

STATE OF MINNESOTA
SEVENTIETH SESSION—1977

FORTY-THIRD DAY

SAINT PAUL, MINNESOTA, THURSDAY, APRIL 28, 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:

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

A quorum was present.

Swanson was excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Johnson 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. 970, 1098, 550 and 1096 and S. F. Nos. 796, 825, 833, 963, 1028, 905, 1381, 181, 558, 616, 760, 1004, 1064, 368, 411, 541, 356, 426, 628, 686, 362 and 39 have been placed in the members' files.

S. F. No. 1381 and H. F. No. 578, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Kempe, A., moved that the rules be so far suspended that S. F. No. 1381 be substituted for H. F. No. 578 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 616 and H. F. No. 416, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Suss moved that the rules be so far suspended that S. F. No. 616 be substituted for H. F. No. 416 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 963 and H. F. No. 1011, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Dean moved that the rules be so far suspended that S. F. No. 963 be substituted for H. F. No. 1011 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 833 and H. F. No. 821, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Birnstihl moved that the rules be so far suspended that S. F. No. 833 be substituted for H. F. No. 821 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 760 and H. F. No. 250, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Jensen moved that the rules be so far suspended that S. F. No. 760 be substituted for H. F. No. 250 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 125 and H. F. No. 285, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Petrafeso moved that the rules be so far suspended that S. F. No. 125 be substituted for H. F. No. 285 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

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

H. F. No. 730, A bill for an act relating to peace officers; providing for training and licensing; renaming the peace officer training board and giving the board additional responsibilities; amending Minnesota Statutes 1976, Sections 626.841; 626.843, Subdivisions 1 and 2; 626.845; 626.846; 626.847; 626.848; 626.85, Subdivision 1; 626.851, Subdivision 2; 626.854; Chapter 626, by adding a section; repealing Minnesota Statutes 1976, Section 626.844.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1976, Chapter 626, is amended by adding a section to read:

[626.84] [DEFINITIONS.] *For the purposes of section 1 and sections 626.841 to 626.854, the following terms shall have the meanings given them:*

(a) *“Board” means the Minnesota board of peace officer standards and training;*

(b) *“Director” means the executive director of the board;*

(c) *“Peace officer” means an employee of a political subdivision or state law enforcement agency who is charged with the prevention and detection of crime and the enforcement of the general criminal laws of the state and who has the full power of arrest, and shall also include the Minnesota highway patrol and state conservation officers.*

Sec. 2. Minnesota Statutes 1976, Section 626.841, is amended to read:

626.841 [ESTABLISHMENT OF BOARD; MEMBERS.] (THERE IS HEREBY CREATED IN THE OFFICE OF THE ATTORNEY GENERAL THE MINNESOTA PEACE OFFICER TRAINING BOARD, HEREINAFTER REFERRED TO AS THE "BOARD".) The board of *peace officer standards and training* shall be composed of the following:

(a) Two members to be appointed by the governor from among the county sheriffs in Minnesota;

(b) (TWO) *Four* members to be appointed by the governor from among (THE CHIEFS OF POLICE OF MINNESOTA MUNICIPALITIES) *peace officers in Minnesota municipalities, at least two of whom shall be chiefs of police;*

((C) TWO MEMBERS TO BE APPOINTED BY THE GOVERNOR FROM AMONG PEACE OFFICERS IN MINNESOTA MUNICIPALITIES OTHER THAN CHIEFS OF POLICE OR COUNTY SHERIFFS;)

((D) TWO MEMBERS TO BE APPOINTED BY THE GOVERNOR FROM AMONG THE COUNTY ATTORNEYS OR THEIR ASSISTANTS IN MINNESOTA, ONE OF WHOM SHALL BE FROM A COUNTY CONTAINING A CITY OF THE FIRST CLASS;)

((E) THE CHIEFS OF POLICE OF EACH CITY OF THE FIRST CLASS;)

((F)) (c) The superintendent of the Minnesota bureau of criminal apprehension or his designee;

(d) *Two members appointed by the governor experienced in law enforcement at a local, state or federal level who are not currently employed as peace officers;*

((G) THE CHIEF OF THE MINNESOTA HIGHWAY PATROL OR HIS DESIGNEE;)

((H) THE SPECIAL AGENT IN CHARGE OF A FIELD OFFICE OF THE FEDERAL BUREAU OF INVESTIGATION IN THIS STATE OR HIS DESIGNEE;)

((I) THE ATTORNEY GENERAL OR HIS DESIGNEE, AND)

((J)) (e) Two members to be appointed by the governor from among the general public; *and*

(f) *A chairman, to be appointed by the governor from among the members.*

Sec. 3. Minnesota Statutes 1976, Section 626.842, is amended to read:

626.842 [TERMS; MEETINGS; COMPENSATION; REMOVAL; VACANCIES.] Subdivision 1. (IF ANY INCUMBENT SHERIFF, CHIEF OF POLICE, PEACE OFFICER OR COUNTY ATTORNEY SO APPOINTED CEASES TO BE A SHERIFF, CHIEF OF POLICE, PEACE OFFICER OR COUNTY ATTORNEY PRIOR TO THE EXPIRATION OF HIS TERM AS A MEMBER OF THE BOARD, THE GOVERNOR SHALL BE NOTIFIED BY THE EXECUTIVE DIRECTOR OF THE BOARD THAT A VACANCY EXISTS OR IS ABOUT TO EXIST, AND THE GOVERNOR SHALL FORTHWITH APPOINT SOME OTHER INCUMBENT SHERIFF, CHIEF OF POLICE, PEACE OFFICER OR COUNTY ATTORNEY TO COMPLETE HIS TERM. SIMILAR NOTIFICATION SHALL BE MADE BY THE EXECUTIVE DIRECTOR OF A VACANCY EXISTING OR ABOUT TO EXIST AS TO A MEMBER APPOINTED PURSUANT TO CLAUSE (J) AND THE GOVERNOR SHALL MAKE A SIMILAR APPOINTMENT.)

Meetings shall be called at the request of the (EXECUTIVE DIRECTOR, THE ATTORNEY GENERAL,) *chairman* or upon the written request of a majority of the members of the board. (ALL RECOMMENDATIONS BY THE BOARD TO THE ATTORNEY GENERAL SHALL REQUIRE THE AFFIRMATIVE VOTE OF A MAJORITY OF THE MEMBERS OF THE BOARD.)

Membership on the board shall not constitute the holding of a public office, and members of the board shall not be required to take and file oaths of office or submit a public official's bond before serving on the board.

No member of the board shall be disqualified from holding any public office or employment, by reason of his appointment to the board, nor shall he forfeit any such office or employment notwithstanding any general, special, or local restriction, or ordinance, or city charter to the contrary.

Subd. 2. The membership terms, compensation, removal of members and the filling of vacancies for members appointed pursuant to section 626.841, clauses (a), (b), ((C),) (d) and ((J)) (e) on the board (SHALL BE AS PROVIDED IN SECTION 15.0575); *the provision of staff, administrative services and office space; the review and processing of complaints; the renewal of licenses; the setting of fees; and other matters relating to board operations shall be as provided in chapter 214.*

Sec. 4. Minnesota Statutes 1976, Section 626.843, Subdivision 1, is amended to read:

626.843 [RULES AND REGULATIONS, RECOMMENDATIONS; EXECUTIVE DIRECTOR.] Subdivision 1. The (MINNESOTA PEACE OFFICER TRAINING) board (MAY RECOMMEND TO THE ATTORNEY GENERAL) *shall adopt rules (AND REGULATIONS) with respect to:*

(a) The (APPROVAL OR DISAPPROVAL THEREOF,) *certification* of peace officer training schools, *programs*, or courses including training schools for the Minnesota highway patrol. Such schools, *programs and courses* shall include (SCHOOLS) *those administered by the state, county, school district, municipality, or joint or contractual combinations thereof, (AND SUCH COURSES SHALL INCLUDE POLICE TRAINING COURSES TAUGHT AT VOCATIONAL SCHOOLS AND TRADE SCHOOLS) and shall include preparatory instruction in law enforcement and minimum basic training courses;*

(b) Minimum courses of study, attendance requirements, and equipment and facilities to be required at each (APPROVED) *certified* peace officers training school located within the state;

(c) Minimum qualifications for instructors at (APPROVED) *certified* peace officer training schools located within this state;

(d) Minimum standards of physical, mental and educational fitness which shall govern the recruitment *and licensing* of (NONELECTIVE) peace officers within the state, by any state, county, municipality, or joint or contractual combination thereof, including members of the Minnesota highway patrol;

(e) Minimum standards of conduct which would affect the performance of the individual in his duties as a peace officer (;) *including but not limited to:*

(1) *Peace officer conduct and procedure appropriate for the treatment of suspects of crime during investigation, apprehension and detention;*

(2) *Peace officer conduct appropriate for the treatment of victims of crime;*

(3) *Peace officer conduct and procedure appropriate to ensure the public safety during investigation and apprehension of suspects of crime;*

(4) *Peace officer conduct and procedure regarding confidential information;*

(5) *Peace officer conduct and procedure regarding peace officer participation in judicial proceedings;*

(6) *Peace officer conduct and procedure regarding the execution of legal process;*

(7) *Conflicts of interest and other matters of professional integrity;*

These standards shall be established and published on or before January 1, 1979.

(f) Minimum basic training which peace officers appointed to temporary or probationary terms shall complete before being eligible for permanent appointment, and the time within which such basic training must be completed following any such appointment to a temporary or probationary term;

(g) Minimum basic training which peace officers not appointed for temporary or probationary terms but appointed on other than a permanent basis shall complete in order to be eligible for continued employment or permanent employment, and the time within which such basic training must be completed following such appointment on a nonpermanent basis;

(h) (CATEGORIES OR CLASSIFICATIONS OF ADVANCED IN-SERVICE TRAINING PROGRAMS AND MINIMUM COURSES OF STUDY AND ATTENDANCE REQUIREMENTS WITH RESPECT TO SUCH CATEGORIES AND CLASSIFICATIONS) *Content of minimum basic training courses required of graduates of certified law enforcement training schools or programs. Such courses shall not duplicate the content of certified academic or general background courses completed by a student but shall concentrate on practical skills deemed essential for a peace officer. Successful completion of such a course shall be deemed satisfaction of the minimum basic training requirement provided the student obtains employment as a peace officer within one year of completion;*

(i) Grading, reporting, attendance and other records, and certificates of attendance or accomplishment; (AND)

(j) (SUCH OTHER MATTERS AS MAY BE NECESSARY) *Minimum continuing education courses and other requirements for the renewal of licenses of peace officers; and*

(k) *Such other matters as may be necessary consistent with sections 626.841 to 626.854, and section 1. Rules promulgated by the attorney general with respect to these matters may be continued in force by resolution of the board if the board finds the rules to be consistent with sections 626.841 to 626.854, and section 1.*

Sec. 5. Minnesota Statutes 1976, Section 626.843, Subdivision 2, is amended to read:

Subd. 2. An executive director shall be appointed by and serve *in the unclassified service* at the pleasure of the (GOVERNOR) board. (HE SHALL BE IN THE UNCLASSIFIED SERVICE AND RECEIVE COMPENSATION, AS FIXED BY THE COMMISSIONER OF PERSONNEL, AND REIMBURSEMENT FOR THE EXPENSES WITHIN THE ACCOUNTS AVAILABLE BY APPROPRIATION) *The executive director shall perform such duties, on behalf of the board, as the board shall prescribe.* The board (MAY) shall appoint such employees, agents and consultants as (THEY MAY DEEM) *deemed* necessary, prescribe their duties, and provide for reimbursement of their expenses. Such employees shall be in the classified service (AND SUBJECT TO SECTIONS 43.09 TO 43.17).

