claims and suits. For the purposes of sections 8 to 11, the following definitions apply:

"Acute care hospital" means a hospital, as defined in section 144.50, whose patients have an average length of stay not exceeding 30 days.

"Outpatient surgery center" means a free standing facility organized for the specific purpose of providing elective outpatient surgery for preexamined prediagnosed low risk patients limited to procedures which utilize local or general anesthesia and which do not require overnight inpatient care. Outpatient surgery center excludes emergency medical services, physician and dentist offices or clinics for the practice of medicine or the delivery of primary care.

Subd. 2. [PATIENT NOTICE.] A patient treated at acute care hospitals, health maintenance organizations or outpatient surgery centers shall be notified of the existing grievance or complaint mechanism which is available to him for the purposes stated in subdivision 1.

Subd. 3. [RULES PROMULGATED.] The state board of health shall, by February 1, 1977, by rule establish, pursuant to Minnesota Statutes, Chapter 15,

(a) minimum standards and procedural requirements for the grievance or complaint mechanism;

(b) descriptions of the types of complaints subject to the grievance or complaint procedure;

(c) the form and manner in which patient notices shall be made; and

(d) provisions for fines of up to \$200 for failure to comply with this act.

The rules promulgated in accordance with clauses (a), (b) or (c) shall not apply to health maintenance organizations regulated pursuant to Minnesota Statutes, Chapter 62D. Minnesota Statutes, Section 62D.11, and the rules promulgated thereunder shall govern complaint procedures and patient notice requirements for health maintenance organizations.

Sec. 9. [144.971] [IN-SERVICE EDUCATION.] The board of health shall study and make recommendations to facilities for in-service education of all personnel employed at acute care hospitals, health maintenance organizations and outpatient surgery centers.

Sec. 10. [144.972] [INSURERS REPORT MALPRACTICE CLAIMS.] Subdivision 1. On or before September 1, 1976, and on or before March 1 and September 1 of each year thereafter, as prescribed by the board of health, each insurer providing professional liability insurance to acute care hospital, health maintenance organizations, and outpatient surgery centers shall submit to the board a report listing by facility the claims which have been made against each during the six month period ending two months and a day prior to the reporting date. The report shall contain, but not be limited to, the following information:

(a) the total number of pending and closed claims made against the facility;

(b) the date the claims were made;

(c) the allegations contained in the claim;

(d) the disposition of each claim;

(e) the dollar amount of the award or settlement for each claim closed.

Subd. 2. The board of health shall collect and review information reported in subdivision 1. On December 1, 1976 and every December 1 thereafter, the board shall report to the legislature its findings related to the incidence and size of malpractice claims, and its recommendations for hospital action to reduce these occurrences. The claim information on each facility shall be reported in

the form of summary data as defined in Minnesota Statutes, 1975 Supplement, Section 15.162, Subdivision 9.

Subd. 3. The state board of health shall have the authority to request records of claims made against hospitals in years prior to 1976 if they feel it is necessary to complete their report to the legislature.

Subd. 4. A report from an insurer submitted pursuant to this section is private data, as defined in Minnesota Statutes, 1975 Supplement, Section 15.162, Subdivision 5a, accessible to the authorized agents of the facility which is the subject of the data.

Sec. 11. [APPROPRIATION.] The sum of \$35,000 is hereby appropriated from the general fund to the state board of health for the purpose of sections 8 to 10 of this act for the biennium ending June 30, 1977.

Sec. 12. [EFFECTIVE DATE.] Section 2, subdivision 1, is effective the day after final enactment. The remainder of sections 1 to 7 is effective upon appointment of the director of health facility complaints. Sections 8 and 9 are effective on February 1, 1977 or upon the promulgation of rules pursuant to section 8, subdivision 3, whichever occurs first. Sections 10 and 11 are effective the day following final enactment."

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

"A bill for an act relating to health; establishing an office of nursing home complaints; requiring health care facilities grievance procedures; providing for in-service education, reporting of malpractice claims; appropriating money."

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. 2175, A bill for an act relating to medical assistance for the needy; allowing the cost of certain home care services provided by public health nurses to be paid by medical assistance; authorizing an experimental program for the cost of home care of the physically disabled or elderly; amending Minnesota Statutes 1974, Chapter 256B, by adding a section; and Minnesota Statutes, 1975 Supplement, Section 256B.02, Subdivision 7.

Reported the same back with the following amendments:

Page 3, after line 1 add a new section as follows:

"Sec. 3. *This act is effective July 1, 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:

S. F. No. 2309, A bill for an act relating to retirement; distribution of state aid to policemen's relief associations; volunteer firemen's lump sum and monthly benefits; amending Minnesota Statutes 1974, Sections 69.011, Subdivisions 1, 2, and 4; 69.021, Subdivisions 5, 6, and 7; 69.031, Subdivision 5; and 69.06.

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

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 1397, 2254 and 2281 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 175, 1223, 1644, 1959, 2175 and 2309 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, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 354, A bill for an act relating to public welfare; providing for the licensing of facilities and services for the handicapped and children; prescribing penalties; amending Minnesota Statutes 1974, Section 252.28; repealing Minnesota Statutes 1974, Sections 245.78; 245.79; 245.80; 245.81; 245.82; 257.081; 257.082; 257.091; 257.101; 257.102; 257.111; 257.123; and 257.124.

PATRICK E. FLAHAVEN, Secretary of the Senate



Dahl moved that the House refuse to concur in the Senate amendments to H. F. No. 354, 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 refuses to concur in the House amendments to:

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

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

Savelkoul 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. 2241. 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. 2492, A bill for an act relating to environmental protection; limiting the sale and use of organic compounds known as polychlorinated biphenyls; permitting exemptions; requiring labels; defining terms; providing penalties.

PATRICK E. FLAHAVEN, Secretary of the Senate

Munger moved that the House refuse to concur in the Senate amendments to H. F. No. 2492, 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. 1130, A bill for an act relating to the organization, operation and financing of state government; establishing an indirect cost billing system; requiring revolving fund billing rates to be determined by the commissioner of finance; transferring certain powers and duties relating to finance and recordation from and to the department of finance; appropriating money; amending the expense provisions for district court judges; amending Minnesota Statutes 1974, Sections 3.30, Subdivision 2; 15.191, Subdivision 2; 16A.055; 16A.129; 16A.15, Subdivision 3; 16A.17, Subdivisions 1, 4, 5, 6, 7, and by adding a subdivision; 16A.28; 84A.04; 93.12; 276.09; 276.10; 293.10; 348.04; 379.05; 379.07; 379.09; 385.21; 473F.07, Subdivisions 1 and 2; Chapter 16, by adding a section; and Chapter 16A, by adding sections; Minnesota Statutes, 1975 Supplement, Sections 124.28, Subdivision 2; and 484.54; repealing Minnesota Statutes 1974, Sections 3.30, Subdivision 2a; 10.16; 16.141; 16.16; 16.161; 16.164; 16.18; 16.19; 16A.09; 16A.125, Subdivisions 1, 2, 3, 7, 8, 9, and 10; 16A.17, Subdivision 2; and 136.06.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Arlandson moved that the House concur in the Senate amendments to H. F. No. 1130 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1130, A bill for an act relating to the organization, operation and financing of state government; establishing an indirect cost billing system; requiring revolving fund billing rates to be determined by the commissioner of finance; transferring certain powers and duties relating to finance and recordation from and to the department of finance; appropriating money; amending the expense provisions for district court judges; amending Minnesota Statutes 1974, Sections 3.30, Subdivision 2; 15.191, Subdivision 2; 16A.055; 16A.129; 16A.15, Subdivision 3; 16A.17, Subdivisions 1, 4, 5, 6, 7, and by adding a subdivision; 16A.28; 84A.04; 93.12; 276.09; 276.10; 293.10; 348.04; 379.05; 379.07; 379.09; 385.21; 473F.07, Subdivisions 1 and 2; Chapter 16, by adding a section; and Chapter 16A, by adding sections; Minnesota Statutes, 1975 Supplement, Section

484.54; repealing Minnesota Statutes 1974, Sections 3.30, Subdivision 2a; 10.16; 16.141; 16.16; 16.161; 16.164; 16.18; 16.19; 16A.09; 16A.125, Subdivisions 1, 2, 3, 7, 8, 9, and 10; 16A.17, Subdivision 2; and 136.06.

