

STATE OF MINNESOTA
SEVENTIETH SESSION - 1977

TENTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, FEBRUARY 1, 1977

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

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

Abeln	Cohen	Jensen	Munger	Setzpfandt
Adams	Corbid	Johnson	Murphy	Sherwood
Albrecht	Cummiskey	Jude	Neisen	Sieben, H.
Anderson, B.	Dahl	Kahn	Nelsen, B.	Sieben, M.
Anderson, D.	Dean	Kaley	Nelsen, M.	Simoneau
Anderson, G.	Eckstein	Kalis	Nelson	Skoglund
Anderson, I.	Eken	Kelly, R.	Niehaus	Smogard
Anderson, R.	Ellingson	Kelly, W.	Norton	Spanish
Arlandson	Enebo	Kempe, A.	Novak	Stanton
Battaglia	Erickson	Kempe, R.	Osthoff	Stoa
Beauchamp	Esau	King	Patton	Suss
Begich	Evans	Knickerbocker	Pehler	Swanson
Berg	Ewald	Kostohryz	Peterson	Tomlinson
Berglin	Faricy	Kroening	Petrafeso	Vanasek
Berkelman	Fjoslien	Kvam	Pleasant	Voss
Biersdorf	Forsythe	Laidig	Prahl	Waldorf
Birnstihl	Friedrich	Langseth	Reding	Welch
Brandl	Fudro	Lehto	Rice	Wenstrom
Braun	Fugina	Lemke	Rose	Wenzel
Brinkman	George	Mangan	St. Onge	White
Byrne	Gunter	Mann	Samuelson	Wieser
Carlson, A.	Hanson	McCarron	Sarna	Wigley
Carlson, D.	Haugerud	McCollar	Savelkoul	Williamson
Carlson, L.	Heinitz	McDonald	Scheid	Wynia
Casserly	Hokanson	McEachern	Schulz	Zubay
Clark	Jacobs	Metzen	Searle	Speaker Sabo
Clawson	Jaros	Moe	Searles	

A quorum was present.

The Chief Clerk proceeded to read the Journal of the preceding day. McCollar moved that further reading of the Journal be dispensed with and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of S. F. No. 11 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following communication was received:

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

January 26, 1977

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Edward J. Gearty
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1977 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1977</i>	<i>Date Filed 1977</i>
110		1	January 26	January 26

Sincerely,

JOAN ANDERSON GROWE
Secretary of State

INTRODUCTION AND FIRST READING
OF HOUSE BILLS

The following House Files were introduced:

Kalis, Wigley, Eckstein, Jensen and King introduced:

H. F. No. 235, A bill for an act relating to agriculture; soybean research and promotion council; powers of the commissioner of agriculture and the council; providing for an increase in fees and specifying the uses thereof; amending Minnesota Statutes 1976, Sections 21A.01; 21A.05; 21A.06; 21A.09; 21A.12; 21A.16, Subdivision 2; 21A.19, Subdivision 1; and Chapter 21A, by adding a section; repealing Minnesota Statutes 1976, Section 21A.18.

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

George, Dean, Adams and Beauchamp introduced:

H. F. No. 236, A bill for an act relating to intoxicating liquor; regulating price advertising; providing a penalty; amending Minnesota Statutes 1976, Section 340.15, Subdivision 1, and by adding subdivisions.

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

Cassery; Carlson, L.; Vanasek; Adams and Sieben, M., introduced:

H. F. No. 237, A bill for an act relating to assumed business names; amending Minnesota Statutes 1976, Sections 333.01; 333.04; and 333.06; and Chapter 333, by adding sections; repealing Minnesota Statutes 1976, Sections 333.02; 333.03; and 333.05.

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

Clawson, Jude, Neisen and Simoneau introduced:

H. F. No. 238, A bill for an act relating to telephone companies; limiting increases in certain telephone rates, tolls and charges; amending Minnesota Statutes 1976, Section 237.08.

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

Pleasant, Kostohryz, Dean and Jaros introduced:

H. F. No. 239, A bill for an act relating to public safety; requiring smoke detectors in multiple unit residential buildings; providing that existing buildings have a period of time to come into compliance; amending Minnesota Statutes 1976, Chapter 299F, by adding a section.

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

Pleasant, Fudro, Faricy, Abeln and Begich introduced:

H. F. No. 240, A bill for an act relating to intoxicating liquors; removing prohibition against sale of liquor on election days; amending Minnesota Statutes 1976, Sections 340.034, Subdivision 1; and 340.14, Subdivision 1.

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

Petrafeso, Hanson, Arlandson and Faricy introduced:

H. F. No. 241, A bill for an act relating to public utilities; providing for a lifeline rate for electricity; amending Minnesota Statutes 1976, Chapter 216B, by adding a section.

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

Novak; Simoneau; Kelly, R.; Neisen and Hanson introduced:

H. F. No. 242, A bill for an act relating to the department of public service; providing for its proper operation; prescribing certain powers, functions and duties; making certain corrections and improvements; revising procedures for regulation of certain activities; reducing certain fees; increasing certain penalties; amending Minnesota Statutes 1976, Sections 216A.02; 216A.03, Subdivision 5; 216A.05, Subdivision 1; 216A.07; 216B.16, Subdivisions 1 and 2; 216B.53; 231.16; 232.04; 232.06, Subdivision 4; 237.22; 237.29, Subdivision 1; 239.02; 239.07; 239.08; 239.10; 239.12; 239.23; 239.24; and 239.44; repealing Minnesota Statutes 1976, Sections 239.20 and 239.45; and Laws 1975, Chapter 87, Section 5.

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

Casserly, Adams, Beauchamp, Simoneau and Carlson, L., introduced:

H. F. No. 243, A bill for an act relating to consumer protection; licensing collection agencies, collectors and managers; prescribing duties; authorizing investigations; defining terms; prescribing penalties; amending Minnesota Statutes 1976, Sections 332.31, Subdivision 3, and by adding subdivisions; 332.33, Subdivision 1, and by adding subdivisions; 332.34; 332.42, Subdivision 1; 332.43, Subdivision 1; 332.44; and Chapter 332, by adding sections; repealing Minnesota Statutes 1976, Sections 332.31, Subdivision 5; 332.33, Subdivisions 2, 3, 4, 5 and 6; 332.35; 332.37; 332.40; 332.42, Subdivision 2; 332.43, Subdivisions 2 and 3.

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

Carlson, A., and Rice introduced:

H. F. No. 244, A bill for an act relating to human rights; prohibiting discrimination on the basis of chemical dependency treatment; amending Minnesota Statutes 1976, Section 363.03.

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

Nelson and Casserly introduced :

H. F. No. 245, A bill for an act relating to crimes; circumstances justifying a discharge of a firearm to effect an arrest; amending Minnesota Statutes 1976, Sections 609.065; and 629.33.

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

Neisen, Clawson, Mangan and Novak introduced :

H. F. No. 246, A bill for an act relating to the office of county attorney; providing that the county attorney shall prosecute persons apprehended or arrested by the Minnesota highway patrol outside cities of the first class; amending Minnesota Statutes 1976, Chapter 388, by adding a section.

