

STATE OF MINNESOTA

SEVENTIETH SESSION - 1977

FIFTY-THIRD DAY

SAINT PAUL, MINNESOTA, THURSDAY, MAY 12, 1977

The House of Representatives convened at 1:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Beauchamp, Haugerud and McCarron were excused.

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 223 and 559 and S. F. Nos. 625, 1078 and 65 have been placed in the members' files.

S. F. No. 1078 and H. F. No. 1373, 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. 1078 be substituted for H. F. No. 1373 and that the House File be indefinitely postponed. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. No. 1078 was read for the second time.

INTRODUCTION AND FIRST READING
OF HOUSE FILES

The following House Files were introduced:

Hanson introduced:

H. F. No. 1626, A bill for an act relating to health care; requiring certain insurance policies, health care plans and group subscriber contracts to provide certain benefits for residential non-hospital treatment of adults with mental illness problems; amending Minnesota Statutes 1976, Section 62A.149.

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

Cummiskey and Kvam introduced:

H. F. No. 1627, A bill for an act relating to courts; changing fees collected by court clerks for certain actions and services; amending Minnesota Statutes 1976, Sections 260.106, Subdivision 1; 357.021, Subdivision 2; 491.02; 517.08, Subdivision 1; and Chapter 525 by adding a section.

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

Cohen introduced:

H. F. No. 1628, A bill for an act relating to retirement; granting increases in annuities to certain deferred annuitants.

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

Kaley, Pehler, Vanasek and Searles introduced:

H. F. No. 1629, A bill for an act relating to taxation; excluding amounts received by beneficiaries from individual retirement accounts or self-employed plans from estate for inheritance tax purposes; amending Minnesota Statutes 1976, Section 291.065.

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

Norton, for the Committee on Appropriations, introduced:

H. F. No. 1630, A bill for an act relating to claims against the state; appropriating money for the payment thereof; establishing procedures for consideration of certain claims.

The bill was read for the first time and laid over one day.

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. 193, A bill for an act relating to the military; financing of armory construction; amending Minnesota Statutes 1976, Sections 193.143; 193.145, Subdivision 2; and 193.146, Subdivision 1; repealing Minnesota Statutes 1976, Section 193.1431.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned.

H. F. No. 40, A bill for an act relating to real estate brokers and salespersons; establishing a prelicense educational require-

ment and a continuing educational requirement; restricting certain activities of council members; authorizing the commissioner to increase license terms; amending Minnesota Statutes 1976, Sections 82.20, by adding a subdivision; 82.22, Subdivision 6, and by adding a subdivision; 82.30, Subdivision 1; and 82.34, by adding a subdivision.

H. F. No. 922, A bill for an act relating to labor; authorizing certain payroll deductions; amending Minnesota Statutes 1976, Section 181.06.

H. F. No. 1474, A bill for an act relating to employment services; authorizing the release of information to certain state agencies; amending Minnesota Statutes 1976, Section 268.12, Subdivision 12.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

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

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1475, A bill for an act relating to taxation; providing changes in classification ratios and assessment procedures; increasing local government aids and certain tax credits; altering levy limits; imposing a minimum tax on certain types of income; establishing tax study committee; increasing the tax on taconite production and providing for the distribution of its proceeds; establishing a taconite area environmental protection and economic development fund and council; establishing a Northeast Minnesota economic protection fund; imposing a tailings tax; increasing the tax on unmined taconite; requiring owners

and lessees of mineral rights to file exploration data with the commissioner of revenue; providing penalties; appropriating money; amending Minnesota Statutes 1976, Sections 124.212, Subdivisions 10 and 11; 273.11, Subdivisions 1 and 2; 273.12; 273.13, Subdivisions 6, 7 and 14a; 273.132; 273.134; 274.01, Subdivision 1; 275.50, Subdivision 5; 275.51, by adding a subdivision; 275.52, Subdivisions 2, 3 and 4; 275.53, Subdivisions 1 and 3; 278.01; 278.05; 287.241, Subdivision 2; 290.012, Subdivision 2; 290.09, Subdivision 4; 290A.03, Subdivisions 3, 11 and 13; 290A.04, Subdivision 2, and by adding a subdivision; 294.26; 298.03; 298.22, Subdivision 1; 298.24, Subdivisions 1 and 2; 298.244, Subdivision 2; 298.25; 298.26; 298.27; 298.28, Subdivision 1; 298.282, Subdivisions 1 and 2; 375.192, by adding a subdivision; 477A.01, Subdivisions 1, 2, 4, 4a, 4b, and by adding a subdivision; 477A.03; and Chapters 3, 272, 287, 290, 298 and 477A, by adding sections; repealing Minnesota Statutes 1976, Sections 275.51, Subdivisions 3b and 3c; 287.241, Subdivisions 3 and 4; 290.09, Subdivision 26; 294.27; 294.28; 298.241; 298.243; 298.244, Subdivision 1; 298.28, Subdivision 1a; 298.281; Extra Session Laws 1971, Chapter 31, Article XIII; Laws 1973, Chapter 601; Laws 1975, Chapter 437, Article VII; and Laws 1976, Chapter 149, Section 58.

The Senate has appointed as such committee, Messrs. McCutcheon, Johnson, Hanson, Stokowski and Peterson.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 921, A bill for an act relating to public employees; designating the number of arbitrators to resolve labor dispute; amending Minnesota Statutes 1976, Section 179.72, Subdivision 6.

The Senate has appointed as such committee, Messrs. Purfeerst, Vega and Frederick.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, con-

sisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 324, A bill for an act relating to sheriffs; fees and mileage allowance; amending Minnesota Statutes 1976, Section 357.09, Subdivisions 1, 2, and 4; repealing Minnesota Statutes 1976, Sections 357.09, Subdivision 5; and 357.10.

The Senate has appointed as such committee, Messrs. Schmitz, Olhoft and Dunn.

Said House File is herewith returned to the House.

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. 76, A bill for an act relating to highways; providing for the removal of trees, shrubs and other obstructions within highway limits; amending Minnesota Statutes 1976, Sections 160.22, Subdivision 8; and 160.27, Subdivision 6; repealing Minnesota Statutes 1976, Section 160.22, Subdivision 7.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Niehaus moved that the House concur in the Senate amendments to H. F. No. 76 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 76, A bill for an act relating to highways; providing a simplified procedure for the removal of trees, shrubs and other obstructions within the limits of town roads; removing provision for an appeal by abutting owners; amending Minnesota Statutes 1976, Section 160.22, Subdivision 8, and by adding a subdivision.

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

The question was taken on the repassage of the bill and the roll was called. There were 121 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kahn Kempe, R.

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

Mr. Speaker:

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

H. F. No. 33, A bill for an act relating to motor vehicles; defining motorized bicycles; providing for the registration of motorized bicycles and the licensing of their operators; providing operating rules; amending Minnesota Statutes 1976, Chapter 169, by adding a section; and Sections 168.011, Subdivision 26, and by adding a subdivision; 168.013, by adding a subdivision; 168.27, Subdivision 20; 168A.01, Subdivision 24; 169.01, Subdivision 4, and by adding a subdivision; 169.305, Subdivision 1; 171.01, Subdivision 17, and by adding a subdivision; and 171.02, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Kahn moved that the House concur in the Senate amendments to H. F. No. 33 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 33, A bill for an act relating to motor vehicles; defining motorized bicycles; providing for the registration of motorized bicycles and the licensing of their operators; providing operating rules; amending Minnesota Statutes 1976, Chapter 169, by adding a section; and Sections 168.011, Subdivision 26, and by adding a subdivision; 168.013, by adding a subdivision; 168.27, Subdivision 20; 168A.01, Subdivision 24; 169.01, Subdivision 4, and by adding a subdivision; 169.305, Subdivision 1; 171.01, Subdivision 17, and by adding a subdivision; and 171.02, by adding a subdivision.

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

The question was taken on the repassage of the bill and the roll was called. There were 119 yeas and 6 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, D.	Erickson	Friedrich	McCollar	Searle
Begich				

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

Mr. Speaker:

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

H. F. No. 691, A bill for an act relating to state lands; directing the exchange of certain public lands bordering on public waters in Lincoln county.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Stanton moved that the House concur in the Senate amendments to H. F. No. 691 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 691, A bill for an act relating to state lands; directing the exchange of certain public lands bordering on public waters in Lincoln county.

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

The question was taken on the repassage of the bill and the roll was called. There were 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 1172, A bill for an act relating to agriculture; produce; inspection; fees; potato grading; labeling and inspection; prohibiting certain sales of artificially colored potatoes; amending Minnesota Statutes 1976, Sections 27.07; 30.10; 30.20; and Chapter 30, by adding sections; repealing Minnesota Statutes 1976, Sections 30.121; 30.13; 30.14; and 30.478.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Eken moved that the House concur in the Senate amendments to H. F. No. 1172 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1172, A bill for an act relating to agriculture; clarifying the commissioner's authority to establish certain produce inspection fees to grade potatoes; prohibiting certain sales of artificially colored potatoes; amending Minnesota Statutes 1976, Sections 27.07; 30.10; 30.20; and Chapter 30, by adding sections; repealing Minnesota Statutes 1976, Sections 30.121; 30.13; 30.14; and 30.478.

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

The question was taken on the repassage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

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

Mr. Speaker :

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

H. F. No. 114, A bill for an act relating to intoxicating liquor ; regulation and taxation of liquor sold in commemorative bottles ; amending Minnesota Statutes 1976, Sections 340.11, Subdivision 15 ; 340.44 ; and 340.601.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Moe moved that the House concur in the Senate amendments to H. F. No. 114 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 114, A bill for an act relating to intoxicating liquor ; exempting from licensing and taxation liquor sold in commemorative bottles ; amending Minnesota Statutes 1976, Sections 340.11, Subdivision 15 ; 340.44 ; 340.50 ; and 340.601.

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

The question was taken on the repassage of the bill and the roll was called. There were 124 yeas and 5 nays as follows :

Those who voted in the affirmative were :

Abeln	Arlandson	Biersdorf	Carlson, A.	Corbid
Adams	Battaglia	Birnstihl	Carlson, L.	Dean
Albrecht	Begich	Brandt	Casserly	Den Ouden
Anderson, B.	Berg	Braun	Clark	Eckstein
Anderson, I.	Berglin	Brinkman	Clawson	Eken
Anderson, R.	Berkelman	Byrne	Cohen	Ellingson

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

Those who voted in the negative were:

Anderson, D. Anderson, G. Carlson, D. Cummiskey Erickson

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

Mr. Speaker:

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

H. F. No. 1610, A bill for an act relating to the organization and operation of state government; appropriating money for the department of transportation and for other purposes; amending Minnesota Statutes 1976, Sections 161.125, Subdivision 1; 219.40; and 299D.03, Subdivision 5; repealing Minnesota Statutes 1976, Sections 161.125, Subdivision 2; 161.50; 219.401; and 299D.03, Subdivision 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House refuse to concur in the Senate amendments to H. F. No. 1610, 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 that the Senate refuses to concur in the House amendment to:

S. F. No. 583, A bill for an act relating to insurance companies; prescribing penalties for violation of certain filing requirements; amending Minnesota Statutes 1976, Chapter 72A, by adding a section; repealing Minnesota Statutes 1976, Section 72A.06.

And the Senate respectfully requests that a Conference Committee of three members be appointed thereon. Messrs. Solon, Spear and Davies have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Nelsen, M., moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 583. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 226.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 226

A bill for an act relating to minimum wage; providing a higher minimum wage; amending Minnesota Statutes 1976, Section 177.24.

May 6, 1977

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

We, the undersigned conferees for S. F. No. 226, report that we have agreed upon the items in dispute and recommend as follows:

The house recede from its amendment and that S. F. No. 226 be amended as follows:

Page 1, line 17, delete "January 1, 1978" and insert "September 15, 1977".

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

Senate Conferees: JOHN MILTON, STEVE KEEFE and HARMON T. OGDahl.

House Conferees: RAY W. FARICY, STANLEY A. ENEBO and KENNETH P. ZUBAY.

Faricy moved that the report of the Conference Committee on S. F. No. 226 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 226, A bill for an act relating to minimum wage; providing a higher minimum wage; amending Minnesota Statutes 1976, Section 177.24.

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 111 yeas and 16 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albrecht	Erickson	Heinitz	Niehaus	Searle
Anderson, D.	Esau	Kvam	Rose	Wigley
Brinkman	Ewald	McDonald		
Den Ouden	Fjoslien	Nelsen, B.		