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 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Begich      Braun

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

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. 471, A bill for an act relating to condominiums; providing for registration and disclosure prior to sale; providing penalties; amending Minnesota Statutes 1974, Section 83.26,

Subdivision 1; and repealing Minnesota Statutes 1974, Chapter 515.

The Senate has appointed as such committees Messrs. Tennesen, Davies and Ogdahl.

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. 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 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 has concurred in and adopted the report of the Conference Committee 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.

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

## SPECIAL ORDERS

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

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 37, and nays 77, as follows:

Those who voted in the affirmative were:

Byrne	Forsythe	Kvam	Pleasant	Ulland
Carlson, A.	Friedrich	Laidig	Reding	Voss
Corbid	George	Luther	Savekoul	White
Dahl	Heinitz	McCauley	Schreiber	Williamson
Doty	Kaley	Nelsen	Sherwood	Zubay
Esau	Kelly, R.	Niehaus	Sieben, M.	
Evans	Ketola	Novak	Sieloff	
Fjoslien	Knickerbocker	Peterson	Smith	

Those who voted in the negative were:

Abeln	Eckstein	Knoll	Parish	Spanish
Adams, L.	Eken	Kostohryz	Patton	Stanton
Albrecht	Enebo	Kroening	Pehler	Suss
Anderson, G.	Ewald	Langseth	Petraleso	Swanson
Anderson, I.	Fudro	Lemke	Prahl	Tomlinson
Beauchamp	Fugina	Lindstrom	Rice	Vanasek
Begich	Hokanson	Mangan	St. Onge	Vento
Berglin	Jensen	Mann	Samuelson	Volk
Birnstihl	Johnson, D.	McCarron	Sarna	Wenstrom
Braun	Jopp	McCollar	Schulz	Wenzel
Brinkman	Jude	McEachern	Schumacher	Wieser
Carlson, L.	Kahn	Menning	Setzepfandt	Wigley
Casserly	Kalis	Metzen	Sieben, H.	Speaker Sabo
Clark	Kelly, W.	Moe	Simoneau	
Clawson	Kempe, A.	Neisen	Skoglund	
Dieterich	Kempe, R.	Osthoff	Smogard	

The bill was not passed.

S. F. No. 2436 was reported to the House.

Prahl moved to amend S. F. No. 2436, as follows:

Page 2, line 18, after "auction" insert "in lots of not more than 40 acres".

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 10, and nays 111, as follows:

Those who voted in the affirmative were:

Byrne	Dean	Kahn	Laidig	Skoglund
Carlson, A.	Dieterich	Kalis	Prahl	Stanton

Those who voted in the negative were:

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

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

S. F. No. 2436, A bill for an act relating to public lands; authorizing the commissioner of natural resources to sell certain state owned lands; and authorizing certain county boards to sell certain tax-forfeited lands.

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	Carlson, L.	Ewald	Jopp	Langseth
Adams, L.	Carlson, R.	Fjoslien	Jude	Lemke
Adams, S.	Clark	Forsythe	Kaley	Lindstrom
Anderson, G.	Clawson	Friedrich	Kalis	Luther
Anderson, I.	Corbid	Fudro	Kelly, R.	Mangan
Arlandson	Dahl	Fugina	Kelly, W.	Mann
Beauchamp	DeGroat	George	Kempe, A.	McCarron
Begich	Doty	Haugerud	Kempe, R.	McCauley
Berg	Eckstein	Heinitz	Ketola	McCollar
Biersdorf	Eken	Hokanson	Knickerbocker	McEachern
Birnstihl	Enebo	Jensen	Knoll	Menning
Braun	Esau	Johnson, C.	Kroening	Metzen
Brinkman	Evans	Johnson, D.	Kvam	Moe

Munger	Pehler	Samuelson	Simoneau	Volk
Neisen	Peterson	Sarna	Smith	Wenstrom
Nelsen	Petraleso	Savelkoul	Spanish	Wenzel
Niehaus	Philbrook	Schreiber	Stanton	White
Norton	Pleasant	Schulz	Swanson	Wieser
Novak	Prahl	Schumacher	Tomlinson	Wigley
Osthoff	Reding	Sieben, H.	Ulland	Zubay
Parish	Rice	Sieben, M.	Vanasek	Speaker Sabo
Patton	St. Onge	Sieloff	Vento	

Those who voted in the negative were:

Berglin	Dean	Kostohryz	Skoglund	Williamson
Byrne	Dieterich	Laidig	Suss	
Carlson, A.	Kahn	Nelson	Voss	

The bill was passed and its title agreed to.

#### ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 354:

Dahl, McEachern and Kaley.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2492:

Munger, Vento and Carlson, A.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2241:

Savelkoul, Eken and Kahn.

#### SPECIAL ORDERS, Continued

S. F. No. 855 was reported to the House.

Cassery moved to amend S. F. No. 855, as follows:

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

"Section 1. Laws 1975, Chapter 13, Section 18, is amended to read:

Sec. 18. [473.173] [COUNCIL REVIEW; METROPOLITAN SIGNIFICANCE.] Subdivision 1. The council shall review all proposed matters of metropolitan significance to be

undertaken by any private organization, independent commission, board or agency, local governmental unit, or any state agency in accordance with the regulations adopted pursuant to this section and the provisions of any other relevant statute.

Subd. 2. (WITHIN 12 MONTHS FOLLOWING APRIL 12, 1974) *By September 1, 1976*, the council shall adopt *and put into effect* regulations (PURSUANT TO THE ADMINISTRATIVE PROCEDURES ACT, MINNESOTA STATUTES, CHAPTER 15,) establishing standards (AND), guidelines *and procedures* for determining whether any proposed matter is of metropolitan significance, and establishing a procedure for the review of (ALL PROPOSED MATTERS REQUIRED TO BE CONSIDERED AND REVIEWED BY THE COUNCIL) *and final determination on such matters in accordance with the powers and requirements set forth in this section.* (THESE REGULATIONS SHALL TAKE EFFECT ON JULY 1, 1975.) The purpose of these regulations shall be to promote the orderly and economic development, public and private, of the metropolitan area. (THE METROPOLITAN COUNCIL SHALL SUBMIT THE REGULATIONS ADOPTED PURSUANT TO THIS SECTION TO THE SESSION OF THE LEGISLATURE IN 1975 FOR APPROVAL. THE COUNCIL SHALL ESTABLISH AN ADVISORY COMMITTEE, CONSISTING OF ELECTED OFFICIALS OF LOCAL GOVERNMENTAL UNITS AND REPRESENTING ALL COUNCIL DISTRICTS EQUALLY, TO PROVIDE ADVICE AND MAKE RECOMMENDATIONS IN THE PREPARATION OF THESE REGULATIONS AND MAY THEREAFTER REVIEW AND MAKE RECOMMENDATIONS TO THE COUNCIL CONCERNING THE METROPOLITAN SIGNIFICANCE OF ANY PROPOSED MATTER CONSIDERED BY THE COUNCIL. THE REGULATIONS ADOPTED SHALL PROVIDE FOR A PUBLIC HEARING PRIOR TO THE DETERMINATION THAT AN ACTION IS OF METROPOLITAN SIGNIFICANCE.)