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

Setzepfandt, Braun, Eken, Kalis and Anderson, D., introduced :

H. F. No. 247, A bill for an act relating to Independent School Districts No. 158, No. 161, No. 217, No. 220, No. 351, No. 354, No. 649, No. 650, No. 782, No. 783, No. 893, and No. 896; authorizing the districts to discontinue certain grades and provide instruction by contract with another district; providing for aids, levies and the contractual rights of teachers in participating districts.

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

Kostohryz, Norton, Berg, Johnson and Knickerbocker introduced :

H. F. No. 248, A bill for an act relating to education; teachers; providing in-service training for regular classroom teachers in techniques of education for the handicapped; appropriating money; amending Minnesota Statutes 1976, Section 123.581, Subdivisions 1, 2, 3, 6 and 7.

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

Vanasek, Jensen and White introduced:

H. F. No. 249, A bill for an act relating to Independent School District No. 721 (New Prague) and Independent School District No. 194 (Lakeville); providing for certain land to be detached from Independent School District No. 721 and annexed to Independent School District No. 194.

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

Jensen; Patton; Sieben, H.; Braun and Biersdorf introduced:

H. F. No. 250, A bill for an act relating to natural resources; establishing a season for taking deer and bear with muzzle loading firearms; amending Minnesota Statutes 1976, Section 100.27, Subdivisions 2 and 9.

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

Stanton; Anderson, B.; Casserly; Sherwood and Cummiskey introduced:

H. F. No. 251, A bill for an act relating to local water and related land resources management; establishment, financing and termination of lake improvement districts; appropriating money in relation thereto; amending Minnesota Statutes 1976, Sections 378.41, Subdivision 1; 378.42, Subdivision 1; 378.43, Subdivision 1; 378.44; 378.46; 378.47, Subdivision 1; 378.52, Subdivision 1; 378.55; and 378.56, Subdivision 1; repealing Minnesota Statutes 1976, Section 378.31, Subdivision 11; 378.41, Subdivision 2; 378.45; 378.51, Subdivision 3; 378.53; and 378.54.

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

Anderson, B.; Jaros; Munger; Welch and Evans introduced:

H. F. No. 252, A bill for an act relating to state parks; providing for cooperative agricultural leases of property acquired by the state within state parks; amending Minnesota Statutes 1976, Section 272.68, Subdivision 3, and Chapter 85, by adding a section.

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

Kostohryz, Lehto, Kahn, Munger and Fjoslien introduced:

H. F. No. 253, A bill for an act relating to natural resources; providing an effective date for an order designating a river as wild, scenic, or recreational; amending Minnesota Statutes 1976, Section 104.35, by adding a subdivision.

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

Pleasant, Adams, Arlandson, Knickerbocker and Faricy introduced:

H. F. No. 254, A bill for an act relating to financial institutions; power to make conventional loans and purchase of obligations representing such loans; amending Minnesota Statutes 1976, Section 47.20, Subdivision 3.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

George, Corbid, Voss, Dean and Wynia introduced:

H. F. No. 255, A bill for an act relating to financial institutions; industrial loan and thrift and small loan companies; providing for easier entry into market for certain institutions; requiring simple interest; eliminating certain investment certificates; altering reserve requirements; eliminating certain charges and practices; amending Minnesota Statutes 1976, Sections 53.03, Subdivision 2; 53.04, Subdivisions 3, 5, and by adding a subdivision; 53.05; 53.051; 53.07; 56.04; 56.07; 56.13, Subdivisions 1 and 3; 56.14; and 56.15, Subdivision 2; repealing Minnesota Statutes 1976, Sections 53.04, Subdivisions 4 and 6; and 56.13, Subdivision 4.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Wynia, Voss, Battaglia, Ellingson and George introduced:

H. F. No. 256, A bill for an act relating to insurance; providing for regulation of aircraft and inland marine insurance; amending Minnesota Statutes 1976, Section 70A.02, Subdivision 2; repealing Minnesota Statutes 1976, Section 70A.06, Subdivision 3.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

George, Brinkman, Wynia, Ellingson and Anderson, R., introduced:

H. F. No. 257, A bill for an act relating to banks, trust companies and savings banks; rule making authority; fees for special investigations; accounts maintained by banking division employees; fees; banks minimum organizational capital, surplus and undivided profits; providing for certified deposit of capital funds in a custodial bank; providing for banks annual audit systems, approval and reports; state banks minimum capital requirements, establishing investigatory fee for application to acquire trust authority; trust company minimum capital requirements; relating to boards of directors of financial institutions; clarification of certain language; amending Minnesota Statutes 1976, Sections 46.01; 46.04; 46.05; 46.09; 46.131, Subdivision 2, and by adding a subdivision; 48.02; 48.10; 48.36; 48.37; 48.44; 48.67; 48.69; 300.025 and 300.20.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Brinkman, Gunter, Corbid, Niehaus and Reding introduced:

H. F. No. 258, A bill for an act relating to political subdivisions; regulating certain interests in contracts by public officials; amending Minnesota Statutes 1976, Section 471.88, Subdivisions 2, 5, and 8.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Kelly, R.; McCollar; Anderson, G.; Corbid and Eken introduced:

H. F. No. 259, A bill for an act relating to insurance; requiring refund of unearned premium on cancellation of certain automobile insurance policies; amending Minnesota Statutes 1976, Section 65B.14; and Chapter 65B, by adding sections.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Waldorf, Osthoff, Jacobs and McDonald introduced:

H. F. No. 260, A bill for an act relating to the military; abolishing the naval militia and deleting references thereto; correcting other terminology; amending Minnesota Statutes 1976, Sections 190.05, Subdivision 3; 190.06, Subdivision 2; 191.09; 192.26, Subdivision 1; 193.141, Subdivision 1; 193.142; 193.143; 193.1431; 193.145; and 193.36, Subdivision 1; repealing Minnesota Statutes 1976, Chapter 194.

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

Swanson, Smogard, Wenstrom, Simoneau and McDonald introduced:

H. F. No. 261, A bill for an act relating to veterans; permitting the commissioner of veterans affairs to act as guardian for minors or incompetents without posting bond; amending Minnesota Statutes 1976, Chapter 196, by adding a section.

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

Swanson, Smogard, Wenstrom, Simoneau and Carlson, L., introduced:

H. F. No. 262, A bill for an act relating to veterans; commissioner of veterans affairs; changing residency requirements for the commissioner and certain officers and employees of the department of veterans affairs; amending Minnesota Statutes 1976, Section 196.02, Subdivision 1.

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

Adams; Patton; Sieben, H.; Osthoff and Biersdorf introduced:

H. F. No. 263, A bill for an act relating to unemployment compensation; redefining "wages" for contribution purposes; changing contribution rates; providing for charging of benefits; increasing weekly benefits; redefining "credit week"; providing for disqualification for benefits; amending Minnesota Statutes 1976, Sections 268.04, Subdivisions 25 and 29; 268.06, Subdivisions 5 and 8; 268.07, Subdivision 2; and 268.09.

