

STATE OF MINNESOTA

SEVENTIETH SESSION - 1977

THIRTEENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, FEBRUARY 10, 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	Jaros	Moe	Sherwood
Adams	Corbid	Jensen	Munger	Sieben, H.
Albrecht	Cummiskey	Johnson	Murphy	Sieben, M.
Anderson, B.	Dahl	Jude	Neisen	Simoneau
Anderson, D.	Dean	Kahn	Nelsen, B.	Skoglund
Anderson, G.	Eckstein	Kaley	Nelsen, M.	Smogard
Anderson, I.	Eken	Kelly, R.	Niehaus	Spanish
Anderson, R.	Ellingson	Kelly, W.	Norton	Stanton
Arlandson	Enebo	Kempe, A.	Novak	Stoa
Battaglia	Erickson	Kempe, R.	Osthoff	Suss
Beauchamp	Esau	King	Patton	Tomlinson
Begich	Evans	Knickerbocker	Pehler	Vanasek
Berg	Ewald	Kostohryz	Peterson	Voss
Berglin	Faricy	Kroening	Pleasant	Waldorf
Berkelman	Fjoslien	Kvam	Prahl	Welch
Biersdorf	Forsythe	Laidig	Reding	Wenstrom
Birnstihl	Friedrich	Langseth	Rice	Wenzel
Brandl	Fudro	Lehto	Rose	White
Braun	Fugina	Lemke	St. Onge	Wieser
Brinkman	George	Mangan	Samuelson	Wigley
Byrne	Gunter	Mann	Sarna	Williamson
Carlson, A.	Hanson	McCarron	Savelkoui	Wynia
Carlson, D.	Haugerud	McCollar	Scheid	Zubay
Carlson, L.	Heinitz	McDonald	Schulz	Speaker Sabo
Clark	Hokanson	McEachern	Searles	
Clawson	Jacobs	Metzen	Setzepfandt	

A quorum was present.

Cassery, Kalis, Nelson, Petrafeso, Searle and Swanson were excused.

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 H.F. No. 6 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following report was received and filed in the Chief Clerk's Office: 1975-76 Annual Report of the Minnesota State Ethical Practices Board.

REPORTS OF STANDING COMMITTEES

Moe from the Committee on Criminal Justice to which was referred:

H. F. No. 42, A bill for an act relating to firearms; clarifying the requirements for transportation of muzzle loading firearms; amending Minnesota Statutes 1976, Section 100.29, Subdivision 5.

Reported the same back with the following amendments:

Page 2, line 8, strike "or" and insert "and".

Page 2, line 8, strike "fully".

Page 2, line 9, strike "unloaded and encased" and insert "*or rear most location of vehicle*".

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

The report was adopted.

Johnson from the Committee on Education to which was referred:

H. F. No. 187, A bill for an act relating to education; braille and deaf schools; providing for appointment of advisory councils.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 42 and 187 were read for the second time.

**INTRODUCTION AND FIRST READING
OF HOUSE BILLS**

The following House Files were introduced:

Kelly, W.; Corbid; Langseth; Braun and Evans introduced:

H. F. No. 383, A bill for an act relating to agriculture; potato industry promotion; providing for an increase in the assessment levied; amending Minnesota Statutes 1976, Section 30.469.

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

Faricy and McCarron introduced:

H. F. No. 384, A bill for an act relating to interim claims against the state; appropriating moneys for the payment thereof.

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

Hanson; Jude; Sieben, M.; Pehler and Reding introduced:

H. F. No. 385, A bill for an act relating to public safety; telephone companies; providing for local emergency telephone service; appropriating money.

