

## STATE OF MINNESOTA

## SEVENTIETH SESSION - 1977

## THIRTY-SECOND DAY

SAINT PAUL, MINNESOTA, THURSDAY, APRIL 7, 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	Neisen	Sieben, M.
Adams	Corbid	Johnson	Nelsen, B.	Simoneau
Albrecht	Cummiskey	Jude	Nelsen, M.	Skoglund
Anderson, B.	Dahl	Kahn	Nelson	Smogard
Anderson, D.	Dean	Kaley	Niehaus	Spanish
Anderson, G.	Den Ouden	Kalis	Norton	Stanton
Anderson, I.	Eckstein	Kelly, R.	Novak	Stoa
Anderson, R.	Eken	Kelly, W.	Osthoff	Suss
Arlandson	Ellingson	King	Patton	Swanson
Battaglia	Enebo	Knickerbocker	Pehler	Tomlinson
Beauchamp	Erickson	Kostohryz	Peterson	Vanasek
Begich	Esau	Kroening	Petrafeso	Voss
Berg	Evans	Kvam	Pleasant	Waldorf
Berglin	Ewald	Laidig	Prahl	Welch
Berkelman	Faricy	Langseth	Reding	Wenstrom
Biersdorf	Fjoslien	Lehto	Rice	Wenzel
Birnstihl	Forsythe	Lemke	Rose	White
Brandl	Friedrich	Mangan	St. Onge	Wieser
Braun	Fudro	Mann	Samuelson	Wigley
Brinkman	Fugina	McCarron	Sarna	Williamson
Byrne	George	McCollar	Savelkoul	Wynia
Carlson, A.	Gunter	McDonald	Scheid	Zubay
Carlson, D.	Hanson	McEachern	Schulz	Speaker Sabo
Carlson, L.	Heinitz	Metzen	Searle	
Casserly	Hokanson	Moe	Searies	
Clark	Jacobs	Munger	Sherwood	
Clawson	Jaros	Murphy	Sieben, H.	

A quorum was present.

Haugerud and Kempe, R. were excused. Kempe, A. was excused until 3:00 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Esau 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. Nos. 482, 920, 1076, 805, 882, 130, 1003, 967, 763, 541, 922, 79, 689, 560 and 339 and S. F. No. 32 have been placed in the members' files.

## REPORTS OF STANDING COMMITTEES

Mann from the Committee on Agriculture to which was referred:

H. F. No. 823, A bill for an act relating to public health; permitting plastic well casings; amending Minnesota Statutes 1976, Chapter 156A, by adding a section.

Reported the same back with the following amendments:

Page 1, after line 13, add a section as follows:

"Sec. 2. [EFFECTIVE DATE.] *This act is effective May 1, 1977.*"

With the recommendation that when so amended the bill pass.

The report was adopted.

Mann from the Committee on Agriculture to which was referred:

H. F. No. 1079, A bill for an act relating to agriculture; seeds; changing the basis for listing restricted noxious weed seeds on labels; prohibiting certain acts; increasing fees; amending Minnesota Statutes 1976, Sections 21.48, Subdivision 3; 21.49, Subdivision 1; 21.53, Subdivision 3; and 21.54, Subdivision 2.

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

The report was adopted.

Johnson from the Committee on Education to which was referred:

H. F. No. 484, A bill for an act relating to education; defining high potential children; increasing aids for certain enrichment programs; appropriating money.

Reported the same back with the following amendments:

Page 1, line 14, delete "shall" and insert "may".

Page 1, line 16, delete "relative" and insert "appropriate".

Page 1, line 17, delete "guidelines" and insert "rules".

Page 1, line 19, delete "shall" and insert "may".

Page 1, line 22, after "for" insert "high potential children in grades".

Page 2, line 1, delete "grade".

Page 2, line 1, after "12" delete ", and shall" and insert a period and "These programs may".

Page 2, line 13, after "to" insert "the amount which would accrue if there were added to a district's total pupil units used in determining its foundation aid the lesser of (a)".

Page 2, line 14, after "or" insert "(b) 5/100 of a pupil unit times".

Page 2, line 16, delete ", whichever is less to" and insert a period and "This aid shall".

Page 2, line 20, after "set" insert "minimum".

Page 2, after line 28, insert:

"Sec. 6. [EFFECTIVE DATE.] This act becomes effective the day after enactment."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Johnson from the Committee on Education to which was referred:

H. F. No. 889, A bill for an act relating to education; trade schools; exempting certain courses in the arts from regulation by the commissioner of education; amending Minnesota Statutes 1976, Section 141.35.

Reported the same back with the following amendments:

Page 2, lines 21 to 25, delete the new language and insert:

*“(m) Courses of instruction in the fine arts provided by organizations exempt from taxation pursuant to section 290.05 and registered with the Minnesota department of commerce pursuant to chapter 309. “Fine arts” means activities resulting in artistic creation or artistic performance of works of the imagination which are engaged in for the primary purpose of creative expression rather than commercial sale or employment. In making this determination the commissioner may seek the advice and recommendation of the Minnesota board of the arts”.*

With the recommendation that when so amended the bill pass.

The report was adopted.

Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1180, A bill for an act relating to financial institutions; permitting the establishment and operation of electronic funds transfer facilities; prescribing the powers and duties of the commissioner of banks in relation to funds transfer facilities; protecting the privacy and security of customers of financial institutions who use electronic funds transfer facilities; prescribing penalties.

Reported the same back with the following amendments:

Page 4, line 28, after “terminal” insert “for use by one type of financial institution”.

Page 4, line 30, after “institution” insert “of similar type”.

Page 5, line 5, after the period insert “For purposes of this subdivision, the types of financial institutions are: (a) commercial banks and mutual savings banks; (b) credit unions; and (c) savings and loan associations. The services of an electronic financial terminal may be made available to any type of financial institution. After January 1, 1979, or earlier if determined by the commissioner to be technically feasible, an electronic financial terminal which is used by or made available to one type of financial institution shall be made available, upon request, to other types of financial institutions on a fair, equitable and non-discriminatory basis as approved by the commissioner.”.

Page 12, line 8, delete “in”.

Page 12, line 9, delete “which case the operator”.

Page 12, line 23, delete “the”.

Page 12, line 24, delete “provisions” and insert “any subdivision”.

Page 12, line 29, after the comma insert "punitive damages when applicable,".

Page 13, line 12, after "in" insert "any".

Page 15, line 9, delete "October 1, 1977" and insert "January 1, 1978".

With the recommendation that when so amended the bill pass.

The report was adopted.

Sieben, H., from the Committee on Governmental Operations to which was referred:

H. F. No. 85, A bill for an act relating to state agencies; providing for an open appointment process; requiring reports from appointing authorities and the secretary of state.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [15.0595] [APPOINTMENTS TO MULTI-MEMBER AGENCIES.] Subdivision 1. [DEFINITIONS.] As used in this section, "agency" means:

(a) A state board, commission, council, committee, authority, task force or other similar multi-member agency created by statute and having statewide jurisdiction; and

(b) The metropolitan council, metropolitan transit commission, metropolitan airports commission, metropolitan parks and open space commission, metropolitan waste control commission, capitol area architectural and planning board, and any agency with a regional jurisdiction created in this state pursuant to an interstate compact. "Commissioner" means commissioner of administration.

"Vacancy" or "vacant agency position" means:

(a) A vacancy in an existing agency, or

(b) A new, unfilled agency position;

but shall not mean:

(a) A vacant position on an agency composed exclusively of persons employed by a political subdivision or another agency, or

(b) A vacancy to be filled by a person required to have a specific title or position.

Subd. 2. [COLLECTION OF DATA.] The chairman of an existing agency, or the appointing authority for the members of a newly created agency, shall provide the commissioner, on forms prepared and distributed by the commissioner, with the following data pertaining to that agency:

(a) The name of the agency, its mailing address, and telephone number;

(b) The legal authority for the creation of the agency and the name of the person appointing agency members;

(c) The powers and duties of the agency;

(d) The number of authorized members, together with any prescribed restrictions on eligibility such as employment experience or geographical representation;

(e) The dates of commencement and expiration of the membership terms and the expiration date of the agency, if any;

(f) The compensation of members, and appropriations or other funds available to the agency;

(g) The regular meeting schedule, if any, and approximate number of hours per month of meetings or other activities required of members;

(h) The roster of current members, including mailing addresses and telephone numbers; and

(i) A breakdown of the membership showing distribution by county and legislative district, and, only if the member has voluntarily supplied the information, the sex, political party preference or lack thereof, race and national origin of the members.