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

Mr. Speaker:

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

S. F. No. 120.

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. 347.

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. 783.

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. 897.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 120, A bill for an act relating to education; establishing pilot transitional bilingual education programs; granting certain powers and duties to the state board of education; estab-

lishing a state bilingual education advisory task force; appropriating money; amending Minnesota Statutes 1976, Sections 120.095, by adding a subdivision; 120.10, Subdivision 2; and 126.07.

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

S. F. No. 347, A bill for an act relating to interest; increasing permissible finance charges for open end credit sales; providing for maximum finance charges for closed end credit; providing a penalty; amending Minnesota Statutes 1976, Section 334.16; and Chapter 334, by adding sections.

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

S. F. No. 783, A bill for an act relating to libraries; requiring distribution of certain state publications to county libraries; appropriating money; amending Minnesota Statutes 1976, Sections 15.051, Subdivision 4; 15.047, Subdivision 2; and 648.39, by adding a subdivision.

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

S. F. No. 897, A bill for an act relating to crime victims reparations; raising the amount of reparations paid to claimants suffering economic loss; appropriating money; amending Minnesota Statutes 1976, Section 299B.04.

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

The following conference committee reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 82

A bill for an act relating to crimes; raising the amount of pecuniary gain which must be received by a person incident to a violation of law before the violation is categorized as a felony; increasing the penal fine of misdemeanors; directing a court to require as a condition of a stay of imposition or execution of sentence restitution for property damage or loss or compensation for personal injuries; amending Minnesota Statutes 1976, Sections 412.231; 609.02, Subdivision 3; 609.03; 609.031; 609.032; 609.135, Subdivision 1; 609.27, Subdivision 2; 609.551, Subdivision 1; 609.563, Subdivision 1; 609.576, Subdivision 1; 609.595, Subdivision 1; 609.615; and 609.785.

May 10, 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. 82 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 82 be further amended as follows:

Page 4, after line 9, insert:

"Sec. 8. Minnesota Statutes 1976, Section 609.52, Subdivision 3, is amended to read:

Subd. 3. [SENTENCE.] Whoever commits theft may be sentenced as follows:

(1) To imprisonment for not more than ten years or to payment of a fine of not more than \$10,000, or both, if the value of the property or services stolen exceeds \$2,500; or

(2) To imprisonment for not more than five years or to payment of a fine of not more than \$5,000, or both, if the value of the property or services is more than (\$100) \$300 but not more than \$2,500; or

(3) To imprisonment for not more than five years or to payment of a fine of not more than \$5,000, or both, notwithstanding the value of the property or services is not more than (\$100) \$300, if any of the following circumstances exist:

(a) The property is taken from the person of another or from a corpse, or grave or coffin containing a corpse; or

(b) The property taken is a record of a court or officer, or a writing, instrument or record kept, filed or deposited according to law with or in the keeping of any public officer or office; or

(c) The property is taken from a burning building or upon its removal therefrom, or from an area of destruction caused by civil disaster, riot, bombing, or the proximity of battle; or

(d) The property taken consists of public funds belonging to the state or to any political subdivision or agency thereof; or

(4) To imprisonment for not more than ten years or to payment of a fine of not more than \$10,000, or both, if the property

stolen is an article representing a trade secret; or if the property stolen is an explosive or an incendiary device; or

(5) In all other cases where the value of the property or services is (\$100) \$300 or less, to imprisonment for not more than 90 days or to payment of a fine of not more than \$300, or both, provided, however, in any prosecution under clause (1), clause (2), clause (3)(a) and (c), and clause (4) of subdivision 2 the value of the money or property received by the defendant in violation of any one or more of the above provisions within any six month period may be aggregated and the defendant charged accordingly in applying the provisions of this subdivision; provided that when two or more offenses are committed by the same person in two or more counties, the accused may be prosecuted in any county in which one of the offenses was committed for all of the offenses aggregated under this paragraph.”

Page 7, after line 21, insert:

“Sec. 15. Minnesota Statutes 1976, Section 629.34, is amended to read:

629.34 [ARREST WITHOUT WARRANT.] A peace officer may, without warrant, arrest a person:

(1) For a public offense committed or attempted in his presence;

(2) When the person arrested has committed a felony, although not in his presence;

(3) When a felony has in fact been committed, and he has reasonable cause for believing the person arrested to have committed it; or

(4) Upon a charge made upon reasonable cause of the commission of a felony by the person arrested; or

(5) *When he has reasonable cause to believe a violation of section 609.52 has been committed, and he has reasonable cause for believing the person arrested to have committed it and that the property involved has a value in excess of \$100.*

To make such arrest the officer may break open an outer or inner door or window of a dwelling house if, after notice of his office and purpose, he shall be refused admittance.”

Renumber the sections in sequence.

Further, amend the title as follows:

Page 1, line 13, after “2;” insert “609.52, Subdivision 3”.

Page 1, line 15, delete "and" and before the period insert "; and 629.34".

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

House Conferees: RUSSELL STANTON and ARNE CARLSON.

Senate Conferees: JIM NICHOLS, JOHN B. KEEFE and ALLAN H. SPEAR.

Kempe, A., moved that the House refuse to adopt the Conference Committee report on H. F. No. 82, and that the bill be returned to the Conference Committee.

A roll call was requested and properly seconded.

The question was taken on the motion to refuse to adopt the Conference Committee report on H. F. No. 82 and the roll was called. There were 70 yeas and 54 nays as follows:

Those who voted in the affirmative were:

Abeln	Evans	King	Nelsen, B.	Simoneau
Adams	Ewald	Knickerbocker	Nelsen, M.	Smogard
Albrecht	Fjoslien	Kostohryz	Niehaus	Suss
Anderson, D.	Forsythe	Kroening	Osthoff	Swanson
Anderson, I.	Friedrich	Kvam	Patton	Tomlinson
Anderson, R.	Fudro	Lemke	Pehler	Voss
Battaglia	Fugina	Mangan	Peterson	Waldorf
Begich	Gunter	Mann	Rose	Welch
Biersdorf	Heinitz	McCollar	St. Onge	Wenstrom
Braun	Hokanson	McDonald	Sarna	Wenzel
Carlson, D.	Jensen	McEachern	Savelkoul	White
Dean	Kaley	Metzen	Schulz	Wigley
Den Ouden	Kempe, A.	Murphy	Searles	Williamson
Erickson	Kempe, R.	Neisen	Sherwood	Zubay

Those who voted in the negative were:

Anderson, B.	Carlson, L.	Esau	Langseth	Scheid
Anderson, G.	Cassery	George	Lehto	Searle
Arlandson	Clark	Jacobs	Moe	Sieben, H.
Berg	Clawson	Jaros	Munger	Sieben, M.
Berglin	Cohen	Johnson	Nelson	Skoglund
Berkelman	Cummiskey	Jude	Norton	Stanton
Birnstihl	Dahl	Kahn	Novak	Stoa
Brandl	Eckstein	Kalis	Petrafeso	Wieser
Brinkman	Eken	Kelly, R.	Pleasant	Wynia
Byrne	Ellingson	Kelly, W.	Reding	Speaker Sabo
Carlson, A.	Enebo	Laidig	Samuelson	

The motion prevailed.

Ewald was excused between the hours of 2:00 p.m. and 5:30 p.m.

POINT OF ORDER

Faricy raised a point of order pursuant to rule 5.7 that S. F. No. 270, now on General Orders, be re-referred to the Committee on Appropriations.

The Speaker submitted the following question to the House:

"Is it the judgment of the House that the point of order is well taken?"

A roll call was requested and properly seconded.

There were 38 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Abeln	Corbid	Jude	Munger	Stoa
Anderson, D.	Cummiskey	Kahn	Norton	Swanson
Arlandson	Dean	King	Osthoff	Tomlinson
Berg	Faricy	Kvam	Pehler	Voss
Brandl	Fudro	Laidig	Pleasant	Waldorf
Carlson, A.	Fugina	Lehto	Samuelson	Welch
Carlson, L.	George	McCollar	Searle	
Cohen	Hanson	Moe	Sieben, M.	

Those who voted in the negative were:

Adams	Eken	Kalis	Niehaus	Skoglund
Albrecht	Ellingson	Kelly, W.	Novak	Smogard
Anderson, B.	Enebo	Kempe, A.	Patton	Spanish
Anderson, I.	Erickson	Kempe, R.	Peterson	Stanton
Anderson, R.	Essau	Knickerbocker	Prahl	Suss
Begich	Evans	Kroening	Reding	Vanasek
Berkelman	Fjoslien	Langseth	Rice	Wenstrom
Biersdorf	Forsythe	Lemke	Rose	Wenzel
Birnsthil	Friedrich	Mangan	St. Onge	White
Braun	Gunter	Mann	Sarna	Wieser
Brinkman	Heinitz	McDonald	Savelkoul	Wigley
Byrne	Hokanson	McEachern	Scheid	Wynia
Carlson, D.	Jacobs	Metzen	Schulz	Zubay
Clark	Jaros	Murphy	Searles	
Clawson	Jensen	Neisen	Sherwood	
Den Ouden	Johnson	Nelsen, B.	Sieben, H.	
Eckstein	Kaley	Nelsen, M.	Simoneau	

So it was the judgment of the House that the point of order was not well taken.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 231

A bill for an act relating to transportation, particular uses of highway right of way; amending Minnesota Statutes 1976, Section 160.27, Subdivision 2.

May 11, 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. 231 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment, and H. F. No. 231 be further amended as follows:

Page 1, line 9, delete the first “,” and insert “and”.

Page 1, line 9, delete “, AND TRASH RECEPTACLE”.

Page 1, line 10, delete “UNITS”.

Page 1, line 11, reinstate the stricken “and” and delete the first “,”.

Page 1, line 11, delete “, *and trash receptacle units*”.

Page 1, line 17, delete the first “,” and insert “and”.

Page 1, line 17, delete “, *and trash receptacle units*”.

Page 1, line 18, before the period insert “, *provided that advertising on shelters shall be limited to one-third of the vertical surface of the shelter*”.

Further amend the title as follows:

Line 2, delete “,” and insert “;”.

Line 3, after “;” insert “permitting advertising on bus shelters;”.

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

House Conferees: TAD JUDE, STANLEY FUDRO and RICHARD WIGLEY.

Senate Conferees: ROBERT LEWIS, CLARENCE PURFEERST and HOWARD KNUTSON.

Jude moved that the report of the Conference Committee on H. F. No. 231 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

Kempe, A., was excused between the hours of 2:30 p.m. and 3:40 p.m.

H. F. No. 231, A bill for an act relating to transportation, particular uses of highway right of way; amending Minnesota Statutes 1976, Section 160.27, Subdivision 2.

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 120 yeas and 4 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, G. Cummiskey Osthoff Pehler

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

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Anderson, I., from the Committee on Rules and Legislative Administration, pursuant to rule 1.9, designated the following bills as a Special Order to be acted upon immediately following S. F. No. 1064 for today, Thursday, May 12, 1977: S. F. Nos. 1077, 368, 562, 796, 181, 193, 1293, 1023, 270 and 558 and H. F. Nos. 1416 and 287.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 2.06, progress on H. F. Nos. 1510 and 320 was reported to the House.

CONSENT CALENDAR

S. F. No. 1172, as amended on Wednesday, May 11, 1977, was reported to the House.

Sieben, H., moved to amend S. F. No. 1172, as amended, as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 15.0412, is amended to read:

15.0412 [RULES, PROCEDURES.] Subdivision 1. Each agency shall adopt, amend, suspend or repeal its rules in accordance with the procedures specified in sections 15.0411 to 15.052, and only pursuant to authority delegated by law and in full compliance with its duties and obligations. *Except as provided in subdivision 3, sections 15.0411 to 15.052 shall not be authority for an agency to adopt, amend, suspend or repeal rules. No agency shall adopt a rule which duplicates language contained in Minnesota Statutes unless the hearing examiner determines that duplication of the language is crucial to the ability of a person affected by a rule to comprehend its meaning and effect.*

Subd. 2. To assist interested persons dealing with it, each agency shall, in a manner prescribed by the commissioner of administration, prepare a description of its organization, stating the process whereby the public may obtain information or make submissions or requests. The commissioner of administration shall annually publish these descriptions in the state register.