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

Kvam introduced:

H. F. No. 264, A bill for an act relating to the city of Litchfield; firemens service pensions.

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

Clawson; Carlson, D.; Neisen and Simoneau introduced:

H. F. No. 265, A bill for an act relating to county courts; establishing the responsibility for prosecution of violations; establishing the manner of disposition of fines, fees and other moneys; amending Minnesota Statutes 1976, Sections 487.25, Subdivision 10; and 487.33, Subdivision 5; repealing Minnesota Statutes 1976, Section 487.33, Subdivision 6.

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

Beauchamp, Smogard, Corbid, Wenstrom and Biersdorf introduced:

H. F. No. 266, A bill for an act relating to unemployment compensation; providing for exclusion of certain student work; raising contribution bases; changing of certain benefits; providing disqualifying conditions; providing a penalty; amending Minnesota Statutes 1976, Sections 268.04, Subdivisions 12, 25, and 29; 268.06, Subdivisions 5 and 8, and by adding a subdivision; 268.07, Subdivision 2; 268.08, Subdivision 1; 268.09; 268.12, Subdivision 12; and 268.18, Subdivisions 2 and 3.

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

Brinkman, Reding, Niehaus, Neisen and Gunter introduced:

H. F. No. 267, A bill for an act relating to negligence; proscribing certain liability of good samaritans; amending Minnesota Statutes 1976, Section 604.05.

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

Forsythe, Fugina, Pleasant, Petrafeso and Hokanson introduced:

H. F. No. 268, A bill for an act relating to welfare; establishing evening child care programs for students at certain educational institutions; appropriating money.

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

Samuelson, Anderson, I., and St. Onge introduced:

H. F. No. 269, A bill for an act relating to regional development; dissolution of regional commissions; amending Minnesota Statutes 1976, Chapter 462, by adding a section.

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

Niehaus, Birnstihl, Erickson, Setzepfandt and Anderson, G., introduced:

H. F. No. 270, A bill for an act relating to plats and surveys; requiring the approval of plats by towns; amending Minnesota Statutes 1976, Sections 505.03, Subdivision 1; and 505.09, Subdivision 1.

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

Battaglia, Munger, Begich, Kahn and Berkelman introduced:

H. F. No. 271, A bill for an act relating to the city of Ely; providing grants-in-aid for the operation and maintenance of a waste water tertiary treatment facility; appropriating money.

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

Heinitz and Pleasant introduced:

H. F. No. 272, A bill for an act relating to shade tree disease control; permitting the pollution control agency to promulgate rules governing the transportation and disposal of diseased shade trees; providing for grants-in-aid to municipalities for reforestation; permitting open burning of diseased shade trees by municipalities; authorizing a special levy for shade tree disease control; appropriating money; amending Minnesota Statutes 1976, Sections 18.023, Subdivisions 2, 3 and 3a; 116.07, Subdivision 4; and 275.50, Subdivision 5.

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

Prahl, Fugina, Eken, Begich and Anderson, I., introduced:

H. F. No. 273, A bill for an act relating to real estate; limiting assertion of interests in tax forfeited real estate.

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

Prahl; Fugina; Anderson, G.; Berg and Anderson, I., introduced:

H. F. No. 274, A bill for an act relating to taxation; providing for a credit against income tax for expenditures for the care of dependents; amending Minnesota Statutes 1976, Chapter 290, by adding a section; repealing Minnesota Statutes 1976, Section 290.09, Subdivision 26.

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

Evans, Wigley, Eken, Mann and Lemke introduced:

H. F. No. 275, A bill for an act relating to taxation; altering procedure for obtaining refunds of tax on gasoline or special fuels not used in motor vehicles or for aviation purposes; appropriating money; amending Minnesota Statutes 1976, Sections 290.06, by adding a subdivision; and 296.18, Subdivisions 1, 1a, 2, and 3.

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

Murphy introduced:

H. F. No. 276, A bill for an act relating to the town of Thomson in Carlton county; authorizing a special tax levy for certain purposes.

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

Carlson, A.; Munger; McDonald; Petrafeso and Anderson, G., introduced:

H. F. No. 277, A bill for an act relating to taxation; providing for a deduction from gross income for expenditures for solar energy devices according to a prescribed amortization period; amending Minnesota Statutes 1976, Section 290.09, by adding a subdivision.

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

Savelkoul, Kvam, Pleasant, Evans and Searles introduced:

H. F. No. 278, A bill for an act relating to taxation; exempting federal tax rebates from state income tax.

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

George, Osthoff, Dean, Berkelman and Reding introduced:

H. F. No. 279, A bill for an act relating to highway safety; requiring loads on dump trucks to be covered; assigning responsibility for such covering to owners and contractors; providing a penalty; amending Minnesota Statutes 1976, Section 169.81, by adding a subdivision.

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

Prahl, Begich, St. Onge, Enebo and Byrne introduced:

H. F. No. 280, A bill for an act relating to public safety; requiring warning devices on truck and crawler cranes; prescribing a penalty.

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

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

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

S. F. No. 48.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 48, A bill for an act relating to Becker county; ratifying sales of certain tax-forfeited lands.

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

CALENDAR

H. F. No. 12, A bill for an act relating to Independent School District No. 15 and Independent School District No. 911; providing for a transfer of property between the districts.

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

The question was taken on the passage of the bill and the roll was called. There were 134 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Cohen	Jensen	Munger	Setzepfandt
Adams	Corbid	Johnson	Murphy	Sherwood
Albrecht	Cummiskey	Jude	Neisen	Sieben, H.
Anderson, B.	Dahl	Kahn	Neisen, B.	Sieben, M.
Anderson, D.	Dean	Kaley	Neisen, M.	Simoneau
Anderson, G.	Eckstein	Kalis	Nelson	Skoglund
Anderson, I.	Eken	Kelly, R.	Niehaus	Smogard
Anderson, R.	Ellingson	Kelly, W.	Norton	Spanish
Arlandson	Enebo	Kempe, A.	Novak	Stanton
Battaglia	Erickson	Kempe, R.	Osthoff	Stoa
Beauchamp	Esau	King	Patton	Suss
Begich	Evans	Knickerbocker	Pehler	Swanson
Berg	Ewald	Kostohryz	Peterson	Tomlinson
Berglin	Farcy	Kroening	Petrafeo	Vanasek
Berkelman	Fjoslien	Kvam	Pleasant	Voss
Biersdorf	Forsythe	Laidig	Prahl	Waldorf
Birnstihl	Friedrich	Langseth	Reding	Welch
Brandl	Fudro	Lehto	Rice	Wenstrom
Braun	Fugina	Lemke	Rose	Wenzel
Brinkman	George	Mangan	St. Onge	White
Byrne	Gunter	Mann	Samuelson	Wieser
Carlson, A.	Hanson	McCarron	Sarna	Wigley
Carlson, D.	Haugerud	McCollar	Savelkoul	Williamson
Carlson, L.	Heinitz	McDonald	Scheid	Wynia
Casserly	Hokanson	McEachern	Schulz	Zubay
Clark	Jacobs	Metzen	Searle	Speaker Sabo
Clawson	Jaros	Moe	Searles	

The bill was passed and its title agreed to.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Anderson, I., moved that the report of the Committee on Rules and Legislative Administration and the proposed permanent rules of the House as they appear in the Journal of the House for the Ninth day of the Seventieth Session be now adopted.