Subd. 3. [PUBLICATION OF AGENCY DATA.] The commissioner of administration, shall provide for periodic updating of the required data and shall annually arrange for the publication in the state register of the compiled data from all agencies on or about December 1 of each year. Beginning in 1978, the compilation shall be published together with the agency descriptions required by section 15.0412, subdivision 2. Copies of the compilation shall be delivered to the governor and the legislature. Copies of the compilation shall be made available by the commissioner of administration to any interested person at cost,

and copies shall be available for viewing by interested persons and for sale. The chairman of an agency who does not submit data required by this section or section 15.0412, subdivision 2, or who does not notify the commissioner of a vacancy in his agency, shall not be eligible for a per diem or expenses in connection with agency service until December 1 of the following year.

Subd. 4. [NOTICE OF VACANCIES.] The chairman of an agency, in respect to vacancies in existing agencies, or the appointing authority, in respect to newly created agency positions, shall notify the commissioner of a vacancy within 15 days after the occurrence of the vacancy. Every 15 days the commissioner shall prepare a list of all vacancies in state agencies, together with a list of the vacancies scheduled to occur within the next 30 days as a result of the expiration of membership terms or the creation of new agency positions. This listing shall be published in the next available issue of the state register, and one copy of the listing shall be made available at the office of the commissioner to any interested person. The commissioner shall distribute by mail copies of the listings to requesting persons. The listing for all vacancies scheduled to occur in the month of January shall be published in the state register together with the compilation of agency data required to be published pursuant to subdivision 3.

Subd. 5. [NOMINATIONS FOR VACANCIES.] Any person may nominate himself to be appointed to an agency vacancy by completing an application on a form prepared and distributed by the commissioner. Any person or group of persons may, on a similar application form, nominate another person to be appointed to a vacancy so long as the person so nominated consents in writing on the application form to the nomination. The application form shall specify the nominee's name, mailing address, telephone number, preferred agency position sought, a statement that the nominee satisfies any legally prescribed qualifications, and any other information the nominating person feels would be helpful to the appointing authority. The application form shall permit the nominating person at his discretion to indicate the nominee's sex, political party preference or lack thereof, race and national origin. If a person submits an application at the behest of or upon the suggestion of an appointing authority, the person shall so indicate on the application form. The commissioner shall, upon 15 days after publication of a vacancy in the state register or upon 15 days prior to a scheduled vacancy, whichever date occurs later, submit copies of all applications received for a position to the appointing authority charged with filling the vacancy. If no applications have been received by the commissioner for the vacant position by the date he is required to submit copies to the appointing authority, he shall so inform the appointing authority. Applications received by the commissioner shall be deemed to have expired one year after receipt of the application or upon appointment and, if required, advice and consent by the senate, to a vacancy, whichever occurs first. An

application for a particular agency position shall be deemed to be an application for all vacancies in that agency occurring prior to the expiration of the application.

Subd. 6. [APPOINTMENTS.] In making an appointment to a vacant agency position, the appointing authority shall consider applications for positions in that agency supplied by the commissioner. No appointing authority may appoint someone to a vacant agency position until (1) 15 days after receipt of the applications for positions in that agency from the commissioner or (2) receipt of notice from the commissioner that no applications have been received for vacant positions in that agency. The appointing authority shall inform the commissioner of the name of the person appointed to fill the agency vacancy within 15 days after the date of appointment. If the appointing authority nominates a person other than one for whom an application was submitted pursuant to this section, the appointing authority shall complete an application form on behalf of the appointee and submit it to the commissioner. If the appointment requires the advice and consent of the senate, the commissioner shall, prior to consideration by the senate of the appointment, supply the president of the senate with a copy of the application, together with a copy of any documents which the appointee is required by virtue of his appointment to submit to the ethical practices board. With respect to the ethical practices board, the commissioner shall also submit a copy of the application and documents to the speaker of the house of representatives prior to consideration of the appointment by the house of representatives.

Subd. 7. [REPORT.] Together with the compilation required in subdivision 3, the commissioner shall annually deliver to the governor and the legislature a report containing the following information:

- (a) Vacancies occurring in the preceding year;
- (b) The number of vacancies occurring as a result of scheduled ends of terms, unscheduled vacancies and the creation of new positions;
- (c) Breakdowns by county, legislative district and, if known, the sex, political party preference or lack thereof, race and national origin, for members whose agency membership terminated during the year and appointees to the vacant positions; and
- (d) The number of vacancies filled from applications submitted by (1) the appointing authorities for the positions filled, (2) nominating persons and self-nominees who submitted applications at the behest of or upon the suggestion of appointing authorities, and (3) all others.



Sec. 2. [EFFECTIVE DATE.] Section 1, subdivisions 1 to 3, of this act are effective July 1, 1977, and the remainder of the act is effective in respect to all agency vacancies occurring after September 1, 1977."

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

"A bill for an act relating to governmental agencies; providing for an open appointment process; requiring reports from appointing authorities and the commissioner of administration; providing for publication of agency vacancies."

With the recommendation that when so amended the bill pass.

The report was adopted.

Sieben, H., from the Committee on Governmental Operations to which was referred:

H. F. No. 308, A bill for an act relating to retirement; Minnesota state retirement system; exclusion from pension coverage for certain labor service employees of the metropolitan waste control commission; amending Minnesota Statutes 1976, Sections 352.01, Subdivision 2B; 473.141, Subdivision 12; and 473.511, Subdivision 3.

Reported the same back with the following amendments:

Page 5, line 12, delete "*Labor service employees*" and insert "*Tradesmen*".

Page 5, line 13, delete "*on a regular basis*".

Page 5, line 15, delete "*who were either*".

Page 5, line 16, delete "*1976 or who were employed prior to*".

Page 5, delete lines 17 and 18.

Page 5, line 19, delete the new language and insert "1977".

Page 6, lines 4 to 9, delete the new language and insert "*Tradesmen employed by the metropolitan waste control commission with trade union pension coverage pursuant to a collective bargaining agreement who elected exclusion from coverage pursuant to section 4 of this act or who are first employed after July 1, 1977 shall not be covered by the Minnesota state retirement system.*".

Page 7, lines 4 to 9, delete the new language and insert "*Tradesmen employed by the metropolitan waste control commission with trade union pension coverage pursuant to a collective bargaining agreement who elected exclusion from coverage pursuant to section 4 of this act or who are first employed after July 1, 1977 shall not be covered by the Minnesota state retirement system.*".

Page 8, line 6, delete "*labor service employee*" and insert "*tradesman*".

Page 8, line 8, delete "*regular*" and insert "*permanent*".

Page 8, line 10, delete "*pension*".

Page 8, line 11, delete "*labor service employee*" and insert "*tradesman*".

Page 8, line 12, delete "*1976*" and insert "*1977*".

Page 8, line 12, delete "*labor service*".

Page 8, line 13, delete "*employee*" and insert "*tradesman*".

Page 8, line 13, delete "*1976*" and insert "*1977*".

Page 8, line 14, delete "*pension*".

Page 8, line 18, delete "*labor service employee*" and insert "*tradesman*".

Page 8, line 24, delete "*irrevocable*".

Page 8, line 24, after "*election*" insert "*irrevocable while employed in such capacity*".

Page 8, line 27, delete "*pension*".

Page 8, line 28, delete "*under*" and insert "*as provided in*".

Page 8, line 29, delete "*labor service employee*" and insert "*tradesman*".

Page 8, line 30, before "*employer*" delete "*accumulated*".

Page 8, line 31, after "*contributions*" insert "*made pursuant to Minnesota Statutes, Section 352.04, Subdivision 3, on behalf of the tradesman*".

Page 8, line 31, delete "*five*" and insert "*three and one-half*".

Page 9, line 3, after "*The*" and before "*refund*" insert "*application for the*".

Page 9, line 3, delete "*shall*" and insert "*may*".

Page 9, line 4, after the period insert "*No repayment of a refund made under this section shall be permitted.*".

Amend the title:

Page 1, line 4, delete "labor service employees" and insert "tradesmen".

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

The report was adopted.

Sieben, H., from the Committee on Governmental Operations to which was referred:

H. F. No. 316, A bill for an act relating to wrongful death; authorizing the commencement of an action within three years from the date of death; amending Minnesota Statutes 1976, Section 573.02, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 17, after "*death*" insert "*provided that the action must be commenced within six years after the act or omission*".

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

The report was adopted.

Sieben, H., from the Committee on Governmental Operations to which was referred:

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.