Subd. 3. Each agency shall adopt rules setting forth the nature and requirements of all formal and informal procedures related to the administration of official agency duties (**PROCEDURES CONCERNING ONLY INTERNAL MANAGEMENT WHICH DO NOT**) *to the extent that those procedures directly affect the rights of or procedures available to the public (NEED NOT BE ADOPTED AS RULES).*

Subd. 4. No rule shall be adopted by any agency unless the agency first holds a public hearing thereon, affording all affected interests an opportunity to participate, and gives notice of its intention to hold such a hearing at least 30 days prior to the date set for the hearing by United States mail, to representatives of associations or other interested groups or persons who have registered their names with the secretary of state for that purpose and in the state register. The notice in the state register

shall include the full text of the rule proposed for adoption; *provided that, with the approval of the chief hearing examiner, the agency may incorporate by reference provisions of federal law or rule or other materials from sources which the chief hearing examiner determines are conveniently available for viewing, copying and acquisition by interested persons. The chief hearing examiner shall not approve incorporation by reference of materials which are less than 3000 words in length or which would require less than five pages of publication in the state register.* The agency shall make available at least one free copy of the proposed rule to any person requesting it. At the public hearing the agency shall make an affirmative presentation of facts establishing the need for and reasonableness of the rule proposed for adoption and fulfilling any relevant substantive or procedural requirements imposed on the agency by law or rule. After allowing written material to be submitted and recorded in the hearing record for (20) *five working days* after the public hearing ends, or for a longer period not to exceed 20 days if ordered by the hearing examiner, the hearing examiner assigned to the hearing shall proceed to write a report as provided for in section 15.052, subdivision 3, which report shall be completed (AS PROMPTLY AS POSSIBLE) *within 30 days after the close of the hearing record unless the chief hearing examiner, upon written request of the agency and the hearing examiner, orders an extension. In no case shall an extension be granted if the chief hearing examiner determines that an extension would prohibit a rule from being adopted or becoming effective until after a date for adoption or effectiveness as required by statute.* The report shall be available to all affected persons upon request for at least (TEN) *five working days* before the agency takes any final action on the rule. If the agency adopts the rule, it shall be submitted with the complete hearing record to the attorney general, who shall review the rule as to form and legality. *If the agency, the chief hearing examiner or the attorney general requests, the hearing examiner shall cause a transcript to be prepared of the hearing. The agency shall give notice to all persons who requested to be informed that the hearing record has been submitted to the attorney general.* The attorney general shall, within 20 days, either approve or disapprove the rule. If he approves the rule, he shall promptly file it in the office of the secretary of state. If he disapproves the rule, he shall state in writing his reasons therefor, and the rule shall not be filed in the office of the secretary, nor published. A rule shall become effective after it has been subjected to all requirements described in this subdivision and (20) *five working days* after (ITS) publication in the state register, *as hereinafter provided, unless a later date is required by statutes or specified in the rule. (ANY RULE ADOPTED AFTER JULY 1, 1976 WHICH IS NOT PUBLISHED IN THE STATE REGISTER SHALL BE OF NO EFFECT)* *If the rule as adopted does not differ from the proposed rule as published in the state register, publication may be made by publishing notice in the state register that the rule has been adopted as proposed and by publishing a citation to the prior publication. If the rule as adopted differs from the proposed rule, the adopted rule or*

subdivisions thereof which differ from the proposed rule shall be published together with a citation to the prior state register publication of the remainder of the proposed rule.

Subd. 5. Where statutes governing the agency permit the agency to exercise emergency powers, or when the agency is compelled to act by court order or a federal law or rule, emergency rules may be established without compliance with the provisions of subdivision 4. These rules are to be effective for not longer than (75) 90 days and may be reissued or continued in effect for an additional (75) 90 days, but may not immediately be reissued thereafter without following the procedure of subdivision 4. Emergency rules shall be published in the state register as soon as practicable.

Subd. 6. When an agency seeks to obtain information or opinions in preparing to propose the adoption, amendment, suspension, or repeal of a rule from sources outside of the agency, the agency shall publish notice of its action in the state register and shall afford all interested persons an opportunity to submit data or views on the subject of concern in writing or orally. Such notice and any written material received by the agency shall become a part of the hearing record to be submitted to the attorney general under subdivision 4.

Subd. 7. If the adoption of a rule by an agency will require the expenditure of public moneys by local public bodies (AND THE AFFECTED LOCAL PUBLIC AGENCY HAS NOT BEEN DIRECTLY INVOLVED AS PROVIDED BY STATUTE IN THE ACTIONS RELATING TO IMPLEMENTATION OF THE RULE), the notice of the proposed rule as required by this section shall be accompanied by a written statement giving the agency's reasonable estimate of the total cost to all local public bodies in the state to implement the rule for the two years immediately following adoption of the rule if the estimated total cost exceeds \$100,000 in either of the two years. For purposes of this section, local public bodies shall mean officers and governing bodies of the political subdivisions of the state and other officers and bodies of less than statewide jurisdiction which have the authority to levy taxes.

Sec. 2. Minnesota Statutes 1976, Section 15.0413, Subdivision 3, is amended to read:

Subd. 3. Rules hereafter promulgated, amended, suspended, or repealed of any state officer, board, commission, bureau, division, department, or tribunal other than a court, having statewide jurisdiction and authorized by law to make rules, but excluded from the definition of "agency" in section 15.0411 shall have the force and effect of law if they are filed in the office of the secretary of state in the same manner as rules (OF AN AGENCY) adopted pursuant to section 15.0412 are so filed and if they are submitted to the commissioner of administration in

a manner he shall prescribe and published in the state register. This subdivision, however, shall not apply to rules of the regents of the University of Minnesota.

Sec. 3. Minnesota Statutes 1976, Section 15.0417, is amended to read:

15.0417 [RULE DECLARED INVALID.] In proceedings under section 15.0416 the court shall declare the rule invalid if it finds that it violates constitutional provisions or exceeds the statutory authority of the agency or was adopted without compliance with statutory rule-making procedures. *Any party to proceedings under section 15.0416, including the agency, may appeal an adverse decision of the district court to the supreme court.*

Sec. 4. Minnesota Statutes 1976, Section 15.0426, is amended to read:

15.0426 [APPEALS TO SUPREME COURT.] An aggrieved party, *including an agency which issued a decision or order in the case*, may secure a review of any final order or judgment of the district court under section 15.0424 or section 15.0425 by appeal to the supreme court. Such appeal shall be taken in the manner provided by law for appeals from orders or judgments of the district court in other civil cases.

Sec. 5. Minnesota Statutes 1976, Section 15.048, is amended to read:

15.048 [EFFECT OF PUBLICATION OF RULES OR ORDERS.] The publication *or citation* of a rule or order in the state register *in a manner as required by sections 15.0411 to 15.052* raises a rebuttable presumption that:

(1) The rule or order was duly adopted, issued, or promulgated;

(2) The rule or order was duly filed with the secretary of state and available for public inspection at the day and hour endorsed thereon; and

(3) The copy of the rule or order published in the state register is a true copy of the original.

Sec. 6. Minnesota Statutes 1976, Section 15.051, Subdivision 4, is amended to read:

Subd. 4. [COST; DISTRIBUTION.] When an agency properly submits a rule, proposed rule, notice, or other material to the commissioner of administration, the commissioner shall then be accountable for the publication of the same in the state

register. The commissioner of administration shall require each agency which requests the publication of rules, proposed rules, notices, or other material in the state register to pay its proportionate cost of the state register unless other funds are provided and are sufficient to cover the cost of the state register.

The state register shall be offered for public sale at a location centrally located as determined by the commissioner of administration and at a price as the commissioner of administration shall determine. The commissioner of administration shall further provide for the mailing of the state register to any person, agency, or organization if so requested, provided that reasonable costs are borne by the requesting party. The supply and expense appropriation to any state agency is deemed to include funds to purchase the state register. Ten copies of each issue of the state register, however, shall be provided without cost to the legislative reference library and ten copies to the state law library. *One copy shall be provided without cost to a public library in each county seat in the state or, if there is no public library in a county seat, to a public library in the county as designated by the county board. The commissioner shall advise the recipient libraries of the significance and content of the state register and shall encourage efforts to promote its usage.*

Sec. 7. Minnesota Statutes 1976, Section 15.42, is amended to read:

15.42 [CITATION.] Sections (15.01) *15.0411* to (15.41) *15.052*, may be cited as the Administrative Procedure Act.

Sec. 8. Minnesota Statutes 1976, Section 15.052, Subdivision 4, is amended to read:

Subd. 4. The chief hearing examiner shall promulgate rules to govern the procedural conduct of all hearings, relating to both rule adoption, amendment, suspension or repeal hearings and contested case hearings. Such procedural rules for hearings shall be binding upon all agencies and shall supersede any other agency procedural rules with which they may be in conflict. The procedural rules for hearings shall include in addition to normal procedural matters provisions relating to recessing and reconvening new hearings when the proposed final rule of an agency is substantially different from that which was proposed at the public hearing. The procedural rules shall establish a procedure whereby the proposed final rule of an agency shall be reviewed by the chief hearing examiner to determine whether or not a new hearing is required because of substantial changes or failure of the agency to meet the requirements of section 15.0412, subdivision 4. *Upon his own initiative or upon written request of an interested party, the chief hearing examiner may issue a subpoena for the attendance of a witness or the production of such books, papers, records or other documents as are material to the matter being heard. Such subpoenas shall be enforceable through the district court in the district in which the subpoena is issued.*

Sec. 9. Minnesota Statutes 1976, Section 15.052, Subdivision 5, is amended to read:

Subd. 5. The office of hearing (EXAMINER SHALL) *examiners may maintain a court reporter system and in addition to or in lieu thereof may contract with non-governmental sources for court reporter services.* Unless the chief hearing examiner determines that the use of an audio magnetic recording device is more appropriate, a court reporter shall keep a record at any hearing which takes place under this chapter and may additionally be utilized as a chief hearing examiner directs.

Court reporters *-serving in the court reporter system of the office of hearing examiners shall be in the classified service (AND ALL INITIAL APPOINTMENTS TO THE POSITION OF COURT REPORTER SHALL BE FILLED BY INDIVIDUALS WHO ACTED IN THIS CAPACITY FOR INDIVIDUAL STATE AGENCIES PRIOR TO THE ENACTMENT OF THIS SECTION).*

Sec. 10. *This act is effective July 1, 1977.*"

Further amend by striking the title and inserting:

"A bill for an act relating to administrative procedures of governmental agencies; limiting rule-making authority and obligations; permitting incorporation by reference; requiring completion of hearing examiner reports within a specified period; permitting an agency to appeal adverse district court decisions; providing copies of the state register for public libraries; providing for subpoenas and reporters; amending Minnesota Statutes 1976, Sections 15.0412; 15.0413, Subdivision 3; 15.0417; 15.0426; 15.048; 15.051, Subdivision 4; 15.052, Subdivisions 4 and 5; and 15.42."

The motion prevailed and the amendment was adopted.

Pehler moved to amend S. F. No. 1172, as amended, as follows:

Page 8, line 9, after the period add "*One copy shall also be provided without cost to a library on each campus of the University of Minnesota and each state university.*"

The motion prevailed and the amendment was adopted.

Zubay moved to amend S. F. No. 1172, as amended, as follows:

Page 9, line 16, after "*services.*" insert "*The court reporters may additionally be utilized as a chief hearing examiner directs.*"

Page 9, line 18, strike "*an audio magnetic recording device*" and insert "*a court reporter*" and in the same line strike "*a*" and insert "*an audio magnetic recording device*".

Page 9, line 19, strike "court recorder".

Page 9, line 20, after "chapter" insert a period and strike "and may additionally be".

Page 9, delete line 21.

The motion prevailed and the amendment was adopted.

S. F. No. 1172, A bill for an act relating to administrative procedures of governmental agencies; adding metropolitan and capitol area agencies under the coverage of the administrative procedure act; limiting rule-making authority and obligations; permitting incorporation by reference; requiring completion of hearing examiner reports within a specified period; permitting an agency to appeal adverse district court decisions; providing copies of the state register for public libraries; providing for subpoenas and reporters; amending Minnesota Statutes 1976, Sections 15.0411, Subdivision 2; 15.0412; 15.0413, Subdivision 3; 15.0417; 15.0426; 15.048; 15.051, Subdivision 4; 15.052, Subdivisions 4 and 5; and 15.42.

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

The question was taken on the passage of the bill and the roll was called. There were 125 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berglin

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

S. F. No. 603 was reported to the House.

Novak and Savelkoul moved to amend S. F. No. 603, as follows:

Page 3, after line 5, insert:

"Sec. 2. Minnesota Statutes 1976, Chapter 216, is amended by adding a section to read:

[216.28] [APPEAL DENIAL OF HEARING.] *Any party who requests a hearing under this chapter and is denied, may appeal the denial to district court. If the court determines that a hearing is required, it shall order the commission to hold the hearing as a contested case.*"

Renumber the following section.