Subd. 2a. *The council shall establish an advisory committee comprised of 16 officials of local governmental units, one from each council district, plus a chairperson and such other members as may be necessary to ensure at least one representative from each metropolitan county, one from each generalized policy area identified in the development framework adopted by the council on March 27, 1975 and one from metropolitan school districts. Not less than one half of the members of the advisory committee shall be elected officials. The committee shall provide advice and make recommendations in the preparation and amendment of these regulations. The committee may review and make recommendations to the council concerning the metropolitan significance of any proposed matter considered by the council.*

Subd. 3. In developing the (ABOVE) regulations (ESTABLISHING STANDARDS AND GUIDELINES FOR DETERMINING METROPOLITAN SIGNIFICANCE) the council and the committee shall give consideration to all factors deemed rele-



vant (TO THAT DETERMINATION) including *but not limited to* the following:

(1) The impact a proposed matter will have on the orderly, economic development, public and private, of the metropolitan area and its consistency with the *metropolitan* development guide;

(2) The relationship a proposed matter will have to the policy statement goals, standards, programs and other applicable provisions of the development guide;

(3) The impact a proposed matter will have on policy plans adopted by the council and on the development programs and functions performed and to be performed by (THE) a *metropolitan* commission;

(4) Functions of municipal governments in respect to control of land use as provided for under the municipal planning act(;).

((5) SUCH OTHER FACTORS AS ARE DEEMED RELEVANT.)

Subd. 4. The regulations (ESTABLISHING A PROCEDURE FOR THE REVIEW OF PROPOSED MATTERS) shall include, (AMONG OTHER PROVISIONS) *without limitation*, (THE FOLLOWING) *provisions to effectuate and comply with the following powers and requirements:*

(1) No applicant shall be required to submit a proposed matter for review more than once unless it is materially altered.

(1a) *A public hearing shall be held prior to the final determination with regard to a proposed matter.*

(2) The council shall be empowered to suspend action on a proposed matter *during the period of review and for a period not to exceed 12 months following the issuance of its (RECOMMENDATION OR) final determination. In its final determination, the council may prescribe appropriate conditions with regard to a proposed matter which, if incorporated or complied with, would cause the council to remove the suspension.*

(3) The council's recommendation or determination concerning a proposed matter, including the determination as to its metropolitan significance, shall be issued within 90 days following its receipt of (AN ADEQUATELY SUPPORTED AND DOCUMENTED) *a proposal accompanied by adequate supporting information. To avoid duplication, the review may be suspended for not more than 90 days to await completion of review of a matter by another public agency.*

(4) The council shall be required to review a proposed matter upon request of an affected local governmental unit or metropolitan commission. The regulations shall include a procedure for review of a proposed matter upon petition by a specified number of residents of the metropolitan area *18 years of age or older*.

(5) The council shall be empowered to review all proposed matters of metropolitan significance regardless of whether the council has received a request from an affected body to conduct that review.

(6) The council shall review all proposed matters determined to be of metropolitan significance as to their consistency with the (COMPREHENSIVE) *airport portion of the metropolitan development guide (AND, IF APPROPRIATE, AN APPLICABLE POLICY PLAN), and the policy plans, development programs, and capital budgets for metropolitan waste control, transportation, and regional recreation open space, and as to adverse effects on other local governmental units.*

((7) ANY MAJOR ALTERATION OR AMENDMENT TO THE REGULATIONS ADOPTED BY THE COUNCIL SHALL BE DEVELOPED AND PROMULGATED BY THE COUNCIL IN THE SAME MANNER AS THE ORIGINAL REGULATIONS.)

((8)) (7) Previously approved policy plans and development programs and areas of operational authority of the metropolitan commissions shall not be subject to review under this section, except as specifically provided in section 17.

(8) *The regulations shall not incorporate recommendations made by the council pursuant to Minnesota Statutes, Chapter 116G.*

(9) *By November 1, 1976 the council shall reconsider each adopted comprehensive plan submitted to it prior to January 1, 1976 pursuant to Laws 1975, Chapter 13, Section 19, and shall either accept or reject each plan in whole or in part for the purposes of the review required or authorized by this section and the council's regulations promulgated pursuant thereto. Any such plan, or parts thereof, not rejected by the council by November 1, 1976 shall be deemed accepted by the council for the purposes of that review. For these purposes also, the council thereafter at its discretion may accept in whole or in part any adopted comprehensive plan submitted to it by a local governmental unit. Any adopted comprehensive plan of a city, county or town approved by the council, pursuant to a law requiring such plans or parts thereof to be prepared and submitted to the council for approval, shall be deemed accepted by the council for the purposes of the review required or authorized by this section and the council's regulations promulgated pursuant thereto.*

*If a plan is rejected by the council, within 90 days the council shall provide comments to the local unit of government indicating the council's specific objections to the plan. The local unit of government may submit an amended plan within 90 days of the receipt of the council's comments, for review. The council shall then review the amended plan within 90 days and either accept or reject the plan.*

Subd. 5. *The regulations and any major alteration or amendment thereto shall be developed and promulgated by the council in accordance with the provisions of this section and, to the extent not inconsistent or at variance with this section, in accordance with the administrative procedures act, Minnesota Statutes, Chapter 15, and regulations pursuant thereto. Once the development of all of the regulations has been completed by the council and the committee, and no later than 30 days prior to the date specified for their adoption, the council shall hold a public hearing for the purpose of considering the developed regulations and receiving comments and recommendations thereon. Notice of the hearing (, CONTAINING THE DEVELOPED REGULATIONS AND SUCH OTHER COMMENTS AS ARE DEEMED APPROPRIATE,) shall be published in (A NEWSPAPER OR) appropriate newspapers (CIRCULATED THROUGHOUT) of general circulation in the metropolitan area and mailed to all persons who have registered for that purpose under Minnesota Statutes, Chapter 15, appropriate state and regional agencies and all (LOCAL GOVERNMENTAL UNITS WHICH MAY BE AFFECTED BY THESE REGULATIONS) cities, counties, towns, school districts, and watershed districts within the metropolitan area no later than 30 days prior to the hearing. In adopting or amending the regulations the enactment of this section shall be deemed to establish or show the need for and to provide evidence in support of the regulations or amendments as required in Minnesota Statutes, Chapter 15, and regulations pursuant thereto, but the council shall prepare for distribution a written summary describing the basis for the composition of the draft regulations or amendments submitted for hearing and shall afford to all interested persons an opportunity at the hearing to question and make suggestions concerning their composition. Following the hearing, the council may revise the proposed regulations, giving consideration to all comments received, and thereafter the council shall finally adopt these regulations.*

Subd. 6. *The council and the advisory committee shall review and assess the regulations throughout the first year following their effective date and thereafter at least every two years. At least one public hearing shall be part of the review and assessment, in order to afford interested persons an opportunity to testify on the regulations and their effects and to propose amendments to the regulations. On or before January 15 of 1977 and of each odd-numbered year thereafter, the council shall report to the legislature concerning metropolitan significance, the effects of the regulations, proposed and recommended amendments*

*to the regulations, testimony at public hearings, and other information and comments elicited during the review and assessment. The report shall also account for any amendments to the regulations that the council has adopted or proposes to adopt. The council may at its discretion make reports to the legislature on metropolitan significance other than those required by this section, but any such report shall be submitted to the legislature between January 1 and January 15. No major alteration or amendments to standards for determining the necessity for a comprehensive review shall be put into effect by the council until 90 days have elapsed following the report to the legislature in which the alteration or amendment was proposed and recommended by the council.*

Sec. 2. *This act applies to the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington.*

Sec. 3. *This act is effective the day following final enactment.*

Further amend the title, by striking it in its entirety and insert the following:

*"A bill for an act relating to metropolitan government; providing for metropolitan council review of matters of metropolitan significance; amending Laws 1975, Chapter 13, Section 18.*

The motion prevailed and the amendment was adopted.