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

Faricy; Kelly, R.; Kempe, A.; Laidig and Cohen introduced:

H. F. No. 386, A bill for an act relating to crimes and corrections; sentencing and post conviction disposition of criminal offenders; transferring the powers and duties of the Minnesota corrections board to the commissioner of corrections; abolishing the Minnesota corrections board; providing for determinate sentencing; providing for a mutual agreement program; amending Minnesota Statutes 1976, Sections 152.15, Subdivisions 1, 2, 3 and 4; 299F.811; 299F.815, Subdivision 1; 401.13; 609.03; 609.10; 609.135, Subdivision 1; 609.145, Subdivision 1; 609.165, Subdivision 2; 609.17, Subdivision 4; 609.175, Subdivision 2; 609.18; 609.185; 609.19; 609.195; 609.20; 609.205; 609.21; 609.215; 609.225; 609.235; 609.24; 609.245; 609.25, Subdivision 2; 609.255; 609.26; 609.27, Subdivision 2; 609.31; 609.32; 609.342; 609.343; 609.344; 609.345; 609.355, Subdivision 2; 609.365; 609.375, Subdivision 2; 609.39; 609.395; 609.405, Subdivision 2; 609.42, Subdivision 1; 609.425; 609.445; 609.455; 609.465; 609.48, Subdivisions 1 and 4; 609.485, Subdivision 4;

609.495, Subdivision 1; 609.498, Subdivision 1; 609.52, Subdivisions 2 and 3; 609.521; 609.525, Subdivision 1; 609.53, Subdivisions 1 and 3; 609.54; 609.55, Subdivision 2; 609.551, Subdivision 1; 609.561; 609.562; 609.563, Subdivision 1; 609.576; 609.58, Subdivision 2; 609.59; 609.595, Subdivision 1; 609.60; 609.611; 609.615; 609.62, Subdivision 2; 609.625; 609.63; 609.635; 609.64; 609.645; 609.65; 609.67, Subdivision 2; 609.71; 609.713; 609.785; 609.82; 609.825, Subdivision 2; 609.83; and Chapter 609, by adding a section; repealing Minnesota Statutes 1976, Sections 152.15, Subdivision 5; 241.045; 242.24; 243.06; 243.14; 243.18; 246.43; 609.11; 609.13, Subdivision 1; 609.155; 609.16; 609.293, Subdivisions 2, 3 and 4; and 609.346.

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

Nelson, Casserly, Lehto and Clark introduced:

H. F. No. 387, A bill for an act relating to crimes; restrictions on the justifiable taking of life upon making an arrest; amending Minnesota Statutes 1976, Section 609.065.

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

Kelly, R.; Tomlinson; Berg and Osthoff introduced:

H. F. No. 388, A bill for an act relating to corrections and juveniles in Hennepin and Ramsey counties; establishing a program for violent or hardcore juvenile offenders to be planned and implemented by the county board of commissioners in Hennepin and Ramsey counties; specifying the criteria by which juveniles shall be classified as violent or hardcore juvenile offenders; appropriating money.

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

Sieben, M., introduced:

H. F. No. 389, A bill for an act relating to motor vehicles; providing for limited licenses to attend chemical dependency programs; amending Minnesota Statutes 1976, Section 171.30, Subdivision 1.

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

Sieben, M., introduced :

H. F. No. 390, A bill for an act relating to juvenile traffic offenders; requiring prosecution of juvenile traffic offenders under laws controlling adult traffic offenders; amending Minnesota Statutes 1976, Sections 260.111, Subdivision 1; 260.121, Subdivision 3; 260.193, Subdivisions 1 and 4; repealing Minnesota Statutes 1976, Section 260.193, Subdivisions 3, 5, and 6.

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

Sieben, M., introduced :

H. F. No. 391, A bill for an act relating to driving while intoxicated; providing for a jury trial in the county or municipal court; providing for trial by the judge of district court; amending Minnesota Statutes 1976, Section 169.123, Subdivisions 6 and 7.

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

Kempe, A.; Jaros and Osthoff introduced :

H. F. No. 392, A bill for an act relating to controlled substances; specifying the crime of offering substances purporting to be prohibited for sale; prescribing penalties; amending Minnesota Statutes 1976, Chapter 152, by adding a section.

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

Kempe, A.; George; Norton and Wenzel introduced :

H. F. No. 393, A bill for an act relating to education; school districts; tort liability; removing school district immunity as to certain claims; amending Minnesota Statutes 1976, Section 466.03, Subdivision 6.

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

Abeln, Hokanson, Jacobs and Novak introduced :

H. F. No. 394, A bill for an act relating to education; state aids; providing aid to school districts employing teachers with certain levels of training.