Further, amend the title as follows:

Page 1, line 6, after "court;" insert "allowing appeals from denial of a hearing;"

Page 1, line 7, after "216.25" insert "; and Chapter 216 by adding a section".

The motion prevailed and the amendment was adopted.

S. F. No. 603, A bill for an act relating to the public service commission; confining appeals from its decisions to the record; allowing the commission to appeal adverse decisions of the district court to the supreme court; amending Minnesota Statutes 1976, Section 216.25.

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 116 yeas and 6 nays as follows:

Those who voted in the affirmative were:

Abeln	Berg	Carlson, D.	Den Ouden	Forsythe
Adams	Berkelman	Carlson, L.	Eckstein	Friedrich
Albrecht	Biersdorf	Clark	Eken	Fudro
Anderson, B.	Birnstihl	Clawson	Ellingson	Fugina
Anderson, I.	Brandl	Cohen	Enebo	George
Anderson, R.	Braun	Corbid	Erickson	Gunter
Arlandson	Brinkman	Cummiskey	Evans	Hanson
Battaglia	Byrne	Dahl	Faricy	Heinitz
Begich	Carlson, A.	Dean	Fjoslien	Hokanson

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

Those who voted in the negative were:

Anderson, D.	Jude	Niehaus	Pehler	Prahl
Anderson, G.				

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

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Kelly, W., requested immediate consideration of H. F. Nos. 1191, 551 and 223.

H. F. No. 1191 was reported to the House.

Tomlinson moved to amend H. F. No. 1191 as follows:

Page 8, delete lines 10 through 14.

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 70 yeas and 47 nays as follows:

Those who voted in the affirmative were:

Abeln	Clark	Hokanson	Mann	Sarna
Adams	Cohen	Jensen	McCollar	Searles
Anderson, B.	Cummiskey	Johnson	McDonald	Sieben, M.
Anderson, R.	Dahl	Jude	McEachern	Simoneau
Arlandson	Dean	Kaley	Neisen	Spanish
Battaglia	Eckstein	Kalis	Nelsen, M.	Stanton
Begich	Esau	Kelly, R.	Norton	Stoa
Biersdorf	Evans	Kempe, R.	Novak	Suss
Birnstihl	Faricy	King	Osthoff	Tomlinson
Brandl	Forsythe	Knickerbocker	Patton	Waldorf
Byrne	Fudro	Kostohryz	Petrafeso	Wenstrom
Carlson, A.	Fugina	Kroening	Pleasant	White
Carlson, D.	Hanson	Laidig	Reding	Wynia
Carlson, L.	Heintz	Lehto	Rose	Zubay

Those who voted in the negative were:

Anderson, G.	Erickson	Metzen	Samuelson	Voss
Anderson, I.	Fjoslien	Moe	Savelkoul	Welch
Berg	George	Murphy	Scheid	Wenzel
Berglin	Gunter	Nelsen, B.	Schulz	Wieser
Braun	Jacobs	Nelson	Searle	Wigley
Clawson	Jaros	Niehaus	Sieben, H.	Williamson
Corbid	Kahn	Pehler	Skoglund	Speaker Sabo
Den Ouden	Kelly, W.	Peterson	Smogard	
Ellingson	Langseth	Frahl	Swanson	
Enebo	Mangan	Rice	Vanasek	

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend H. F. No. 1191, as follows:

Page 11, after line 20, insert:

"In the event that the issuance of general obligation bonds pursuant to this section would cause the total amount of outstanding indebtedness for a municipality to exceed the net debt limit for said municipality as provided in section 475.53, the municipality may issue general obligation bonds pursuant to this section upon obtaining approval of a majority of the electors voting on the question. Such elections shall be held in accordance with the procedures established in Minnesota Statutes, Chapter 475."

The motion prevailed and the amendment was adopted.

H. F. No. 1191, A bill for an act relating to taxation; creating special districts to be called tax increment financing districts; providing for tax increment financing of renewal and development projects; amending Minnesota Statutes 1976, Chapter 273, by adding sections; Sections 458.192, Subdivision 11; 462.585, Subdivision 1; 472A.06; 473F.02, Subdivision 3; 474.10, Subdivision 2; and repealing Minnesota Statutes 1976, Sections 458.192, Subdivision 12; 462.545, Subdivision 5; 462.585, Subdivisions 2, 3 and 4; 472A.07; and 472A.08.

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 90 yeas and 34 nays as follows:

Those who voted in the affirmative were:

Abeln	Battaglia	Braun	Cohen	Enebo
Adams	Begich	Brinkman	Corbid	Evans
Albrecht	Berg	Carlson, D.	Dahl	Faricy
Anderson, B.	Berglin	Carlson, L.	Dean	George
Anderson, G.	Berkelman	Casserly	Den Ouden	Gunter
Anderson, I.	Birnstihl	Clark	Eken	Hanson
Anderson, R.	Brandl	Clawson	Ellingson	Heinitz

Jacobs	Kroening	Munger	Rose	Swanson
Jaros	Kvam	Murphy	Samuelson	Voss
Jensen	Laidig	Nelsen, M.	Savelkoul	Waldorf
Johnson	Langseth	Nelson	Scheid	Welch
Jude	Lehto	Niehaus	Schulz	Wenzel
Kahn	Lemke	Novak	Searles	Wieser
Kaley	Mangan	Pehler	Sieben, H.	Wigley
Kalis	Mann	Peterson	Sieben, M.	Williamson
Kelly, R.	McDonald	Pleasant	Skoglund	Wynia
Kelly, W.	McEachern	Prahl	Smogard	Zubay
King	Moe	Reding	Stanton	Speaker Sabo

Those who voted in the negative were:

Anderson, D.	Erickson	Knickerbocker	Osthoff	Stoa
Arlandson	Esau	Kostohryz	Patton	Suss
Biersdorf	Fjoslien	McCollar	Petrafaso	Tomlinson
Byrne	Forsythe	Metzen	St. Onge	Vanasek
Carlson, A.	Fudro	Neisen	Sarna	Wenstrom
Cummiskey	Hokanson	Nelsen, B.	Searle	White
Eckstein	Kempe, R.	Norton	Simoneau	

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

H. F. No. 551, A bill for an act relating to taxation; providing for transfer of jointly held property to heirs of decedent joint tenant; clarifying marital exemption provisions; providing for deduction for certain taxes on estates of nonresidents; clarifying time for filing and extension; providing for abatement of penalties in cases of reasonable cause for delay; correcting references to probate code provisions; requiring filing of affidavits and copies of documents; amending Minnesota Statutes 1976, Sections 291.01, Subdivision 4; 291.051, Subdivision 1; 291.08; 291.09, by adding a subdivision; 291.11, Subdivision 1; 291.131, Subdivision 2; 291.20, Subdivision 3; 291.40; 524.3-1008; 524.3-1201; and 524.3-1202.

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

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

The bill was passed and its title agreed to.

H. F. No. 223 was reported to the House.

Kelly, R., moved to amend H. F. No. 223, as follows:

Page 3, line 1, delete "*telephones*" insert "*telephone numbers*".

The motion prevailed and the amendment was adopted.

George moved to amend H. F. No. 223, as amended, as follows:

Page 2, line 31, delete Section 2 from the bill.

Renumber the remaining section.

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

H. F. No. 223, A bill for an act relating to telephones; providing that sales tax on telephone service charges be payable by person paying for the service; requiring telephone number publication; amending Minnesota Statutes 1976, Section 297A.01, Subdivision 3; and Chapter 237, by adding a section.

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 121 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Begich	Carlson, D.	Den Ouden	Fudro
Adams	Berg	Carlson, L.	Eckstein	Fugina
Albrecht	Berglin	Cassery	Eken	Gunter
Anderson, B.	Berkelman	Clark	Erickson	Hanson
Anderson, D.	Biersdorf	Clawson	Esau	Heintz
Anderson, G.	Birnstihl	Cohen	Evans	Hokanson
Anderson, I.	Braun	Corbid	Faricy	Jacobs
Anderson, R.	Brunkman	Cummiskey	Fjoslien	Jaros
Arlandson	Byrne	Dahl	Forsythe	Jensen
Battaglia	Carlson, A.	Dean	Friedrich	Johnson

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

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

Corbid was excused between the hours of 4:05 p.m. and 7:25 p.m.

SPECIAL ORDERS

There being no objection, S. F. No. 766 was reported to the House.

Begich offered an amendment to S. F. No. 766.

POINT OF ORDER

Berg raised a point of order pursuant to rule 3.9 that the Begich amendment was out of order. Sieben, H., as Speaker Pro Tempore, ruled the point of order well taken and the amendment out of order.

Smogard moved to amend S. F. No. 766, the unofficial engrossment, as follows:

Page 2, strike lines 17 to 20 and insert the following:

“(3) persons possessing machine guns or short-barreled shot-guns which, although designed as weapons, have been determined by the superintendent of the bureau of criminal apprehension or his delegate by reason of the date of manufacture, value, design or other characteristics to be primarily collector’s items, relics, museum pieces or objects of curiosity, ornaments or keepsakes, and are not likely to be used as weapons.”.

Page 2, line 29, after the semicolon strike the remainder of line 29, line 30, line 31 and line 32 up to and including the semicolon.

Page 3, after line 5, add a new section to read:

"Sec. 2. [PRE-EMPTION.] *This act supersedes all local ordinances, rules and regulations.*"

Renumber the following section accordingly.

The motion prevailed and the amendment was adopted.

Kahn moved to amend S. F. No. 766, the unofficial engrossment, as follows:

Page 1, line 10, delete "SHOTGUNS" and insert "GUNS".

Page 1, line 15, delete "*Shotgun*" and insert "*Gun*".

Page 1, line 16, delete "*is intended to be fired from the shoulder*".

Page 1, line 17, delete "*and*".

Page 1, line 17, delete "*shotgun*" and insert "*gun*".

Page 1, line 18, after "*smooth*" insert "*or rifled*".

Page 1, line 21, after "*barreled*" delete "*shotgun*" and insert "*gun*".

Page 1, line 21, after "*means a*" delete "*shotgun*" and insert "*gun*".

Page 2, line 1, delete "*shotgun*" and insert "*gun*".

Page 2, line 5, delete "*shotgun*" and insert "*gun*".

Page 2, line 9, delete "*shotgun*" and insert "*gun*".

Page 2, line 18, delete "*shotgun*" and insert "*gun*".

Page 2, line 22, delete "*shotgun*" and insert "*gun*".

Page 2, line 27, delete "*shotgun*" and insert "*gun*".

Page 2, line 31, delete "*shotgun*" and insert "*gun*".

Further amend the title as follows:

Line 3, delete "shotguns" and insert "guns".

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

S. F. No. 766, A bill for an act relating to crimes; public safety and health; dangerous weapons; short-barreled shotguns; providing penalties; amending Minnesota Statutes 1976, Chapter 609, by adding a section.

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 79 yeas and 35 nays as follows:

Those who voted in the affirmative were:

Abeln	Eken	Jude	Neisen	Skoglund
Adams	Ellingson	Kahn	Nelson	Smogard
Anderson, G.	Enebo	Kempe, A.	Norton	Stanton
Arlandson	Erickson	Kempe, R.	Novak	Stoa
Berg	Faricy	King	Osthoff	Suss
Brandl	Forsythe	Knickerbocker	Petrafaso	Tomlinson
Byrne	Fudro	Kostohryz	Reding	Voss
Carlson, A.	Fugina	Kroening	Rose	Waldorf
Carlson, L.	George	Kvam	Sarna	Welch
Casserly	Hanson	Lehto	Savelkoul	Wenstrom
Clark	Heinitz	Mangan	Scheid	White
Clawson	Hokanson	McDonald	Searle	Williamson
Cohen	Jacobs	McEachern	Sherwood	Wynia
Cummiskey	Jaros	Metzen	Sieben, H.	Zubay
Dean	Jensen	Moe	Sieben, M.	Speaker Sabo
Den Ouden	Johnson	Munger	Simoneau	

Those who voted in the negative were:

Albrecht	Birnstihl	Gunter	Nelsen, M.	Schulz
Anderson, D.	Braun	Kaley	Niehaus	Searles
Anderson, I.	Carlson, D.	Kalis	Patton	Spanish
Anderson, R.	Eckstein	Lenke	Peterson	Vanasek
Battaglia	Esau	Mann	Pleasant	Wenzel
Begich	Evans	Murphy	Prahl	Wieser
Biersdorf	Fjoslien	Nelsen, B.	St. Onge	Wigley

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

S. F. No. 1070 was reported to the House.

There being no objection, S. F. No. 1070 was continued on Special Orders for one day.