Casserly moved to amend S. F. No. 855, as amended, as follows:

Page 1, line 7, delete "Laws 1975, Chapter 13, Section 18" and insert "Minnesota Statutes, 1975 Supplement, Section 473.173".

Page 5, line 13, delete "17" and insert "473.171".

Page 5, line 19, delete "Laws 1975, Chapter 13,".

Page 5, line 20, delete "19" and insert "473.175".

Page 8, line 10, delete "to" and insert "in".

Further amend the title as follows:

Line 4, delete "Laws 1975,".

Line 5, delete "Chapter 13, Section 18" and insert "Minnesota Statutes, 1975 Supplement, Section 473.175".

The motion prevailed and the amendment was adopted.

S. F. No. 855, A bill for an act relating to metropolitan government; authorizing council regulations establishing standards and guidelines for determining matters of metropolitan significance to be adopted without specific legislative approval; providing for a joint committee to study governmental structure; amending Laws 1975, Chapter 13, Section 18, 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 85, and nays 37, as follows:

Those who voted in the affirmative were:

Abeln	Dean	Kahn	Moe	Schreiber
Adams, L.	Dieterich	Kelly, R.	Neisen	Schulz
Anderson, G.	Eckstein	Kelly, W.	Nelson	Schumacher
Anderson, I.	Eken	Kempe, A.	Norton	Sieben, M.
Arlandson	Enebo	Knickerbocker	Novak	Sieloff
Beauchamp	Ewald	Knoll	Osthoff	Simoneau
Begich	Faricy	Kostohryz	Parish	Skoglund
Berg	Forsythe	Kroening	Patton	Smogard
Berglin	Fudro	Kvam	Pehler	Spanish
Braun	Fugina	Langseth	Petrafeso	Stanton
Byrne	George	Lemke	Philbrook	Tomlinson
Carlson, A.	Hanson	Lindstrom	Pleasant	Vento
Carlson, L.	Heinitz	Luther	Prahl	Voss
Carlson, R.	Hokanson	Mann	Reding	Wenstrom
Casserly	Jacobs	McCarron	Rice	Williamson
Clark	Jaros	McCollar	St. Onge	Zubay
Corbid	Johnson, D.	Menning	Sarna	Speaker Sabo

Those who voted in the negative were:

Adams, S.	Esau	Kaley	Niehaus	Volk
Albrecht	Evans	Kempe, R.	Peterson	Wenzel
Biersdorf	Fjoslien	Ketola	Samuelson	White
Birnstihl	Friedrich	Laidig	Savelkoul	Wieser
Brinkman	Jensen	Mangan	Sieben, H.	Wigley
Clawson	Johnson, C.	McCauley	Smith	
DeGroat	Jopp	Metzen	Suss	
Doty	Jude	Nelsen	Vanasek	

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

S. F. No. 556, A bill for an act relating to financial institutions and mortgages; modifying the maximum interest rate that may be charged on certain loans; requiring interest to be paid on certain escrow accounts; providing penalties; amending Minnesota Statutes 1974, Sections 47.20; and 47.21.

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 104, and nays 24, as follows:

Those who voted in the affirmative were:

Abeln	Eckstein	Kalis	Munger	Sieben, H.
Adams, L.	Eken	Kelly, R.	Neisen	Sieben, M.
Adams, S.	Esau	Kelly, W.	Nelson	Sieloff
Albrecht	Evans	Kempe, R.	Niehaus	Simoneau
Anderson, G.	Ewald	Ketola	Norton	Skoglund
Arlandson	Faricy	Knickerbocker	Novak	Spanish
Beauchamp	Fjoslien	Knoll	Osthoff	Stanton
Berg	Forsythe	Kostohryz	Patton	Suss
Biersdorf	Friedrich	Kvam	Pehler	Swanson
Birnstihl	George	Laidig	Peterson	Tomlinson
Brinkman	Graba	Langseth	Petrafeso	Ulland
Byrne	Heinitz	Lemke	Philbrook	Vanasek
Carlson, A.	Hokanson	Lindstrom	Pleasant	Volk
Casserly	Jacobs	Luther	Reding	Voss
Clark	Jaros	Mangan	St. Onge	White
Clawson	Jensen	Mann	Samuelson	Wieser
Corbid	Johnson, C.	McCarron	Savalkoul	Wigley
Dahl	Jopp	McCauley	Schreiber	Williamson
Dean	Jude	McEachern	Schulz	Zubay
DeGroat	Kahn	Metzen	Searle	Speaker Sabo
Doty	Kaley	Moe	Setzepfandt	

Those who voted in the negative were:

Anderson, I.	Carlson, R.	Hanson	Menning	Schumacher
Begich	Dieterich	Johnson, D.	Parish	Sherwood
Berglin	Enebo	Kempe, A.	Prahl	Vento
Braun	Fudro	Kroening	Rice	Wenzel
Carlson, L.	Fugina	McCollar	Sarna	

The bill was passed and its title agreed to.

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

H. F. No. 2593 was reported to the House and given its third reading.

### UNANIMOUS CONSENT

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

Schreiber moved to amend H. F. No. 2593, as follows:

Page 1, line 20, delete "eight" insert "seven".

Page 2, line 7, delete "eight" and insert "seven".

The motion prevailed and the amendment was adopted.

H. F. No. 2593, A bill for an act proposing an amendment to the Minnesota Constitution, Article XIV Section 11; raising limits on interest and increasing the authorized amount of high-way bonds; restoring certain language stricken in an earlier pro-

posed constitutional amendment; amending Laws 1975, Chapter 203, Sections 25 and 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 87, and nays 43, as follows:

Those who voted in the affirmative were:

Adams, L.	George	Langseth	Petraleso	Spanish
Anderson, G.	Graba	Lemke	Philbrook	Stanton
Anderson, I.	Hanson	Lindstrom	Prahl	Suss
Arlandson	Haugerud	Luther	Reding	Swanson
Beauchamp	Hokanson	Mangan	St. Onge	Tomlinson
Begich	Jacobs	Mann	Samuelson	Ulland
Braun	Jaros	McCollar	Sarna	Vanasek
Carlson, L.	Jensen	Menning	Savelkoul	Vento
Clawson	Johnson, C.	Metzen	Schreiber	Volk
Corbid	Johnson, D.	Moe	Schumacher	Voss
Dahl	Kalis	Munger	Searle	Wenstrom
DeGroat	Kelly, W.	Neisen	Setzepfandt	Wenzel
Doty	Kempe, A.	Nelsen	Sherwood	White
Eckstein	Kempe, R.	Norton	Sieben, H.	Williamson
Eken	Ketola	Novak	Sieben, M.	Speaker Sabo
Esau	Knickerbocker	Osthoff	Sieloff	
Fudro	Knoll	Patton	Smith	
Fugina	Laidig	Pehler	Smogard	

Those who voted in the negative were:

Adams, S.	Casserly	Forsythe	Kvam	Rice
Albrecht	Clark	Friedrich	McCarron	Schulz
Berg	Dean	Heinitz	McCauley	Simoneau
Berglin	Dieterich	Jude	McEachern	Skoglund
Biersdorf	Enebo	Kahn	Nelson	Wieser
Birnstihl	Evans	Kaley	Niehaus	Wigley
Brinkman	Ewald	Kelly, R.	Parish	Zubay
Byrne	Faricy	Kostohryz	Peterson	
Carlson, A.	Fjoslien	Kroening	Pleasant	

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

H. F. No. 2094 was reported to the House.

Kempe, A., moved to amend H. F. No. 2094, as follows:

Page 1, strike lines 18 to 20 and insert:

"Shall the Minnesota Constitution be amended to make the governance of the University of Minnesota subject to legislation?"