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

Kostohryz, Stanton, Mangan, Knickerbocker and Jaros introduced:

H. F. No. 395, A bill for an act relating to education; handicapped pupils; providing instruction for certain nonresident pupils; requiring certain costs to be paid by district of residence; amending Minnesota Statutes 1976, Section 120.17, Subdivision 1a.

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

Pehler, Patton, Hanson, Stoa and Brinkman introduced:

H. F. No. 396, A bill for an act relating to game and fish; exempting certain disabled residents from the requirements of obtaining a fishing license; amending Minnesota Statutes 1976, Section 98.47, by adding a subdivision.

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

Reding, Wieser, Patton, Sherwood and Biersdorf introduced:

H. F. No. 397, A bill for an act relating to game and fish; removal of beaver and destruction of dams; seasons for taking beaver, fox, and wild turkey; hours for taking trout; amending Minnesota Statutes 1976, Sections 97.56; 97.57; 100.26, Subdivision 1; 100.27, Subdivisions 1, 3, 4, 5, and 7; 100.28, Subdivision 1; and 101.42, Subdivision 8.

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

Wynia, Munger, Dean, Stoa and Osthoff introduced:

H. F. No. 398, A bill for an act relating to protection of the environment; prohibiting sale of pressurized containers using certain chlorofluorocarbon propellants; prescribing penalties.

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

Dahl; Kvam; Anderson, G.; Munger and Jude introduced:

H. F. No. 399, A bill for an act relating to natural resources; requiring preparation of a comprehensive fiscal plan as a condition of further expenditures in development of the Luce Line Trail.

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

Begich, Clawson, Fjoslien, Battaglia and Patton introduced:

H. F. No. 400, A bill for an act relating to the environmental quality board; prescribing certain residency and age requirements for petitions requesting environmental impact statements; amending Minnesota Statutes 1976, Section 116D.04, Subdivision 3.

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

Munger; Kelly, W.; Sieben, H.; Dean and Norton introduced:

H. F. No. 401, A bill for an act relating to natural resources; withdrawing state lands located on or near Lake Superior from sale, exchange, or other conveyance which will result in creation of a place for deposit or storing mine waste materials, rocks, or tailings; prohibiting the issuance of certain permits in the same area; amending Minnesota Statutes 1976, Chapter 92, by adding a section; and Section 116D.04, by adding a subdivision.

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

Brinkman, Mann, Metzen, Biersdorf and Carlson, D., introduced:

H. F. No. 402, A bill for an act relating to usury; interest rates on business and agricultural loans; amending Minnesota Statutes 1976, Section 334.011, Subdivision 1; repealing Minnesota Statutes 1976, Section 334.011, Subdivision 4.

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

Cummiskey, McCarron, Metzen, Wenzel and Brinkman introduced:

H. F. No. 403, A bill for an act relating to intoxicating liquor; repealing third party liability; repealing Minnesota Statutes 1976, Section 340.95.

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

George; Petrafeso; Anderson, I.; Haugerud and Carlson, A., introduced:

H. F. No. 404, A bill for an act relating to political activities; providing for their regulation; revising certain filing and reporting requirements; clarifying language; removing obsolete provisions; amending Minnesota Statutes 1976, Sections 10A.01, Subdivisions 2, 5, 6, 7, 9, 10, 11, 13, 15 and 18; 10A.02, Subdivisions 1, 2, 4, 8, 9, 11, 12 and 13; 10A.04, Subdivision 1; 10A.07; 10A.09, Subdivision 6; 10A.11, Subdivision 6; 10A.12, Subdivisions 1, 3 and 5; 10A.13; 10A.14, Subdivisions 1 and 2; 10A.15; 10A.16; 10A.17; 10A.20, Subdivisions 3, 4, 5 and 6; 10A.21; 10A.22, Subdivisions 3, 4, 5 and 7; ~~10A.24~~; 10A.25; 10A.26; 10A.27, Subdivision 4 and by adding a subdivision; 10A.28; 10A.29; 10A.31, Subdivisions 3a, 7, 10 and by adding a subdivision; 10A.32, Subdivisions 2, 3 and 4; 10A.33; and 210A.44; and Chapter 10A by adding sections.