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

S. F. No. 1338 was reported to the House.

Savelkoul moved to amend S. F. No. 1338, as follows:

Page 5, after line 13, insert:

"Sec. 6. Minnesota Statutes 1976, Chapter 65B, is amended by adding a section to read:

[65B.72] [INJURY OR LOSS TO PEDESTRIANS; NO-FAULT NOT TO APPLY.] *Sections 65B.41 to 65B.71 do not apply to injury or loss to pedestrians arising from the maintenance or use of a motor vehicle or motorcycle. For the purposes of this section, the definitions contained in section 65B.43 apply and "pedestrian" does not include any person occupying, entering into or onto or alighting from a motor vehicle or motorcycle.*"

Further, amend the title as follows:

Page 1, line 4, after "act;" insert "excluding pedestrians from no-fault coverage and restrictions;"

Page 1, line 5, after "1976," insert "Chapter 65B, by adding a section; and".

The motion prevailed and the amendment was adopted.

S. F. No. 1338, A bill for an act relating to automobile insurance; clarifying certain ambiguous provisions in the Minnesota no-fault automobile insurance act; amending Minnesota Statutes 1976, Sections 65B.44, Subdivision 3; 65B.49, Subdivisions 4 and 6; 65B.51, Subdivision 1; and 65B.53, Subdivision 1.

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 118 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 274 was reported to the House.

Wieser, Lemke and Schulz moved to amend S. F. No. 274, the unofficial engrossment, as follows:

Page 6, line 14, after the period insert:

"Sec. 2. [STATE PARKS; NOTICE OF ADDITIONS TO AND DELETIONS FROM.] The commissioner of natural resources shall publish a notice and description of proposed additions to and deletions from legislatively designated boundaries of state parks in a legal newspaper of general circulation in each county that is affected, and shall mail a copy of such notice and description to the chairman of the affected county board or boards and to each affected landowner."

Renumber the subsequent section accordingly.

The motion prevailed and the amendment was adopted.

Lemke, Schulz and Wieser moved to amend S. F. No. 274, the unofficial engrossment, as amended, as follows:

Page 6, line 14, after the period insert:

"Sec. 2. [STATE PARKS; REVIEW OF BOUNDARIES.] The commissioner of natural resources shall review the present legislatively designated boundaries of state parks in cooperation with each affected county board, and shall submit any proposed additions to or deletions from the present boundaries with the recommended reasons to the house environment and natural resources committee and the senate agriculture and natural resources committee by January 15, 1978. Each subsequent proposed addition to or deletion from the legislatively designated boundaries of state parks, with the recommended reasons therefor, shall be submitted to the house environment and natural resources committee and the senate agriculture and natural resources committee for their review before any bills relating to the proposed additions or deletions are introduced in the legislature."

Renumber subsequent section accordingly.

The motion prevailed and the amendment was adopted.

Anderson, G., moved to amend S. F. No. 274, the unofficial engrossment, as follows:

Page 6, after line 14, add a new subdivision to read:

"Subd. 7. [BIG STONE STATE PARK: DELETION.] The following area is deleted from Big Stone State Park: The Northeast Quarter of the Northwest Quarter of Section 20 in Township 123 North, Range 48 West and the Southwest part of Lot 2 of Section 10 in Township 122N, Range 47W."

The motion prevailed and the amendment was adopted.

Anderson, I., moved to amend the Lemke, Schulz and Wieser amendment to S. F. No. 274, the unofficial engrossment, as amended, as follows:

After "committee for their review" delete "before any bills relating to the proposed additions or deletions are introduced in the legislature".

The motion prevailed and the amendment was adopted.

Spanish moved to amend S. F. No. 274, the unofficial engrossment, as amended, as follows:

Page 1, line 9, delete Section 1 from the bill.

Renumber the following sections.

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 40 yeas and 62 nays as follows:

Those who voted in the affirmative were:

Adams	Carlson, D.	Gunter	McCollar	Novak
Albrecht	Den Ouden	Heinitz	McDonald	Prahl
Anderson, D.	Erickson	Jaros	McEachern	Savelkoul
Anderson, R.	Esau	Johnson	Metzen	Simoneau
Begich	Evans	Jude	Murphy	Spanish
Biersdorf	Fjostien	Kaley	Nelsen, B.	Wenzel
Braun	Fudro	Kalis	Nelsen, M.	Wigley
Brinkman	Fugina	Kvam	Niehaus	Zubay

Those who voted in the negative were:

Abeln	Dahl	King	Reding	Suss
Anderson, B.	Dean	Knickerbocker	Rose	Swanson
Anderson, I.	Ellingson	Kostohryz	St. Onge	Tomlinson
Battaglia	Enebo	Laidig	Scheid	Vanasek
Berglin	Faricy	Langseth	Searle	Waldorf
Brandl	Friedrich	Lehto	Searles	White
Byrne	George	Mangan	Sherwood	Wieser
Carlson, A.	Hanson	Mann	Sieben, H.	Williamson
Carlson, L.	Hokanson	Munger	Sieben, M.	Wynia
Casserly	Jacobs	Neisen	Skoglund	Speaker Sabo
Clark	Kahn	Norton	Smogard	
Clawson	Kelly, R.	Osthoff	Stanton	
Cummiskey	Kempe, R.	Peterson	Stoa	

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

S. F. No. 274, A bill for an act relating to natural resources; authorizing additions to and deletions from certain state parks; authorizing land acquisition in relation thereto; amending Laws 1945, Chapter 484, Section 1, as amended.

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 95 yeas and 20 nays as follows:

Those who voted in the affirmative were:

Abeln	Cummiskey	Jude	Nelson	Sieben, H.
Anderson, B.	Dahl	Kaley	Norton	Sieben, H.
Anderson, D.	Dean	Kelly, R.	Novak	Simoneau
Anderson, G.	Den Ouden	Kelly, W.	Osthoff	Skoglund
Anderson, I.	Eckstein	Kempe, R.	Patton	Smogard
Arlandson	Ellingson	Knickerbocker	Pehler	Stanton
Battaglia	Erickson	Kostohryz	Peterson	Stoa
Berg	Faricy	Kroening	Petrafeso	Suss
Berglin	Fjoslien	Kvam	Pleasant	Swanson
Berkelman	Forsythe	Laidig	Reding	Tomlinson
Biersdorf	Friedrich	Langseth	Rice	Vanasek
Brandl	George	Lehto	Rose	Voss
Braun	Hanson	Lemke	St. Onge	Waldorf
Byrne	Heinitz	Mangan	Savelkoul	Wenstrom
Carlson, L.	Hokanson	Mann	Scheid	Wieser
Casserly	Jacobs	McCollar	Schulz	Williamson
Clark	Jaros	McEachern	Searle	Wynia
Clawson	Jensen	Moe	Searles	Zubay
Cohen	Johnson	Munger	Sherwood	Speaker Sabo

Those who voted in the negative were:

Albrecht	Brinkman	Fugina	Metzen	Prahl
Anderson, R.	Esau	Gunter	Nelsen, B.	Spanish
Begich	Evans	Kalis	Nelsen, M.	Wenzel
Birnstihl	Fudro	McDonald	Niehaus	White

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

S. F. No. 977 was reported to the House.

Cummiskey moved to amend S. F. No. 977, the unofficial engrossment, as follows:

Page 2, after line 4, add a section to read:

"Section 2. Minnesota Statutes 1976, Section 517.03 is amended to read:

517.03 [MARRIAGES PROHIBITED.] No marriage shall be contracted while either of the parties has a husband or wife

living; nor within six months after either has been divorced from a former spouse; excepting re-intermarriage between such parties; nor within six months after either was a party to a marriage which has been adjudged a nullity, excepting intermarriage between such parties; nor between parties who are nearer than second cousins, whether of the half or whole blood, computed by the rules of the civil law; nor between persons (ONE OF WHOM IS A MALE PERSON) under 18 years of age (OR ONE OF WHOM IS A FEMALE PERSON UNDER THE AGE OF 16 YEARS); provided, however, that mentally deficient persons committed to the guardianship of the commissioner of public welfare and mentally deficient persons committed to the conservatorship of the commissioner of public welfare in which the terms of the conservatorship limit the right to marry, may marry on receipt of written consent of the commissioner. The commissioner shall grant such consent unless it appears from his investigation that such marriage is not in the best interest of the ward or conservatee and the public. The clerk of the district court in the county where the application for a license is made by such ward or conservatee shall not issue the license unless and until he has received a signed copy of the consent of the commissioner of public welfare.”.

Renumber the following sections.

Further amend the title as follows:

Line 7, after “517.02;” insert “517.03;”.

The motion prevailed and the amendment was adopted.

Brandl moved to amend S. F. No. 977, the unofficial engrossment, as amended, as follows:

Page 3, after line 4, insert the following:

“Sec. 3. Minnesota Statutes 1976, Section 517.03, is amended to read:

517.03 [MARRIAGES PROHIBITED.] No marriage shall be contracted while either of the parties has a husband or wife living (; NOR WITHIN SIX MONTHS AFTER EITHER HAS BEEN DIVORCED FROM A FORMER SPOUSE; EXCEPTING RE-INTERMARRIAGE BETWEEN SUCH PARTIES; NOR WITHIN SIX MONTHS AFTER EITHER WAS A PARTY TO A MARRIAGE WHICH HAS BEEN ADJUDGED A NULLITY, EXCEPTING INTERMARRIAGE BETWEEN SUCH PARTIES); nor between parties who are nearer than second cousins, whether of the half or whole blood, computed by the rules of the civil law; nor between persons one of whom is a male person under 18 years of age or one of whom is a female person under the age of 16 years; provided, however, that men-

tally deficient persons committed to the guardianship of the commissioner of public welfare and mentally deficient persons committed to the conservatorship of the commissioner of public welfare in which the terms of the conservatorship limit the right to marry, may marry on receipt of written consent of the commissioner. The commissioner shall grant such consent unless it appears from his investigation that such marriage is not in the best interest of the ward or conservatee and the public. The clerk of the district court in the county where the application for a license is made by such ward or conservatee shall not issue the license unless and until he has received a signed copy of the consent of the commissioner of public welfare.”.

Further amend the title as follows :

Line 4, after the semicolon, insert “removing the prohibition of marriage within six months after divorce or annulment;”.

Line 5, after “Sections” insert “517.03;”.

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

Faricy moved to amend S. F. No. 977, the unofficial engrossment, as amended, as follows :

Strike the Cummiskey amendment at page 2, after line 4.

Delete Section 1 from the bill.

Renumber the sections.

Further, amend the title.

Line 7, after “Sections” delete “517.02;”.

Carlson, A., moved that S. F. No. 977, as amended, be continued on Special Orders for one day. The motion did not prevail.

The question recurred on the adoption of the Faricy amendment. The motion prevailed and the amendment was adopted.

Fudro was excused for the remainder of today’s session.

Casserly moved to amend S. F. No. 977, the unofficial engrossment, as amended, as follows :

Page 3, after line 4, insert the following :

“Sec. 3. Minnesota Statutes 1976, Section 517.03, is amended to read :

517.03 [MARRIAGES PROHIBITED.] No marriage shall be contracted while either of the parties has a husband or wife living(; NOR WITHIN SIX MONTHS AFTER EITHER HAS BEEN DIVORCED FROM A FORMER SPOUSE; EXCEPTING RE-INTERMARRIAGE BETWEEN SUCH PARTIES; NOR WITHIN SIX MONTHS AFTER EITHER WAS A PARTY TO A MARRIAGE WHICH HAS BEEN ADJUDGED A NULLITY, EXCEPTING INTERMARRIAGE BETWEEN SUCH PARTIES) ; nor between parties who are nearer than second cousins, whether of the half or whole blood, computed by the rules of the civil law ; nor between persons one of whom is a male person under 18 years of age or one of whom is a female person under the age of 16 years ; provided, however, that mentally deficient persons committed to the guardianship of the commissioner of public welfare and mentally deficient persons committed to the conservatorship of the commissioner of public welfare in which the terms of the conservatorship limit the right to marry, may marry on receipt of written consent of the commissioner. The commissioner shall grant such consent unless it appears from his investigation that such marriage is not in the best interest of the ward or conservatee and the public. The clerk of the district court in the county where the application for a license is made by such ward or conservatee shall not issue the license unless and until he has received a signed copy of the consent of the commissioner of public welfare.”.