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 34, and nays 87, as follows:

Those who voted in the affirmative were:

Adams, S.	Evans	Kelly, R.	Nelsen	Rice
Albrecht	Ewald	Kempe, A.	Nelson	Schulz
Carlson, A.	Fjoslien	Kempe, R.	Niehaus	Sherwood
Dean	Forsythe	Ketola	Osthoff	Ulland
Dieterich	Heinitz	Kvam	Philbrook	Wieser
Doty	Jopp	Laidig	Pleasant	Wigley
Esau	Kaley	Menning	Prahl	

Those who voted in the negative were:

Adams, L.	Eken	Knickerbocker	Pehler	Smogard
Anderson, G.	Enebo	Knoll	Peterson	Stanton
Anderson, I.	Faricy	Kroening	Petrafeso	Suss
Arlandson	Friedrich	Langseth	Reding	Swanson
Beauchamp	Fudro	Lemke	St. Onge	Tomlinson
Begich	Fugina	Luther	Samuelson	Vanasek
Berglin	George	Mangan	Sarna	Vento
Biersdorf	Graba	Mann	Savelkoul	Volk
Birnstihl	Hanson	McCarron	Schreiber	Voss
Braun	Haugerud	McCauley	Schumacher	Wenstrom
Byrne	Hokanson	McEachern	Searle	Wenzel
Carlson, L.	Jacobs	Metzen	Setzepfandt	White
Carlson, R.	Jaros	Moe	Sieben, H.	Williamson
Clark	Johnson, C.	Munger	Sieben, M.	Zubay
Clawson	Johnson, D.	Neisen	Sieloff	Speaker Sabo
Corbid	Jude	Norton	Simoneau	
DeGroat	Kalis	Novak	Skoglund	
Eckstein	Kelly, W.	Patton	Smith	

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

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.

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 71, and nays 53, as follows:

Those who voted in the affirmative were:

Adams, L.	Byrne	Graba	Kelly, W.	Menning
Anderson, G.	Carlson, R.	Hanson	Knickerbocker	Metzen
Anderson, I.	Clawson	Haugerud	Kroening	Munger
Arlandson	Corbid	Jacobs	Lemke	Neisen
Beauchamp	Eckstein	Jensen	Lindstrom	Nelson
Begich	Eken	Johnson, C.	Luther	Osthoff
Berglin	Evans	Johnson, D.	McCarron	Pehler
Birnstihl	Fudro	Jude	McCauley	Petrafeso
Braun	Fugina	Kaley	McCollar	Pleasant
Brinkman	George	Kalis	McEachern	Prahl



Reding,	Sherwood	Stanton	Voss	Zubay
St. Onge	Sieben, H.	Suss	Wenzel	
Samuelson	Sieben, M.	Tomlinson	White	
Sarna	Simoneau	Vanasek	Wieser	
Schulz	Smogard	Volk	Williamson	

Those who voted in the negative were:

Adams, S.	Enebo	Kelly, R.	Niehaus	Searle
Albrecht	Esau	Kempe, A.	Norton	Setzepfandt
Biersdorf	Ewald	Kempe, R.	Novak	Sieloff
Carlson, A.	Fjoslien	Ketola	Parish	Skoglund
Carlson, L.	Forsythe	Knoll	Patton	Smith
Casserly	Friedrich	Kostohryz	Peterson	Ulland
Clark	Heinitz	Kvam	Philbrook	Wenstrom
Dean	Hokanson	Laidig	Rice	Wigley
DeGroat	Jaros	Mann	Savelkoul	Speaker Sabo
Dieterich	Jopp	Moe	Schreiber	
Doty	Kahn	Nelsen	Schumacher	

The bill was passed and its title agreed to.

Enebo and Volk were excused for the remainder of today's session.

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.

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 3, as follows:

Those who voted in the affirmative were:

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

Stanton  
Suss  
Swanson

Tomlinson  
Ulland  
Vanasek

Vento  
Voss  
Wenstrom

Wenzel  
White  
Wigley

Williamson  
Zubay  
Speaker Sabo

Those who voted in the negative were:

Arlandson

Berg

Skoglund

The bill was passed and its title agreed to.

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

### MESSAGES FROM THE SENATE

The following messages were received from 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. 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.

The Senate has appointed as such committee Messrs. Stokowski, Moe 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. 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.

The Senate has appointed as such committee Messrs. Humphrey, Stumpf and Ogdahl.

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. 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.

The Senate has appointed as such committee Messrs. Brown, Schmitz and Patton.

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. 1865, A bill for an act relating to crimes; providing increased sentences for persons convicted of certain second or subsequent violations of theft; prescribing penalties; amending Minnesota Statutes 1974, Section 609.52, Subdivision 3.

The Senate has appointed as such committee Messrs. McCutcheon, Nelson and Davies.

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

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

The Senate has appointed as such committee Messrs. Conzemius, Olhoft, Spear, Dunn and Sillers.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 2581, A bill for an act relating to the organization and operation of state government; appropriating and reappropriating money for the general administrative expenses of state government and limiting the use thereof; providing for payment of claims against the state; abolishing the state claims commission; amending Minnesota Statutes 1974, Sections 3.732, Subdivisions 1, 2, and 5; 3.751, Subdivision 1; 176.011, Subdivision 9; 192.38; 238.04, by adding a subdivision; 345.48, Subdivision 2; and Chapter 3, by adding a section; Minnesota Statutes, 1975 Supplement, Section 4.19; repealing Minnesota Statutes 1974, Sections 3.66 to 3.7311; 3.735; 3.752; 3.753; 3.76 to 3.83; and 15.315.

And the Senate respectfully requests that a Conference Committee of 5 members be appointed thereon. Messrs. Arnold, Anderson, Davies, Fitzsimons and Josefson 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

Norton 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. 2581. The motion prevailed.

Mr. Speaker:

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

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.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Gearty, McCutcheon and Hansen, Mel 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

Sieben, H., 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. 1963. The motion prevailed.

Mr. Speaker:

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

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.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Stokowski, Chenoweth and Ogdahl 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

Beauchamp 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. 2177. The motion prevailed.

Mr. Speaker:

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

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.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Tennessen, Doty and Sillers 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

Faricy 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. 2208. The motion prevailed.

Mr. Speaker:

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

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.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Olson, A. G.; Kowalczyk and Kleinbaum 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

Hanson 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. 1788. The motion prevailed.

Mr. Speaker:

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

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

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Chenoweth, Ogdahl and Stokowski 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

Moe 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. 2014. The motion prevailed.

Mr. Speaker:

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

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.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Spear, Kowalczyk and Merriam 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

Suss 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. 1764. The motion prevailed.

#### ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2581:

Haugerud, Kahn, Faricy, Forsythe and Parish.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1963:

Sieben, H.; Voss and Norton.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1764:

Suss, Casserly and Abeln.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2014:

Moe, Patton and Biersdorf.



The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1788:

Hanson, Corbid and Suss.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2208:

Faricy, Berg and Savelkoul.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2177:

Beauchamp, Biersdorf and Patton.