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

Reding, Jensen, Brinkman, Jacobs and McEachern introduced:

H. F. No. 405, A bill for an act relating to gambling; authorizing certain activities by nonprofit organizations; amending Minnesota Statutes 1976, Sections 325.54, Subdivision 1; and 609.75, Subdivision 3, and by adding a subdivision.

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

Knickerbocker introduced:

H. F. No. 406, A bill for an act relating to elections; providing that certain recounts may be omitted; amending Minnesota Statutes 1976, Sections 204A.51, Subdivision 2; and 204A.53, Subdivision 2.

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

Braun, Setzepfandt, Smogard, Carlson, D., and Gunter introduced:

H. F. No. 407, A bill for an act relating to unemployment compensation; extending to ten weeks the disqualification period for persons voluntarily terminating employment without good cause; amending Minnesota Statutes 1976, Section 268.09, Subdivision 1.

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

Osthoff, Adams, Metzen, McEachern and Biersdorf introduced:

H. F. No. 408, A bill for an act relating to public welfare; authorizing the release of data maintained by the department of employment services to the department of public welfare; amending Minnesota Statutes 1976, Chapter 256, by adding a section.

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

Pehler, Brinkman, Reding, Kroening and Patton introduced:

H. F. No. 409, A bill for an act relating to retirement; membership of non-public school teachers in the teachers retirement fund; appropriating funds.

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

Simoneau and McCarron introduced:

H. F. No. 410, A bill for an act relating to the Fridley police pension association; membership in the public employees police and fire fund; benefits and contributions.

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

Simoneau and Fudro introduced:

H. F. No. 411, A bill for an act relating to the city of Columbia Heights police department relief association; membership therein; benefits and contributions; membership of certain police personnel in the public employees' police and fire fund.

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

Enebo, Byrne, Berglin, Kahn and Wynia introduced:

H. F. No. 412, A bill for an act relating to state employees; day care centers; establishing a state day care pilot project; appropriating money.

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

Beauchamp, Patton, Biersdorf, Moe and Reding introduced:

H. F. No. 413, A bill for an act relating to retirement; state employees; reducing the penalty for early retirement in certain cases; increasing the retirement annuity formula; amending Minnesota Statutes 1976, Sections 352.115, Subdivision 3; and 352.116, Subdivision 1.

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

Peterson introduced:

H. F. No. 414, A bill for an act relating to the city of Fairmont; membership of new police in the public employees retirement association.

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

Hokanson, Dean, Stoa, Samuelson and Jacobs introduced:

H. F. No. 415, A bill for an act relating to collection and dissemination of data; clarifying information practices; defining terms; classifying data; prescribing penalties; amending Minnesota Statutes 1976, Sections 15.162, Subdivisions 3, 5, and 6; 15.163, Subdivision 1, and by adding subdivisions; 15.165; 15.1671; 15.17, by adding a subdivision; 138.18; 144.065; 144.346; 297A.43; 435.194; and Chapters 15, 134, 144, 273, 299C, 327 and 375, by adding sections; repealing Minnesota Statutes 1976, Sections 15.162, Subdivisions 1a, 2a, 5a, and 5b; 15.163, Subdivision 2; 15.1641; and 15.1642.

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

Sieben, H.; Suss; Byrne; Zubay and Stoa introduced:

H. F. No. 416, A bill for an act relating to the disposition of unclaimed property; changing certain definitions; changing the length of time unclaimed property must be held before disposition; changing certain disposition procedures; amending Minnesota Statutes 1976, Sections 345.31, Subdivisions 3 and 6; 345.32; 345.33; 345.35; 345.37; 345.39; 345.41; 345.47; and Chapter 345, by adding sections; repealing Minnesota Statutes 1976, Section 55.14.

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

Sieben, H.; Clawson; Heinitz; Carlson, L.; and Berglin introduced:

H. F. No. 417, A bill for an act relating to public health; providing a definition of death.

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

Berkelman; Carlson, L.; Petrafeso; Clawson and Kaley introduced:

H. F. No. 418, A bill for an act relating to public welfare; exempting licensed hospitals from day care licensing requirements; amending Minnesota Statutes 1976, Section 245.791.