Reported the same back with the following amendments:

Page 2, line 19, strike "or".

Page 2, line 22, strike the period and insert a semicolon.

Page 2, after line 22 insert:

*“(4) received tax reports or regular statements of the deposit by mail from the banking or financial organization regarding the deposit. Receipt of the statement by the owner should be presumed if the statement is mailed first class by the banking or financial organization and not returned to it; or*

*(5) acted as provided in section 345.32, clause (a) (1), (2), (3), and (4) in regard to another demand, savings or time deposit made with such banking or financial organization.”.*

Page 2, line 23, after “funds” insert “or dividends deposited or”.

Page 2, line 24, after “organization” insert “or business association”.

Page 3, line 3, strike the period and insert “; or”.

Page 3, after line 3, insert:

*“(4) received tax reports or regular statements of the deposit or accounting by mail from the financial organization or business association regarding the deposit. Receipt of the statement by the owner should be presumed if the statement is mailed first class by the financial organization or business association and not returned to it.”.*

Page 3, line 9, after “limitation,” insert “matured”.

Page 3, line 25, strike “or any surplus amounts arising from”.

Page 3, line 26, strike “the sale thereof pursuant to law,”.

Page 9, after line 16, insert a new section to read:

“Sec. 9. Minnesota Statutes 1976, Section 345.43, is amended to read:

**345.43 [PAYMENT OR DELIVERY OF ABANDONED PROPERTY.]** *Subdivision 1.* Every person who has filed a report under section 345.41, within 20 days after the time specified in section 345.42 for claiming the property from the holder, or in the case of sums payable on traveler's checks or money orders presumed abandoned under section 345.32 within 20 days after the filing of the report, shall pay or deliver to the state treasurer all abandoned property specified in this report, except that, if the owner establishes his right to receive the abandoned

property to the satisfaction of the holder within the time specified in section 345.42, or if it appears that for some other reason the presumption of abandonment is erroneous, the holder need not pay or deliver the property, which will no longer be presumed abandoned, to the state treasurer, but in lieu thereof shall file a verified written explanation of the proof of claim or of the error in the presumption of abandonment.

*Subd. 2. The state treasurer may, at his discretion, determine that the payment of the remaining abandoned property presents a hardship for a cooperative. If the state treasurer determines that a hardship exists, he may allow the cooperative to provide payment in equal installments over a period of three years.*

*(a) If legitimate claims to property reported by the cooperative to the state treasurer exceed the installments paid, the additional amount represented by such claims shall be paid by the cooperative to the state treasurer. This additional amount shall be deducted from the following installment.*

*(b) This subdivision will only be in effect for reports filed within 12 months of July 1, 1977."*

Renumber sections accordingly.

Further amend the title:

Page 1, line 8, after "345.41;" insert "345.43;".

With the recommendation that when so amended the bill pass.

The report was adopted.

Sieben, H., from the Committee on Governmental Operations to which was referred:

H. F. No. 456, A bill for an act relating to the operation of state government; providing for the purchase of certain motor vehicles for use by investigative and undercover agents of the department of public safety without competitive bids; amending Minnesota Statutes 1976, Section 16.07, by adding a subdivision.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 16.07, is amended by adding a subdivision to read:

*Subd. 8a. [CERTAIN VEHICLES.] Upon the written request of the commissioner of public safety, motor vehicles for*

*the specific use by investigative and undercover agents of the department of public safety shall be purchased by the brand make and model. All other provisions of chapter 16 relating to competitive bidding shall apply to the above purchases.*

Sec. 2. *This act is effective the day following its final enactment."*

Amend the title:

Page 1, line 5, delete "without".

Page 1, line 6, delete "competitive bids".

With the recommendation that when so amended the bill pass.

The report was adopted.

Sieben, H., from the Committee on Governmental Operations to which was referred:

H. F. No. 903, A bill for an act relating to public transportation; making state commuter vans available for use by blind vending operators working on state property; amending Minnesota Statutes 1976, Section 16.756.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

Sieben, H., from the Committee on Governmental Operations to which was referred:

S. F. No. 70, A bill for an act relating to judgments; providing for enforcement of foreign judgments in courts of this state.

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

The report was adopted.

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

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.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1976, Section 471.93, is amended to read:

471.93 [APPROPRIATIONS FOR HISTORICAL WORK BY MUNICIPALITIES.] In cities of the second, third or fourth class, and statutory cities at any regular or properly called special meeting of the council, it may appropriate money for the purpose of collecting, preserving, storing, housing, printing, publishing, distributing and exhibiting data and material pertaining to the history of the city, for the purpose of commemorating the anniversary of any important and outstanding event in such history, and to preserve such history data and material for future generations. The amount appropriated shall not exceed (\$500) \$2,000 in any one year.

Sec. 2. *This act is effective on the day following its final enactment.*”.

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

“A bill for an act relating to municipalities; authorizing appropriations for historical work; amending Minnesota Statutes 1976, Section 471.93.”.

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

The report was adopted.

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

H. F. No. 808, A bill for an act relating to local improvements; contracts; requiring percentage payments thereunder, and requiring payment of interest on money due and not paid in accordance with the contract; amending Minnesota Statutes 1976, Section 429.041, Subdivision 6; and Chapter 429, by adding a section.

Reported the same back with the following amendments:

Page 2, delete lines 4 to 10 and insert:

“[429.045] [INTEREST REQUIRED ON OVERDUE PAYMENTS.] *Where there is no dispute, failure to pay in accordance with the terms of the contract shall obligate the municipality responsible for payments under the contract within 30 days of the monthly estimate thereof or within 90 days of the*

*final estimate, to pay to the contractor, one percent over prime rate figured at simple interest on past due money earned and payable under the contract."*

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 930, A bill for an act relating to the counties of Hennepin and Scott; directing the counties to design and construct a temporary replacement of the Bloomington ferry bridge.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

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

S. F. No. 22, A bill for an act relating to Lake of the Woods county; authorizing issuance of one off-sale liquor license.

Reported the same back with the following amendments:

Page 1, line 19 delete "; approval of the".

Page 1, delete lines 20 and 21.

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

The report was adopted.

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

S. F. No. 104, A bill for an act relating to Cook county; authorizing construction of a building for the county highway department and the issuance of general obligation bonds to finance the cost thereof.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.



Kelly, W., from the Committee on Taxes to which was referred:

H. F. No. 771, A bill for an act relating to metropolitan government; providing for sports facilities; establishing a sports commission; providing financing; providing a tax on the sales of certain intoxicating and fermented malt beverages in the metropolitan area; prohibiting certain restrictive agreements relating to the telecasting of games; increasing the levy limitation base for the city of Bloomington; regulating facilities location; repealing Minnesota Statutes 1976, Section 340.11, Subdivision 11A.

Reported the same back with the following amendments:

Page 15, line 24, after "cost" insert "and the loss or gain of taxes".

Page 16, line 2, delete "and other".

Page 16, line 3, delete "facilities".

Page 24, line 10, after "of" and before "two" insert "not more than".

Page 24, line 16, after "to" insert "not more than".

Page 25, line 9, delete "may use the excess amount".

Page 25, delete lines 10 to 16 and insert "shall reduce the rate of tax to such rate as it estimates will be adequate to pay the debt service."

Page 25, line 22, after "activities" insert ", other than those sponsored by nonprofit organizations,".

Page 25, line 26, delete "at least".

Page 25, line 28, after "facilities" insert ", except that for a remodeled stadium, to be used primarily for baseball, the commission shall impose an additional admissions tax not to exceed two percent".

Page 27, line 20, delete "27.56" and insert "275.59".

With the recommendation that when so amended the bill pass.

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

S. F. No. 43, A bill for an act relating to highway traffic regulations; parking privileges for the physically handicapped; amending Minnesota Statutes 1976, Section 169.345, Subdivisions 2 and 3.

Reported the same back with the recommendation that the bill pass and be placed on the Consent Calendar.

The report was adopted.

### SECOND READING OF HOUSE BILLS

H. F. Nos. 823, 1079, 889, 1180, 85, 308, 316, 416, 456, 903, 425, 808, 930 and 771 were read for the second time.

### SECOND READING OF SENATE BILLS

S. F. Nos. 70, 22, 104 and 43 were read for the second time.

### INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Neisen, Peterson, Hanson, Eckstein and Mann introduced:

H. F. No. 1274, A bill for an act relating to agriculture; establishing a hydroponic research program; appropriating money.