### SPECIAL ORDERS

S. F. No. 1999 was reported to the House.

Osthoff moved to amend S. F. No. 1999, as follows:

Page 1, after line 13, insert new sections to read:

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

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

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

Sec. 2. Minnesota Statutes, 1975 Supplement, Section 203A.12, Subdivision 2, is amended to read:

Subd. 2. [CANDIDATES AND OFFICES.] On all ballots the name of each candidate shall be printed at right angles with the length of the ballot. In the general election, except in the case of presidential electors, (EACH NAME SHALL BE FOLLOWED ON THE SAME LINE IN UPPER AND LOWER CASE LETTERS, BY) the political party designation of (THE) each candidate, or in the case of nonpartisan offices, (EACH NAME SHALL BE FOLLOWED BY) the words, "Nominated without party designation", shall be printed above or below the name of the candidate. The political party designation for all candidates shall be printed in upper and lower case letters of the same type style and the upper case letters shall be at least one-half the height of the upper case letters used for names of the candidates. At the general election, below the name of the last candidate for each office shall be placed as many blank lines as there are offices of that kind to be filled, and on the blank lines the voter may write the names of persons not printed on the ballot for whom he desires to vote, and when no person has filed for an office to be filled, the title of the office shall be printed on the ballot with as many blank lines below the title as there are offices to be filled, on which the voter's choice may be written. On the left side of the ballot and on a line with the names of the candidates and the blank lines, there shall be placed a square, each square to be of the same size, in which the voter may designate his choice by a mark (X). Above the first name on each ballot shall be printed the words, "Put an (X) opposite the name of each candidate you wish to vote for, in the square indicated by the arrow," and on a line with the words and directly above the squares shall be printed a small arrow, or point, pointing downward. Directly underneath the official title of each office shall be printed the words, "Vote for one," or more, according to the number to be elected."

Renumber Section 1 as Section 3.

Page 2, line 1, strike "the next", delete "smallest", strike "number" and insert "succeedingly higher numbers".

Page 2, after line 8, insert "On voting machines, 'first name printed for each office' means the position nearest the top or farthest left, whichever applies."

Page 2, after the new language after line 8 insert new sections to read:

"Sec. 4. Minnesota Statutes 1974, Section 205.17, Subdivision 2, is amended to read:

Subd. 2. In all cities of the first class however organized, for the regular municipal election, the city clerk shall prepare and cause to be printed in blocks of 50 a partisan ballot upon which the names of all candidates for the office of mayor and for the

city council are printed, and a nonpartisan ballot upon which the names of all candidates for all other city offices are printed. The partisan ballot shall be printed on light orange paper and shall be headed "Partisan City Election Ballot". The nonpartisan ballot shall be printed on light green paper and shall be headed "Nonpartisan City Election Ballot". Both ballots shall state the name of the city, the date of the elections and otherwise conform to the white ballot used at the general election. The names of the candidates on the nonpartisan ballot shall be rotated in the manner prescribed for the rotation of names on nonpartisan ballots in state elections.

On the partisan ballot the name of the candidates for mayor shall be placed first. The order of the names of the candidates shall be (ROTATED IN THE SAME MANNER AS ARE THE NAMES ON NONPARTISAN BALLOTS EXCEPT THAT THE NAMES OF THE CANDIDATES OF A POLITICAL PARTY SHALL BE ROTATED IN CONCERT SO THAT THE NAMES OF ALL CANDIDATES OF A POLITICAL PARTY ARE PLACED IN THE SAME ROW OR COLUMN) *in the manner prescribed for state elections.*

Sec. 5. Minnesota Statutes 1974, Section 206.07, Subdivision 1, is amended to read:

206.07 [CANDIDATES, ARRANGEMENT OF NAMES.] Subdivision 1. [PLACEMENT.] Where voting machines are authorized and employed, the titles of offices (MAY) *shall* be arranged *either* horizontally with the names of the candidates arranged vertically under the title of the office, or (THE TITLES OF THE OFFICES MAY BE ARRANGED) vertically with the names of the candidates arranged horizontally opposite the respective titles. *The names of all candidates of a political party shall be placed in the same row or column. If for any office there is no candidate of a party named at the primary such that a blank space would appear on the voting machine ballot, the blank space shall contain a notice in the same type size and style as names of candidates, indicating that names of candidates for the office appear [above and] below, or to the [left and] right, of the space, whichever applies.* On the "Consolidated Primary Election Ballot" prepared for primary elections, and on the white ballot prepared for the general election, the order of the names of nominees, or names of candidates for election, as the case may be, shall be the same as is required for paper ballots. More than one column or row may be used for the same office or party. (QUESTIONS, CONSTITUTIONAL AMENDMENTS, OR OTHER PROPOSITIONS SHALL BE PLACED ON THE MACHINES IN THE SPACE PROVIDED FOR THAT PURPOSE AND SHALL BE ARRANGED IN THE MANNER WHICH THE CONSTRUCTION OF THE MACHINE REQUIRES.)

Sec. 6. Minnesota Statutes 1974, Section 206.07, is amended by adding a subdivision to read:

*Subd. 1b. [QUESTIONS, CONSTITUTIONAL AMENDMENTS, PROPOSITIONS.] When a question, constitutional amendment, or other proposition is to be voted upon on a mechanical voting machine, the question, constitutional amendment, or other proposition shall occupy an area no smaller than three inches by four inches in the space provided for that purpose and shall be arranged in a manner which construction of the machine requires. A prominent notice of the question, constitutional amendment, or other proposition shall follow the last office title, or, if there is inadequate space, in the next available column or row. The notice shall contain at least one arrow pointing toward the question, constitutional amendment, or other proposition and shall contain language in the same type size as used for office titles, directing the voter to the location on the machine where it is to be found."*

Renumber the following sections:

Page 4, line 10, after "208.35" insert "; and Minnesota Statutes, 1975 Supplement, Section 203A.12, Subdivision 4."

And further, to amend the title as follows:

Page 1, line 2, after "elections;" and before "preparation" insert "providing for".

Page 1, line 4, after "auditor;" and before "repealing" insert "providing for arrangement of the ballot on mechanical voting machines;"

Page 1, line 5, after "providing for" insert "voting of".

Page 1, line 7, strike "to vote", and strike "Section" and insert "Sections 205.17, Subdivision 2; 206.07, Subdivision 1, and by adding a subdivision; and".

Page 1, line 9, after "Sections" insert "202A.32, Subdivision 1; 203A.12, Subdivision 2;"

Page 1, line 11, strike "Subdivision" and insert "Subdivisions 2 and "

Page 1, line 12, after "208.35" and before the period insert "; and Minnesota Statutes, 1975 Supplement, Section 203A.12, Subdivision 4".

#### POINT OF ORDER

Laidig raised a point of order pursuant to rule 3.9 that the Osthoff amendment was out of order. The Speaker ruled the point of order not well taken.

Carlson, A., moved to amend the Osthoff amendment to S. F. No. 1999, as follows:

Page 1, delete all of the language in Sec. 2., and insert the following:

"Sec. 2. [CANDIDATES AND OFFICES.] *All ballots designed by all units of government shall be submitted to the Minnesota Ethics Commission at least 40 days prior to an election or primary for approval. The Ethics Commission shall make any and all changes and return such ballot design to the unit of government at least 20 days prior to an election. The Minnesota Ethics Commission shall promulgate all rules and regulations necessary to carry out the intent of this provision.*"

A roll call was requested and properly seconded.

Haugerud, Jopp, Mangan, Smith and Voss were excused for the remainder of today's session.

#### CALL OF THE HOUSE

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

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

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

The question recurred on the adoption of the Carlson, A., amendment to the Osthoff amendment and the roll being called, there were yeas 28, and nays 94, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Savelkoul requested a division of the Osthoff amendment.