CALL OF THE HOUSE

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

Abeln	Begich	Carlson, D.	Eken	Fudro
Adams	Berg	Carlson, L.	Ellingson	Fugina
Albrecht	Berglin	Casserly	Enebo	George
Anderson, B.	Berkelman	Clark	Erickson	Gunter
Anderson, D.	Biersdorf	Clawson	Esau	Hanson
Anderson, G.	Birnstihl	Cohen	Evans	Haugerud
Anderson, I.	Brandl	Corbid	Ewald	Heinitz
Anderson, R.	Braun	Cummiskey	Farcy	Hokanson
Arlandson	Brinkman	Dahl	Fjoslien	Jacobs
Battaglia	Byrne	Dean	Forsythe	Jaros
Beauchamp	Carlson, A.	Eckstein	Friedrich	Jensen

Johnson	Lehto	Niehaus	Savelkoul	Swanson
Jude	Lemke	Norton	Scheid	Tomlinson
Kahn	Mangan	Novak	Schulz	Vanasek
Kaley	Mann	Osthoff	Searle	Voss
Kalis	McCarron	Patton	Searles	Waldorf
Kelly, R.	McCollar	Pehler	Setzepfandt	Welch
Kelly, W.	McDonald	Peterson	Sherwood	Wenstrom
Kempe, A.	McEachern	Petrafero	Sieben, H.	Wenzel
Kempe, R.	Metzen	Pleasant	Sieben, M.	White
King	Moe	Prahl	Simoneau	Wieser
Knickerbocker	Munger	Reding	Skoglund	Wigley
Kostohryz	Murphy	Rice	Smogard	Williamson
Kroening	Neisen	Rose	Spanish	Wynia
Kvam	Nelsen, B.	St. Onge	Stanton	Zubay
Laidig	Nelsen, M.	Samuelson	Stoa	Speaker Sabo
Langseth	Nelson	Sarna	Suss	

Savelkoul 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.

Savelkoul moved to amend the proposed permanent rules of the House, as printed in the Journal of the House for the Ninth day, by adding a rule to read:

“6.13 (HOUSE ETHICS COMMITTEE.) *The House ethics committee shall hear complaints against members, recommend appropriate action to the House, refer matters to other authorities when appropriate, render and keep a file of ethical conduct judgments founded on actual or hypothetical circumstances and take other actions necessary to enforce the code of ethics as set forth in this rule.*

The committee shall be composed of a member of the majority caucus and a member of the minority caucus appointed by the speaker, two citizens who are not members appointed by the majority leader and two citizens who are not members appointed by the minority leader.

The following definitions are provided for the committee's use.

1. An “inherent conflict” is a situation that occurs because a legislator is a parent, homeowner, taxpayer, consumer, or in a similar category of high visibility which has a very low potential for conflicts.

2. A “personally necessary conflict” includes normal employment and other known income producing investments.

3. An “avoidable conflict of interest” is a personal interest, economic or otherwise, which substantially risks impairment of independence and is unnecessarily held by or pursued by a member.

4. A "close economic associate" includes the individual's employer, partners, and associates in business and professional enterprises.

5. A "close relative" and "close relationship" extends to the legislator's spouse and minor children.

6. An "economic interest" means a substantial economic interest distinct from that of the general public or major class of citizens and in any event, means an ownership interest in excess of \$5,000 or five percent or more of the outstanding capital stock of a corporation, an income interest in excess of \$1,000 per year or being an officer or director. "Economic interest" does not include a bank or savings and loan association in which the interest is an account, or an insurance company in which the interest is a policy.

The following guidelines are provided for the committee's use.

A. No member of the House or House employee should have any interest, financial or otherwise, direct or indirect, or engage in any business or transaction or professional activity, or incur any obligation of any nature, which is in substantial conflict with the proper discharge of his duties in the public interest.

B. No member of the House or House employee should use information gained by reason of his official position for his personal gain or benefit.

C. No member of the House or House employee should engage in any transaction as a representative or agent of the state with any business entity in which he has a direct or indirect financial interest that might reasonably tend to conflict with the proper discharge of his official duties.

D. A member of the House or House employee should not by his conduct give reasonable basis for the impression that any person can improperly influence him or unduly enjoy his favor in the performance of his official duties.

E. A member of the House of Representatives, who, as chief author of any measure or bill presented to the members of the House shall disclose any economic interest held by himself, a close economic associate, or his close relative to the legislative committee and to the legislative assembly, and the disclosure shall be recorded in a Journal or minutes affecting the meeting.

F. No member of the House or House employee should use his position for compensation, except in his capacity as a representative for his constituency, to secure or attempt to secure special governmental benefits, privileges or exemptions for himself or for other individuals, corporations or associations.

G. No member of the House or House employee shall act as an agent or attorney for the prosecution of any claim against the state of Minnesota before the legislature or a committee or commission thereof, or to aid or assist in the prosecution or support of a claim other than in the proper discharge of his official duties, or to receive any gratuity in connection with, or any share or interest in, a claim. However, this provision shall in no way prevent a legislator from presenting a claim which is personal to himself.

H. No member of the House or House employee should accept any employment or retainer for appearances before any state board or agency if the appearance is based on a contingent fee, unless the fee is set by statute.

I. No member of the House or House employee or firm or association of which the person is a member, or corporation, ten percent or more of the stock of which is owned or controlled directly or indirectly by the person, shall sell goods or services having a value in excess of \$100 to a state board or agency unless pursuant to an award or contract let after public notice and competitive bidding. This guideline shall not apply to the publication of resolutions, advertisements or other legal propositions or notices in newspapers designated pursuant to law for the purpose and for which the rates are fixed pursuant to law.

J. No member of the House shall solicit or receive anything of value including a favor or a service in return for his vote or action before the House.

K. No member of the House or House employee shall intentionally discriminate against another member of the House or House employee in the proper discharge of his official duties because of race, color, creed, religion, national origin, sex, marital status, disability or political affiliation."

A roll call was requested and properly seconded.

Faricy moved that the Savelkoul amendment be referred to the Committee on Rules and Legislative Administration.

A roll call was requested and properly seconded.

The question was taken on the Faricy motion and the roll was called. There were 100 yeas and 34 nays as follows:

Those who voted in the affirmative were:

Abeln	Arlandson	Berglin	Brinkman	Corbid
Adams	Battaglia	Berkelman	Byrne	Cummiskey
Anderson, B.	Beauchamp	Birnstihl	Carlson, L.	Dahl
Anderson, G.	Begich	Brandl	Cassery	Eken
Anderson, I.	Berg	Braun	Clark	Ellingson

Enebo	Kalis	Metzen	Rice	Stoa
Farcy	Kelly, R.	Moe	St. Onge	Suss
Fudro	Kelly, W.	Munger	Samuelson	Swanson
Fugina	Kempe, A.	Murphy	Sarna	Tomlinson
George	King	Neisen	Scheid	Vanasek
Gunter	Kostohryz	Nelsen, M.	Schulz	Voss
Hanson	Kroening	Nelson	Setzepfandt	Waldorf
Haugerud	Langseth	Norton	Sherwood	Weich
Hokanson	Lehto	Novak	Sieben, H.	Wenstrom
Jacobs	Lemke	Osthoff	Sieben, M.	Wenzel
Jaros	Mangan	Patton	Simoneau	White
Jensen	Mann	Pehler	Skoglund	Wieser
Johnson	McCarron	Petrafeso	Smogard	Williamson
Jude	McCollar	Prahl	Spanish	Wynia
Kahn	McEachern	Reding	Stanton	Speaker Sabo

Those who voted in the negative were:

Albrecht	Cchen	Fjoslien	Kvam	Rose
Anderson, D.	Dean	Forsythe	Laidig	Savelkoul
Anderson, R.	Eckstein	Friedrich	McDonald	Searle
Biersdorf	Erickson	Heinitz	Nelsen, B.	Searles
Carlson, A.	Esau	Kaley	Niehaus	Wigley
Carlson, D.	Evans	Kempe, R.	Peterson	Zubay
Clawson	Ewald	Knickerbocker	Pleasant	

The motion prevailed and the proposed amendment was referred to the Committee on Rules and Legislative Administration.