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

Corbid, Braun, Kalis, Eken and Stanton introduced:

H. F. No. 1275, A bill for an act relating to agriculture; grain inspection and weighing; fees; providing a basis for establishing and adjusting fees; amending Minnesota Statutes 1976, Section 17B.15, Subdivision 2.

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

Clark introduced :

H. F. No. 1276, A bill for an act relating to public welfare; providing for pilot dental health programs; providing an appropriation; amending Laws 1973, Chapter 305, Section 9; repealing Laws 1973, Chapter 305, Section 10.

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

Novak, Tomlinson, Clark, Laidig and Sieben, M., introduced :

H. F. No. 1277, A bill for an act relating to corrections and juveniles; removing certain juveniles from the jurisdiction of the juvenile court; requiring the commissioner of corrections to develop a program for the custody, care and treatment of those juveniles removed from the jurisdiction of the juvenile court or referred to the district court for prosecution as an adult; amending Minnesota Statutes 1976, Sections 260.015, by adding a subdivision; and 260.111, by adding a subdivision.

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

Sieben, M.; George and Laidig introduced :

H. F. No. 1278, A bill for an act relating to the powers of county court judges in Washington county; authorizing a county court judge, in lieu of certain other procedures, to order certain convicted defendants to undergo evaluation, diagnosis and rehabilitation treatment at or under the direction of the Washington county alcohol/drug survival project.

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

McCarron, Casserly, Simoneau, Voss and George introduced :

H. F. No. 1279, A bill for an act relating to mobile homes; providing for termination of land leases; amending Minnesota Statutes 1976, Section 327.44.

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

Cohen; Casserly; Sieben, H.; Rice and Hanson introduced:

H. F. No. 1280, A bill for an act relating to cable communications; prohibiting landlord obstruction of the installation of cable television services; prohibiting applications by landlords for payment; amending Minnesota Statutes 1976, Chapter 238, by adding a section.

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

Reding, Gunter, Simoneau, Lemke and Smogard introduced:

H. F. No. 1281, A bill for an act relating to discovery powers of the attorney general; applying protective provisions of rules of civil procedure; amending Minnesota Statutes 1976, Section 325.907, Subdivision 2.

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

Casserly; Jaros; Sieben, M.; Arlandson and Kroening introduced:

H. F. No. 1282, A bill for an act relating to landlord and tenant; requiring disclosure of identity of owner and manager of rental property; specifying form of disclosure; adding definitions; specifying to whom notice to quit is given when disclosure has not been made; providing a penalty for violation; amending Minnesota Statutes 1976, Section 504.22, Subdivisions 1, 2, 4, 5 and 6, and by adding subdivisions.

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

White; Hanson; Sieben, H.; Anderson, R., and Casserly introduced:

H. F. No. 1283, A bill for an act relating to economic development; industrial development bonds; removing requirement of approval by commissioner of economic development; amending Minnesota Statutes 1976, Section 474.01, Subdivision 7.

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

Jaros, Lehto, Berkelman and Munger introduced:

H. F. No. 1284, A bill for an act relating to the city of Duluth; requiring automatic sprinkling systems in residences for the elderly.

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

Den Ouden; Anderson, B.; Friedrich; Fjoslien and Anderson, R., introduced:

H. F. No. 1285, A bill for an act relating to education; state aids; increasing foundation aids; changing school district levy authority; amending Minnesota Statutes 1976, Sections 124.212, by adding subdivisions; 124.213; and 275.125, Subdivision 2a.

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

McEachern, Eken, Mangan, Metzen and Esau introduced:

H. F. No. 1286, A bill for an act relating to education; public libraries; providing grants for certain libraries and setting guidelines for interlibrary cooperation; amending Minnesota Statutes 1976, Sections 121.23 and 121.24; repealing Minnesota Statutes 1976, Sections 121.22 and 134.035.

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

Tomlinson, McEachern, Langseth, Metzen and Knickerbocker introduced:

H. F. No. 1287, A bill for an act relating to education; revising provisions prescribing duties of school districts and the state department of education; correcting outdated definitions and references; changing certain levy authority; altering the foundation aid computation in certain cases; and providing school lunch aid; amending Minnesota Statutes 1976, Sections 6.62, Subdivision 1; 121.02, Subdivision 1; 123.34, Subdivisions 4 and 8; 123.68; 124.212, by adding a subdivision; 124.66; 127.25, Subdivisions 1 and 2, and by adding a subdivision; 134.03; 275.09, Subdivision 4; 275.125, Subdivisions 4, 15 and 16; Chapters 123, by adding a section; and 124, by adding a section; repealing Minnesota Statutes 1976, Sections 120.02, Subdivisions 11 and 18; 121.11, Subdivision 3; 122.34; 123.14; 123.17; 123.18; 123.20; 124.215, Subdivisions 3, 4, 5, 6, 7 and 8; 124.23; 126.021; 126.022; 126.024; 128.01; 128.02; 128.03; 128.04; 128.05; 128.06; 129.06; 129.07; 129.08; and 129.09.

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

Neisen; Anderson, B.; Evans; Lemke and Kostohryz introduced:

H. F. No. 1288, A bill for an act relating to education; providing for public improvements for vocational-technical education; providing a bond issue; appropriating money.

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

Heinitz, Nelson, Skoglund and Searle introduced:

H. F. No. 1289, A bill for an act relating to game and fish; prohibiting the spearing of all species of fish; amending Minnesota Statutes 1976, Sections 97.48, Subdivision 1; 98.46, Subdivision 5; 98.47, Subdivisions 1 and 8; 101.41, Subdivision 4; 101.411; and 101.42, Subdivision 3, and by adding a subdivision.

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

Anderson, D.; Johnson; Wenstrom; Fjoslien and Jacobs introduced:

H. F. No. 1290, A bill for an act relating to acquisition of right of way for high voltage transmission lines; defining and limiting the interests acquired; prescribing acquisition procedures; providing for periodic payments and the computation thereof; specifying certain rights of the landowner and utility.

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

Anderson, G.; Anderson, I.; Wenstrom; Eken and Dahl introduced:

H. F. No. 1291, A bill for an act relating to game and fish; changing state payments to local units of government for certain land uses; amending Minnesota Statutes 1976, Section 97.49, Subdivision 3.

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

Skoglund, Berkelman, Brandl, Cohen and Swanson introduced:

H. F. No. 1292, A bill for an act relating to noise pollution; establishing a noise abatement program at the Minneapolis-St. Paul International Airport and the Duluth International Airport; prescribing certain powers and duties for the Minnesota pollution control agency, the metropolitan airports commission and the Duluth airport authority.

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

Kahn, Munger, Searle, Stoa and Patton introduced:

H. F. No. 1293, A bill for an act relating to outdoor recreation; providing for administration and control of additional sites by the Minnesota historical society; reclassifying certain existing state parks; amending Minnesota Statutes 1976, Sections 85.012, Subdivisions 1a, 10, 15, 18, 19, 21, 25, 26, 28, 30, 33, 34, 37, 40, 41, 43, 46, 49, 49a, 52, 53 and 59; and 138.025, by adding subdivisions; repealing Minnesota Statutes 1976, Sections 85.013, Subdivisions 14, 19 and 23; 138.53, Subdivisions 3, 5, 6 and 66; 138.55, Subdivision 21; 138.56, Subdivision 4; 138.57, Subdivision 10; 138.58, Subdivisions 9, 15, 24, 25, 27, 35, 47, 48, 51 and 59; and 138.585, Subdivisions 4, 5, 8, 11, 12, 14, 22, 23 and 24.

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

Kahn, Munger, Cummiskey, Ellingson and Wynia introduced:

H. F. No. 1294, A bill for an act relating to pollution control; prescribing application fees for certain permits issued by the pollution control agency.

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

Neisen, Petrafeso and Jensen introduced:

H. F. No. 1295, A bill for an act relating to watershed districts; authorizing issuance of county bonds to pay certain costs of watershed district improvements; amending Minnesota Statutes 1976, Section 112.60, Subdivision 2.

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

Skoglund, Munger, Norton, Dean and Stoa introduced:

H. F. No. 1296, A bill for an act relating to pollution control; authorizing the pollution control agency to provide emergency removal of certain pollutant discharges; allowing recovery of costs; establishing an emergency clean-up account in the general fund; appropriating money; amending Minnesota Statutes 1976, Section 116.11.