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

Berglin, Scheid, Forsythe, Samuelson and Munger introduced:

H. F. No. 419, A bill for an act relating to public welfare; establishing programs for displaced homemakers; establishing multipurpose service programs; defining terms; appropriating money.

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

Berglin, Mangan, Brandl, Kvam and Petrafeso introduced:

H. F. No. 420, A bill for an act relating to education; Montessori schools; excluding Montessori schools from day care regulation; amending Minnesota Statutes 1976, Section 245.791.

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

Kempe, A.; Tomlinson; McCollar and Pehler introduced:

H. F. No. 421, A bill for an act relating to health; defining "migrant laborers"; amending Minnesota Statutes 1976, Section 145.912, by adding a subdivision.

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

Swanson, Norton, Faricy, Novak and Heinitz introduced:

H. F. No. 422, A bill for an act relating to the Gillette hospital board; board membership; amending Minnesota Statutes 1976, Section 250.05, Subdivision 2.

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

Carlson, L.; Vanasek; Kroening; Swanson and Wenstrom introduced:

H. F. No. 423, A bill for an act relating to education; requiring state universities to give full credit for graduate courses completed in other state universities.

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

Beauchamp, Brandl, Schulz, Knickerbocker and Corbid introduced:

H. F. No. 424, A bill for an act allowing money in the state treasury not currently needed to be invested in the local government pooled investment fund; establishing and setting forth procedures for a state investment pool for local government funds; amending Minnesota Statutes 1976, Section 11.10, Subdivision 1; and Chapter 11, by adding sections.

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

Brinkman introduced:

H. F. No. 425, A bill for an act relating to the city of Paynesville; providing for the acquisition of the Paynesville historical society; providing for a tax levy.

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

Jensen; Metzen; Sieben, H.; Lemke and Osthoff introduced:

H. F. No. 426, A bill for an act relating to highways; removing certain highway construction limitations; extending Legislative Route No. 390 through the city of St. Paul; amending Minnesota Statutes 1976, Section 161.12; repealing Minnesota Statutes 1976, Sections 161.117; and 161.123.

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

Kaley, Neisen, Johnson, Zubay and Eckstein introduced:

H. F. No. 427, A bill for an act relating to regional development; withdrawal of counties from development regions; 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.

St. Onge, Metzen, Murphy, Pehler and Enebo introduced:

H. F. No. 428, A bill for an act relating to public employment labor relations; clarifying and revising the powers and duties of the director of the bureau of mediation services and the public employment relations board; authorizing the director to decertify exclusive representatives and to clarify or amend appropriate bargaining units; exempting the public employment relations board from the administrative procedure act; authorizing the public employment relations board to obtain administrative services and staff subject to appropriation, and to issue notices, subpoenas and orders; revising the criteria for determining appropriate units; authorizing the appeal of certain decisions by the public employment relations board to the supreme court; revising the compensation of arbitrators; eliminating the independent review of grievances; amending Minnesota Statutes 1976, Sections 15.0411, Subdivision 2; 179.61; 179.62; 179.63, Subdivisions 1, 6, 8, 9, 9a, 10, 11, 13, 14 and 17; 179.64, Subdivision 7; 179.65, Subdivisions 1, 2 and 6; 179.66, Subdivisions 5, 6 and 9; 179.67, Subdivisions 1, 4, 5, 6, 14, and by adding a subdivision; 179.68; 179.69, Subdivisions 1 and 2; 179.70, Subdivision 1; 179.71, Subdivisions 2, 3, 4 and 5; 179.72, Subdivisions 1, 3, 4, 6 and 7; 179.74, Subdivisions 2 and 4; repealing Minnesota Statutes 1976, Section 179.76.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Byrne; Patton; Carlson, A.; McCarron and Begich introduced:

H. F. No. 429, A bill for an act relating to taxation; providing for a deduction from gross income of the cost of home insulation; 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.