Further amend the title as follows :

Line 4, after the semicolon, insert “removing the prohibition of marriage within six months after divorce or annulment;”.

Line 5, after “Sections”, insert “517.03;”.

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 59 yeas and 48 nays as follows :

Those who voted in the affirmative were:

Abeln	Casserly	George	Moe	Simoneau
Anderson, B.	Clark	Gunter	Munger	Skoglund
Anderson, G.	Cohen	Heinits	Nelson	Smogard
Anderson, R.	Dahl	Jacobs	Novak	Stanton
Berg	Dean	Johnson	Peterson	Suss
Berglin	Eckstein	Kahn	Petraleso	Tomlinson
Birnstihl	Ellingson	Kaley	Rice	Wenstrom
Brandl	Enebo	Kelly, W.	Samuelson	Williamson
Brinkman	Evans	Kostohryz	Scheid	Wynia
Byrne	Faricy	Laidig	Searles	Zubay
Carlson, A.	Friedrich	Lehto	Sieben, H.	Speaker Sabo
Carlson, L.	Fugina	McCollar	Sieben, M.	

Those who voted in the negative were:

Adams	Erickson	Langseth	Patton	Stoa
Albrecht	Esau	Mangan	Pehler	Swanson
Anderson, D.	Fjoslien	Mann	Pleasant	Vanasek
Anderson, I.	Jensen	McDonald	Prahl	Waldorf
Battaglia	Jude	McEachern	Rose	Wenzel
Begich	Kelly, R.	Murphy	St. Onge	White
Berkelman	Kempe, R.	Neisen	Savelkoul	Wieser
Biersdorf	King	Nelsen, B.	Schulz	Wigley
Carlson, D.	Kroening	Niehaus	Searle	
Den Ouden	Kvam	Osthoff	Sherwood	

The motion prevailed and the amendment was adopted.

Laidig moved to amend S. F. No. 977, the unofficial engrossment, as amended, as follows:

In the Casserly amendment, line 7, after "living" insert "; nor between parties of the same sex".

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 102 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Abeln	Dahl	Kaley	Neisen	Sieben, M.
Adams	Dean	Kalis	Nelsen, B.	Skoglund
Albrecht	Den Ouden	Kelly, R.	Niehaus	Smogard
Anderson, B.	Eckstein	Kelly, W.	Novak	Stoa
Anderson, D.	Eken	Kempe, R.	Osthoff	Suss
Anderson, G.	Ellingson	King	Patton	Swanson
Anderson, I.	Erickson	Knickerbocker	Pehler	Tomlinson
Anderson, R.	Esau	Kostohryz	Peterson	Vanasek
Arlandson	Evans	Kroening	Pleasant	Voss
Battaglia	Ewald	Kvam	Prahl	Waldorf
Begich	Faricy	Laidig	Reding	Wenstrom
Berg	Fjoslien	Langseth	Rice	Wenzel
Berkelman	Friedrich	Lemke	Rose	White
Biersdorf	Gunter	Mangan	St. Onge	Wieser
Birnstihl	Hanson	Mann	Savelkoul	Wigley
Brinkman	Heinitz	McCollar	Scheid	Williamson
Byrne	Hokanson	McDonald	Schulz	Wynia
Carlson, A.	Jacobs	McEachern	Searle	Zubay
Carlson, D.	Jensen	Metzen	Searles	
Carlson, L.	Johnson	Munger	Sherwood	
Clawson	Jude	Murphy	Sieben, H.	

Those who voted in the negative were:

Berglin	Kahn	Lehto
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The motion prevailed and the amendment was adopted.

S. F. No. 977, A bill for an act relating to marriage; requiring certain information to be included on an application for a mar-

riage license; amending Minnesota Statutes 1976, Sections 517.08, Subdivision 1; and 517.10.

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 114 yeas and 7 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Birnstihl	Ewald	Langseth	Mangan	Schulz
Braun	Jaros			

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

S. F. No. 541, A bill for an act relating to the operation of state government; authorizing value analysis of certain department of transportation construction projects; establishing procedures for implementing value analysis change proposals.

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 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Albrecht	Anderson, D.	Anderson, I.	Arlandson
Adams	Anderson, B.	Anderson, G.	Anderson, R.	Battaglia

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

The bill was passed and its title agreed to.

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 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 118 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1064, A bill for an act relating to the state board of investment; creating an advisory council; requiring annual reports; replacing existing agencies; amending Minnesota Statutes 1976, Chapter 11, by adding sections.

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 118 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Waldorf

The bill was passed and its title agreed to.

S. F. No. 1077 was reported to the House.

Berg moved to amend S. F. No. 1077, the unofficial engrossment, as follows:

Page 2, line 5, after "of" insert "the chairperson appointed by the governor and".

Page 2, line 6, strike "15" and insert "18".

Page 2, line 17, strike "Nine" and insert "Twelve".

Page 2, lines 18 and 19, strike “, one of whom shall be designated by the governor as chairperson”.

The motion prevailed and the amendment was adopted.

Berg moved to amend S. F. No. 1077, the unofficial engrossment, as follows:

Page 11, line 1, delete “or local”.

Page 11, line 5, delete the comma and insert “or”.

Page 11, line 5, delete “or a local crime”.

Page 11, line 6, delete “control planning unit”.

The motion prevailed and the amendment was adopted.

S. F. No. 1077, A bill for an act relating to the organization and operation of state government; creating a crime control planning board to supersede the governor's commission on crime prevention and control; requiring a statewide comprehensive plan for law enforcement and criminal justice administration; empowering the board to make grants to governmental agencies; designating the board as the state planning agency for purposes of federal legislation; prescribing other powers and duties; requiring annual reports; creating regional crime control advisory councils; requiring the preparation of regional plans; appropriating money.

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 119 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Samuelson	Sherwood	Spanish	Vanasek	Wieser
Savelkoul	Sieben, H.	Stanton	Waldorf	Wigley
Scheid	Sieben, M.	Stoa	Welch	Williamson
Schulz	Simoneau	Suss	Wenstrom	Wynia
Searle	Skoglund	Swanson	Wenzel	Zubay
Searles	Smogard	Tomlinson	White	

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

S. F. No. 368, 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 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	Clawson	Jensen	Murphy	Sherwood
Adams	Cohen	Johnson	Neisen	Sieben, H.
Albrecht	Cummiskey	Jude	Neisen, B.	Sieben, M.
Anderson, B.	Dahl	Kahn	Nelsen, M.	Simoneau
Anderson, D.	Dean	Kaley	Nelson	Skoglund
Anderson, G.	Den Ouden	Kalis	Niehaus	Smogard
Anderson, I.	Eckstein	Kelly, R.	Norton	Spanish
Anderson, R.	Eken	Kelly, W.	Novak	Stoa
Arlandson	Ellingson	Kempe, R.	Osthoff	Suss
Battaglia	Enebo	King	Patton	Swanson
Begich	Erickson	Knickerbocker	Pehler	Tomlinson
Berg	Evans	Kostohryz	Peterson	Vanasek
Berglin	Ewald	Kroening	Petrafeso	Voss
Berkelman	Faricy	Kvam	Pleasant	Waldorf
Biersdorf	Fjoslien	Laidig	Prahl	Welch
Birnstihl	Forsythe	Langseth	Reding	Wenstrom
Brandl	Friedrich	Lehto	Rice	Wenzel
Braun	Fugina	Lemke	Rose	White
Brinkman	George	Mangan	St. Onge	Wieser
Byrne	Gunter	Mann	Samuelson	Wigley
Carlson, A.	Hanson	McCollar	Savelkoul	Williamson
Carlson, D.	Heinitz	McDonald	Scheid	Wynia
Carlson, L.	Hokanson	McEachern	Schulz	Zubay
Cassery	Jacobs	Metzen	Searle	Speaker Sabo
Clark	Jaros	Munger	Searles	

The bill was passed and its title agreed to.

S. F. No. 562, A bill for an act relating to the practice of chiropractic; prescribing academic requirements for licensure, grounds for disciplinary action, and penalties; amending Minnesota Statutes 1976, Sections 148.06, Subdivision 1; and 148.10, Subdivision 1, and by adding a subdivision.

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 123 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Kaley Zubay

The bill was passed and its title agreed to.

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

REPORTS OF STANDING COMMITTEES

Norton from the Committee on Appropriations to which was referred:

H. F. No. 83, A bill for an act relating to crime victims reparations; eliminating the minimum claim amount necessary for reparations; raising the amount of reparations paid to claimants suffering economic loss; amending Minnesota Statutes 1976, Sections 299B.02; 299B.03, Subdivision 2; 299B.04; 299B.05, by adding a subdivision; 299B.06, Subdivisions 1 and 2; and 299B.07, by adding a subdivision.

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 180, A bill for an act relating to health; appropriating money to fund a program of graduate training in family practice for physicians.

Reported the same back with the following amendments:

Page 1, line 11, delete "July 1, 1977, and".

Page 1, line 12, delete "\$96,000 during the fiscal year beginning".

With the recommendation that when so amended the bill pass.

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 331, A bill for an act relating to motor vehicles; requiring information as to all owners in applications for registration or certificate of title; appropriating money; amending Minnesota Statutes 1976, Sections 168.10, Subdivision 1; 168A.04, Subdivision 1; and 168A.05, Subdivision 3.

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

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

H. F. No. 1300, A bill for an act relating to outdoor recreation; appropriating money for acquisition and betterment of parks, trails, wildlife lands, outdoor athletic courts, and for other purposes; authorizing sale of bonds; amending Minnesota Statutes 1976, Sections 85.016; 473.121, Subdivision 14; 473.302; 473.303, by adding a subdivision; 473.315, Subdivision 1; Chapter 4, by adding a section; and Chapter 85, by adding a section.

Reported the same back with the following amendments:

Page 3, line 9 after the period add "*Within the Memorial Hardwood forest the department shall offer for sale by January 1, 1979 any parcel of contiguous tillable land in excess of ten acres*

currently owned and shall offer for sale any parcel of contiguous tillable land in excess of ten acres acquired after the date of this act within two years after the date of acquisition. "Tillable land" is land classified by the United States soil conservation service as class 1, 2, 3 or 4."

Page 4, line 26, delete "6," and after "7" insert ", 8".

Page 4, line 27, delete "9" and insert "10".

Page 6, after line 5 insert a new section as follows:

"Sec. 4. Minnesota Statutes 1976, Section 97.49, Subdivision 3, is amended to read:

Subd. 3. A sum equal to 35 percent of the gross receipts from all special use permits and leases of lands acquired for public hunting grounds and game refuges or 50 cents per acre or .75 percent of the purchase price, whichever amount is greater, on purchased land actually used for public hunting grounds and game refuges, whichever amount is the greater, shall be paid out of the game and fish fund annually to the county in which said lands are located, to be distributed by the county treasurer among the county and the respective towns and school districts wherein such grounds and refuges lie, on the same basis as if the payments were received as taxes on such lands, payable in the current year, but this provision shall not apply to state trust fund lands or any other state lands not purchased for game refuge and public hunting ground purposes. The county's share of the proceeds shall be deposited in the county general revenue fund."

Page 6, line 18, delete "7" and insert "8".

Page 9, line 7, delete "\$2,700,000" and insert "\$1,700,000".

Page 10, line 11, delete "registered".

Page 13, line 6, delete "6" and insert "7".

Page 13, line 7, delete "7" and insert "8".

Page 13, line 19, delete "6 and 7" and insert "7 and 8".

Page 13, line 22, delete "\$62,500,000" and insert "\$61,500,000".

Page 15, after line 11, insert a new section as follows:

"Sec. 16. [WORK PROGRAMS.] *It shall be a condition of acceptance of the appropriations made in sections 1 and 7 that the agency or entity receiving the appropriation shall submit work programs and semiannual progress reports in the form as*

may be determined by the legislative commission on Minnesota resources. None of the moneys provided in sections 1 and 7 may be expended unless the commission has approved the pertinent work program."

Renumber sections accordingly.

Further amend title as follows:

Page 1, line 6, after the semicolon, insert "97.49, Subdivision 3;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

S. F. No. 625, A bill for an act relating to employment services; authorizing the summer employment of young persons for state and local service; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. [268.31] [DEVELOPMENT OF YOUTH EMPLOYMENT OPPORTUNITIES.] To the extent of available funding, the commissioner of employment services shall hire individuals from the ages of 14 years up to 22 years for a maximum of 12 weeks, not to exceed 40 hours per week per individual, during the summer for the purpose of placing such individuals in service with the department of employment services and with other departments, agencies and instrumentalities of the state, county, local governments, school districts and with nonprofit organizations. Priority for employment shall be given to those young individuals between the ages of 16 years up to 22 years.