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

Reding, Welch, McCollar, Sherwood and Biersdorf introduced:

H. F. No. 1297, A bill for an act relating to wild animals; license fees for the taking of fur bearing animals, except beaver; prescribing a non-resident license fee for the taking of fur bearing animals, except beaver; amending Minnesota Statutes 1976, Section 98.46, Subdivisions 4 and 14.

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

Cohen; Anderson, B.; Stoa and Welch introduced:

H. F. No. 1298, A bill for an act relating to financial institutions; regulating lenders of conventional mortgage loans; regulating mortgages and escrow accounts; requiring registration and reporting; regulating installment loans; abolishing a usury exception; providing a penalty; amending Minnesota Statutes 1976, Sections 47.20; 48.153; and 334.06.

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

Clawson, Voss, McCarron, Mangan and Hokanson introduced:

H. F. No. 1299, A bill for an act relating to health care; catastrophic health expense protection; providing protection against certain nursing home expenses incurred for long term care; excluding certain dependent income from the definition of household income; amending Minnesota Statutes 1976, Section 62E.52, Subdivisions 3 and 5.

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



Casserly, Munger, Kahn, Pehler and Searles introduced:

H. F. No. 1300, A bill for an act relating to outdoor recreation; appropriating money for acquisition of parks, trails, wildlife lands and for other purposes; authorizing sale of bonds; amending Minnesota Statutes 1976, Section 473.315, Subdivision 1.

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

Casserly, Munger, Kahn, Pehler and Searles introduced:

H. F. No. 1301, A bill for an act relating to outdoor recreation; appropriating money for acquisition and betterment of parks, trails, wildlife lands, outdoor athletic courts, and for other purposes; authorizing sale of bonds; amending Minnesota Statutes 1976, Sections 85.016; 473.121, Subdivision 14; 473.302; 473.303, by adding a subdivision; 473.315, Subdivision 1; Chapter 4, by adding a section; and Chapter 85, by adding a section.

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

McDonald, Casserly, Metzen, Carlson, A., and Heinitz introduced:

H. F. No. 1302, A bill for an act relating to human rights; prohibiting discrimination in automobile insurance and certain health care plans against persons who have successfully completed treatment for alcohol or chemical dependency; amending Minnesota Statutes 1976, Sections 62A.149, by adding a subdivision; and 65B.13.

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

Samuelson, Corbid, Wenstrom, Eken and Kelly, W., introduced:

H. F. No. 1303, A bill for an act relating to elections; providing the time schedule for various special elections; amending Minnesota Statutes 1976, Sections 202A.62, Subdivision 2; 202A.65, Subdivision 3; and 202A.67, Subdivision 3.

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

Berkelman, Lehto, Jaros and Munger introduced:

H. F. No. 1304, A bill for an act relating to the operation of state government; authorizing the commissioner of administration to establish a regional service center comprising selected state agencies and to enter into a lease for purposes of acquiring suitable space for the center.

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

Hokanson; Sieben, H.; Patton; Ewald and Petrafeso introduced:

H. F. No. 1305, A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted and obsolete references and text; reenacting a law; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1976, Chapter 15, by adding a section; Sections 3.973; 4.12, Subdivision 2; 10.13; 15.55; 16A.129; 33.13; 38.02, Subdivision 2; 38.13; 41.57, Subdivision 1; 43.051, Subdivisions 1 and 2; 55.095; 83.26, Subdivision 3; 116.36, Subdivision 1; 116A.20, Subdivision 6; 121.02, Subdivision 1; 121.11, Subdivision 5; 125.05, Subdivision 3; 144.01, Subdivision 1; 144A.19, by adding a subdivision; 161.14, Subdivision 19; 168.013, Subdivision 17; 168.12, Subdivision 1; 168.27, Subdivision 22; 176.101, Subdivision 3; 179.65, Subdivision 2; 192.551; 193.149; 202A.25, Subdivision 1; 207.19, Subdivision 1; 222.50, Subdivision 5; 246.02, Subdivision 2; 252.24, Subdivision 1; 256B.04, Subdivisions 10 and 11; 260.171, Subdivision 6; 270.50; 273.13, Subdivisions 6 and 7; 297.13, Subdivision 1; 336.9-104; 336.9-105; 336.9-404; 336.9-501; 340.039; 353.01, Subdivisions 2a and 6; 355.30; 375.18, Subdivision 8; 458.19; 462.364; 462A.04, Subdivision 1; 462A.22, Subdivision 10; 465.58; 485.01; 549.06; 609.556, Subdivision 1; and 645.44, Subdivision 5a; reenacting Laws 1976, Chapter 127; repealing Minnesota Statutes 1976, Sections 15.055; 17B.22, Subdivision 3; 43.37; 136A.02, Subdivision 2; 144.952; 169.132; Laws 1971, Chapter 427, Section 17; Laws 1974, Chapters 22, Section 5; and 256.

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

Beauchamp, Patton, Reding, Biersdorf and Moe introduced:

H. F. No. 1306, A bill for an act relating to retirement; making judges eligible for combined service annuities; amending Minnesota Statutes 1976, Section 356.30, Subdivision 3.

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

Kroening; Sieben, H.; Adams and Zubay introduced:

H. F. No. 1307, A bill for an act relating to public safety; excepting certain personnel in the department of public safety from the requirement of reimbursing the state for the cost of using state-owned vehicles; amending Minnesota Statutes 1976, Section 16.753, Subdivision 2.

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

Moe, Faricy, Berglin, Niehaus and Albrecht introduced:

H. F. No. 1308, A bill for an act relating to retirement; deleting or repealing provisions of law setting a mandatory retirement age; amending Minnesota Statutes 1976, Sections 69.29; and 422A.13, Subdivision 2; repealing Minnesota Statutes 1976, Sections 43.051; 325B.075; 354.44, Subdivision 1a; 354A.21; 423.075; 423.26; 490.025, Subdivision 4; 490.121, Subdivision 12; and 490.125.

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

Spanish, Fugina, Biersdorf, Reding and Lehto introduced:

H. F. No. 1309, A bill for an act relating to retirement; police and firemen's relief associations of the city of Chisholm.

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

Adams, Osthoff, Sarna, Metzen and Kaley introduced:

H. F. No. 1310, A bill for an act relating to unemployment compensation; providing for conformity with federal requirements; providing for agricultural and domestic service employees; defining independent contractors; altering covered employment; changing certain accounting periods; regulating employer's contributions; permitting joint employer accounts; providing for the noncharging of certain benefits; providing for extended benefits; providing for certain public employees; providing for release of certain information; amending Minnesota Statutes 1976, Sections 268.04, Subdivisions 10, 12 and 22, and by adding a subdivision; 268.05, Subdivision 5; 268.06, Subdivisions 1, 5, 21, 22, 25 and 28, and by adding subdivisions; 268.07, by adding a subdivision; 268.071, Subdivisions 1 and 6; 268.08, Subdivision 5, and by adding subdivisions; 268.09, Subdivision 1; 268.11, Subdivision 2; and 268.12, Subdivision 12; repealing Minnesota Statutes 1976, Section 268.08, Subdivision 5.

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

Corbid, Eken and Prah! introduced:

H. F. No. 1311, A bill for an act relating to retirement; district court reporters salary deductions; amending Minnesota Statutes 1976, Section 353.27, Subdivision 8.

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

Pehler, Voss, Casserly, Samuelson and Searle introduced:

H. F. No. 1312, A bill for an act relating to state finances; federal funding of state and local activities; prohibiting expenditure of funds from federal sources except in accordance with periodic appropriations by the legislature; eliminating certain standing appropriations of federal funds; amending Minnesota Statutes 1976, Sections 4.07, Subdivision 3, and by adding a subdivision; and 4.13.

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

Kelly, R.; Arlandson; Mangan; Hanson and Eckstein introduced:

H. F. No. 1313, A bill for an act relating to the Minnesota society for the prevention of cruelty; providing for the appointment of the members of the board of directors by the governor; amending Minnesota Statutes 1976, Section 343.01, by adding a subdivision.

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

Pleasant, Ewald, Laidig, Rose and McDonald introduced:

H. F. No. 1314, A bill for an act relating to health; providing health care services to pre-school children; appropriating money; amending Minnesota Statutes 1976, Section 145.914, Subdivision 8.

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

Brandl, Scheid, Waldorf, Clark and Heinitz introduced:

H. F. No. 1315, A bill for an act relating to health; prohibiting the operation of professional nursing business without a license; amending Minnesota Statutes 1976, Sections 148.281, by adding a subdivision; and 319A.02, Subdivision 2.