Clawson, Welch, Mangan, Carlson, D., and White introduced :

H. F. No. 430, A bill for an act relating to taxation ; increasing the percentage of valuation used in the assessment of structures financed by the farmers home administration ; amending Minnesota Statutes 1976, Section 273.13, Subdivisions 17b and 19.

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

Jacobs, Scheid, Kostohryz, Jude and Berglin introduced :

H. F. No. 431, A bill for an act relating to taxation ; authorizing retroactive payments for certain claimants of income adjusted homestead credit ; amending Laws 1976, Chapter 334, Section 21.

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

Hanson, Pehler, Wigley, Metzen and Munger introduced :

H. F. No. 432, A bill for an act relating to taxation ; exempting newsprint and ink from the sales tax ; amending Minnesota Statutes 1976, Section 297A.14 and 297A.25, Subdivision 1.

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

St. Onge introduced :

H. F. No. 433, A bill for an act relating to Beltrami county ; tax forfeited lands ; disposition of the net proceeds from the sale or rental of such lands or from the sale of any products therefrom ; increasing the amount that may be expended for promotion of tourist, agricultural, and industrial developments ; amending Laws 1967, Chapter 558, Section 1, Subdivision 5.

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

Wenstrom, Smogard, Jacobs, Peterson and McCollar introduced :

H. F. No. 434, A bill for an act relating to taxation ; exempting certain square dance admissions from sales taxation ; amending Minnesota Statutes 1976, Section 297A.25, Subdivision 1.

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

Knickerbocker introduced:

H. F. No. 435, A bill for an act relating to taxation; increasing the percentage of rent constituting property taxes for income adjusted homestead credit purposes; amending Minnesota Statutes 1976, Section 290A.03, Subdivision 11.

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

Kelly, R.; Reding; Osthoff; Neisen and Clark introduced:

H. F. No. 436, A bill for an act relating to motor vehicles; registration and taxation; fees for filing applications; appointment and duties of deputy registrars; amending Minnesota Statutes 1976, Section 168.33, Subdivisions 2 and 7.

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 adoption by the Senate of the following Senate Concurrent Resolution, herewith transmitted:

Senate Concurrent Resolution No. 5, A senate concurrent resolution relating to adjournment.

PATRICK E. FLAHAVEN, Secretary of the Senate

SUSPENSION OF RULES

Anderson, I., moved that the Rules be so far suspended that Senate Concurrent Resolution No. 5 be now considered and be placed upon its adoption. The motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 5

A senate concurrent resolution relating to adjournment.

Be It Resolved, by the Senate, the House of Representatives concurring, that when either the Senate or the House of Representatives adjourns on February 10, 1977, it may adjourn to any date not later than February 15, 1977.

Anderson, I., moved that Senate Concurrent Resolution No. 5 be now adopted. The motion prevailed and the resolution was adopted.

Berkelman was excused at 2:40 p.m.

GENERAL ORDERS

Pursuant to rules of the House, the House resolved itself into the Committee of the Whole, with Sabo in the Chair, for the consideration of bills pending on General Orders of the Day. After some time spent therein the Committee arose.

REPORT OF COMMITTEE OF THE WHOLE

The Speaker resumed the Chair, whereupon the following proceedings of the Committee as kept by the Chief Clerk were reported to the House:

H. F. No. 6 upon which it recommended to pass with the following amendments:

Offered by Patton:

Page 2, line 11, after "(4)" strike the balance of the line.

Page 2, strike lines 12, 13 and 14.

Page 2, line 15, strike "shall".

Page 2, line 18, after "seniority," insert "shall not".

Offered by Enebo:

Page 3, lines 4 thru 29, strike Section 3 from the bill.

Renumber the following sections.

Further amend the title:

Page 1, line 5, delete "Subdivisions" and insert "Subdivision".

Page 1, line 6, delete "and 3".

On the motion of Anderson, I., the report of the Committee of the Whole was adopted.

ROLL CALLS IN COMMITTEE OF THE WHOLE

Pursuant to Rule 1.6, the following roll calls were taken in the Committee of the Whole:

Zubay moved to amend H. F. No. 6 as follows:

Page 2, line 27, delete the period and insert a semicolon.