Savelkoul moved to amend the proposed permanent rules of the House, as printed in the Journal of the House for the Ninth day, by changing rule 1.3 to read as follows:

“1.3 (ORDER OF BUSINESS.) After the reading of the Journal, the order of business of the day shall be:

- (1) Presentation of petitions or other communications.
- (2) Reports of standing committees.
- (3) Second reading of House bills.
- (4) Second reading of Senate bills.
- (5) Reports of select committees.
- (6) Introduction and first reading of House bills.
- (7) *Motions and Resolutions.*
- ((7)) (8) Consideration of messages from the Senate.
- ((8)) (9) First reading of Senate bills.
- ((9)) (10) Consent Calendar.

((10)) (11) Calendar for the day.

((11)) (12) *General Orders.*

((12) MOTIONS AND RESOLUTIONS.)”.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 33 yeas and 101 nays as follows:

Those who voted in the affirmative were:

Albrecht	Dean	Friedrich	Laidig	Savelkoul
Anderson, D.	Erickson	Heinitz	McDonald	Searle
Anderson, R.	Esau	Kahn	Nelsen, B.	Searles
Biersdorf	Evans	Kaley	Niehaus	Wigley
Carlson, A.	Ewald	Kempe, R.	Peterson	Zubay
Carlson, D.	Fjoslien	Knickerbocker	Pleasant	
Casserly	Forsythe	Kvam	Rose	

Those who voted in the negative were:

Abeln	Corbid	Kelly, R.	Norton	Spanish
Adams	Cummiskey	Kelly, W.	Novak	Stanton
Anderson, B.	Dahl	Kempe, A.	Osthoff	Stoa
Anderson, G.	Eckstein	King	Patton	Suss
Anderson, I.	Eken	Kostohryz	Pehler	Swanson
Arlandson	Ellingson	Kroening	Petrafeso	Tomlinson
Battaglia	Enebo	Langseth	Prahl	Vanasek
Beauchamp	Faricy	Lehto	Reding	Voss
Begich	Fudro	Lemke	Rice	Waldorf
Berg	Fugina	Mangan	St. Onge	Welch
Berglin	George	Mann	Samuelson	Wenstrom
Berkelman	Gunter	McCarron	Sarna	Wenzel
Birnstihl	Hanson	McCollar	Scheid	White
Brandl	Haugerud	McEachern	Schulz	Wieser
Braun	Hokanson	Metzen	Setzepfandt	Williamson
Brinkman	Jacobs	Moe	Sherwood	Wynia
Byrne	Jaros	Munger	Sieben, H.	Speaker Sabo
Carlson, L.	Jensen	Murphy	Sieben, M.	
Clark	Johnson	Neisen	Simoneau	
Clawson	Jude	Nelsen, M.	Skoglund	
Cohen	Kalis	Nelson	Smogard	

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

Savelkoul moved to amend the proposed permanent rules of the House, as printed in the Journal of the House for the Ninth day, by adding a rule to read:

“5.9 In all cases of the Senate adopting an amendment to a bill passed by the House, the House author of that bill shall provide a written summary of additions, changes, or deletions made by the Senate with a reference in each instance to the pages and lines in the bill containing said additions, changes, or deletions.

The summary shall be sufficiently explicit and impartial to inform the House what effect such additions, changes, or deletions will have upon the measure to which they relate."

Anderson, I., moved that the Savelkoul amendment be referred to the Committee on Rules and Legislative Administration.

A roll call was requested and properly seconded.

The question was taken on the Anderson, I., motion and the roll was called. There were 97 yeas and 37 nays as follows:

Those who voted in the affirmative were:

Abeln	Cohen	Kalis	Nelson	Spanish
Adams	Cummiskey	Kelly, R.	Norton	Stanton
Anderson, B.	Dahl	Kelly, W.	Novak	Stoa
Anderson, G.	Eckstein	Kempe, A.	Patton	Suss
Anderson, I.	Eken	King	Pehler	Swanson
Arlandson	Elliingson	Kostohryz	Petrafeso	Tomlinson
Battaglia	Enebo	Kroening	Prahl	Vanasek
Beauchamp	Faricy	Langseth	Reding	Voss
Begich	Fudro	Lehto	Rice	Waldorf
Berg	Fugina	Lemke	St. Onge	Welch
Berglin	George	Mangan	Samuelson	Wenstrom
Berkelman	Hanson	Mann	Sarna	Wenzel
Birnstihl	Haugerud	McCarron	Scheid	White
Brandl	Hokanson	McCollar	Schulz	Wieser
Brinkman	Jacobs	McEachern	Sherwood	Williamson
Byrne	Jaros	Metzen	Sieben, H.	Wynia
Carlson, L.	Jensen	Moe	Sieben, M.	Speaker Sabo
Casserly	Johnson	Munger	Simoneau	
Clark	Jude	Murphy	Skoglund	
Clawson	Kahn	Neisen	Smogard	

Those who voted in the negative were:

Albrecht	Dean	Gunter	Nelsen, B.	Searle
Anderson, D.	Erickson	Heinitz	Nelsen, M.	Searles
Anderson, R.	Esau	Kaley	Niehaus	Setzepfandt
Biersdorf	Evans	Kempe, R.	Osthoff	Wigley
Braun	Ewald	Knickerbocker	Peterson	Zubay
Carlson, A.	Fjoslien	Kvam	Pleasant	
Carlson, D.	Forsythe	Laidig	Rose	
Corbid	Friedrich	McDonald	Savelkoul	

The motion prevailed and the proposed amendment was referred to the Committee on Rules and Legislative Administration.