The first portion of the Osthoff amendment reads as follows:

Page 1, after line 13, insert new sections to read:

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

202A.32 [NOMINATING PETITIONS, FILED WITH SECRETARY OF STATE, TIME.] Subdivision 1. [FILING, ACKNOWLEDGEMENT OF FILING, FEE.] Nominating petitions for names to be placed on the state white ballot shall be filed with the secretary of state when to be voted for in more than one county, and with the county auditor when to be voted for in a single county. The secretary of state or the county auditor shall give or send to the person filing a nominating petition an acknowledgment thereof on the same day it is received, and he shall file and preserve the nominating petitions, subject to

public inspection. No filing of any nominating petition is effective unless at the time thereof the prescribed fee is paid or tendered. *The nominating petitions filed with the secretary of state, shall be inspected by the secretary of state to verify that all signatures on the petition for nomination are persons residing within the district or political division from which the candidate is presented.*

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

Sec. 2. Minnesota Statutes, 1975 Supplement, Section 203A.-12, Subdivision 2, is amended to read:

Subd. 2. [CANDIDATES AND OFFICES.] On all ballots the name of each candidate shall be printed at right angles with the length of the ballot. In the general election, except in the case of presidential electors, (EACH NAME SHALL BE FOLLOWED ON THE SAME LINE IN UPPER AND LOWER CASE LETTERS, BY) the political party designation of (THE) each candidate, or in the case of nonpartisan offices, (EACH NAME SHALL BE FOLLOWED BY) the words, "Nominated without party designation", *shall be printed above or below the name of the candidate. The political party designation for all candidates shall be printed in upper and lower case letters of the same type style and the upper case letters shall be at least one-half the height of the upper case letters used for names of the candidates.* At the general election, below the name of the last candidate for each office shall be placed as many blank lines as there are offices of that kind to be filled, and on the blank lines the voter may write the names of persons not printed on the ballot for whom he desires to vote, and when no person has filed for an office to be filled, the title of the office shall be printed on the ballot with as many blank lines below the title as there are offices to be filled, on which the voter's choice may be written. On the left side of the ballot and on a line with the names of the candidates and the blank lines, there shall be placed a square, each square to be of the same size, in which the voter may designate his choice by a mark (X). Above the first name on each ballot shall be printed the words, "Put an (X) opposite the name of each candidate you wish to vote for, in the square indicated by the arrow," and on a line with the words and directly above the squares shall be printed a small arrow, or point, pointing downward. Directly underneath the official title of each office shall be printed the words, "Vote for one," or more, according to the number to be elected."

Renumber Section 1 as Section 3.

Page 2, line 1, strike "the next", delete "smallest", strike "number" and insert "succeedingly higher numbers".

Page 2, after line 8, insert *"On voting machines, 'first name printed for each office' means the position nearest the top or farthest left, whichever applies."*

"Sec. 6. Minnesota Statutes 1974, Section 206.07, is amended by adding a subdivision to read:

*Subd. 1b. [QUESTIONS, CONSTITUTIONAL AMENDMENTS, PROPOSITIONS.] When a question, constitutional amendment, or other proposition is to be voted upon on a mechanical voting machine, the question, constitutional amendment, or other proposition shall occupy an area no smaller than three inches by four inches in the space provided for that purpose and shall be arranged in a manner which construction of the machine requires. A prominent notice of the question, constitutional amendment, or other proposition shall follow the last office title, or, if there is inadequate space, in the next available column or row. The notice shall contain at least one arrow pointing toward the question, constitutional amendment, or other proposition and shall contain language in the same type size as used for office titles, directing the voter to the location on the machine where it is to be found."*

Renumber the following sections.

Page 4, line 10, after "208.35" insert "; and Minnesota Statutes, 1975 Supplement, Section 203A.12, Subdivision 4,".

And further, to amend the title as follows:

Page 1, line 2, after "elections;" and before "preparation" insert "providing for".

Page 1, line 3, after "auditor;" and before "repealing" insert "providing for arrangement of the ballot on mechanical voting machines;".

Page 1, line 5, after "providing for" insert "voting of".

Page 1, line 7, strike "to vote", and strike "Section" and insert "Sections 205.17, Subdivision 2; 206.07, Subdivision 1, and by adding a subdivision; and".

Page 1, line 9, after "Sections" insert "202A.32, Subdivision 1; 203A.12, Subdivision 2;".

Page 1, line 11, strike "Subdivision" and insert "Subdivisions 2 and".

Page 1, line 12, after "208.35" and before the period insert "; and Minnesota Statutes, 1975 Supplement, Section 203A.12, Subdivision 4".



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

The second portion of the Osthoff amendment reads as follows:

Page 2, after the new language after line 8 insert new sections to read:

"Sec. 4. Minnesota Statutes 1974, Section 205.17, Subdivision 2, is amended to read:

Subd. 2. In all cities of the first class however organized, for the regular municipal election, the city clerk shall prepare and cause to be printed in blocks of 50 a partisan ballot upon which the names of all candidates for the office of mayor and for the city council are printed, and a nonpartisan ballot upon which the names of all candidates for all other city offices are printed. The partisan ballot shall be printed on light orange paper and shall be headed "Partisan City Election Ballot". The nonpartisan ballot shall be printed on light green paper and shall be headed "Nonpartisan City Election Ballot". Both ballots shall state the name of the city, the date of the elections and otherwise conform to the white ballot used at the general election. The names of the candidates on the nonpartisan ballot shall be rotated in the manner prescribed for the rotation of names on nonpartisan ballots in state elections.

On the partisan ballot the name of the candidates for mayor shall be placed first. The order of the names of the candidates shall be (ROTATED IN THE SAME MANNER AS ARE THE NAMES ON NONPARTISAN BALLOTS EXCEPT THAT THE NAMES OF THE CANDIDATES OF A POLITICAL PARTY SHALL BE ROTATED IN CONCERT SO THAT THE NAMES OF ALL CANDIDATES OF A POLITICAL PARTY ARE PLACED IN THE SAME ROW OR COLUMN) *in the manner prescribed for state elections.*"

A roll call was requested and properly seconded.

The question was taken on the adoption of the second portion of the Osthoff amendment and the roll being called, there were yeas 86, and nays 38, as follows:

Those who voted in the affirmative were:

Adams, L.	Byrne	Fugina	Kahn	Luther
Anderson, G.	Carlson, L.	George	Kalis	Mann
Anderson, I.	Carlson, R.	Graba	Kelly, R.	McCarron
Arlandson	Casserly	Hanson	Kelly, W.	McCollar
Beauchamp	Clark	Hokanson	Kempe, A.	McEachern
Begich	Clawson	Jacobs	Ketola	Menning
Berg	Corbid	Jaros	Kostohryz	Metzen
Berglin	Dieterich	Jensen	Kroening	Moe
Birnstihl	Eckstein	Johnson, C.	Langseth	Munger
Braun	Eken	Johnson, D.	Lemke	Neisen
Brinkman	Fudro	Jude	Lindstrom	Nelson

Norton	Prahl	Schumacher	Spanish	Wenzel
Novak	Reding	Setzepfandt	Stanton	White
Osthoff	Rice	Sieben, H.	Suss	Speaker Sabo
Parish	St. Onge	Sieben, M.	Swanson	
Patton	Samuelson	Simoneau	Vanasek	
Pehler	Sarna	Skoglund	Vento	
Petrafeso	Schulz	Smogard	Wenstrom	

Those who voted in the negative were:

Adams, S.	Evans	Kempe, R.	Peterson	Tomlinson
Albrecht	Ewald	Knickerbocker	Philbrook	Ulland
Biersdorf	Faricy	Knoll	Pleasant	Wieser
Carlson, A.	Fjoslien	Kvam	Savelkoul	Wigley
Dean	Forsythe	Laidig	Schreiber	Williamson
DeGroat	Friedrich	McCauley	Searle	Zubay
Doty	Heinitz	Nelsen	Sherwood	
Esau	Kaley	Niehaus	Sieloff	

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

The third portion of the Osthoff amendment reads as follows:

"Sec. 5. Minnesota Statutes 1974, Section 206.07, Subdivision 1, is amended to read:

206.07 [CANDIDATES, ARRANGEMENT OF NAMES.] Subdivision 1. [PLACEMENT.] Where voting machines are authorized and employed, the titles of offices (MAY) shall be arranged *either* horizontally with the names of the candidates arranged vertically under the title of the office, or (THE TITLES OF THE OFFICES MAY BE ARRANGED) vertically with the names of the candidates arranged horizontally opposite the respective titles. *The names of all candidates of a political party shall be placed in the same row or column. If for any office there is no candidate of a party named at the primary such that a blank space would appear on the voting machine ballot, the blank space shall contain a notice in the same type size and style as names of candidates, indicating that names of candidates for the office appear [above and] below, or to the [left and] right, of the space, whichever applies.* On the "Consolidated Primary Election Ballot" prepared for primary elections, and on the white ballot prepared for the general election, the order of the names of nominees, or names of candidates for election, as the case may be, shall be the same as is required for paper ballots. More than one column or row may be used for the same office or party. (QUESTIONS, CONSTITUTIONAL AMENDMENTS, OR OTHER PROPOSITIONS SHALL BE PLACED ON THE MACHINES IN THE SPACE PROVIDED FOR THAT PURPOSE AND SHALL BE ARRANGED IN THE MANNER WHICH THE CONSTRUCTION OF THE MACHINE REQUIRES.)"