Sec. 2. [268.32] [RATE OF PAY.] Persons hired pursuant to this act shall be compensated at the federal minimum wage rate. Persons hired in a supervisory capacity shall be compensated at a rate established by the commissioner.

Sec. 3. [268.33] [ELIGIBILITY FOR EMPLOYMENT AND PLACEMENT.] Subdivision 1. The department of employment services shall promulgate rules determining the eligibility for employment and placement pursuant to this act. The department shall have emergency powers to implement rules for carrying out this act.

Subd. 2. The department of employment services shall, for the purposes of this act, be exempt from complying with any law relating to hiring by departments, agencies or instrumentalities of the state.

Sec. 4. [268.34] [EMPLOYMENT CONTRACTS WITH GOVERNMENTAL SUBDIVISIONS AND NONPROFIT ORGANIZATIONS.] The commissioner is authorized to enter into arrangements with existing public and private nonprofit organizations and agencies with experience in administering summer youth employment programs for the purpose of providing employment opportunities in furtherance of this act. The commissioner shall enter into these agreements with organizations designated by the prime sponsors authorized under the comprehensive employment and training act (CETA). The department of employment services shall retain ultimate responsibility for the administration of this employment program, including but not limited to, approval of summer job opportunities, review of applicants therefor, placement of youth in jobs subject to the approval of prime sponsors and the disbursement of funds. Any administrative costs, with the exception of worker's compensation, incurred by any nonprofit organization or any governmental agency with which an arrangement has been made by the department of employment services shall not be paid from appropriated funds available for the purposes of this act.

Sec. 5. [268.35] The commissioner shall allocate funds to recipient organizations and agencies throughout the state taking into account in making such allocations the youth population of the county adjusted to eliminate the influence of post secondary educational institutions located in the county, the county unemployment rate and the number of families living below the poverty level in the county in which the recipient organization or agency is located.

Sec. 6. [268.36] [REPORT TO THE GOVERNOR AND THE LEGISLATURE.] The commissioner, after consultation with the CETA prime sponsors, shall evaluate the effectiveness of the youth employment program, taking into account the extent of other programs which are providing summer employment opportunities for youth covered under this act, and shall report to the governor and the legislature no later than January 15 of each even numbered year with an evaluation of the program and any recommendations for improvements.

Sec. 7. [APPROPRIATIONS.] The sum of \$6,000,000 is appropriated from the general fund to the commissioner of employment services for summer youth employment as provided in sections 1 to 6, to be available until June 30, 1979. The commissioner of employment services shall establish rules to insure, as far as practical, that no less than \$2,000,000 shall be used to provide employment for youth from the ages of 18 years up to 22

years currently enrolled or intending to enroll in a post secondary educational program during the year of employment.

Sec. 8. This act is effective the day following final enactment.”.

With the recommendation that when so amended the bill pass.

The report was adopted.

Norton from the Committee on Appropriations to which was referred:

S. F. No. 1362, A bill for an act relating to game and fish; exempting certain disabled residents from the requirements of obtaining a fishing license; amending Minnesota Statutes 1976, Section 98.47, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 13, after “(a)5” insert “, or who are former employees of the United States Postal Service who are receiving disability pay under USCA Title 5, Section 8337,”.

With the recommendation that when so amended the bill pass.

The report was adopted.

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

S. F. No. 506, A bill for an act relating to taxation; extending the tax credit for feedlot pollution control equipment and providing for a carryover of the credit from one year to another; amending Minnesota Statutes 1976, Section 290.06, Subdivision 9a.

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

The report was adopted.

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

S. F. No. 928, A bill for an act relating to taxation; altering the requirements for claiming withholding exemptions; amending Minnesota Statutes 1976, Section 290.92, Subdivision 5.

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

The report was adopted.

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

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.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 83, 180, 331 and 1300 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 625, 1362, 506, 928 and 1175 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Norton introduced:

H. F. No. 1631, A bill for an act relating to public improvements; providing for prison and education facilities; regulating the location of certain education facilities; barrier free buildings; authorizing state building bonds; appropriating money.

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

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

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

H. F. No. 801, A bill for an act relating to crimes; specifying certain acts which constitute theft in relation to cable television services and systems; providing penalties; amending Minnesota

Statutes 1976, Section 609.52, Subdivision 2; and Chapter 609, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

Cohen moved that the House refuse to concur in the Senate amendments to H. F. No. 801, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 583:

Nelsen, M.; Abeln, and Heinitz.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1610:

Kahn, Voss, Petrafeso, Anderson, D., and Corbid.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 801:

Cohen, Dean, and Pehler.

SPECIAL ORDERS, Continued

S. F. No. 796, A bill for an act relating to health; prohibiting the operation of professional nursing business without a license; amending Minnesota Statutes 1976, Sections 148.271; 148.281, by adding a subdivision; and 319A.02, Subdivision 2.

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 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Anderson, G.	Begich	Birnstihl	Carlson, A.
Adams	Anderson, I.	Berg	Brandl	Carlson, D.
Albrecht	Anderson, R.	Berglin	Braun	Carlson, L.
Anderson, B.	Arlandson	Berkelman	Brinkman	Cassery
Anderson, D.	Battaglia	Biersdorf	Byrne	Clark

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

The bill was passed and its title agreed to.

S. F. No. 181 was reported to the House.

Patton moved to amend S. F. No. 181, the unofficial engrossment, as follows:

Page 7, line 19, after the stricken "Municipalities" reinstate the stricken "with a population of less than 1,000".

The motion prevailed and the amendment was adopted.

George moved to amend S. F. No. 181, the unofficial engrossment, as follows:

Page 44, delete lines 23 to 32.

Page 45, delete lines 1 and 2.

Renumber sections accordingly.

Further, amend the title:

Page 1, line 26, after the semicolon delete "modifying waiver".

Page 1, delete line 27.

Page 1, line 28, delete "supreme court judges;".

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 27 yeas and 86 nays as follows:

Those who voted in the affirmative were:

Adams	Byrne	Kahn	Munger	Stoa
Albrecht	Den Ouden	Kaley	Niehaus	Voss
Anderson, D.	Erickson	Knickerbocker	Osthoff	Welch
Anderson, G.	George	Kostohryz	Schulz	
Begich	Gunter	Mann	Smogard	
Braun	Jacobs	McCollar	Spanish	

Those who voted in the negative were:

Abeln	Cohen	Kalis	Norton	Skoglund
Anderson, B.	Dean	Kelly, R.	Novak	Stanton
Anderson, I.	Eckstein	Kelly, W.	Patton	Swanson
Anderson, R.	Eken	Kempe, A.	Peterson	Tomlinson
Arlandson	Ellingson	Kempe, R.	Petraleso	Vanasek
Battaglia	Enebo	King	Prahl	Waldorf
Berg	Esau	Lehto	Reding	Wenzel
Berglin	Evans	Lemke	Rose	White
Berkelman	Ewald	Mangan	St. Onge	Wieser
Biersdorf	Farcy	McDonald	Samuelson	Wigley
Birnstihl	Fjoslien	McEachern	Savelkoul	Williamson
Brandl	Fugina	Metzen	Scheid	Wynia
Brinkman	Hanson	Moe	Searle	Zubay
Carlson, D.	Heinitz	Murphy	Searles	Speaker Sabo
Carlson, L.	Hokanson	Neisen	Sherwood	
Casserly	Jaros	Nelsen, B.	Sieben, H.	
Clark	Jensen	Nelsen, M.	Sieben, M.	
Clawson	Jude	Nelson	Simoneau	

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

George moved to amend S. F. No. 181, the unofficial engrossment, as follows:

Page 44, line 23, strike Section 50 from the bill and insert a new section to read:

"Sec. 50. Laws 1977, Chapter 35, Section 18, is amended to read:

Sec. 18. [TEMPORARY PROVISION.] Notwithstanding any other provision of (THIS ACT) *Laws 1977, Chapter 35* to the contrary, an increase in compensation provided a district or supreme court judge (HEREIN) *in Laws 1977, Chapter 35* shall not take effect (UNTIL EVERY) *as to any* judge of the district court (AND) *or any* justice of the supreme court who served in the district or supreme court prior to July 1, 1967, (SUBMITS) *until all judges who served in the district or supreme court prior to July 1, 1967 and who have not submitted an executed agreement to the executive director of the Minnesota state retirement system in accord with section 490.106 on or prior to the effective date of this section submit an executed agreement to the executive director (OF THE MINNESOTA STATE RETIREMENT SYSTEM) in accord with section 490.106."*

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 32 yeas and 78 nays as follows:

Those who voted in the affirmative were:

Abeln	Byrne	Kahn	Nelson	Voss
Albrecht	Carlson, D.	Kaley	Osthoff	Waldorf
Anderson, G.	Cummiskey	Kelly, R.	Schulz	Zubay
Begich	Fugina	Kelly, W.	Spanish	Speaker Sabo
Berglin	George	Kroening	Stanton	
Berkelman	Jacobs	Laidig	Suss	
Braun	Johnson	McCollar	Vanasek	

Those who voted in the negative were:

Anderson, B.	Den Ouden	Kempe, A.	Niehaus	Sieben, H.
Anderson, D.	Eckstein	Kempe, R.	Norton	Sieben, M.
Anderson, I.	Ellingson	King	Novak	Simoneau
Anderson, R.	Erickson	Kostohryz	Patton	Skoglund
Arlandson	Esau	Kvam	Peterson	Smogard
Battaglia	Evans	Lehto	Petraleso	Stoa
Berg	Ewald	Lemke	Prahl	Swanson
Biersdorf	Faricy	Mangan	Reding	Tomlinson
Birnstihl	Fjoslien	Mann	Rose	Wenstrom
Brandl	Friedrich	McDonald	St. Onge	Wenzel
Brinkman	Gunter	McEachern	Samuelson	White
Carlson, L.	Hanson	Metzen	Savelkoul	Wieser
Casserly	Heinitz	Moe	Scheid	Wigley
Cohen	Hokanson	Murphy	Searle	Williamson
Dahl	Jensen	Neisen	Searles	
Dean	Jude	Nelsen, B.	Sherwood	

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

Osthoff moved to amend S. F. No. 181, the unofficial engrossment, as follows:

Page 48, line 25, strike Section 56 from the bill.

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 7 yeas and 99 nays as follows:

Those who voted in the affirmative were:

Carlson, D.	McCollar	Osthoff	Schulz	White
Erickson	Niehaus			

Those who voted in the negative were:

Abeln	Arlandson	Berglin	Brandl	Casserly
Anderson, B.	Battaglia	Berkelman	Brinkman	Clark
Anderson, D.	Begich	Biersdorf	Carlson, A.	Cohen
Anderson, G.	Berg	Birnstihl	Carlson, L.	Dahl

Dean	Jacobs	Langseth	Peterson	Stanton
Eckstein	Jaros	Lemke	Petrafeso	Suss
Ellingson	Jensen	Mangan	Pleasant	Swanson
Enebo	Johnson	Mann	Prahl	Vanasek
Esau	Jude	McDonald	Reding	Voss
Evans	Kahn	McEachern	Rice	Waldorf
Ewald	Kaley	Moe	Rose	Welch
Farcy	Kelly, R.	Munger	St. Onge	Wenstrom
Fjoslien	Kelly, W.	Murphy	Samuelson	Wenzel
Forsythe	Kempe, A.	Neisen	Searle	Wieser
Friedrich	King	Nelsen, B.	Searles	Wigley
Fugina	Knickerbocker	Nelsen, M.	Sieben, H.	Williamson
Gunter	Kostohryz	Nelson	Sieben, M.	Wynia
Hanson	Kroening	Norton	Simoneau	Zubay
Heinitz	Kvam	Novak	Skoglund	Speaker Sabo
Hokanson	Laidig	Patton	Spanish	

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

S. F. No. 181, A bill for an act relating to retirement; increasing the size of the boards of trustees of the public employees retirement association, Minnesota state retirement system, teachers retirement system and Minneapolis municipal employees retirement board; providing for election processes; survivor benefits for deceased legislators; making miscellaneous changes in the public employees retirement association provisions; amending Minnesota Statutes 1976, Sections 3A.04, Subdivision 1, and by adding a subdivision; 352.03, Subdivisions 1, 2, and by adding a subdivision; 353.01, Subdivisions 2a, 2b, 6, 15 and 20; 353.03, Subdivision 1; 353.27, Subdivision 4; 353.29, Subdivisions 4 and 8; 353.31, Subdivision 8; 353.32, Subdivision 7; 353.33, Subdivisions 1, 9 and 11; 353.36, Subdivision 2; 353.37; 353.46, by adding a subdivision; and 353.651, Subdivision 3; 354.05, by adding a subdivision; 354.06, Subdivision 1; 422A.02; and 422A.03, Subdivision 1; repealing Minnesota Statutes 1976, Sections 353.016; 353.018; 353.019; 353.03, Subdivision 2a; 353.31, Subdivision 11; 353.36, Subdivision 2d; 353.46, Subdivision 3; and 353.64, Subdivision 5.