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

Nelsen, B., and Samuelson introduced:

H. F. No. 1316, A bill for an act relating to probate; authorizing payment of claims for medical assistance and other assistance claims from homestead property; amending Minnesota Statutes 1976, Section 525.145.

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

Brandl; Hanson; Sieben, M.; Forsythe and Clark introduced:

H. F. No. 1317, A bill for an act relating to public welfare; neglected children; defining and providing procedures for termination of parental rights as to neglected children in foster care.

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

Forsythe, McCarron, Pleasant, Swanson and Hokanson introduced:

H. F. No. 1318, A bill for an act relating to public welfare; requiring public hearings before licensing facilities; amending Minnesota Statutes 1976, Section 245.812, Subdivision 5.

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

Wenstrom, Langseth, Fjoslien, Samuelson and Anderson, R., introduced:

H. F. No. 1319, A bill for an act relating to regional development; mental health services; establishing a hospital policy board for Fergus Falls state hospital; appropriating money.

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

Waldorf, Swanson, Scheid, Niehaus and Berkelman introduced:

H. F. No. 1320, A bill for an act relating to daytime activity centers; limiting expenditures that are eligible for state assistance; requiring certain representation on boards of directors; requiring board approval of budgets; amending Minnesota Statutes 1976, Sections 252.24, Subdivision 4; 252.25; and 252.26.

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

Anderson, B.; King; Welch; Clark and Clawson introduced:

H. F. No. 1321, A bill for an act relating to public health; changing certain definitions and criteria for the licensing of psychologists; broadening the class of psychologists required to be licensed; appropriating money; amending Minnesota Statutes 1976, Sections 148.89, Subdivision 1; 148.92, Subdivisions 1 and 3; 148.93; 148.96 and 148.97, Subdivision 1.

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

Johnson, McEachern and Metzen introduced:

H. F. No. 1322, A bill for an act relating to education; higher education coordinating board; personnel policies, practices and benefits for officers and employees; amending Minnesota Statutes 1976, Section 136A.03.

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

Cohen introduced:

H. F. No. 1323, A bill for an act relating to education; higher education coordinating board; private post-secondary institutions; exempting theological seminaries from the requirement of registration with the board; amending Minnesota Statutes 1976, Chapter 136A, by adding a section.

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

Cohen, Ellingson, Cummiskey, Berkelman and Laidig introduced:

H. F. No. 1324, A bill for an act relating to education; higher education coordinating board; providing for non-citizen students to be eligible for scholarships and grants-in-aid; amending Minnesota Statutes 1976, Section 136A.121, Subdivisions 1 and 2.

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

Cohen introduced:

H. F. No. 1325, A bill for an act relating to education; higher education coordinating board; private post-secondary institutions; providing certain exemptions and restrictions on the use of records in connection with registration of private post-secondary institutions; amending Minnesota Statutes 1976, Sections 136A.64 and 136A.65; and Chapter 136A, by adding a section.

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

Osthoff introduced:

H. F. No. 1326, A bill for an act relating to public employees; prohibiting exclusive recognition of a representative or organization of supervisory or confidential employees, or principals and assistant principals; amending Minnesota Statutes 1976, Sections 179.65, Subdivision 6; and 179.66, Subdivision 4.

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

Begich and Munger introduced:

H. F. No. 1327, A bill for an act relating to St. Louis county; changing certain levy requirements for maintenance of courthouses and for general purposes; enlarging the St. Louis county courthouse building commission; amending Laws 1947, Chapter 322, as amended; and Laws 1971, Chapter 171, Section 1.

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

Searle introduced:

H. F. No. 1328, A bill for an act relating to Waseca county; authorizing participation in a mental health services program outside its region.

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

Casserly, Ewald, St. Onge, Jaros and Sieben, H., introduced:

H. F. No. 1329, A bill for an act relating to licensed employments; licensing and regulation of master plumbers; regulation and licensing of contracting steamfitters; amending Minnesota Statutes 1976, Sections 326.40 and 326.48.

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

McEachern introduced:

H. F. No. 1330, A bill for an act relating to taxation; extending certain additional tax levy authority to counties; amending Minnesota Statutes 1976, Section 275.48.

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

Sabo, Kelly, W., and Anderson, I., introduced:

H. F. No. 1331, A bill for an act relating to taconite; increasing the tax on taconite production and providing for the distribution of its proceeds; establishing a taconite area environmental protection council and fund; imposing a tailings tax; increasing the tax of unmined taconite; requiring owners and lessees of mineral rights to file exploration data with the commissioner of revenue; providing penalties; appropriating money; amending Minnesota Statutes 1976, Sections 273.134; 294.26; 298.03; 298.22, Subdivision 1; 298.24, Subdivisions 1 and 2; 298.244, Subdivision 2; 298.25; 298.26; 298.27; 298.28, Subdivision 1; 298.282, Subdivisions 1 and 2; and Chapter 298, by adding a section; repealing Minnesota Statutes 1976, Sections 294.27; 294.28; 298.241; 298.243; 298.244, Subdivision 1; 298.28, Subdivision 1a; and 298.281.

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



Kroening; Sabo; Anderson, I.; Dean and Kelly, W., introduced:

H. F. No. 1332, A bill for an act relating to taxation; property tax and income-adjusted homestead credit; reducing assessed valuation of homestead property; increasing homestead property exemption; increasing rent constituting property taxes and maximum amounts of income-adjusted homestead credit; amending Minnesota Statutes 1976, Sections 273.13, Subdivision 7; 290A.03, Subdivision 11; and 290A.04, Subdivision 2.

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

Eken introduced:

H. F. No. 1333, A bill for an act relating to taxation; providing that gross receipts from the sale of sod be exempt from sales tax; amending Minnesota Statutes 1976, Section 297A.25, Subdivision 1.

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

Savelkoul, White, Lemke, Vanasek and Tomlinson introduced:

H. F. No. 1334, A bill for an act relating to taxation; changing amount of non-farm income deductible in certain cases as attributable to farming; amending Minnesota Statutes 1976, Section 290.09, Subdivision 29.

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

Skoglund; Vanasek; Kelly, W.; McCollar and Pehler introduced:

H. F. No. 1335, A bill for an act relating to taxation; changing requirements for obtaining property tax exemption for certain pollution control equipment; amending Minnesota Statutes 1976, Section 272.02, Subdivision 1.

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

Heinitz, Metzen, Suss and Wieser introduced:

H. F. No. 1336, A bill for an act relating to taxation; providing an income tax deduction for amount of tax credit allowed by federal government for certain homes purchased or built; 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.

Kaley; Tomlinson; Kempe, A.; Novak and Knickerbocker introduced:

H. F. No. 1337, A bill for an act relating to taxation; removing membership dues, fees and assessments received by certain homeowners associations from definition of gross income for corporate income tax purposes; amending Minnesota Statutes 1976, Section 290.01, Subdivision 20.

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

Kelly, R.; Kempe, A.; Waldorf and Tomlinson introduced:

H. F. No. 1338, A bill for an act relating to the city of St. Paul; allowing a tax to be imposed on utility companies in lieu of franchise fees.

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

Cohen introduced:

H. F. No. 1339, A bill for an act relating to driver's licenses; requiring that the notice of revocation, suspension or cancellation specify the reason for the action and the period of time for which it is effective; amending Minnesota Statutes 1976, Chapter 171, by adding a section.

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

#### HOUSE ADVISORIES

Pursuant to rule 5.3, the following House Advisory was introduced:

Gunter, Sherwood, Ellingson, Reding and Den Ouden introduced:

H. A. No. 24, A proposal to direct a study of potential regulation of migratory waterfowl taking.

The advisory was referred to the Committee on Environment and Natural Resources.

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

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 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.