Sec. 6. Minnesota Statutes 1976, Section 626.843, Subdivision 3, is amended to read:

Subd. 3. The board may, in addition:

(a) Recommend studies, surveys, and reports to be made by the executive director regarding the carrying out of the objectives and purposes of sections 626.841 to 626.854;

(b) Visit and inspect any peace officer training school approved by the executive director or for which application for such approval has been made;

(c) Make recommendations, from time to time, to the executive director, attorney general, governor, and the legislature regarding the carrying out of the objectives and purposes of sections 626.841 to 626.854(.);

(d) Perform such other acts as may be necessary or appropriate to carry out the powers and duties of the board as set forth in sections 626.841 to 626.849;

(e) *Cooperate with and receive financial assistance from and join in projects or enter into contracts with the federal government or its agencies for the furtherance of the purposes of this act.*

Sec. 7. Minnesota Statutes 1976, Section 626.845, is amended to read:

626.845 [POWERS AND DUTIES.] The (EXECUTIVE DIRECTOR, ON BEHALF OF THE) board(,) shall have the following powers and duties(, TO BE EXERCISED WITH THE APPROVAL OF THE BOARD AND TO BE EXECUTED

ONLY IN FULL ACCORDANCE WITH THE RULES AND REGULATIONS PROMULGATED BY THE ATTORNEY GENERAL PURSUANT TO SECTION 626.844;):

(a) To (APPROVE) *certify* peace officers' training schools or programs administered by state, county and municipalities located within this state *in whole or in part no later than 90 days after receipt of an application for certification. The reasons for noncertification of any school or program or part thereof shall be transmitted to the school within 90 days and shall contain a detailed explanation of the reasons for which the school or program was disapproved and an explanation of what supporting material or other requirements are necessary for the board to reconsider. Disapproval of a school or program shall not preclude the reapplication for certification of the school or program;*

(b) To issue certificates (OF APPROVAL) to (SUCH APPROVED) schools, and to revoke such certification (OF APPROVAL) when necessary to maintain the objectives and purposes of sections 626.841 to 626.854;

(c) To certify, as qualified, instructors at (APPROVED) peace officer training schools, and to issue appropriate certificates to such instructors;

(d) To (CERTIFY) *issue licenses and renewals of licenses to peace officers who have satisfactorily completed certified basic training programs, (AND TO ISSUE APPROPRIATE CERTIFICATES TO SUCH PEACE OFFICERS) and passed examinations as required by the board;*

(e) To cause studies and surveys to be made relating to the establishment, operation, and approval of state, county, and municipal peace officer training schools;

(f) To consult and cooperate with state, county, and municipal peace officer training schools for the development of (ADVANCED) in-service training programs for peace officers;

(g) To consult and cooperate with universities and colleges for the development of specialized courses of instruction and study in the state for peace officers in police science and police administration;

(h) To consult and cooperate with other departments and agencies of the state and federal government concerned with peace officer *standards and training;*

(i) To perform such other acts as may be necessary and appropriate to carry out (HIS) *the powers and duties as set forth in the provisions of sections 626.841 to 626.854;*

(j) (TO REPORT TO THE BOARD, FROM TIME TO TIME, AT THE REGULAR MEETINGS OF THE BOARD AND AT SUCH OTHER TIMES AS MAY BE REQUIRED BY THE BOARD) *To coordinate the provision, on a regional basis, of skills oriented basic training courses to graduates of certified law enforcement training schools or programs.*

Sec. 8. Minnesota Statutes 1976, Section 626.846, is amended to read:

626.846 [ATTENDANCE, FORFEITURE OF POSITION.] Subdivision 1. Notwithstanding any general or local law or charter to the contrary, any peace officer employed or elected on or after (JULY 1, 1967) *January 1, 1978*, by any state, county, municipality or joint or contractual combination thereof of the state of Minnesota (WITH A POPULATION OF MORE THAN 1,000 ACCORDING TO THE LAST FEDERAL CENSUS) shall (ATTEND A PEACE OFFICERS TRAINING COURSE WITHIN 12 MONTHS OF HIS APPOINTMENT, EXCEPT AS PROVIDED IN SECTION 626.853) *not be eligible for permanent appointment without being licensed by the board pursuant to rules promulgated under section 626.843.*

Subd. 2. Every peace officer who shall be appointed by any state, county, municipality or joint or contractual combination thereof of the state of Minnesota (WITH A POPULATION OF MORE THAN 1,000 ACCORDING TO THE LAST FEDERAL CENSUS,) on a temporary basis or for a probationary term, shall forfeit his position unless he has (SATISFACTORILY COMPLETED, WITHIN THE TIME PRESCRIBED BY THE RULES AND REGULATIONS PROMULGATED) *been licensed by the board pursuant to sections 626.841 to 626.854 (, AN APPROVED PEACE OFFICER TRAINING PROGRAM, EXCEPT AS PROVIDED IN SECTION 626.853).* Any other peace officer employed or elected by any state, county, municipality or joint or contractual combination thereof, may attend peace officer training courses *and be licensed by the board* subject to the rules (AND REGULATIONS) promulgated pursuant to (SECTIONS 626.841 TO 626.854) *section 626.843.*

Subd. 3. *No peace officer required to be licensed under this section shall be eligible for continued employment without having his license renewed biennially pursuant to rules promulgated pursuant to section 626.843.*

Subd. 4. *A peace officer who has received a permanent appointment prior to January 1, 1978, shall be licensed by the board if the officer has met the requirements of sections 626.841 to 626.854 in effect on June 30, 1977 and if the officer has requested licensing by the board. Peace officers receiving a license under this subdivision shall have their license renewed biennially in the same manner as required of other licensed peace officers. An elected or appointed town constable who takes office on or*

after July 1, 1978, if his duties are substantially similar to those of a peace officer as determined by the board, shall be licensed by the board in respect to his term of office as if he has met the preservice and licensing requirements of the board, but he must satisfy renewal requirements of the board during his term of elected office.

Sec. 9. Minnesota Statutes 1976, Section 626.847, is amended to read:

626.847 [COMPULSORY PROGRAM; EXEMPTIONS.] Nothing contained in sections 626.841 to 626.854 (, EXCEPT THE POPULATION LIMITS IN SECTIONS 626.846 AND 626.853,) shall be construed to exempt any peace officer (CHARGED WITH THE ENFORCEMENT OF THE GENERAL CRIMINAL LAWS OF THE STATE) from the provisions of sections 626.841 to 626.854, or to exempt a peace officer having received his last permanent appointment as a peace officer prior to July 1, 1967. (THE PEACE OFFICERS TRAINING BOARD MAY RECOMMEND BY A TWO-THIRDS VOTE RULES AND REGULATIONS FOR MINIMUM BASIC TRAINING FOR ALL PEACE OFFICERS WHO RECEIVED AN APPOINTMENT PRIOR TO JULY 1, 1967. UPON THE ADOPTION OF SUCH RULES AND REGULATIONS BY THE ATTORNEY GENERAL ALL SUCH PEACE OFFICERS SHALL COMPLY WITH SUCH RULES AND REGULATIONS.)

Sec. 10. Minnesota Statutes 1976, Section 626.848, is amended to read:

626.848 [TRAINING COURSES, LOCATIONS.] *Subject to board rules*, the superintendent of the bureau of criminal apprehension shall provide courses at convenient locations in the state, for training peace officers in their powers and duties, and in the use of approved equipment and the latest technique for detection, identification and apprehension of criminals. For this purpose, the superintendent may use the services and employees of the bureau.

Sec. 11. Minnesota Statutes 1976, Section 626.85, Subdivision 1, is amended to read:

626.85 [INSTRUCTORS; DONATIONS, CONTRIBUTIONS.] Subdivision 1. In addition to the bureau employees assigned to police training, full time or part time, the superintendent is authorized to engage such part time instructors as he deems proper and necessary to furnish the best possible instruction in police sciences, *subject to board rules and to the limitation of funds as appropriated and available for expenditure.* Sections 43.09 to 43.17 shall not apply to such part time employees.

Sec. 12. Minnesota Statutes 1976, Section 626.851, Subdivision 2, is amended to read:

Subd. 2. Any student successfully completing (1000 HOURS) a program of law enforcement instruction in a post secondary educational (LAW ENFORCEMENT PROGRAM WHICH IS) institution, which program has been certified by the board, and which institution has been approved by the Minnesota state department of education or an accredited institution of higher learning shall be eligible, (UPON COMPLIANCE WITH THE REQUIREMENTS PRESCRIBED BY RULES OF THE ATTORNEY GENERAL FOR THE MINNESOTA PEACE OFFICER TRAINING BOARD,) to (RECEIVE THE) attend a skills oriented basic training course as established under section 626.843. Nothing contained in sections 626.84 to 626.854 shall be construed to preclude the provision of skills oriented basic training courses by certified law enforcement schools providing such course has been certified by the board (MINIMUM BASIC TRAINING AS ESTABLISHED UNDER SECTION 626.843 CONDUCTED BY THE MINNESOTA BUREAU OF CRIMINAL APPREHENSION IN FACILITIES PROVIDED BY THE INSTITUTE. UPON SATISFACTORY COMPLETION OF THE TRAINING COURSE CONDUCTED BY THE BUREAU THE CERTIFICATE SHALL BE AWARDED TO THE INDIVIDUAL).

Sec. 13. Minnesota Statutes 1976, Sections 626.844 and 626.854 are repealed.

Sec. 14. The effective date of this act is July 1, 1977.

Sec. 15. [TRANSITION PROVISIONS.] *The Minnesota board of peace officer standards and training, created pursuant to section 1, supersedes and replaces the Minnesota peace officer training board. The Minnesota peace officer training board shall cease to exist on and after June 30, 1977.*

Further amend the title:

Page 1, line 6, after "626.841;" insert "626.842;" and after "1" insert "2".

Page 1, line 7, delete "2" and insert "3".

Page 1, line 8, delete "626.854;".

Page 1, line 10, delete "Section" and insert "Sections" and after "626.844" insert "and 626.854".

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

The report was adopted.

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

H. F. No. 457, A bill for an act relating to courts; providing for the organization, compensation, personnel, terms and procedures of the several courts; appropriating money; amending Minnesota Statutes 1976, Sections 2.722; 2.724; 15A.083; 480.15; 487.01, Subdivisions 3, 5, and 6; 487.03, Subdivision 1; 488A.01, Subdivision 10; 488A.12, Subdivision 5; 525.04; and 525.081, Subdivision 7; and Chapter 480, by adding a section; repealing Minnesota Statutes 1976, Sections 15A.083, Subdivision 2; 484.05; 484.09; 484.10; 484.11; 484.12; 484.13; 484.14; 484.15; 484.16; 484.17; 484.18; 484.28; 484.34; 487.03, Subdivision 4; 487.05; 488A.021, Subdivisions 7 and 8; 488A.19, Subdivisions 8, 9, and 10; and 525.081, Subdivisions 1, 2, 3, 4, 5, 6, 8, and 9; Chapters 488, 530, 531, 532 and 633; and Extra Session Laws 1971, Chapter 42.