Savelkoul moved to amend the proposed permanent rules of the House, as printed in the Journal of the House for the Ninth day, by changing rule 6.1 to read as follows:

At the end of Rule 6.1, add a new sentence to read: "*Standing committee chairmen shall be appointed by the Speaker, with majority consent by a roll call vote of the respective standing committees at their first scheduled meeting.*"

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 39 yeas and 95 nays as follows:

Those who voted in the affirmative were:

Albrecht	Erickson	Jude	McDonald	Searle
Anderson, B.	Esau	Kaley	Nelsen, B.	Searles
Anderson, D.	Evans	Kelly, R.	Niehaus	Setzepfandt
Anderson, R.	Ewald	Kempe, R.	Osthoff	Sherwood
Biersdorf	Fjoslien	Krickerbocker	Peterson	Vanasek
Carlson, A.	Forsythe	Kostohryz	Pleasant	Wigley
Carlson, D.	Friedrich	Kvam	Rose	Zubay
Dean	Heinitz	Laidig	Savelkoul	

Those who voted in the negative were:

Abeln	Clawson	Jensen	Murphy	Simoneau
Adams	Cohen	Johnson	Neisen	Skoglund
Anderson, G.	Corbid	Kahn	Nelsen, M.	Smogard
Anderson, I.	Cummiskey	Kalis	Nelson	Spanish
Arlandson	Dahl	Kelly, W.	Norton	Stanton
Battaglia	Eckstein	Kempe, A.	Novak	Stoa
Beauchamp	Eken	King	Patton	Suss
Begich	Ellingson	Kroening	Pehler	Swanson
Berg	Enebo	Langseth	Petraffeso	Tomlinson
Berglin	Faricy	Lehto	Prahl	Voss
Berkelman	Fudro	Lemke	Reding	Waldorf
Birnstihl	Fugina	Mangan	Rice	Welch
Brandl	George	Mann	St. Onge	Wenstrom
Braun	Gunter	McCarron	Samuelson	Wenzel
Brinkman	Hanson	McCollar	Sarna	White
Byrne	Haugerud	McEachern	Scheid	Wieser
Carlson, L.	Hokanson	Metzen	Schulz	Williamson
Casserly	Jacobs	Moe	Sieben, H.	Wynia
Clark	Jaros	Munger	Sieben, M.	Speaker Sabo

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

Savelkoul moved to amend the proposed permanent rules of the House, as printed in the Journal of the House for the Ninth day, by changing rule 6.4 to read as follows:

“6.4 [COMMITTEE PROCEDURES.] Meetings of all committees of the House shall be open to the public *in accordance with Minnesota Statutes, Section 471.705, the Minnesota open meeting law.*

A majority of members of any standing or special committee shall constitute a quorum.

The Rules of the House shall be observed in the committees wherever they are applicable.

Any member of any committee may demand a roll call on any bill, resolution or amendment before the committee. Only upon

such demand being made shall the roll be called and the vote of each member on the bill, resolution or amendment be recorded, together with the name of the member demanding the roll call.

A committee may reconsider any action so long as the matter remains in the possession of the committee. A committee member need not have voted with the prevailing side in order to move reconsideration.

At any time during the period in which a standing committee has possession of a bill the members of the committee may, by majority vote, order the preparation of a Revisor's Analysis of the bill. The Revisor's Analysis shall consist of a concise description of the terms of the bill and shall be provided by the Revisor of Statutes. If the Revisor's Analysis is ordered at the time the bill is given committee approval, the analysis shall accompany the committee report to the House and shall thereafter be attached to the printed bill by the Chief Clerk.

At any time during the period in which a standing committee has possession of a bill, the members of the committee may, by majority vote, order the preparation of a Fiscal Note. If a Fiscal Note is ordered at the time the bill is given committee approval, the Fiscal Note shall accompany the committee report to the House and shall thereafter be attached to the printed bill by the Chief Clerk. No Fiscal Note shall be ordered for any bill given committee approval within ten days of the end of a regular session in any year.

Neither a Revisor's Analysis nor a Fiscal Note shall be considered a part of a bill or any indication of legislative intent."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 53 yeas and 80 nays as follows:

Those who voted in the affirmative were:

Adams	Cohen	Friedrich	Murphy	Searles
Albrecht	Dean	Heinitz	Nelsen, B.	Setzepfandt
Anderson, D.	Eckstein	Hokanson	Niehaus	Sherwood
Anderson, R.	Eken	Jude	Peterson	Vanasek
Berkelman	Erickson	Kaley	Pleasant	Wenstrom
Biersdorf	Esau	Kempe, A.	Prahl	Wieser
Brandl	Evans	Kempe, R.	Rose	Wigley
Byrne	Ewald	Knickerbocker	Sarna	Williamson
Carlson, A.	Faricy	Kvam	Savelkoul	Zubay
Carlson, D.	Fjoslien	Laidig	Scheid	
Carlson, L.	Forsythe	McDonald	Searle	

Those who voted in the negative were:

Abeln	Anderson, G.	Arlandson	Beauchamp	Berg
Anderson, B.	Anderson, I.	Battaglia	Begich	Berglin

Birnstihl	Hanson	Lehto	Novak	Smogard
Braun	Haugerud	Lemke	Osthoff	Spanish
Brinkman	Jacobs	Mangan	Patton	Stanton
Casserly	Jaros	Mann	Pehler	Stoa
Clark	Jensen	McCarron	Petrafeso	Suss
Clawson	Johnson	McCollar	Reding	Swanson
Corbid	Kahn	McEachern	Rice	Tomlinson
Dahl	Kalis	Metzen	St. Onge	Voss
Ellingson	Kelly, R.	Moe	Samuelson	Waldorf
Enebo	Kelly, W.	Munger	Schulz	Welch
Fudro	King	Neisen	Sieben, H.	Wenzel
Fugina	Kostohryz	Nelsen, M.	Sieben, M.	White
George	Kroening	Nelson	Simoneau	Wynia
Gunter	Langseth	Norton	Skoglund	Speaker Sabo

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

Laidig moved to amend the proposed permanent rules of the House, as printed in the Journal of the House for the Ninth day, by adding a rule to read:

"1.19 [QUESTION TIME.] A period of up to one hour each day that the House convenes shall be set aside for the purpose of answering questions that have been submitted to and reviewed by the Chief Clerk. The questions shall:

- (1) seek information and not be hypothetical;*
- (2) not ask for an opinion or interpretation of a statute or law;*
- (3) not seek to embarrass or abuse an individual or department.*

The Administrative Department to which the question is referred shall have at least 48 hours prior to such session to prepare their response. Responses to questions and supplemental questions shall be limited to five minutes each.

The Speaker shall instruct the Chief Clerk in all matters relating to the Question Time."

Further amend rule 1.3 as follows:

After "(1) Presentation of petitions or other communications." insert "(2) Question Time."

Renumber the remaining order accordingly.

A roll call was requested and properly seconded.

Laidig moved to amend the Laidig amendment as follows:

Line 4, after "*Clerk.*" delete "*The questions shall.*".

Delete lines 5, 6, 7, 8, and 9.

The motion prevailed and the amendment to the proposed amendment was adopted.