PATRICK E. FLAHAVEN, Secretary of the Senate

### CONCURRENCE AND REPASSAGE

Berkelman moved that the House concur in the Senate amendments to H. F. No. 418 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

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

The question was taken on the repassage of the bill and the roll was called. There were 116 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Arlandson	Biersdorf	Carlson, L.	Dahl
Adams	Battaglia	Birnstihl	Cassery	Den Ouden
Albrecht	Beauchamp	Brandl	Clark	Eckstein
Anderson, D.	Begich	Braun	Clawson	Eken
Anderson, G.	Berg	Brinkman	Cohen	Ellingson
Anderson, I.	Berglin	Byrne	Corbid	Enebo
Anderson, R.	Berkelman	Carlson, A.	Cummiskey	Erickson

Esau	Jude	McCollar	Rice	Stoa
Evans	Kahn	McEachern	Rose	Suss
Ewald	Kaley	Metzen	St. Onge	Swanson
Faricy	Kalis	Munger	Samuelson	Vanasek
Fjoslien	Kelly, R.	Murphy	Sarna	Voss
Forsythe	Kelly, W.	Neisen	Scheid	Waldorf
Friedrich	King	Nelsen, B.	Schulz	Welch
Fudro	Kostohryz	Nelsen, M.	Searle	Wenstrom
George	Kroening	Nelson	Searles	Wenzel
Gunter	Kvam	Niehaus	Sherwood	Wieser
Hanson	Laidig	Norton	Sieben, H.	Wynia
Heinitz	Langseth	Novak	Sieben, M.	Zubay
Hokanson	Lehto	Osthoff	Simoneau	Speaker Sabo
Jacobs	Lemke	Patton	Skoglund	
Jaros	Mangan	Petrafeso	Smogard	
Jensen	Mann	Pleasant	Spanish	
Johnson	McCarron	Prahl	Stanton	

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

Mr. Speaker:

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

S. F. Nos. 587, 684, 812 and 813.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 587, A bill for an act relating to courts; criminal defendants; providing authority to county courts to order examination of a defendant's mental capacity; amending Minnesota Statutes 1976, Section 253A.07, Subdivision 30.

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

S. F. No. 684, A bill for an act relating to Anoka county; creating an accrual accounting system; providing for purchase and payments for goods and services.

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

S. F. No. 812, A bill for an act relating to St. Louis county; revising the composition of the county welfare board; amending Laws 1907, Chapter 222, Section 1, Subdivisions 1, 2 and 3, as amended; and Minnesota Statutes 1976, Section 393.01, Subdivision 5.

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

S. F. No. 813, A bill for an act relating to the county of Carlton; authorization of certain payments to the city of Cloquet.

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

### CALENDAR

H. F. No. 242 was reported to the House and given its third reading.

### UNANIMOUS CONSENT

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

Novak and Savelkoul moved to amend H. F. No. 242, as follows:

Page 3, line 29, after "department." insert "*Information sought through said deposition shall be for a lawfully authorized purpose and shall be relevant and material to the investigation or hearing before the commission. Information obtained from said deposition shall be used by the department only for a lawfully authorized purpose and pursuant to powers and responsibilities conferred upon the department. Said deposition is to be taken in the manner prescribed by law for taking depositions in civil actions in the district court.*".

The motion prevailed and the amendment was adopted.

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, Subdivision 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 third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 105, A resolution relating to the eastern timber wolf; urging the Secretary of the Interior to return management control of the eastern timber wolf to the state of Minnesota.

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 103 yeas and 20 nays as follows:

Those who voted in the affirmative were:

Abeln	Carlson, D.	Gunter	Mangan	Rose
Adams	Carlson, L.	Heinitz	Mann	St. Onge
Albrecht	Clark	Hokanson	McCarron	Samuelson
Anderson, B.	Clawson	Jacobs	McCollar	Sarna
Anderson, D.	Corbid	Jensen	McDonald	Savelkoul
Anderson, G.	Dahl	Johnson	McEachern	Scheid
Anderson, I.	Den Ouden	Jude	Metzen	Schulz
Anderson, R.	Eckstein	Kaley	Murphy	Searle
Battaglia	Eken	Kalis	Neisen	Searles
Beauchamp	Enebo	Kelly, R.	Nelsen, B.	Sherwood
Begich	Erickson	Kelly, W.	Nelsen, M.	Sieben, H.
Berg	Esau	King	Niehaus	Sieben, M.
Berkelman	Evans	Knickerbocker	Novak	Simoneau
Biersdorf	Ewald	Kostohryz	Osthoff	Smogard
Birnstihl	Fjoslien	Kroening	Patton	Spanish
Brandl	Forsythe	Kvam	Pehler	Stoa
Braun	Friedrich	Langseth	Peterson	Suss
Brinkman	Fudro	Lehto	Prahl	Swanson
Byrne	Fugina	Lemke	Rice	Vanasek

Voss	Welch	Wenzel	Zubay	Speaker Sabo
Waldorf	Wenstrom	Wieser		

Those who voted in the negative were:

Arlandson	Cohen	George	Laidig	Pleasant
Berglin	Dean	Hanson	Munger	Skoglund
Carlson, A.	Ellingson	Jaros	Nelson	Stanton
Casserly	Faricy	Kahn	Norton	Wynia

The bill was passed and its title agreed to.

H. F. No. 339, A bill for an act relating to transportation construction contracts; providing for small business contracts; amending Minnesota Statutes 1976, Chapter 161, by adding a section.

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 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 558, A bill for an act relating to snowmobiles; providing for operation on certain highways; amending Minnesota Statutes 1976, Section 84.87, Subdivision 3.

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 116 yeas and 7 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Faricy	Norton	Suss	Voss	Wynia
Kahn	Osthoff			

The bill was passed and its title agreed to.

H. F. No. 817, A bill for an act relating to highway traffic regulations; weight limitations; providing that weight increases for haulers of raw and unfinished forest products shall be state-wide during certain periods; amending Minnesota Statutes 1976, Section 169.83, Subdivision 1.

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 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Anderson, B.	Anderson, I.	Battaglia	Berg
Adams	Anderson, D.	Anderson, R.	Beauchamp	Berglin
Albrecht	Anderson, G.	Arlandson	Begich	Berkelman



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

The bill was passed and its title agreed to.

H. F. No. 560, A bill for an act relating to motor vehicles; requiring manufacturers to make replacement parts available for certain motor vehicles.

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 72 yeas and 57 nays as follows:

Those who voted in the affirmative were:

Abeln	Corbid	Kahn	Nelsen, M.	Simoneau
Adams	Cummiskey	Kelly, W.	Nelson	Skoglund
Anderson, G.	Dahl	King	Novak	Smogard
Anderson, I.	Ellingson	Kostohryz	Osthoff	Spanish
Arlandson	Enebo	Kroening	Pehler	Stanton
Battaglia	Faricy	Lehto	Pleasant	Suss
Beauchamp	Fudro	Mangan	Prahl	Swanson
Begich	Fugina	Mann	Reding	Vanasek
Berglin	George	McCarron	Rice	Voss
Berkelman	Gunter	McCollar	St. Onge	Wenstrom
Braun	Hanson	McEachern	Samuelson	Williamson
Byrne	Hokanson	Metzen	Sarna	Speaker Sabo
Carlson, L.	Jacobs	Munger	Scheid	
Casserly	Jaros	Murphy	Sieben, H.	
Clark	Jude	Neisen	Sieben, M.	

Those who voted in the negative were:

Albrecht	Berg	Brinkman	Cohen	Eken
Anderson, B.	Biersdorf	Carlson, A.	Dean	Erickson
Anderson, D.	Birnstihl	Carlson, D.	Den Ouden	Esau
Anderson, R.	Brandl	Clawson	Eckstein	Evans

Ewald	Kalis	Nelsen, B.	Searle	White
Fjoslien	Kelly, R.	Niehaus	Searles	Wieser
Forsythe	Knickerbocker	Norton	Sherwood	Wigley
Friedrich	Kvam	Patton	Stoa	Wynia
Heinitz	Laidig	Peterson	Tomlinson	Zubay
Jensen	Langseth	Rose	Waldorf	
Johnson	Lemke	Savelkoul	Welch	
Kaley	McDonald	Schulz	Wenzel	

The bill was passed and its title agreed to.

Smogard was excused at 3:00 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. 728 which it recommended to pass.

H. F. No. 7 which it recommended progress retaining its place on General Orders.

H. F. No. 40 which it recommended to pass with the following amendments:

Offered by Pleasant:

Page 2, line 15, strike "*not less than 60*" insert "*30*".

Page 2, lines 20 and 21, strike "*not less than 30*" insert "*60*".

Offered by McDonald:

Page 4, line 9, after the period insert: "*No member of the real estate advisory council may establish, own, operate, invest in a course designed to fulfill any requirement of Minnesota law pertaining to licenses for real estate sales persons or brokers.*".

Further, amend the title as follows:

Page 1, line 4, after the semi-colon insert "*restricting certain activities of council members;*".

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:

Pleasant moved to amend H. F. No. 40, as follows:

Page 2, line 15, strike "not less than 60" insert "30".

Page 2, lines 20 and 21, strike "not less than 30" insert "60".