A roll call was requested and properly seconded.

The question was taken on the adoption of the third portion of the Osthoff amendment and the roll being called, there were yeas 97, and nays 28, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion prevailed and the third portion of the Osthoff amendment was adopted.

Laidig; Carlson, A.; Ulland and Peterson moved to amend S. F. No. 1999, as follows:

Page 1, line 14, to page 2, line 8, delete section 1 and insert:

"Section 1. Minnesota Statutes, 1975 Supplement, Section 203A.35, Subdivision 1, is amended to read:

Subdivision 1. At the general election, (AND IN THE CASE OF NONPARTISAN OFFICES ONLY,) the names of all candidates for the same office shall be rotated on the ballots in the manner provided for primary election ballots by section 203A.23, subdivision 5, and all the provisions of section 203A.23, subdivisions 5 and 6 are applicable to general election ballots, so far as practicable."

Page 4, line 10, after "208.34," strike "and 208.35" and insert: "208.35, and Minnesota Statutes, 1975 Supplement, 203A.33, Subdivision 4".

Further, in the title, page 1, line 11, after "Subdivision 4;" insert "203A.35, Subdivision 1;"

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 46, and nays 79, as follows:

Those who voted in the affirmative were:

Adams, S.	Esau	Kempe, R.	Munger	Spanish
Albrecht	Evans	Knickerbocker	Nelsen	Ulland
Biersdorf	Ewald	Knoll	Niehaus	White
Carlson, A.	Fjoslien	Kvam	Peterson	Wieser
Dahl	Forsythe	Laidig	Pleasant	Wigley
Dean	Friedrich	Langseth	Savelkoul	Zubay
DeGroat	Heinitz	Mann	Schreiber	
Dieterich	Jensen	McCauley	Searle	
Doty	Johnson, C.	Menning	Sherwood	
Eckstein	Kaley	Metzen	Sieloff	

Those who voted in the negative were:

Adams, L.	Clawson	Kelly, R.	Novak	Sieben, H.
Anderson, G.	Corbid	Kelly, W.	Osthoff	Sieben, M.
Anderson, I.	Eken	Kempe, A.	Parish	Simoneau
Arlandson	Faricy	Ketola	Patton	Skoglund
Beauchamp	Fudro	Kostohryz	Pehler	Smogard
Begich	Fugina	Kroening	Petraleso	Stanton
Berg	George	Lemke	Philbrook	Suss
Berglin	Graba	Lindstrom	Prahl	Swanson
Birnsthil	Hanson	Luther	Reding	Tomlinson
Braun	Hokanson	McCarron	Rice	Vanasek
Brinkman	Jacobs	McCollar	St. Onge	Vento
Byrne	Jaros	McEachern	Samuelson	Wenstrom
Carlson, L.	Johnson, D.	Moe	Sarna	Wenzel
Carlson, R.	Jude	Neisen	Schulz	Williamson
Casserly	Kahn	Nelson	Schumacher	Speaker Sabo
Clark	Kalis	Norton	Setzepfandt	

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

S. F. No. 1999, A bill for an act relating to elections; preparation of ballots; changing rotation of names; imposing duties on the county auditor; repealing special provisions for voting in presidential elections; providing for eligible voters residing outside the United States to vote; amending Minnesota Statutes 1974, Section 208.04; and Chapter 207, by adding a section; Minnesota Statutes, 1975 Supplement, Sections 203A.31 by adding a subdivision; 203A.33, Subdivision 4; repealing Minnesota Statutes 1974, Sections 208.21 to 208.35.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 93, and nays 32, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

The following conference committee report was received:

#### CONFERENCE COMMITTEE REPORT ON 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.

March 30, 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 H. F. No. 1827, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments.

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

House Conferees: DON SAMUELSON, PAUL MCCARRON and STANLEY ENEBO.

Senate Conferees: JOSEPH O'NEILL, WINSTON BORDEN and WILLIAM MCCUTCHEON.

Samuelson moved that the report of the Conference Committee on H. F. No. 1827 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

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 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 123, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

### GENERAL ORDERS

There being no objection, the bills on General Orders for today were continued on General Orders until Wednesday, March 31, 1976.

## MOTIONS AND RESOLUTIONS

House Concurrent Resolution No. 24 was reported to the House.

## HOUSE CONCURRENT RESOLUTION NO. 24

A house concurrent resolution relating to the delivery of bills to the governor after final adjournment.

*Be It Resolved*, by the House of Representatives, the Senate concurring, that on adjournment sine die of the 69th regular session of the Legislature, bills shall be presented to the Governor in conformity with the provisions of this resolution and as follows:

(a) That the Speaker of the House of Representatives, the Chief Clerk of the House of Representatives, the President of the Senate, and the Secretary of the Senate shall certify and sign each bill in the same manner and upon the same certification as each bill is signed for presentation to the Governor prior to adjournment sine die, and each of those officers shall continue in his designated capacity during the three days following the date of final adjournment;

(b) That the Chief Clerk of the House of Representatives and the Secretary of the Senate in accordance with the rules of the respective bodies and under the supervision and direction of the standing Committee on Rules and Legislative Administration and the standing Committee on Rules and Administration shall carefully engross and enroll each bill and make delivery thereof to the Governor in the same manner as each bill is engrossed and enrolled and delivered to the Governor prior to the adjournment of the Legislature sine die;

(c) That the Revisor of Statutes shall continue to assist in all of the functions relating to the engrossment and enrollment of bills of the House of Representatives and of the Senate under the supervision of the Chief Clerk of the House of Representatives and the Secretary of the Senate in the same manner that his assistance was rendered prior to the adjournment of the Legislature sine die;

(d) That this concurrent resolution is enacted in accordance with the requirements of the Constitution, Article IV, Section 23; and

*Be It Further Resolved*, that the Chief Clerk of the House of Representatives deliver a copy of this Resolution to the Governor, and the Secretary of State.

Anderson, I., moved that House Concurrent Resolution No. 24 be now adopted. The motion prevailed and House Resolution No. 24 was adopted.

Spanish introduced:

House Resolution No. 40, A house resolution congratulating the world championship curling team of the Bruce Roberts Rink of Hibbing, Minnesota.

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

Spanish introduced:

House Resolution No. 41, A house resolution congratulating the Hibbing High School basketball team on winning second place in the state class AA basketball tournament.

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

Fugina and Johnson, D., introduced:

House Resolution No. 42, A house resolution congratulating the Orr High School Basketball team on winning the class A consolation title.

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

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

S. F. Nos. 2195, 1223, 1644, 2175, 175 and 1959.

The motion prevailed.

#### ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 12:00 noon, Wednesday, March 31, 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, Wednesday, March 31, 1976.

EDWARD A. BURDICK, Chief Clerk, House of Representatives