The question recurred on the adoption of the Laidig amendment as amended and the roll was called. There were 42 yeas and 92 nays as follows:

Those who voted in the affirmative were:

Albrecht	Carlson, D.	Forsythe	McDonald	Searles
Anderson, B.	Cohen	Friedrich	Nelsen, B.	Suss
Anderson, D.	Dean	Heinitz	Niehaus	Welch
Anderson, G.	Eckstein	Kaley	Novak	Wieser
Anderson, R.	Erickson	Knickerbocker	Peterson	Wigley
Berkelman	Esau	Kostohryz	Pleasant	Zubay
Biersdorf	Evans	Kvam	Rosc	
Byrne	Ewald	Laidig	Savelkoul	
Carlson, A.	Fjoalien	Mann	Searle	

Those who voted in the negative were:

Abeln	Dahl	Kelly, R.	Nelson	Skoglund
Adams	Eken	Kelly, W.	Norton	Smogard
Anderson, I.	Ellingson	Kempe, A.	Osthoff	Spanish
Arlandson	Enebo	Kempe, R.	Patton	Stanton
Battaglia	Faricy	King	Pehler	Stoa
Beauchamp	Fudro	Kroening	Petrafeso	Swanson
Begich	Fugina	Langseth	Prahl	Tomlinson
Berg	George	Lehto	Reding	Vanasek
Berglin	Gunter	Lemke	Rice	Voss
Birnstihl	Hanson	Mangan	St. Onge	Waldorf
Brandl	Haugerud	McCarron	Samuelson	Wenstrom
Braun	Hokanson	McCollar	Sarna	Wenzel
Brinkman	Jacobs	McEachern	Scheid	White
Carlson, L.	Jaros	Metzen	Schulz	Williamson
Casserly	Jensen	Moe	Setzepfandt	Wynia
Clark	Johnson	Munger	Sherwood	Speaker Sabo
Clawson	Jude	Murphy	Sieben, H.	
Corbid	Kahn	Neisen	Sieben, M.	
Cummiskey	Kalis	Nelsen, M.	Simoneau	

The motion did not prevail and the proposed amendment as amended was not adopted.

Carlson, D., moved to amend the proposed permanent rules of the House, as printed in the Journal of the House for the Ninth day, by changing rule 8.1 to read as follows:

"8.1 [APPOINTMENT OF EMPLOYEES.] The Committee on Rules and Legislative Administration shall designate the position of and appoint each employee of the House and set the compensation of each officer and employee. A record of all such appointments, including positions and compensation, shall be

(KEPT IN THE OFFICE OF THE CHIEF CLERK AND SHALL BE OPEN FOR INSPECTION BY THE PUBLIC)
printed in the Journal of the House.

The Committee on Rules and Legislative Administration, by resolution, shall establish the procedure for filling vacancies when the legislature is not in session.

Any employee of the House may be assigned to other duties, suspended or discharged at any time by the Committee on Rules and Legislative Administration.

No employee of the House shall receive any pay, compensation, gratuity or reward over and above the salary named for the position except upon approval of a three-fourths vote of the whole House."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 43 yeas and 89 nays as follows:

Those who voted in the affirmative were:

Albrecht	Erickson	Kaley	Nelsen, B.	Searles
Anderson, B.	Esau	Kalis	Niehaus	Setzepfandt
Anderson, D.	Evans	Kempe, R.	Patton	Suss
Anderson, R.	Ewald	Knickerbocker	Pehler	Voss
Biersdorf	Fjoslien	Kostohryz	Peterson	Welch
Carlson, A.	Forsythe	Kvam	Pleasant	Wigley
Carlson, D.	Friedrich	Laidig	Rose	Zubay
Dean	Gunter	McDonald	Savelkoul	
Eckstein	Heinitz	Murphy	Searle	

Those who voted in the negative were:

Abeln	Clawson	Johnson	Neisen	Simoneau
Adams	Cohen	Jude	Nelsen, M.	Skoglund
Anderson, G.	Corbid	Kahn	Nelson	Smogard
Anderson, I.	Cummiskey	Kelly, R.	Norton	Spanish
Arlandson	Dahl	Kelly, W.	Novak	Stanton
Battaglia	Eken	Kempe, A.	Osthoff	Sioa
Beauchamp	Ellingson	King	Petrafeso	Swanson
Begich	Enebo	Kroening	Prahl	Tomlinson
Berg	Farcy	Langseth	Reding	Vanasek
Berglin	Fudro	Lehto	Rice	Waldorf
Berkelman	Fugina	Lemke	St. Onge	Wenstrom
Birnsthil	George	Mangan	Samuelson	Wenzel
Braun	Hanson	Mann	Sarna	White
Brinkman	Haugerud	McCarron	Scheid	Wieser
Byrne	Hokanson	McCollar	Schulz	Williamson
Carlson, L.	Jacobs	McEachern	Sherwood	Wynia
Casserly	Jaros	Metzen	Sieben, H.	Speaker Sabo
Clark	Jensen	Moe	Sieben, M.	

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

Savelkoul moved to amend the proposed permanent rules of the House, as printed in the Journal of the House for the Ninth day, by adding a rule to read:

“5.9 [FISCAL NOTES.] Each bill shall have attached to it a fiscal note stating the cost to the state or other units of government in the current and next biennium, if the legislation is enacted.”.

and changing Rule 6.4 to read:

“6.4 [COMMITTEE PROCEDURES.] Meetings of all committees of the House shall be open to the public.

A majority of members of any standing or special committee shall constitute a quorum.

The Rules of the House shall be observed in the committees wherever they are applicable.

Any member of any committee may demand a roll call on any bill, resolution or amendment before the committee. Only upon such demand being made shall the roll be called and the vote of each member of the bill, resolution or amendment be recorded, together with the name of the member demanding the roll call.

A committee may reconsider any action so long as the matter remains in the possession of the committee. A committee member need not have voted with the prevailing side in order to move reconsideration.

At any time during the period in which a standing committee has possession of a bill the members of the committee may, by majority vote, order the preparation of a Revisor's Analysis of the bill. The Revisor's Analysis shall consist of a concise description of the terms of the bill and shall be provided by the Revisor of Statutes. If the Revisor's Analysis is ordered at the time the bill is given committee approval, the analysis shall accompany the committee report to the House and shall thereafter be attached to the printed bill by the Chief Clerk.

At any time during the period in which a standing committee has possession of a bill, the members of the committee may, by majority vote, order the preparation of a *new or corrected* Fiscal Note. If a Fiscal Note is ordered at the time the bill is given committee approval, the Fiscal Note shall accompany the committee report to the House and shall thereafter be attached to the printed bill by the Chief Clerk. (NO FISCAL NOTE SHALL BE ORDERED FOR ANY BILL GIVEN COMMITTEE APPROVAL WITHIN TEN DAYS OF THE END OF A REGULAR SESSION IN ANY YEAR.)