Reported the same back with the following amendments:

Page 6, line 3, after the stricken "\$40,000" insert "\$52,000".

Page 6, delete lines 4 to 8.

Page 6, line 9, after the stricken "36,500" insert "49,000".

Page 6, delete lines 10 to 13.

Page 6, line 14, delete "*county, probate and*" and insert "*judge*" and after the stricken "32,000" insert "42,000".

Page 6, line 15, before "*municipal*" insert "*county, probate and*" and delete "45,000" and insert "42,000".

Page 6, lines 16 to 32, strike the old language and delete the new.

Page 7, delete lines 1 to 4.

Page 7, line 30, strike "\$10,500" and insert "\$15,000".

Page 8, line 11, after "controls" insert "for the purpose of performance evaluation".

Page 9, line 11, delete "advise" and insert "advice".

Page 11, after line 21, insert a new section to read:

"Sec. 11. Minnesota Statutes 1976, Section 484.62, is amended to read:

484.62 [COMPENSATION AND REPORTER.] When such retired judge undertakes such service, he shall be provided at the expense of the county in which he is performing such service with a reporter, selected by such retired judge, clerk, bailiff, if the judge deems a bailiff necessary, and a courtroom or hearing room for the purpose of holding court or hearings, to be paid for by the county in which such service is rendered and shall be paid in addition to his retirement compensation and not affecting the amount thereof, the sum of \$50 per diem for such additional service, together with travel pay in the (SUM OF NINE CENTS PER MILE) *same amount and manner as other state employees* and his actual expenses incurred in such service, said payment to be made in the same manner as the payment of salaries for district judges, on certification by the presiding or senior judge of the district or by the Chief Judge of the Supreme Court of the state of Minnesota. A deputy clerk may act as bailiff when called to do so for the purposes of this section."

Page 12, line 12, after "following" insert "*combined*".

Page 12, line 17, strike "Swift and Stevens;" and "Lac qui Parle,".

Page 12, line 18, strike "Yellow Medicine and Chippewa;" and "Murray and".

Page 12, line 19, strike "Pipestone; Jackson and Cottonwood;".

Page 12, line 20, strike "Aitkin and Carlton; Sibley,".

Page 12, strike all of lines 21 and 22.

Page 12, line 31, strike "subject to".

Page 12, line 32, strike "the provisions of subdivision 5, clause (5),".

Page 14, delete lines 26 and 27.

Page 15, line 23, strike "section 487.06" and insert "*sections 490.121 to 490.132*".

Page 15, line 25, after "*shall*" delete the new language.

Page 15, line 26, delete the new language.

Page 15, line 27, delete the new language up to the period and insert "*upon attaining age 62 or more, be entitled to an annuity or proportionate annuity as computed under the provisions of sections 490.121 to 490.132 based upon his years of service as a judge*".

Page 16, line 13, delete "section 487.06" and insert "sections 490.121 to 490.132".

Page 16, line 14, after "shall" delete the new language.

Page 16, delete lines 15 and 16.

Page 16, line 17, delete the new language up to the period and insert "*upon attaining age 62 or more, be entitled to an annuity or proportionate annuity as computed under the provisions of sections 490.121 to 490.132 based upon his years of service as a judge*".

Page 20, line 8, delete "The court administrators shall".

Page 20, delete lines 9 and 10.

Page 20, delete line 11 to the period and insert "*The district administrator shall manage the administrative affairs of all the courts of the district, direct the work of the clerks and other support personnel, except for the court reporters, and assign the use of courtrooms and other facilities*".

Page 20, line 12, delete "court" and insert "district".

Re-number the sections accordingly.

Amend the title as follows:

Line 7, after "484.54;" insert "484.62;".

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

The report was adopted.

Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 856, A bill for an act relating to welfare; authorizing the establishment of a centralized disbursement system for payments and for food stamp benefit documents; amending Minnesota Statutes 1976, Section 256.01, by adding a subdivision.

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

The report was adopted.

Fugina from the Committee on Higher Education to which was referred:

H. F. No. 1058, A bill for an act relating to the organization and operation of state government; education; changing the membership of the higher education coordinating board; prescribing additional duties for the board; appropriating money; amending Minnesota Statutes 1976, Sections 136A.02, Subdivisions 1, 1a, and 2; 136A.04; 136A.05; and 136A.07.

Reported the same back with the following amendments:

Page 1, lines 15 and 16, reinstate the stricken language and delete the new language.

Page 1, line 17, reinstate “, and” and after the stricken “three” insert “four”.

Page 1, lines 18 to 20, reinstate the stricken language.

Page 2, line 4, after “secondary” insert “and higher”.

Page 2, line 4, strike “and at least one”.

Page 2, lines 4 and 5, delete the new language.

Page 2, line 5, strike “shall be selected specifically for”.

Page 2, line 6, strike everything before the period.

Page 2, line 15, strike “members” and insert “*appointee to the position of at large member added by section 1 of this act*”.

Page 2, line 24, delete “in the”.

Page 2, delete lines 25 to 32.

Page 3, delete lines 1 to 3.

Page 3, delete line 4 to the period and insert “*to a term ending on the first Monday in January, 1979*”.

Page 3, line 10, after “of” insert “*post-secondary and*”.

Page 3, line 13, after “in” insert “*short and*”.

Page 3, line 14, after "of" insert "*post-secondary and*".

Page 4, line 4, after "*post-secondary*" insert "*or higher*".

Page 4, line 15, after "public" insert "*post-secondary*".

Page 4, line 20, after "public" insert "*post-secondary*".

Page 4, line 22, strike "*higher educational*" and insert "*post-secondary vocational-technical*".

Page 4, line 25, after "*post-secondary*" insert "*and higher education*".

Page 4, line 28, delete "*and approve, disapprove*" and insert "*, recommend*".

Page 4, line 29, after "*including*" insert "*operating expenditures at the departmental level and*".

Page 4, line 32, after "*and*" insert "*post-secondary or*".

Page 5, line 1, after "*needs;*" insert "*provided that the board shall seek the cooperation of the department of finance, the office of the governor, and appropriate legislative committees in order to assure that the efforts of all agencies concerned with budgeting for post-secondary education are complementary and not duplicative and to assure that unnecessary burdens are not placed on institutions or systems of post-secondary education; and provided further that the board shall base its actions with respect to budget requests pursuant to this clause on current levels of wages and economic fringe benefits rather than on any estimates of future levels of wages and economic fringe benefits;*".

Page 5, line 4, delete "*and*".

Page 5, line 5, after "*colleges*" insert "*, and the post-secondary vocational-technical schools; provided that nothing in this clause shall be construed to prevent any system or institution from presenting to a legislative committee any aspect of its budget request*".

Page 5, line 5, delete "*and*".

Page 5, line 8, before the period insert "*; and*

(1) *All reviews of budget requests by the board shall be conducted in cooperation with the department of finance*".

Page 5, line 12, after "of" insert "*post-secondary or*".

Page 5, line 14, after "of" insert "*post-secondary or*".

Page 5, line 24, after "of" insert "*post-secondary or*".

Page 5, line 28, strike the first comma.

Page 5, line 28, delete "*approvals, disapprovals*".

Page 6, line 2, after "*study*" insert "*post-secondary and*".

Page 6, line 13, after "*post-secondary*" insert "*or higher*".

Page 6, line 14, delete "*and*".

Page 6, line 17, delete the period and insert " ; *and*".

Page 6, delete lines 18 to 23.

Page 6, delete line 24 to the period and insert "*(e) beginning in 1979, the board shall submit to the legislature for review and approval, policy guidelines to be used by the university of Minnesota, community colleges, state universities and area vocational-technical institutes in their preparation of operating and capital budget requests for the succeeding biennium; beginning in 1980, the board shall inform the university of Minnesota, community colleges, state universities, and area vocational-technical institutes in each even numbered year of the guidelines to be used in developing budgets for the succeeding biennium*".

Page 6, line 29, delete "\$90,000" and insert "\$125,000".

Further amend the title as follows:

Page 1, line 3, delete "changing the".

Page 1, line 4, delete "membership of" and insert "adding a member to".

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

The report was adopted.

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

H. F. No. 1226, A bill for an act relating to metropolitan airports; authorizing reimbursement to commission members; clarifying its organization and authority; granting emergency authority to expend funds; amending Minnesota Statutes 1976, Sections 473.605, Subdivisions 1 and 2; 473.606, Subdivisions 1 and

4; 473.608, Subdivisions 1, 15 and 17; 473.611, Subdivision 5; 473.621, Subdivisions 2 and 4; 473.641, Subdivision 2; 473.652; repealing Minnesota Statutes 1976, Sections 473.611, Subdivisions 1, 2, 3 and 4; and 473.621, Subdivision 1.

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:

S. F. No. 78, A bill for an act relating to public indebtedness; investment of debt service funds; amending Minnesota Statutes 1976, Section 475.66, Subdivisions 1 and 2.

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:

S. F. No. 640, A bill for an act relating to the county of Hennepin; permitting longer duration contracts for goods and services entered into by the county of Hennepin; amending Laws 1969, Chapter 476, Section 1.

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. 684, A bill for an act relating to Anoka county; creating an accrual accounting system; providing for purchase and payments for goods and services.

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. 826, A bill for an act relating to seaway port authorities; personnel; contracts; authorizing port authorities to employ a certified public accountant to audit the books of the authority and authorizing the state auditor to accept such audits in lieu of his audit; amending Minnesota Statutes 1976, Section 458.18.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1976, Section 458.58, is amended to read:

458.58 [LIMITATION ON EXPENDITURES OF PORT AUTHORITY; AUDITS.] Any moneys paid to any such port authority from the Minnesota Seaway Property Conservation Fund shall be expended by such port authority solely for conservation, development, reclamation, or protection of the lands described in the application in accordance with the plan submitted to the governor and approved by him, with the approval of the state executive council. Such plans may be modified by the port authority from time to time only with the written consent of the governor and the approval of the state executive council.

The books, records, accounts and affairs of any such port authority shall be audited by the state auditor in the same manner as he makes audits of any county and such port authority shall reimburse the state auditor for the reasonable cost thereof in the same manner as the state auditor is reimbursed by a county for an audit.

The authority may by resolution adopted by a majority of the commissioners voting, request the state auditor to appoint from a list submitted by the port authority containing the names of at least three independent auditors or certified public accountants an independent auditor or certified public accountant to audit the financial statements of the authority pursuant to procedures of the state auditor. Upon receipt of the request, the state auditor shall employ an independent auditor or certified public accountant from the list submitted to audit the financial statements included in the resolution, the cost of which shall be borne by the authority. The report of such examination or audit by such independent auditor or certified public accountant shall be submitted to the state auditor who shall review such audit report and may accept such audit or make such additional examination as he deems to be in the public interest.”

Further, strike the title in its entirety and insert: “A bill for an act relating to seaway port authorities, authorizing the state auditor to employ a certified public accountant to audit the finan-

cial statements of said authority and authorizing the state auditor to accept such audits in lieu of his own audit; amending Minnesota Statutes 1976, Section 458.58.”