Page 2, after line 27, insert a clause to read:

“(6) A restriction imposed by state statute, home rule charter, ordinance, or civil service rule or regulation, which establishes a maximum age for entry into employment as a peace officer or firefighter.”

The question was taken on the adoption of the amendment and the roll was called. There were 26 yeas and 99 nays as follows:

Those who voted in the affirmative were:

Albrecht	Esau	Kempe, R.	Niehaus	Wigley
Anderson, D.	Evans	Kvam	Peterson	Zubay
Biersdorf	Fjoslien	Lemke	Samuelson	
Brinkman	Forsythe	McDonald	Savelkoul	
Eckstein	Friedrich	Moe	Searles	
Erickson	Kempe, A.	Nelsen, B.	Wieser	

Those who voted in the negative were:

Abeln	Clark	Jacobs	Metzen	Sieben, H.
Adams	Clawson	Jaros	Munger	Sieben, M.
Anderson, B.	Cohen	Jensen	Murphy	Simoneau
Anderson, G.	Corbid	Johnson	Neisen	Skoglund
Anderson, I.	Cummiskey	Jude	Nelsen, M.	Smogard
Anderson, R.	Dahl	Kahn	Norton	Stanton
Arlandson	Dean	Kaley	Novak	Stoa
Battaglia	Eken	Kelly, R.	Osthoff	Suss
Beauchamp	Ellingson	Kelly, W.	Patton	Tomlinson
Begich	Enebo	King	Pehler	Vanasek
Berg	Ewald	Knickerbocker	Pleasant	Voss
Berglin	Faricy	Kostohryz	Prahl	Waldorf
Berkelman	Fudro	Laidig	Reding	Welch
Birnstihl	Fugina	Langseth	Rose	Wenstrom
Brandl	George	Lehto	St. Onge	Wenzel
Braun	Gunter	Mangan	Sarna	White
Byrne	Hanson	Mann	Scheid	Williamson
Carlson, A.	Hangerud	McCarron	Schulz	Wynia
Carlson, D.	Heinitz	McCollar	Setzpfandt	Speaker Sabo
Carlson, L.	Hokanson	McEachern	Sherwood	

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

Patton moved to amend H. F. No. 6, as follows:

Page 2, line 11, after “(4)” strike the balance of the line.

Page 2, strike lines 12, 13 and 14.

Page 2, line 15, strike “shall”.

Page 2, line 18, after “seniority,” insert “shall not”.

The question was taken on the adoption of the amendment and the roll was called. There were 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The motion prevailed and the amendment was adopted.

MOTIONS AND RESOLUTIONS

Anderson, G., moved that H. F. No. 338 be recalled from the Committee on Commerce and Economic Development and be referred to the Committee on Financial Institutions and Insurance. The motion prevailed.

Searles moved that the name of Cohen be added as an author on H. F. No. 375. The motion prevailed.

Anderson, G., moved that the name of Heinitz be added as an author on H. F. No. 338. The motion prevailed.

Kempe, A., moved that the name of Abeln be added as an author on H. F. No. 29. The motion prevailed.

Cummiskey moved that the name of Cohen be added as an author on H. F. No. 382. The motion prevailed.

Brinkman moved that the name of Cohen be added as an author on H. F. No. 327. The motion prevailed.

Samuelson moved that the name of McDonald be added as an author on H. F. No. 51. The motion prevailed.

St. Onge moved that H. F. No. 367 be returned to its author. The motion prevailed.

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

Laidig introduced:

House Resolution No. 4, A house resolution requesting the Governor to appoint a qualified acting commissioner of the Department of Natural Resources.

SUSPENSION OF RULES

Laidig moved that the Rules be so far suspended that House Resolution No. 4 be now considered and be placed upon its adoption.

A roll call was requested and properly seconded.

The question was taken on the Laidig motion and the roll was called. There were 28 yeas and 93 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion did not prevail.

House Resolution No. 4 was referred to the Committee on Rules and Legislative Administration.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Tuesday, February 15, 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., Tuesday, February 15, 1977.

EDWARD A. BURDICK, Chief Clerk, House of Representatives