Neither a Revisor's Analysis nor a Fiscal Note shall be considered a part of a bill or any indication of legislative intent."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 32 yeas and 102 nays as follows:

Those who voted in the affirmative were:

Albrecht	Erickson	Heinitz	McDonald	Searle
Anderson, D.	Esau	Kaley	Nelsen, B.	Searles
Siersdorf	Evans	Kempe, R.	Niehaus	Wigley
Carlson, A.	Ewald	Knickerbocker	Peterson	Zubay
Carlson, D.	Fjoslien	Kvam	Pleasant	
Dean	Forsythe	Laidig	Rose	
Eckstein	Friedrich	Mann	Savelkoul	

Those who voted in the negative were:

Abeln	Clawson	Kahn	Nelson	Smogard
Adams	Cohen	Kalis	Norton	Spanish
Anderson, B.	Corbid	Kelly, R.	Novak	Stanton
Anderson, G.	Cummiskey	Kelly, W.	Osthoff	Stoa
Anderson, I.	Dahl	Kempe, A.	Patton	Suss
Anderson, R.	Eken	King	Pehler	Swanson
Arlandson	Ellingson	Kostohryz	Petrafeso	Tomlinson
Battaglia	Enebo	Kroening	Prahl	Vanasek
Beauchamp	Faricy	Langseth	Reding	Voss
Begich	Fudro	Lehto	Rice	Waldorf
Berg	Fugina	Lemke	St. Onge	Welch
Berglin	George	Mangan	Samuelson	Wenstrom
Berkelman	Gunter	McCarron	Sarna	Wenzel
Birnstihl	Hanson	McCollar	Scheid	White
Brandl	Haugerud	McEachern	Schulz	Wieser
Braun	Hokanson	Metzen	Setzepfandt	Williamson
Brinkman	Jacobs	Moe	Sherwood	Wynia
Byrne	Jensen	Munger	Sieben, H.	Speaker Sabo
Carlson, L.	Johnson	Murphy	Sieben, M.	
Casserly	Jude	Neisen	Simoneau	
Clark		Nelsen, M.	Skoglund	

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

Savelkoul moved to amend the proposed permanent rules of the House, as printed in the Journal of the House for the Ninth day, by adding a rule to read:

"9.6 [BUDGET RESOLUTION.] *The House shall, within 60 days after the day of its assembly in regular session in the odd numbered year, adopt a budget resolution. The resolution shall state the maximum amount of money to be spent or otherwise transferred in the next biennium. No bill enacting an appropriation for the next biennium may be passed before the adoption of the resolution. A bill enacting an appropriation for the expiring biennium may be passed before the adoption of the resolution.*"

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 32 yeas and 101 nays as follows:

Those who voted in the affirmative were:

Albrecht	Erickson	Heinitz	Nelsen, B.	Searles
Anderson, D.	Esau	Kaley	Niehaus	Setzepfandt
Anderson, R.	Evans	Kenpe, R.	Peterson	Wigley
Biersdorf	Ewald	Knickerbocker	Pleasant	Zubay
Carlson, A.	Fjoslien	Kvam	Rose	
Dean	Forsythe	Laidig	Savelkoul	
Eckstein	Friedrich	McDonald	Searle	

Those who voted in the negative were:

Abeln	Clawson	Kalis	Nelson	Spanish
Adams	Cohen	Kelly, R.	Norton	Stanton
Anderson, B.	Corbid	Kelly, W.	Novak	Stoa
Anderson, G.	Cummiskey	Kempe, A.	Osthoff	Suss
Anderson, I.	Dahl	King	Patton	Swanson
Arlandson	Eken	Kostohryz	Pehler	Tomlinson
Battaglia	Ellingson	Kroening	Petrafeso	Vanasek
Beauchamp	Enebo	Langseth	Prahi	Voss
Begich	Faricy	Lehto	Reding	Waldorf
Berg	Fudro	Lemke	Rice	Welch
Berglin	Fugina	Mangan	St. Onge	Wenstrom
Berkelman	George	Mann	Samuelson	Wenzel
Birnstihl	Gunter	McCarron	Sarna	White
Brandl	Hanson	McCollar	Scheid	Wieser
Braun	Haugerud	McEachern	Schulz	Williamson
Brinkman	Hokanson	Metzen	Sherwood	Wynia
Byrne	Jaros	Moe	Sieben, H.	Speaker Sabo
Carlson, D.	Jensen	Munger	Sieben, M.	
Carlson, L.	Johnson	Murphy	Simoneau	
Casserly	Jude	Neisen	Skoglund	
Clark	Kahn	Nelsen, M.	Smogard	

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

St. Onge, Kostohryz, Eckstein, Lemke, Setzepfandt, Dahl, Kalis, Norton, Patton, Tomlinson and King moved to amend the proposed permanent rules of the House, as printed in the Journal of the House for the Ninth day, as follows:

Rule 4.11, line 4, after the word "desk" add the following: "*the sections to the left and right of the speaker's rostrum north of the side doors.*"

A roll call was requested and properly seconded.

Carlson moved to amend the St. Onge amendment by deleting "*sections*" and insert "*section*" and after "*the section to the*" delete "*left and*".

A roll call was requested and properly seconded.

Searle moved that the St. Onge amendment be referred to the Committee on Rules and Legislative Administration.

The motion prevailed and the proposed amendment was referred to the Committee on Rules and Legislative Administration.

The question recurred on the Anderson, I., motion that the proposed permanent rules of the House as printed in the Journal of the House for the Ninth day of the Seventieth Session be now adopted.

The roll was called and there were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abein	Corbid	Johnson	Neisen	Sieben, H.
Adams	Cummiskey	Jude	Nelsen, B.	Sieben, M.
Albrecht	Dahl	Kahn	Nelsen, M.	Simoneau
Anderson, B.	Dean	Kaley	Nelson	Skoglund
Anderson, D.	Eckstein	Kalis	Niehaus	Smogard
Anderson, G.	Eken	Kelly, R.	Norton	Spanish
Anderson, I.	Ellingson	Kelly, W.	Novak	Stanton
Anderson, R.	Enebo	Kempe, A.	Osthoff	Stoa
Arlandson	Erickson	Kempe, R.	Patton	Suss
Battaglia	Esau	King	Pehler	Swanson
Beauchamp	Evans	Knickerbocker	Peterson	Tomlinson
Begich	Ewald	Kostohryz	Petrafeso	Vanasek
Berg	Faricy	Kroening	Pleasant	Voss
Berglin	Fjoslien	Laidig	Prahl	Waldorf
Berkelman	Forsythe	Langseth	Reding	Welch
Biersdorf	Friedrich	Lehto	Rice	Wenstrom
Birnstihl	Fudro	Lemke	Rose	Wenzel
Brandl	Fugina	Mangan	St. Onge	White
Braun	George	Mann	Samuelson	Wieser
Brinkman	Gunter	McCarron	Sarna	Wigley
Byrne	Hansen	McCollar	Savelkoul	Williamson
Carlson, A.	Haugerud	McDonald	Scheid	Wynia
Carlson, D.	Heinitz	McEachern	Schulz	Zubay
Carlson, L.	Hokanson	Metzen	Searle	Speaker Sabo
Casserly	Jacobs	Moe	Searles	
Clark	Jaros	Munger	Setzepfandt	
Clawson	Jensen	Murphy	Sherwood	

The motion prevailed and the permanent rules of the House for the Seventieth Session were adopted.

MOTIONS AND RESOLUTIONS

Anderson, I., moved that the names of Prahl, Fugina and Battaglia be added as authors on House Resolution No. 3. The motion prevailed.

Anderson, I., moved that the names of Fugina, Battaglia, and Carlson, D., be added as authors on H. F. No. 105. The motion prevailed.

Anderson, I., moved that the names of Eken, Sherwood and Carlson, D., be added as authors on H. F. No. 110. The motion prevailed.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, February 3, 1977. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Thursday, February 3, 1977.

EDWARD A. BURDICK, Chief Clerk, House of Representatives