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 856 and 1226 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1381, 616, 963, 833, 760, 125, 78, 640, 684 and 826 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Munger, Lehto, Jaros, Berkelman and Carlson, D., introduced:

H. F. No. 1575, A bill for an act relating to agriculture; grain inspection; weighing, sampling and analysis; amending Minnesota Statutes 1976, Sections 17B.03, Subdivision 1; 17B.04, Subdivision 1; and 17B.13.

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

Gunter, Brinkman and Den Ouden introduced:

H. F. No. 1576, A bill for an act relating to transportation; appropriating money for a new district headquarters and maintenance building at Willmar.

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

Hanson introduced:

H. F. No. 1577, A bill for an act relating to the uniform commercial code; providing for the appropriation of the proceeds of bulk transfers; providing for the payment of creditors; amending Minnesota Statutes 1976, Sections 336.6-107; 336.6-108; and 336.6-109; and Chapter 336 by adding a section.

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

Simoneau, Cummiskey, Biersdorf and Neisen introduced:

H. F. No. 1578, A bill for an act relating to mechanics liens; requiring notice to the owner of the real estate improved; increasing the period in which notice must be given; amending the definition of owner; enlarging the circumstances in which notice is not required to be given; extending the lien period; providing penalties; amending Minnesota Statutes 1976, Sections 514.011, Subdivisions 1, 2, 3 and 4; 514.08, Subdivision 1.

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

Ellingson introduced:

H. F. No. 1579, A bill for an act relating to crimes; increasing the penal fine of misdemeanors and petty misdemeanors; authorizing local political subdivisions to prescribe increased penal fines for violation of ordinances, charter provisions, and rules or regulations; amending Minnesota Statutes 1976, Sections 169.89, Subdivision 2; 412.231; 609.02, Subdivisions 3 and 4a; 609.03; 609.031; 609.032; and Chapter 609, by adding a section.

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

Ellingson and Arlandson introduced:

H. F. No. 1580, A bill for an act relating to highway traffic regulations; driving, operating or being in physical control of a motor vehicle while under influence of alcohol, drugs and controlled substances; prescribing penalties; amending Minnesota Statutes 1976, Sections 169.121, Subdivisions 1 and 6, and by adding subdivisions; 169.123, Subdivisions 1, 4, and 6, and by adding subdivisions; 169.127, Subdivisions 1, 2, 3 and 5, and by adding a subdivision; 171.245; and Chapter 169, by adding a section; repealing Minnesota Statutes 1976, Sections 169.121, Subdivisions 2, 3, 4, 5, and 7; 169.123, Subdivision 2; and 169.127, Subdivisions 4 and 6.

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

Schulz, Lemke, Hanson, Braun and Patton introduced:

H. F. No. 1581, A bill for an act relating to highway traffic regulations; providing a penalty for inattentive operation of a motor vehicle; amending Minnesota Statutes 1976, Section 169.13, by adding a subdivision.

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

Novak, Moe, Tomlinson and Kahn introduced:

H. F. No. 1582, A bill for an act relating to public safety; clarifying the duties of the commissioner of public safety in regard to the state criminal justice telecommunications network; establishing the Minnesota justice information systems advisory council, providing for its membership and prescribing its powers and duties; amending Minnesota Statutes 1976, Sections 299C.45; 299C.46; 299C.48; and Chapter 299C, by adding a section.

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

Johnson, Kroening, Fugina, Petrafeso and Heinitz introduced:

H. F. No. 1583, A bill for an act relating to education; career education; establishing a planning and grant program for career education; appropriating money.

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

Ellingson introduced:

H. F. No. 1584, A bill for an act relating to probate; rules of procedure; providing for probate proceedings to be governed by rules of civil procedure; amending Minnesota Statutes 1976, Chapter 524, by adding a section.

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

Kempe, A., introduced:

H. F. No. 1585, A bill for an act relating to tax-forfeited land; providing time limitations for bringing actions; providing procedures for settling tax titles; amending Minnesota Statutes 1976, Section 284.28; and Chapter 541, by adding a section; repealing Minnesota Statutes 1976, Sections 284.09 and 284.22.

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

Nelson introduced:

H. F. No. 1586, A bill for an act relating to juveniles; prescribing venue for neglect cases; amending Minnesota Statutes 1976, Section 260.121, Subdivision 1.

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

Kvam introduced:

H. F. No. 1587, A bill for an act relating to health care; providing conversion privileges under certain accident and health insurance policies, health service plan subscriber contracts and health maintenance contracts, for spouses whose marriage is dissolved; amending Minnesota Statutes 1976, Chapters 62A, by adding a section; 62C, by adding a section; and 62D, by adding a section.

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

Nelson introduced:

H. F. No. 1588, A bill for an act relating to venue for cases involving maltreatment of minors; amending Minnesota Statutes 1976, Chapter 627, by adding a section.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 61, A bill for an act relating to the city of Cottage Grove; authorizing the rendering of emergency service by a physician's trained mobile intensive care paramedic; authorizing reasonable charges for the services; granting limited immunity from civil liability for paramedics and physicians advising or instructing paramedics.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1510, A bill for an act relating to the organization and operation of state government; appropriating money for education and related purposes with certain conditions, including

the department of education, aids to libraries, higher education coordinating board, state universities, community colleges, and the university of Minnesota and its hospitals; amending Minnesota Statutes 1976, Sections 120.17, Subdivision 7a; 128A.02, Subdivision 3; 128A.06, Subdivision 1; 128A.07; 136A.121, Subdivision 3; 141.24; 141.36; 179.69, Subdivisions 4 and 5; and 197.78; repealing Minnesota Statutes 1976, Section 128A.08.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House refuse to concur in the Senate amendments to H. F. No. 1510, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

S. F. No. 411.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 311.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 233, 288 and 664.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 557, 572, 903, 932 and 1150.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 881, 882, 922, 967 and 968.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 875, 970, 971, 1138 and 1175.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 836, 969, 973, 1014 and 1096.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 397, 626, 997 and 1196.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 964, 975 and 1127.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 1022, 1369 and 1382.

PATRICK E. FLAHAVER, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 411, A bill for an act relating to peace officers; providing for training and licensing of all peace officers in the state; renaming the peace officer training board; giving the board additional responsibilities; amending Minnesota Statutes 1976, Sections 214.01, Subdivision 3; 626.841; 626.842; 626.843, Subdivision 1; 626.845; 626.846, Subdivision 1 and by adding subdivisions; 626.848; 626.85, Subdivision 1; 626.851, Subdivision 2; 626.854; Chapter 626, by adding a section; repealing Minnesota Statutes 1976, Sections 626.843, Subdivision 4; 626.844; 626.846, Subdivision 2; 626.847; and 626.853.

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

S. F. No. 311, A bill for an act relating to courts; providing for the selection of chief judges; permitting the assignment of judges to serve in other judicial districts; prescribing duties of the chief justice; providing for the rotation of the duties of family court in Hennepin county; providing for the rotation of the duties of juvenile court in Hennepin and Ramsey counties; prescribing duties of the supreme court administrator; providing continuous terms of court; providing for the payment of judges' salaries and expenses; abolishing de novo jurisdiction of district courts when hearing appeals; creating the office of district administrator; abolishing the office of justice of the peace; providing for appellate panels in district court; providing for the compensation of certain judges upon compliance with certain provisions of the law; amending Minnesota Statutes 1976, Sections 2.724; 260.021, Subdivisions 2 and 3; 480.15, by adding subdivisions; 480.17; 480.18; 484.08; 484.34; 484.54; 484.62; 484.63; 484.65, Subdivisions 1 and 6; 484.66; 485.01; 485.018, by adding a subdivision; 487.01, Subdivisions 1, 3, 5 and 6; 487.02, Subdivision 1; 487.08; 487.25, Subdivision 6; 487.35, Subdivision 1; 487.39; 488.20; 488A.01, Subdivision 10 and by adding a subdivision; 488A.021, Subdivision 8; 488A.10, Subdivisions 1 and 6; 488.111; 488A.12, Subdivision 5; 488A.18, Subdivision 11 and by adding a subdivision; 488A.19, Subdivision 10; 488A.27, Subdivisions 1 and 6; 488A.281; 488A.29, Subdivision 5; and 525.081, Subdivision 7; Chapters 480, by adding a section; 484, by adding a section; 487, by adding a section; and Laws 1977, Chapter 35, Section 18; repealing Minnesota Statutes 1976, Sections 484.05; 484.09; 484.10; 484.11; 484.12; 484.13; 484.14; 484.15; 484.16; 484.17; 484.18; 484.28; 484.29; 484.47; 485.02; 487.03, Subdivision 4; 487.10, Subdivision 6; 487.35, Subdivisions 2, 3, 4, 5 and 6; 487.39, Subdivision 3; 487.41; 488A.01, Subdivision 11; 488A.021, Subdivision 7; 488A.18, Subdivision 12; 488A.19,

Subdivisions 8 and 9; 490.124, Subdivision 7; and Chapters 530; 531; 532; and 633.

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

S. F. No. 233, A bill for an act relating to education; requiring the accreditation of Montessori schools; providing for the approval of accrediting authorities by the commissioner of education.

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

S. F. No. 288, A bill for an act relating to state parks; providing for cooperative agricultural leases of property acquired by the state within state parks; amending Minnesota Statutes 1976, Chapter 85, by adding a section.

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

S. F. No. 664, A bill for an act relating to state government; changing the duties of the legislative commission on Minnesota resources; eliminating certain conservation work projects and land acquisition programs; amending Minnesota Statutes 1976, Sections 86.06; 86.08, Subdivision 2; 86.10, Subdivision 1; and 86.53; repealing Minnesota Statutes 1976, Sections 86.07, Subdivision 2; 86.11, Subdivisions 1, 2, 4, 7, 8 and 9; 86.31; 86.32; 86.33; 86.34; 86.35; 86.41; 86.42; and 86.51.

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

S. F. No. 557, A bill for an act relating to employees; participation in group life insurance plans; prohibiting certain mandatory participation requirements; providing remedies; amending Minnesota Statutes 1976, Chapter 61A, by adding a section.

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

S. F. No. 572, A bill for an act relating to credit unions; extending the authority of state chartered credit unions to permit same activities as federally-chartered credit unions where commissioner of banks authorizes by rule; amending Minnesota Statutes 1976, Section 52.04.

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

S. F. No. 903, 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.

Kroening moved that S. F. No. 903 and H. F. No. 1307, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 932, A bill for an act relating to motor vehicles; registration and taxation; increasing fees for filing applications; amending Minnesota Statutes 1976, Section 168.33, Subdivisions 2 and 7.

The bill was read for the first time.

Osthoff moved that S. F. No. 932 and H. F. No. 869, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1150, A bill for an act relating to elections; requiring proof of residence for certain applicants for absentee ballots; permitting certain application for absentee ballot on the day before an election and on election day; directing delivery and return of certain absentee ballots by election judges; amending Minnesota Statutes 1976, Sections 207.03; 207.05, Subdivision 1; 207.10; 207.101; and Chapter 207, by adding a section.

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

S. F. No. 881, A bill for an act relating to elections; directing the secretary of state to authorize and direct demonstration projects for the use of punchcard ballots for absent voters.