The question was taken on the adoption of the amendment and the roll was called. There were 79 yeas and 30 nays as follows:

Those who voted in the affirmative were:

Albrecht	Cohen	Heinitz	McCollar	Sherwood
Anderson, D.	Corbid	Jacobs	McDonald	Skoglund
Anderson, G.	Den Ouden	Jensen	Neisen	Stanton
Anderson, I.	Eckstein	Johnson	Nelsen, B.	Stoa
Anderson, R.	Eken	Jude	Nelsen, M.	Suss
Battaglia	Enebo	Kaley	Nelson	Vanasek
Beauchamp	Erickson	Kalis	Niehaus	Voss
Berg	Esau	Kelly, W.	Pehler	Waldorf
Biersdorf	Evans	Kempe, A.	Peterson	Wenstrom
Birnstihl	Ewald	Knickerbocker	Petrafeso	Wenzel
Brandl	Faricy	Kroening	Pleasant	Wieser
Braun	Fjoslien	Kvam	Rice	Wigley
Byrne	Forsythe	Laidig	Rose	Williamson
Carlson, A.	Fugina	Langseth	Savelkoul	Wynia
Clark	Gunter	Lemke	Searle	Zubay
Clawson	Hanson	Mann	Searles	

Those who voted in the negative were:

Abeln	Cummiskey	Kahn	Murphy	Sieben, H.
Adams	Dahl	Kelly, R.	Norton	Sieben, M.
Begich	Fudro	King	Osthoff	Simoneau
Berkelman	George	Lehto	Reding	Swanson
Carlson, L.	Hokanson	Mangan	St. Onge	Tomlinson
Casserly	Jaros	Metzen	Scheid	White

The motion prevailed and the amendment was adopted.

Carlson, A., moved to amend H. F. No. 40, as follows:

Page 2, after line 30, insert:

*"(d) Any fee charged for a course of study offered for the purpose of fulfilling any requirement of chapter 82 shall not exceed the actual costs of materials, lecture fees and reasonable administrative overhead as determined by the commissioner.*

*This clause does not apply to courses established before July 1, 1977. "Established" means the course curriculum has been fully taught at least once to persons who paid for and attended the course."*

Further, amend the title as follows:

Page 1, line 6, after the semicolon, insert "establishing fee limitations for certain courses;"

The question was taken on the adoption of the amendment and the roll was called. There were 47 yeas and 61 nays as follows:

Those who voted in the affirmative were:

Albrecht	Dean	Jude	Nelsen, B.	Swanson
Anderson, R.	Den Ouden	Kaley	Nelson	Wenstrom
Beauchamp	Eckstein	Kempe, A.	Niehaus	White
Biersdorf	Erickson	Knickerbocker	Norton	Wieser
Brandl	Evans	Kvam	Novak	Wigley
Carlson, A.	Ewald	Laidig	Peterson	Williamson
Carlson, D.	Fjoslien	Lemke	Rose	Zubay
Carlson, L.	Forsythe	McCollar	Savelkoul	
Corbid	Friedrich	McDonald	Searle	
Cummiskey	Jensen	Neisen	Searles	

Those who voted in the negative were:

Abeln	Casserly	Johnson	Nelsen, M.	Stanton
Adams	Clawson	Kahn	Osthoff	Stoa
Anderson, B.	Cohen	Kelly, R.	Pehler	Suss
Anderson, I.	Dahl	Kelly, W.	Petrafeso	Tomlinson
Arlandson	Ellingson	King	Prahl	Vanasek
Battaglia	Enebo	Kroening	Rice	Voss
Begich	Fudro	Langseth	St. Onge	Waldorf
Berg	Fugina	Lehto	Sarna	Wenzel
Berglin	George	Mangan	Scheid	Wynia
Berkelman	Gunter	Mann	Sieben, H.	
Birnstihl	Hanson	McCarron	Sieben, M.	
Braun	Hokanson	Metzen	Simoneau	
Byrne	Jacobs	Murphy	Skoglund	

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

Laidig moved to amend H. F. No. 40, as amended, as follows:

Page 3, delete lines 1 to 24 and insert:

*"Subd. 13. (a) [RE-EXAMINATION.] Effective July 1, 1979, all real estate salespersons and all real estate brokers shall take and successfully complete an examination to qualify for renewal of their license. The examination shall be taken within six months prior to the expiration date of the salesperson's or broker's license but not more often than once every three years.*

(b) [REVOCAION.] *If the examination is not successfully completed on or before the date on which the license expires, the commissioner shall revoke the license of the salesperson or broker failing the examination. Any individual whose license is revoked must qualify for a real estate salesman's license or a real estate broker's license according to the provisions of section 82.20 or 82.22.*

(c) *For purposes of administration, the commissioner shall classify by lot the real estate brokers and salespersons in their classifications of equal size. The first class shall take the examination prior to July 1, 1980. The second class shall take the examination between July 1, 1980 and July 1, 1981, and the third class shall take the examination between July 1, 1981 and July 1, 1982. The commissioner shall adopt rules and standards for the development of the examination and may adopt rules for the proper administration of this subdivision."*

Page 4, after line 17, insert :

"Sec. 6. *Minnesota Statutes 1976, Section 82.22, Subdivision 10, is repealed."*

Further, amend the title as follows :

Page 1, line 4, delete "continuing educational" and insert "re-examination".

Page 1, line 9, after "subdivision" insert "; repealing Minnesota Statutes 1976, Section 82.22, Subdivision 10".

The question was taken on the adoption of the amendment and the roll was called. There were 36 yeas and 77 nays as follows :

Those who voted in the affirmative were :

Abeln	Dean	Friedrich	McCollar	Searles
Albrecht	Den Ouden	Hokanson	McDonald	Wigley
Anderson, G.	Eckstein	Kaley	Nelson, B.	Williamson
Anderson, R.	Erickson	Kalis	Niehaus	Zubay
Biersdorf	Esau	Knickerbocker	Peterson	
Carlson, A.	Evans	Kvam	Rose	
Carlson, D.	Fjoslien	Laidig	Savelkoul	
Corbid	Forsythe	Lemke	Searle	

Those who voted in the negative were :

Adams	Berglin	Clark	Fudro	Jensen
Anderson, B.	Berkelman	Clawson	Fugina	Johnson
Anderson, I.	Birnstihl	Cummiskey	George	Jude
Arlandson	Brandl	Dahl	Gunter	Kahn
Battaglia	Braun	Eken	Hanson	Kelly, R.
Beauchamp	Byrne	Ellingson	Heinitz	King
Begich	Carlson, L.	Enebo	Jacobs	Kostohryz
Berg	Casserly	Faricy	Jaros	Kroening

Langseth	Neisen	Reding	Stanton	Wenzel
Lehto	Nelsen, M.	St. Onge	Stoa	White
Mangan	Nelson	Sarna	Suss	Wieser
Mann	Norton	Scheid	Swanson	Wynia
McCarron	Novak	Sieben, H.	Tomlinson	Speaker Sabo
Metzen	Osthoff	Sieben, M.	Vanasek	
Munger	Pehler	Simoneau	Waldorf	
Murphy	Petrafeso	Skoglund	Welch	

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

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

### MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

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

S. F. No. 483.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 483, A bill for an act relating to the operation of state government; raising base salaries for certain executive branch employees, metropolitan agency officers, legislators, judges and judicial branch employees; limiting possible increases for certain executive branch employees; limiting the ability of appointing authorities to fill certain unclassified positions; prohibiting salaries of employees of political subdivisions from exceeding the salary of the governor; prohibiting salaries of court referees from exceeding the salaries of judges; removing achievement awards; appropriating money; amending Minnesota Statutes 1976, Sections 3.099; 3.102; 3A.02, Subdivision 1; 15A.081, Subdivision 1, and by adding subdivisions; 15A.083; 43.067; 43.09, Subdivision 2a; 473.123, Subdivision 4; 473.141, Subdivision 7; 473.605, Subdivision 2; 487.01, Subdivision 5; 487.02, Subdivision 1; 488A.021, Subdivision 8; and 488A.19, Subdivision 10; repealing Minnesota Statutes 1976, Sections 3.13; 15A.081, Subdivision 4; 43.066; 43.069; 487.05 and 490.102, Subdivision 5.

The bill was read for the first time.

Sieben, H., moved that S. F. No. 483 and H. F. No. 689, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

## MOTIONS AND RESOLUTIONS

Skoglund moved that his name be stricken as an author on H. F. No. 350. The motion prevailed.

Kroening moved that the name of Lehto be added as an author on H. F. No. 1264. The motion prevailed.

## ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, April 11, 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., Monday, April 11, 1977.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