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

S. F. No. 882, A bill for an act relating to elections; directing the secretary of state to authorize a modified counting procedure for punchcard ballots; authorizing municipalities to use certain election procedures for experimental purposes; requiring reports.

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

S. F. No. 922, A bill for an act relating to parking privileges for the physically handicapped; prohibiting nonhandicapped per-

sons from parking in spaces designated for the handicapped; providing penalties.

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

S. F. No. 967, A bill for an act relating to probate; guardianships and conservatorships; providing for resignations and removals of guardians; providing for joinder of sureties in final account hearings; amending Minnesota Statutes 1976, Section 525.582.

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

S. F. No. 968, A bill for an act relating to probate; decrees of descent; changing the requirements for the notice of hearing on a petition for a decree of descent; amending Minnesota Statutes 1976, Section 525.312.

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

S. F. No. 875, A bill for an act relating to the county of Hennepin; changing duties of personnel board; providing for referral of additional eligible names to fill vacancies; amending Laws 1965, Chapter 855, Section 4, Subdivision 2.

The bill was read for the first time.

Carlson, A., moved that S. F. No. 875 and H. F. No. 652, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 970, A bill for an act relating to probate; personal representatives; providing for appointment of successor representatives; amending Minnesota Statutes 1976, Section 524.3-613.

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

S. F. No. 971, A bill for an act relating to probate; registrars; specifying certain powers of registrars; amending Minnesota Statutes 1976, Section 524.1-307.

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

S. F. No. 1138, A bill for an act relating to probate; changing requirements for collection of personalty by affidavit; amending Minnesota Statutes 1976, Section 524.3-1201.

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

S. F. No. 1175, A bill for an act relating to taxation; exempting probate deeds of distribution from conveyance recording requirements; amending Minnesota Statutes 1976, Section 272.12.

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

S. F. No. 836, A bill for an act relating to safe deposit companies; including credit unions among those businesses that may rent out safe deposit boxes without license or bond therefor; amending Minnesota Statutes 1976, Sections 52.04; and 55.06, Subdivision 1.

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

S. F. No. 969, A bill for an act relating to probate; authorizing the court to issue interim orders; surety bonds; authorizing court to order accounting by and judgment against surety in proceedings to settle estate; amending Minnesota Statutes 1976, Sections 524.3-105; and 524.3-606.

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

S. F. No. 973, A bill for an act relating to probate; rules of procedure; providing for probate proceedings to be governed by rules of civil procedures; amending Minnesota Statutes 1976, Chapter 524, by adding a section.

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

S. F. No. 1014, A bill for an act relating to courts; authorizing the supreme court to prescribe uniform conciliation court forms; directing the clerks of conciliation courts to accept uniform complaints and counterclaims from other jurisdictions; amending Minnesota Statutes 1976, Sections 487.23, by adding a subdivision; 487.30, by adding a subdivision; 488A.14, by adding a subdivision; and 488A.31, by adding a subdivision.

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

S. F. No. 1096, A bill for an act relating to highway traffic regulations; required equipment on certain vehicles; exempting military vehicles of the United States from wheel flap requirements; amending Minnesota Statutes 1976, Section 169.733.

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

S. F. No. 397, A bill for an act relating to the department of natural resources; providing conservation officers with the powers of peace officers; amending Minnesota Statutes 1976, Section 84.028, Subdivision 3.

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

S. F. No. 626, A bill for an act relating to taxation; providing for reduced assessment classification of certain resort property; amending Minnesota Statutes 1976, Section 273.13, Subdivisions 4 and 6.

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

S. F. No. 997, A bill for an act relating to civil actions; abolishing all civil causes of action for breach of promise to marry, alienation of affections, criminal conversation and seduction.

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

S. F. No. 1196, A bill for an act relating to aeronautics; requiring out of state airports operating under joint agreement with a Minnesota municipality to be treated as airports located in Minnesota for purposes of state and federal assistance; amending Minnesota Statutes 1976, Section 360.042, by adding a subdivision.

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

S. F. No. 964, A bill for an act relating to labor relations; providing for the exclusion of certain positions and classes of positions in the classified and unclassified civil service of the executive branch from bargaining units; amending Minnesota Statutes 1976, Section 179.74, Subdivision 4.

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

S. F. No. 975, A bill for an act relating to counties; authorizing appointment of county administrators and executive secretaries without referendum; amending Minnesota Statutes 1976, Sections 375.48, Subdivision 1; and 375A.06, by adding a subdivision.

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

S. F. No. 1127, A bill for an act relating to political subdivisions; authorizing assignments to secure payment of certain loans; amending Minnesota Statutes 1976, Section 465.73.

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

S. F. No. 1022, A bill for an act relating to the county of Dakota; providing for sheriff's civil service commissioners.

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

S. F. No. 1369, A bill for an act relating to the cities of St. Paul, Minneapolis, and Duluth; firemen's survivor benefits; amending Laws 1955, Chapter 375, Section 25, as amended; Laws 1965, Chapter 519, Section 1, as amended; and Laws 1975, Chapter 127, Section 2, as amended.

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

S. F. No. 1382, A bill for an act relating to the city of St. Paul; providing that the employees of the housing and redevelopment authority of the city of St. Paul may remain employees of the authority or become employees of the city as the governing body of the city may determine; amending Laws 1976, Chapter 234, Section 4, Subdivision 4, and by adding a subdivision.

The bill was read for the first time.

Tomlinson moved that S. F. No. 1382 and H. F. No. 862, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 301

A bill for an act relating to veterans; establishing a deadline for entering military service and becoming eligible for veterans preference; redefining the term "veteran" for certain other purposes; amending Minnesota Statutes 1976, Sections 43.30 and 197.447.

April 26, 1977

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

We, the undersigned conferees for H. F. No. 301 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments.

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

House Conferees: RICHARD KOSTOHRYZ, BRUCE NELSEN and PAUL MCCARRON.

Senate Conferees: ROGER LAUFENBURGER, MEL FREDERICK and COLLIN PETERSON.

Kostohryz moved that the report of the Conference Committee on H. F. No. 301 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 301, A bill for an act relating to veterans; establishing a deadline for entering military service and becoming eligible for veterans preference; redefining the term "veteran" for certain other purposes; amending Minnesota Statutes 1976, Sections 43.30 and 197.447.

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

The question was taken on the repassage of the bill and the roll was called. There were 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Byrne	Evans	Kaley	McDonald
Adams	Carlson, A.	Ewald	Kalis	McEachern
Albrecht	Carlson, D.	Faricy	Kelly, R.	Metzen
Anderson, B.	Carlson, L.	Fjoslien	Kelly, W.	Moe
Anderson, D.	Casserly	Forsythe	Kempe, A.	Munger
Anderson, G.	Clark	Friedrich	Kempe, R.	Murphy
Anderson, I.	Clawson	Fudro	King	Neisen
Anderson, R.	Cohen	Fugina	Knickerbocker	Nelsen, B.
Arlandson	Corbid	George	Kostohryz	Nelsen, M.
Battaglia	Cummiskey	Gunter	Kroening	Nelson
Beauchamp	Dahl	Hanson	Kvam	Niehaus
Begich	Dean	Haugerud	Laidig	Norton
Berg	Den Ouden	Heinitz	Langseth	Novak
Berglin	Eckstein	Hokanson	Lehto	Osthoff
Berkelman	Eken	Jacobs	Lemke	Patton
Biersdorf	Ellingson	Jaros	Mangan	Pehler
Birnsthil	Enebo	Jensen	Mann	Peterson
Brandl	Erickson	Johnson	McCarron	Petrafeso
Braun	Esau	Jude	McCollar	Pleasant

Prahl	Schulz	Smogard	Waldorf	Williamson
Reding	Searle	Spanish	Welch	Wynia
Rose	Sherwood	Stanton	Wenstrom	Zubay
St. Onge	Sieben, H.	Stoa	Wenzel	Speaker Sabo
Sarna	Sieben, M.	Suss	White	
Savelkoul	Simoneau	Tomlinson	Wieser	
Scheid	Skoglund	Voss	Wigley	

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

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 2.06, progress on H. F. No. 82 was reported to the House.

Nelsen, M., was excused for the remainder of today's session.

CONSENT CALENDAR

S. F. No. 1331, A bill for an act relating to the city of Litchfield; firemens service pension; validation of certain prior payments.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1039, A bill for an act relating to retirement; firemen's pensions in the cities of Eveleth and Two Harbors; consolidation of the police and firemen's relief associations in the city of Eveleth into the public employees police and fire fund; amending Laws 1935, Chapter 208, Section 11, as added and amended.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 10, A bill for an act relating to cities; providing for the establishment of tourist information centers; authorizing payments of expenses of governing officers in certain cases; amending Minnesota Statutes 1976, Sections 465.53 and 465.54.

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

The bill was passed and its title agreed to.

S. F. No. 305, A bill for an act relating to intoxicating liquor; expiration date of municipal licenses; amending Minnesota Statutes 1976, Section 340.11, Subdivision 16.

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 129 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Abeln	Brinkman	Esau	Kahn	McCollar
Adams	Byrne	Evans	Kaley	McDonald
Albrecht	Carlson, A.	Faricy	Kalis	McEachern
Anderson, B.	Carlson, D.	Fjoslien	Kelly, R.	Metzen
Anderson, D.	Carlson, L.	Forsythe	Kelly, W.	Moe
Anderson, G.	Casserly	Friedrich	Kempe, A.	Munger
Anderson, I.	Clark	Fudro	Kempe, R.	Murphy
Anderson, R.	Clawson	Fugina	King	Neisen
Arlandson	Cohen	George	Knickerbocker	Nelsen, B.
Battaglia	Corbid	Gunter	Kostohryz	Nelson
Beauchamp	Cummiskey	Hanson	Kroening	Niehaus
Begich	Dahl	Haugerud	Kvam	Norton
Berg	Dean	Heinitz	Laidig	Novak
Berglin	Den Ouden	Hokanson	Langseth	Osthoff
Berkelman	Eckstein	Jacobs	Lehto	Patton
Biersdorf	Eken	Jaros	Lemke	Pehler
Birnstihl	Ellingson	Jensen	Mangan	Peterson
Brandl	Enebo	Johnson	Mann	Petrafeso
Braun	Erickson	Jude	McCarron	Pleasant

Prahl	Schulz	Skoglund	Vanasek	Wieser
Rice	Searle	Smogard	Voss	Wigley
Rose	Searles	Spanish	Waldorf	Williamson
St. Onge	Sherwood	Stanton	Welch	Wynia
Sarna	Sieben, H.	Stoa	Wenstrom	Zubay
Savelkoul	Sieben, M.	Suss	Wenzel	Speaker Sabo
Scheid	Simoneau	Tomlinson	White	

Those who voted in the negative were:

Ewald

The bill was passed and its title agreed to.

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 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 122 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Biersdorf St. Onge

The bill was passed and its title agreed to.

S. F. No. 855, A bill for an act relating to St. Louis county; providing for the automobile expenses of county commissioners; amending Laws 1959, Chapter 301, Section 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 129 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, D. Kvam

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Norton requested immediate consideration of S. F. No. 1416, H. F. No. 351 and S. F. No. 1034.

S. F. No. 1416 was reported to the House.

Samuelson moved to amend S. F. No. 1416, as follows: Strike everything after the enacting clause and insert:

"Section 1. [WELFARE, CORRECTIONS, HEALTH; APPROPRIATIONS.] The sums set forth in the columns design-

nated "APPROPRIATIONS" are appropriated from the general fund, or any other fund designated, to the agencies and for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1977", "1978", and "1979", wherever used in this act, mean that the appropriation or appropriations listed thereunder shall be available for the year ending June 30, 1977, June 30, 1978, or June 30, 1979, respectively.

APPROPRIATIONS
Available for the Year
Ending June 30,

	1978	1979
\$		\$

Sec. 2. COMMISSIONER OF
PUBLIC WELFARE

Subdivision 1. Program and Administrative Support	19,923,225	20,681,324
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Approved Complement — 193.75

The amounts that may be expended from this appropriation for each activity are as follows:

Special County Aids

\$3,000,000	\$3,000,000
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County Administrative Reimbursement

\$12,100,000	\$12,826,000
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Administrative Support

\$4,823,225	\$4,855,324
-------------	-------------

All payments from money appropriated for equalization aid shall be based upon a formula that includes four factors: recipient rate, per capita income, per capita taxable value, and per capita expenditures for welfare.

Salary expenditures for computation of equalization aid shall not be included for purposes of computing county per capita welfare costs or in county welfare costs.

1978

\$

1979

\$

Notwithstanding any law to the contrary, initial payments for equalization aid to counties shall be made on or before October 1, 1977, for fiscal year 1978 and on October 1, 1978, for fiscal year 1979. Final payments shall be made before October 1 of the following fiscal year.

For the purposes of equalization aid, welfare costs shall be deemed to include all forms of public assistance and the administrative costs thereof, to-wit: medical assistance, aid to dependent children, Minnesota supplemental assistance, payments to the commissioner of public welfare for care and treatment of patients in state institutions, medical relief, hospital charges, maintenance of children not under state guardianship, general assistance, and all administrative costs except university hospitals care, care of children under state guardianships, and poor burials.

No county shall be entitled to the benefits of this act if it has transferred any money available for welfare purposes to any other county funds, except that where money is otherwise unavailable, a transfer may be made to the general revenue fund of the county for payment of rent of office space for the county welfare board. A transfer shall be made only with the approval of the governor after consultation with the Minnesota public relief advisory committee. Transfer of money for payment of rent shall not be considered an expenditure for equalization aid reimbursement. Any federal money received in lieu of taxes because of federal grants shall be available for welfare purposes.

No county shall receive from state money paid for equalization aid an amount in excess of 75 percent of its cost of welfare as defined in this subdivision.

1978

\$

1979

\$

Notwithstanding any law to the contrary, the formula used in this subdivision for equalizing welfare costs shall be used for computing distressed county aid for daytime activity centers and community mental health centers.

Any money appropriated by this subdivision for the Red Lake Band of Chippewa Indians in excess of the county costs for this purpose shall cancel to the general fund.

Reimbursements for general relief-Indians and the Red Lake Band of Chippewa Indians shall be prorated if the appropriation made in this subdivision is insufficient to provide full reimbursement.

Estimated federal money to be deposited in the general fund that is earned by the various accounts of the department of public welfare is detailed on the worksheets of the conferees of the senate and house of representatives, a true copy of which is on file in the office of the commissioner of finance. If federal money anticipated is less than shown on the official worksheets, the commissioner of finance shall reduce the amount available from the specific appropriation by a like amount. The reductions shall be noted in the budget document submitted to the 71st legislature in addition to an estimate of similar federal money anticipated for the 1979-1981 biennium.

Not more than \$5,000 annually is appropriated from salary savings to be used for the payment of interview expenses of job applicants, pursuant to section 245.035.

Notwithstanding any state law to the contrary, the commissioner of public welfare shall not adjust the budget standards for any categorical aid program in excess of the amount au-

	1978	1979
	\$	\$

thorized by the legislature, unless federal law or regulation require it.

In determining the amount of the public assistance grants, the commissioner shall effect a five percent increase on July 1, 1977 and a five percent increase on July 1, 1978.

Subd. 2. Community Service	40,928,168	43,323,259
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Approved Complement — 119

The amounts that may be expended from this appropriation for each activity are as follows:

Community Mental Health Centers

\$16,381,753	\$17,113,959
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Daytime Activity Centers

\$7,728,500	\$8,189,888
-------------	-------------

Day Care

\$1,078,117	\$1,139,303
-------------	-------------

Cost of Care—

Emotionally Disturbed

\$1,016,600	\$1,089,596
-------------	-------------

Mentally Retarded

\$3,565,460	\$3,781,188
-------------	-------------

Residential Services—

Mentally Ill

\$676,000	\$710,000
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Mentally Retarded

\$1,000,000	\$1,000,000
-------------	-------------

	1978	1979
	\$	\$
Chemically Dependent		
	\$4,142,297	\$4,642,965

Vocational Rehabilitation of the Blind

	\$2,780,480	\$2,879,451
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Notwithstanding any other law, no client receiving aid from services for the blind for purposes of vocational rehabilitation shall be required to maintain grade point ratios or other scholastic requirements in excess of the educational or vocational institutions requirements for all students attending such institutions.

Foster Grandparents

	\$350,000	\$400,000
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Program Support

	\$2,208,964	\$2,376,909
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The appropriation for community mental health centers provides for a 50 percent matching, except for counties affected by equalization aid, of local community mental health centers approved expenditures.

Any conditions imposed by the granting agency upon the local vendor of nutritional services shall not be more restrictive than state law or federal regulation.

Notwithstanding any law to the contrary, county boards may select the appropriate contiguous region to associate with for community mental health services.

The daytime activity centers appropriation provides for a 60 percent

	1978	1979
	\$	\$

matching, except for counties affected by equalization aid payments, of local daytime activity centers approved expenditures.

Five percent of the appropriation for foster grandparents may be retained by the Minnesota board on aging as a fee for administrative services and expenses, pursuant to Minnesota Statutes, Section 256.976.

Of the sum of \$775,000 appropriated from the general fund by Laws 1976, Chapter 125, Section 10, Subdivision 3, for residential and aftercare treatment programs or facilities for native Americans, up to \$500,000 of the unexpended balance is hereby reappropriated to the commissioner of public welfare for the purposes of Laws 1976, Chapter 125, Section 3.

Subd. 3. Income Maintenance	256,091,471	275,739,966
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Approved Complement — 221

The amounts that may be expended from this appropriation for each activity are as follows:

Aid to Families with Dependent Children, Medical Assistance, and Minnesota Supplemental Assistance

\$217,748,476	\$235,020,865
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General Assistance and General Assistance Medical Care

\$31,902,402	\$34,232,659
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Centralized Disbursement

\$5,096,883	\$5,139,802
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Support

\$1,343,710	\$1,346,640
-------------	-------------

1978

1979

\$

\$

General Assistance deficiency

\$2,413,669 for 1977

If the appropriation for aid to families with dependent children, medical assistance, and Minnesota supplemental assistance and general assistance medical care is insufficient for either year, the appropriation for the other year shall be available therefore by direction of the governor after consulting with the legislative advisory commission.

Notwithstanding the provisions of any other law, the commissioner of public welfare may utilize the money provided in this subdivision, pursuant to the approval of the governor, to pay a portion of the cost of day care and vocational training programs. The portion of the cost not paid by federal money shall be paid equally from state and local money. The cases selected by the commissioner for the new programs, on the average, shall not have a greater cost than if they remained in this program. The commissioner shall develop criteria, selection principles, and other rules to carry out the intent of this provision.

The commissioner of public welfare shall provide supplementary grants not to exceed \$150,000 per year, for aid to families with dependent children and shall include the following costs in determining the amount of the supplementary grants: major home repairs, repair of major home appliances, utility recaps, supplementary dietary needs not covered by medical assistance, and replacement of essential household furnishings and essential major appliances.

The amount appropriated for implementation of Minnesota Statutes, Section 245.0313 shall be available only if

	1978	1979
	\$	\$

matched by federal money. If the cost of care in state institutions falls below the projections used for implementation of Minnesota Statutes, Section 245.0313, any excess appropriation shall revert to the general fund.

If the medical assistance budget appears to require adjustment during the biennium due to insufficient legislative appropriations, such adjustments shall be made on a nondiscriminatory basis for all categories of assistance in the medical assistance program.

Subd. 4. Residential Services	100,817,455	99,691,568
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Approved Complement —

State Hospitals — 5,484

Nursing Homes — 622

Support — 49.5

The amounts that may be expended from this appropriation for each activity are as follows:

State Hospitals

Current Expense

\$11,429,562	\$12,282,088
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Salaries

\$76,417,587	\$76,502,817
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Repairs and Replacements

\$1,313,514

Special Equipment

\$708,750

Nursing Homes

	\$	1978	\$	1979
Current Expense				
	\$1,409,750	\$1,554,314		
Salaries				
	\$7,956,713	\$7,964,326		
Repairs and Replacements				
	\$125,610			
Special Equipment				
	\$69,607			
Support				
	\$1,386,362	\$1,388,023		

The commissioner of public welfare is authorized to fill up to 100 human services technician positions in the state hospitals in addition to the legislative complement enumerated in section 2, subdivision 4 for the purpose of alleviating recruitment delays in direct patient care, as salary savings become available to fund such positions.

\$100,000 of the appropriation for state hospitals is available to develop plans for a new security facility for 150 to 160 residents to be located on the St. Peter state hospital campus. The commissioner of public welfare shall submit the plan to the legislature by January 16, 1978.

Any unexpended balance remaining in the first year for special equipment and repairs and replacements shall not cancel but shall be available for the second year of the biennium.

A special account in the department of public welfare may be established from this appropriation to pay for special costs relating to the mental health

	1978	1979
	\$	\$

commitment act and review boards for veterans hospitals.

All new positions granted in these appropriations for hospitals and nursing homes shall be direct patient care positions.

As the hospital population decreases, the supportive staff complement shall be reduced in direct proportion.

The commissioner of public welfare shall equitably distribute the positions authorized by the legislature between the state hospitals consistent with the over all program of the department.

The information for the budgets for the nursing homes, and hospitals shall be submitted to the 1979 legislature on an individual hospital basis together with a summary budget in the same format as the legislature appropriated money.

In the pilot project for emotionally disturbed children, the participating counties shall reimburse the state for 30 percent of the net project costs.

Sec. 3. COMMISSIONER OF VOCATIONAL REHABILITATION

Subdivision 1. Vocational Rehabilitation Services	2,227,870	2,292,921
Subd. 2. Sheltered Employment and Work Activity	2,290,717	3,136,477
Subd. 3. General Support	168,934	172,251

Funds received from worker's compensation carriers for services provided by the department of rehabilitation for the benefit of injured workers, shall be deposited in the accounts of the department of rehabilitation, and reported in the same ratio to state and federal funds

	1978	1979
	\$	\$

expended. Should such deposits exceed the amount shown on worksheets of the conferees of the senate and house of representatives, the commissioner of finance shall reduce the amounts available from the general appropriation for the department of rehabilitation by the amount of such excess. The federal share of these recoupments shall be deposited as required by federal law, regulation and guideline.

Subd. 4. The commissioner of vocational rehabilitation may expend money received from school districts, governmental subdivisions, mental health authorities, and private nonprofit organizations for the purpose of conducting joint or cooperative vocational rehabilitation programs, and this money is appropriated for these purposes.

Subd. 5. The number of state funded positions shall not exceed the number shown on official worksheets.

Sec. 4. COMMISSIONER OF CORRECTIONS

Subdivision 1. General Support . . .	4,349,237	4,366,199
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Approved Complement —

July 1, 1977 — 98.7

July 1, 1978 — 96.7

The amounts that may be expended from this appropriation for each activity are as follows:

County Probation Reimbursement

\$1,154,609	\$1,339,955
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Subsidy Programs

\$473,291	\$322,945
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	1978	1979
	\$	\$

Support

	\$2,721,337	\$2,703,299
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This appropriation includes money for training of group home parents in county homes.

No new program may be implemented unless a statistical evaluation of its objectives and accomplishments accompanies the development of the program.

Subd. 2. Special Services	2,325,221	2,421,601
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Approved Complement — 44.3

The amounts that may be expended from this appropriation for each activity are as follows:

Health Care

	\$1,687,902	\$1,802,973
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\$350,000 the first year and \$400,000 the second year of this appropriation is to establish staff, equip, maintain and operate a psychiatric unit at one of the adult correctional institutions for the care and treatment of inmates who become mentally ill.

Any person confined in a state correctional institution for adults who had been adjudicated to be mentally ill and in need of treatment, may be committed to the commissioner of corrections and placed in the psychiatric unit established pursuant to this subdivision.

Education

	\$354,357	\$329,357
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Special Support

	\$228,882	\$236,791
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	1978	1979
	\$	\$
Industries Support		
	\$54,080	\$52,480

The health care appropriation shall be used to provide professional health care to persons confined in institutions under the control of the commissioner of corrections, and to cover costs of their care in hospitals and other medical facilities not under the control of the commissioner of corrections, including the secure treatment unit operated by the St. Paul-Ramsey Hospital. All reimbursements for such health care services shall be deposited in the general fund.

Subd. 3. Community Services	8,994,540	12,627,921
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Approved Complement —

July 1, 1977 — 138.9

July 1, 1978 — 140.9

The amounts that may be expended from this appropriation for each activity are as follows:

Probation and Parole

	\$2,636,652	\$2,648,391
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Residential Programs

	\$1,300,000	\$1,400,000
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Community Corrections Act

	\$5,057,888	\$8,579,530
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As counties begin participating in the corrections subsidy act, the complement of the central office shall be reduced by the number of positions transferred to the counties entering the act.

The commissioner of corrections shall select the counties that may participate

	1978	1979
	\$	\$

under the corrections subsidy act after consulting with the appropriate finance committees of the legislature.

Subd. 4. Correctional Institutions	28,068,768	26,814,227
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Approved Complement — 1124.50

Current Expense

\$7,357,912	\$6,101,657
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Salaries

\$20,048,443	\$20,097,464
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Special Equipment

\$207,872	\$206,393
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Repairs and Replacements

\$454,541	\$408,713
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Deficiency

\$507,800 for 1977

\$140,000 of this appropriation is available to develop a case management team for programming for the most difficult to handle juvenile.

Any unexpended balances in special equipment and repairs and replacements remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Notwithstanding any law to the contrary, any encumbered money appropriated by Laws 1971, Chapter 963, Section 2, Subdivision 15, Clause (2) and Laws 1971, Chapter 963, Section 2, Subdivision 16, Clause (4) shall not cancel, but shall remain available until the projects are completed.

	1978	1979
	\$	\$
Sec. 5. CORRECTIONS OMBUDSMAN		
Salaries, Supplies and Expense	199,000	199,000
Sec. 6. BOARD OF HEALTH		
Subdivision 1. Preventive and Personal Health Services		
	5,794,375	6,030,835
Approved Complement — 173.75		
Subd. 2. Health Systems Quality		
Assurance	1,441,775	1,472,051
Approved Complement — 67.25		

Of this appropriation \$244,182 for fiscal year 1978 and \$245,409 for fiscal year 1979 are appropriated from the trunk highway fund for emergency medical services activities.

Subd. 3. Health Support Services	8,898,038	9,207,826
Approved Complement — 72.50		

As counties begin participating in the community health services act, the complement of the department shall be reduced by the number of positions transferred to the counties entering the act.

For the purposes of the community health services act, the commissioner of finance may authorize the transfer of money to the community health services activity from the other subdivisions in section 6.

If the appropriation for community health services is insufficient for either year, the appropriation for the other year shall be available therefor by direction of the governor after consulting with the legislative advisory commission.

	1978	1979
	\$	\$
Subd. 4. Community Health		
Subsidy Contingent		1,542,877

The commissioner of finance shall not permit the allotment of these funds until the department of health certifies the eligibility of the counties who will participate in the act.

Sec. 7. HEALTH RELATED BOARDS

Subdivision 1. Board of Chiropractic

Examiners	34,223	34,426
Subd. 2. Board of Dentistry	165,941	166,057
Subd. 3. Board of Medical Examiners	277,955	278,886
Subd. 4. Board of Nursing	522,923	524,049
Subd. 5. Board of Examiners for Nursing Home Administrators	60,588	60,975
Subd. 6. Board of Optometry	33,808	33,810
Subd. 7. Board of Pharmacy	200,983	201,835
Subd. 8. Board of Podiatry	5,366	5,437
Subd. 9. Board of Psychology	35,727	37,076
Subd. 10. Board of Veterinary Medicine	21,404	21,849

Subd. 11. The commissioner of finance shall not permit the allotment, encumbrance, or expenditure of any money appropriated in this section in excess of the anticipated biennial revenues.

	1978	1979
	\$	\$
Sec. 8. CONTINGENT FOR STATE INSTITUTIONS	650,000	

This appropriation shall be used for emergency purposes and for the purchase of food, clothing, drugs, and fuel for any of the institutions for which an appropriation is made in this act. No expenditure shall be made from this appropriation without the direction of the governor after consultation with the legislative advisory commission.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

The allowance for food may be adjusted annually according to the United States department of labor, bureau of labor statistics publication wholesale price index, upon the approval of the governor. Adjustments shall be based on the June, 1977, wholesale food price index, but the adjustment shall be prorated if the wholesale food price index adjustment would require money in excess of this appropriation.

Sec. 9. WORKERS' COMPENSATION

To be transferred by the commissioner of finance to the department of labor and industry, compensation revolving fund, for fiscal year 1977, in payment of obligations incurred by the following departments in the amounts indicated:

Corrections	267,930
Public Welfare	966,852

Sec. 10. UNEMPLOYMENT COMPENSATION

To the unemployment compensation fund for fiscal year 1977, in reimburse-

	\$ 1978	\$ 1979
ment of unemployment compensation benefits paid for former employees of the following departments:		

Corrections	296,985
Corrections Ombudsman	3,098
Public Welfare	1,044,934

Sec. 11. [RECEIPTS.] All funds, sums of money, or other resources provided or to be received, including all receipts, collections, legislative allocations, transfers, and other income and receipts properly belonging to and to be used for financing activities, programs, and other projects other than the institutions now or hereafter under the supervision and jurisdiction of the commissioner of public welfare not otherwise specifically designated as income or credits to other state departments or funds by law, shall be credited to and become a part of the appropriations provided for in section 2, subdivisions 1, 2 and 3.

Sec. 12. [PROVISIONS.] Money appropriated under this act for the purchase of provisions within the item "current expense" shall be used solely for that purpose. The amounts appropriated for provisions are shown on the worksheets of the conferees of the senate and house of representatives, a true copy of which is on file in the offices of the commissioner of finance. Any money so provided and not used for purchase of provisions shall be cancelled into the fund from which appropriated, except that money so provided and not used for the purchase of provisions because of population decreases may be transferred and used for the purchase of medical and hospital supplies after consultation with the legislative advisory commission, whose opinion shall be advisory only.

Sec. 13. [TRANSFERS.] Subdivision 1. The commissioner of public welfare, the commissioner of corrections, the commissioner of vocational rehabilitation and the commissioner of health shall not transfer any money to or from personnel services, or claims and grants, as shown on the official worksheets of the conferees of the senate and house of representatives, a true copy of which is on file in the office of the commissioner of finance, except for those transfers that have the written approval of the governor, who shall consult with the legislative advisory commission for its recommendations, which shall be advisory only.

Subd. 2. The commissioner of public welfare with the approval of the commissioner of finance may transfer unobligated

appropriation balances and positions between and within the various subdivisions appropriated under section 2. Such transfers shall be reported forthwith to the house appropriations and senate finance committees.

Subd. 3. The commissioner of corrections may transfer appropriations among all subdivisions of section 4 in the best interest of the security and rehabilitation programs and for more efficient utilization of personnel and facilities. Transfers shall be made with the written approval of the governor after consulting with the legislative advisory commission.

Subd. 4. The authority of the commissioner of corrections to transfer authorized positions among programs is subject to the restrictions imposed by subdivision 3.

Sec. 14. [APPROVED COMPLEMENT.] Except as otherwise provided, whenever an appropriation made in this act to any institution or agency discloses an approved complement, the institution or agency is limited in the employment of the number of full-time equivalent persons indicated by the approved complement. Part-time and summer student help may be employed with the advance approval of the commissioner of finance, and shall not be included in the approved complement. The approved complement does not include employees engaged in repair or construction projects who may be employed only with the advance approval of the commissioner of finance.

Additional employees over the number of the approved complement may be employed on the basis of public necessity or emergency with the written approval of the governor, but the governor shall not approve the additional personnel until he has consulted with the legislative advisory commission. Any requests for increases in the approved complement shall be forwarded to the appropriate committees on finance of the legislature not less than 30 days prior to the legislative advisory commission meeting.

Sec. 15. [STAFF HOUSING.] The commissioner of corrections shall reduce staff housing as soon as possible.

Sec. 16. [FISCAL NOTES.] Notwithstanding any other law to the contrary, the departments of health, public welfare, vocational rehabilitation, corrections and the health related boards shall not put into effect any rule, regulation, or standard, which has a fiscal impact in excess of \$100,000 annually without first providing the house appropriations and the senate finance committees with fiscal notes.

Sec. 17. Minnesota Statutes 1976, Section 261.233, is repealed."

Further amend by striking the title and inserting:

"A bill for an act relating to the organization and operation of state government; appropriating money for welfare, corrections, health, and other purposes, including appropriations for the departments of public welfare, vocational rehabilitation, corrections, corrections ombudsman, health, health related boards, and public assistance programs; repealing Minnesota Statutes 1976, Section 261.233."

The motion prevailed and the amendment was adopted.

Carlson, A., moved to amend S. F. No. 1416, as amended, as follows:

Page 5, line 4, delete "\$4,142,297" and insert "\$4,207,297".

After line 4, insert "The agency shall conduct a study on chemical dependency and its impact on the criminal justice system with recommendations on treatment. A report shall be submitted to the legislature no later than January 1, 1979."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 25 yeas and 92 nays as follows:

Those who voted in the affirmative were:

Abeln	Esau	Jaros	McDonald	Savelkoul
Anderson, R.	Evans	Kaley	Nelsen, B.	Searles
Carlson, A.	Ewald	Kempe, R.	Peterson	Waldorf
Clawson	Fjoslien	Knickerbocker	Pleasant	White
Dean	Friedrich	Laidig	Rose	Williamson

Those who voted in the negative were:

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

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

McDonald moved to amend S. F. No. 1416, as amended, as follows:

Page 4, line 32, strike "\$7,728,500" and insert "\$9,228,500".

Page 4, line 32, strike "\$8,189,888" insert "\$10,189,888".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 11 yeas and 98 nays as follows:

Those who voted in the affirmative were:

Anderson, R.	Kempe, R.	Nelsen, B.	Rose	Welch
Carlson, A.	McDonald	Osthoff	Searles	
Evans	Neisen			

Those who voted in the negative were:

Abeln	Cohen	Jacobs	Munger	Skoglund
Adams	Corbid	Jaros	Murphy	Smogard
Anderson, B.	Cummiskey	Jensen	Nelson	Spanish
Anderson, D.	Dean	Johnson	Norton	Stanton
Anderson, G.	Den Ouden	Jude	Novak	Stoa
Anderson, I.	Eckstein	Kahn	Patton	Suss
Arlandson	Eken	Kelly, R.	Pehler	Tomlinson
Battaglia	Ellingson	Kelly, W.	Peterson	Vanasek
Begich	Enebo	King	Petrafaso	Voss
Berg	Erickson	Kroening	Reding	Waldorf
Berglin	Faricy	Laidig	Rice	Wenstrom
Berkelman	Fjoslien	Langseth	St. Onge	Wenzel
Birnstihl	Forsythe	Lehto	Samuelson	White
Braun	Fudro	Lemke	Sarna	Wieser
Byrne	Fugina	Mangan	Scheid	Williamson
Carlson, D.	George	Mann	Schulz	Wynia
Carlson, L.	Gunter	McCarron	Sherwood	Zubay
Casserly	Hanson	McEachern	Sieben, H.	Speaker Sabo
Clark	Haugerud	Metzen	Sieben, M.	
Clawson	Hokanson	Moe	Simoneau	

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

S. F. No. 1416, A bill for an act relating to the organization and operation of state government; appropriating money for welfare, corrections, health, and other purposes, including appropriations for the departments of public welfare, vocational rehabilitation, corrections, corrections ombudsman, health, health related boards, and public assistance programs; repealing Minnesota Statutes 1976, Section 261.233.

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 120 yeas and 9 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Dean	Friedrich	Peterson	Savelkoul	Zubay
Fjoslien	Kaley	Pleasant	Wigley	

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

H. F. No. 351, A bill for an act relating to historic sites; providing for the administration and control of additional sites by the Minnesota historical society; amending Minnesota Statutes 1976, Section 138.025, by adding subdivisions.

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 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Berglin	Cohen	Fjoslien	Jensen
Adams	Berkelman	Corbid	Forsythe	Johnson
Albrecht	Biersdorf	Cummiskey	Friedrich	Jude
Anderson, B.	Birnstihl	Dahl	Fudro	Kahn
Anderson, D.	Braun	Dean	Fugina	Kaley
Anderson, G.	Brinkman	Den Ouden	George	Kalis
Anderson, I.	Byrne	Eckstein	Gunter	Kelly, R.
Anderson, R.	Carlson, A.	Eken	Hanson	Kelly, W.
Arlandson	Carlson, D.	Ellingson	Haugerud	Kempe, A.
Battaglia	Carlson, L.	Enebo	Heinitz	Kempe, R.
Beauchamp	Casserly	Evans	Hokanson	King
Begich	Clark	Ewald	Jacobs	Knickerbocker
Berg	Clawson	Faricy	Jaros	Kostohryz

Kroening	Moe	Pleasant	Sieben, H.	Welch
Kvam	Munger	Prahl	Sieben, M.	Wenstrom
Laidig	Murphy	Reding	Simoneau	Wenzel
Langseth	Neisen	Rice	Skoglund	White
Lehto	Nelsen, B.	Rose	Smogard	Wieser
Lemke	Nelson	St. Onge	Spanish	Wigley
Mangan	Niehaus	Samuelson	Stanton	Williamson
Mann	Norton	Sarna	Stoa	Zubay
McCarron	Novak	Saveikoul	Suss	Speaker Sabo
McCollar	Patton	Scheid	Tomlinson	
McDonald	Pehler	Schulz	Vanasek	
McEachern	Peterson	Searles	Voss	
Metzen	Petrafeso	Sherwood	Waldorf	

The bill was passed and its title agreed to.

S. F. No. 1034 was reported to the House.

Munger moved to amend S. F. No. 1034, as follows:

Strike everything after the enacting clause and insert:

“Section 1. [APPROPRIATION; AMTRAK RAIL SERVICE.] Subdivision 1. In order to continue Amtrak rail service between Minneapolis-St. Paul and Duluth until June 30, 1977, the following amounts are appropriated from the general fund to the commissioner of transportation:

(1) To cover past deficits of Amtrak operations under the 1975-1976 and 1976-1977 contracts \$69,051

(2) For the operation of Amtrak between February 1, 1977 and June 30, 1977 \$255,000

Subd. 2. Notwithstanding the provisions of Minnesota Statutes, Section 16A.28, or any other law to the contrary, the money appropriated by subdivision 1 shall not cancel, but shall be available for the purposes specified until expended.

Subd. 3. The sum of \$15,000 is hereby appropriated to the state planning agency to study the potential and importance of railroad right-of-ways as possible corridors for power transmissions, pipelines and/or other transportation modes. The study shall be completed in time for consideration by the 1978 legislature. The sale of abandoned railroad right-of-way property by private railroad companies shall not take place until after June 30, 1978.

Sec. 2. [EFFECTIVE DATE.] This act is effective the day following its final enactment.”

The motion prevailed and the amendment was adopted.

Nelsen, B., moved to amend S. F. No. 1034, as amended, as follows:

Page 2, line 4, after "legislature." delete "The sale of".

Page 2, delete line 5.

Page 2, delete line 6.

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 44 yeas and 80 nays as follows:

Those who voted in the affirmative were:

Abeln	Erickson	Kvam	Pleasant	Waldorf
Albrecht	Esau	Lemke	Rose	Wenstrom
Anderson, I.	Evans	McDonald	St. Onge	Wenzel
Anderson, R.	Fjoslien	Neisen	Savelkoul	White
Birnstihl	Friedrich	Nelsen, B.	Searle	Wieser
Braun	Gunter	Niehaus	Searles	Wigley
Carlson, D.	Heinitz	Osthoff	Sieben, H.	Williamson
Clawson	Kaley	Patton	Smogard	Zubay
Den Ouden	Kroening	Peterson	Voss	

Those who voted in the negative were:

Adams	Clark	Hanson	Lehto	Sarna
Anderson, B.	Cohen	Haugerud	Mangan	Scheid
Anderson, D.	Corbid	Hokanson	McCarron	Schulz
Anderson, G.	Cummiskey	Jacobs	McCollar	Sherwood
Arlandson	Dahl	Jaros	McEachern	Sieben, M.
Battaglia	Dean	Jensen	Metzen	Simoneau
Beauchamp	Eckstein	Jude	Moe	Skoglund
Begich	Eken	Kahn	Munger	Spanish
Berg	Ellingson	Kelly, R.	Murphy	Stanton
Berglin	Enebo	Kelly, W.	Nelson	Stoa
Brandl	Ewald	Kempe, R.	Norton	Suss
Brinkman	Faricy	King	Novak	Tomlinson
Byrne	Forsythe	Knickerbocker	Pehler	Vanasek
Carlson, A.	Fudro	Kostohryz	Petrafeso	Welch
Carlson, L.	Fugina	Laidig	Reding	Wynia
Casserly	George	Langseth	Rice	Speaker Sabo

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

St. Onge was excused for the remainder of today's session.

Carlson, D., moved to amend S. F. No. 1034, as amended, as follows:

Page 2, line 2, after "other" insert "non-recreational".

The motion prevailed and the amendment was adopted.

Wieser moved to amend S. F. No. 1034, as amended, as follows:

Page 2, line 6, after "place" insert "to any private person or public body".

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

Anderson, I., moved to amend S. F. No. 1034, as amended, as follows:

Page 1, line 18, after "shall" delete "not".

Page 1, line 19, before "shall" delete "but" and insert "and".

Page 1, line 19, after "shall" insert "not".

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

S. F. No. 1034, A bill for an act relating to transportation; appropriating money for the operation of Amtrak rail service between the Twin Cities and Duluth.

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 93 yeas and 33 nays as follows:

Those who voted in the affirmative were:

Adams	Carlson, D.	Hokanson	McCarron	Sieben, H.
Anderson, B.	Carlson, L.	Jacobs	McCollar	Sieben, M.
Anderson, D.	Casserly	Jaros	Metzen	Simoneau
Anderson, G.	Clark	Jensen	Moe	Skoglund
Anderson, I.	Clawson	Johnson	Munger	Smogard
Arlandson	Cummiskey	Jude	Murphy	Spanish
Battaglia	Dahl	Kahn	Norton	Stanton
Beauchamp	Dean	Kalis	Novak	Stoa
Begich	Eken	Kelly, R.	Osthoff	Tomlinson
Berg	Ellingson	Kelly, W.	Patton	Voss
Berglin	Enebo	Kempe, A.	Pehler	Waldorf
Berkelman	Erickson	King	Reding	Welch
Biersdorf	Esau	Kostohryz	Rice	Wenstrom
Birnstihl	Faricy	Kroening	Samuelson	Wenzel
Brandl	Fudro	Laidig	Sarna	White
Braun	Fugina	Langseth	Scheid	Wynia
Brinkman	George	Lehto	Schulz	Speaker Sabo
Byrne	Hanson	Mangan	Searle	
Carlson, A.	Haugerud	Mann	Sherwood	

Those who voted in the negative were:

Abeln	Ewald	Knickerbocker	Niehaus	Suss
Albrecht	Foraythe	Kvam	Peterson	Vanasek
Anderson, R.	Friedrich	Lemke	Petrafeso	Wieser
Corbid	Gunter	McDonald	Pleasant	Wigley
Den Ouden	Heinitz	McEachern	Rose	Williamson
Eckstein	Kaley	Neisen	Savelkoul	
Evans	Kempe, R.	Nelsen, B.	Searles	

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

CALENDAR

There being no objection, the bills on the Calendar for today were continued on the Calendar for one day.

GENERAL ORDERS

There being no objection, the bills on General Orders for today were continued on General Orders for one day.

MOTIONS AND RESOLUTIONS

Casserly moved that the name of Hokanson be shown as chief author on H. F. No. 1136. The motion prevailed.

Wenzel moved that the name of Patton be stricken and the name of Metzen be added as an author on H. F. No. 1399. The motion prevailed.

Casserly moved that H. F. No. 679, now on General Orders, be re-referred to the Committee on Appropriations. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1510:

Faricy; Sieben, M.; Enebo; Searle, and Dean.

POINT OF ORDER

Savelkoul raised a point of order pursuant to rule 5.8 that H. F. No. 968 be re-referred to the Committee on Governmental Operations. The Speaker ruled the point of order not well taken.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 10:00 a.m., Friday, April 29, 1977. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Friday, April 29, 1977.

EDWARD A. BURDICK, Chief Clerk, House of Representatives