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

The question was taken on the passage of the bill and the roll was called. There were 117 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Abeln	Berkelman	Clawson	Ewald	Jacoba
Albrecht	Biersdorf	Cohen	Farcy	Jaros
Anderson, B.	Birnstihl	Dahl	Fjoslien	Jensen
Anderson, D.	Brandl	Dean	Forsythe	Johnson
Anderson, I.	Brinkman	Den Ouden	Friedrich	Jude
Anderson, R.	Byrne	Eckstein	Fugina	Kahn
Arlandson	Carlson, A.	Ellingson	George	Kaley
Battaglia	Carlson, D.	Enebo	Gunter	Kalis
Begich	Carlson, L.	Erickson	Hanson	Kelly, R.
Berg	Casserly	Esau	Heinitz	Kelly, W.
Berglin	Clark	Evans	Hokanson	Kempe, A.

Kempe, R.	McEachern	Pleasant	Sieben, M.	Welch
King	Moe	Prahl	Simoneau	Wenstrom
Knickerbocker	Munger	Reding	Skoglund	Wenzel
Kostohryz	Murphy	Rice	Smogard	White
Kroening	Neisen	Rose	Spanish	Wieser
Kvam	Nelsen, B.	St. Onge	Stanton	Wigley
Laidig	Nelsen, M.	Samuelson	Stoa	Williamson
Langseth	Nelson	Savelkoul	Suss	Wynia
Lehto	Norton	Scheid	Swanson	Zubay
Lemke	Novak	Searle	Tomlinson	Speaker Sabo
Mangan	Patton	Searles	Vanasek	
Mann	Peterson	Sherwood	Voss	
McDonald	Petrufeso	Sieben, H.	Waldorf	

Those who voted in the negative were:

Anderson, G. Osthoff Schulz

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

S. F. No. 193 was reported to the House.

Byrne moved to amend S. F. No. 193, the unofficial engrossment, as follows:

Page 2, line 17, after "one" add "or more".

The motion prevailed and the amendment was adopted.

Nelson moved that S. F. No. 193, as amended, be re-referred to the Committee on Criminal Justice.

A roll call was requested and properly seconded.

The question was taken on the motion and the roll was called. There were 57 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Albrecht	Enebo	King	Niehaus	Skoglund
Anderson, B.	Erickson	Kvam	Norton	Smogard
Anderson, D.	Esau	Laidig	Novak	Swanson
Anderson, G.	Faricy	Langseth	Patton	Tomlinson
Arlandson	Forsythe	Lehto	Pleasant	Vanasek
Berg	Hanson	Mann	Rice	Wenzel
Birnstihl	Heinitz	McDonald	Rose	Wieser
Carlson, L.	Hokanson	Metzen	Savelkoul	Williamson
Cohen	Kalis	Moe	Searle	Speaker Sabo
Corbid	Kelly, W.	Munger	Sherwood	
Den Ouden	Kempe, A.	Murphy	Sieben, H.	
Eken	Kempe, R.	Nelson	Sieben, M.	

Those who voted in the negative were:

Abeln	Battaglia	Biersdorf	Byrne	Clark
Adams	Begich	Brandl	Carlson, A.	Clawson
Anderson, I.	Berglin	Braun	Carlson, D.	Cummiskey
Anderson, R.	Berkelman	Brinkman	Cassery	Dean

Eckstein	Jaros	Lemke	Prahl	Suss
Ellingson	Jensen	Mangan	Reding	Voss
Evans	Johnson	McCollar	St. Onge	Waldorf
Ewald	Jude	McEachern	Samuelson	Welch
Fjoslien	Kahn	Neisen	Scheid	Wenstrom
Friedrich	Kaley	Nelsen, M.	Schulz	White
Fugina	Kelly, R.	Osthoff	Searles	Wigley
George	Knickerbocker	Pehler	Simoneau	Wynia
Gunter	Kostohryz	Peterson	Stanton	
Jacobs	Kroening	Petraieso	Stoa	

The motion did not prevail.

Nelson moved that S. F. No. 193, as amended, be returned to General Orders. The motion did not prevail.

Norton moved to amend S. F. No. 193, the unofficial engrossment, as follows:

Page 1, line 11, delete Section 1 from the bill.

Page 4, line 26, delete "either".

Page 4, line 27, delete "or Ramsey".

Page 4, line 28, delete "or".

Page 4, line 29, delete "Ramsey".

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

S. F. No. 193, A bill for an act relating to courts; providing terms for district judges designated as juvenile judges in Hennepin and Ramsey counties; providing terms for district judges designated as family court judges in Hennepin county; amending Minnesota Statutes 1976, Sections 260.021, Subdivisions 2 and 3; and 484.65, Subdivisions 1 and 6.

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 48 yeas and 73 nays as follows:

Those who voted in the affirmative were:

Adams	Clark	Jensen	McEachern	Spanish
Anderson, I.	Clawson	Jude	Neisen	Stanton
Battaglia	Corbid	Kahn	Nelsen, M.	Stoa
Begich	Eckstein	Knickerbocker	Osthoff	Suss
Berglin	Ellingson	Kostohryz	Prahl	Voss
Biersdorf	Fjoslien	Kroening	Reding	Wenstrom
Braun	Friedrich	Lemke	St. Onge	White
Brinkman	Fugina	Mangan	Samuelson	Wigley
Byrne	George	Mann	Scheid	
Carlson, D.	Jacobs	McCollar	Simoneau	

Those who voted in the negative were:

Abeln	Enebo	Kelly, W.	Norton	Skoglund
Albrecht	Erickson	Kempe, A.	Novak	Smogard
Anderson, B.	Esau	Kempe, R.	Patton	Swanson
Anderson, D.	Evans	King	Pehler	Tomlinson
Anderson, G.	Ewald	Kvam	Peterson	Vanasek
Anderson, R.	Faricy	Laidig	Petrafeso	Waldorf
Arlandson	Forsythe	Langseth	Pleasant	Welch
Berg	Gunter	Lehto	Rice	Wenzel
Birnstihl	Hanson	McDonald	Rose	Wieser
Brandl	Heinitz	Metzen	Savelkoul	Williamson
Carlson, A.	Hokanson	Moe	Searle	Wynia
Carlson, L.	Jaros	Munger	Searles	Zubay
Cohen	Johnson	Nelsen, B.	Sherwood	Speaker Sabo
Dean	Kalis	Nelson	Sieben, H.	
Den Ouden	Kelly, R.	Niehaus	Sieben, M.	

The bill, as amended, was not passed.

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders until Friday, May 13, 1977, immediately following the Calendar. The motion prevailed.

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

REPORTS OF STANDING COMMITTEES

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

H. F. No. 769, A bill for an act relating to taxation; providing an exemption from the gasoline and special tax fuels tax for certain municipal transit systems; amending Minnesota Statutes 1976, Sections 296.02 and 296.025, by adding subdivisions.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

“Section 1. [MANKATO AREA TRANSIT SYSTEM; EX-EMPT FROM FUELS TAX.] Any transit systems owned by the cities of Mankato or North Mankato or both shall be exempt from the gasoline and special fuels taxes imposed by Minnesota Statutes, Chapter 296.

Sec. 2. [EFFECTIVE DATE.] This act is effective upon approval by a majority of the governing bodies of Mankato and North Mankato and upon compliance with the provisions of Minnesota Statutes, Section 645.021.”.

Further, amend the title:

Delete the title in its entirety and insert:

"A bill for an act relating to cities; exempting transit systems owned by the cities of Mankato and North Mankato from gasoline and special fuels tax."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1383, A bill for an act relating to taxation; clarifying definitions of "sale," "retail sale," "gross receipts," and "retailer"; specifying tax on food, meals, drinks, and lodging; restricting exemptions for sales of petroleum products and road building materials and for sales by charitable organizations, auctioneers, or brokers; requiring vendors to repay amounts refunded to purchasers; imposing liens and penalties; amending Minnesota Statutes 1976, Sections 297A.01, Subdivisions 3, 4, 9 and 10; 297A.14; 297A.25, Subdivision 1; 297A.35, Subdivision 1, and by adding a subdivision; 297A.39, Subdivision 3; 297A.40, Subdivision 2; repealing Minnesota Statutes 1976, Section 297A.25, Subdivision 4.

Reported the same back with the following amendments:

Pages 1, 2, 3 and 4, delete Sections 1 to 4.

Page 9, line 16, delete the new language.

Page 9, lines 17 to 22, delete the new language.

Page 10, line 20, after "by," insert "*a public hospital or*".

Page 10, delete lines 29 to 32.

Page 11, delete lines 1 to 4.

Page 11, line 5, delete "(iii)" and insert "(ii)".

Page 11, line 11, delete "clauses" and insert "clause".

Page 11, line 11, delete "and (ii) above".

Page 11, delete lines 12 to 16.

Page 13, line 2, delete "8" and insert "4".

Page 14, line 15, after the comma insert "*relating to periods after the taxpayer had been advised by the commissioner of non-compliance with the law or regulations,*".

Page 15, after line 5 insert:

"Sec. 7. Minnesota Statutes 1976, Section 297A.40, is amended by adding a subdivision to read:

Subd. 3. The lien created under this section shall become effective with respect to personal property from and after the date of filing by the commissioner of a notice of such lien describing the personal property in the office of the county recorder of the county in which the property is located and with the secretary of state."

Renumber the sections accordingly.

Further, amend the title:

Line 2, delete "clarifying definitions of".

Delete line 3.

Line 4, delete " "retailer";".

Line 5, delete "of".

Delete line 6.

Line 7, delete "for sales by" and insert "to".

Line 8, delete "auctioneers, or brokers;".

Line 11, delete "297A.01, Subdivisions 3, 4, 9 and".

Line 12, delete "10;".

Line 14, after "Subdivision 2" insert ", and by adding a subdivision".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

S. F. No. 102, A bill for an act relating to taxation; removing levy limitations on certain towns having population of less than 3,500; allowing electors of exempt towns to determine mill rates;

amending Minnesota Statutes 1976, Sections 275.09, Subdivision 3; 275.10, Subdivision 1; 275.31; and 275.59.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

“Section 1. [TOWN OF THOMSON, CARLTON COUNTY; SPECIAL TAX LEVY.] Subdivision 1. Notwithstanding the provisions of Minnesota Statutes, Sections 275.10, 275.31 to 275.35, and 275.50 to 275.59, or any other law to the contrary, the electors of the town of Thomson in the county of Carlton at their annual meeting, or at a special meeting called for that purpose, may make an annual special tax levy in an amount not to exceed five mills on the dollar on the taxable property of the town. The amount raised by the special levy shall be used for road and bridge purposes.

Subd. 2. The levy authorized in subdivision 1 is in excess of and shall be disregarded in the calculation of any levy limitation prescribed by law.

Sec. 2. [EFFECTIVE DATE.] This act is effective only after its approval by a majority of the electors of the town of Thomson voting on the question at the annual town meeting or at a special town meeting called for that purpose, and upon compliance with Minnesota Statutes, Section 645.021.”.

Further, amend the title:

Delete the title in its entirety and insert:

“A bill for an act relating to the town of Thomson in Carlton county; authorizing a special tax levy for certain purposes.”.

With the recommendation that when so amended the bill pass.

The report was adopted.

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

S. F. No. 223, A bill for an act relating to deaf persons; providing that deaf persons with guide dogs have the same rights and protection as blind persons with guide dogs; defining as a deductible medical expense the cost, feeding and maintenance expenses of guide dogs; amending Minnesota Statutes 1976, Sections 256C.02; 256C.025, Subdivision 4; 256C.03; 290.09, Subdivision 10; and 327.095.

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

The report was adopted.

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

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.

Reported the same back with the following amendments:

Page 3, line 20, after "assessment" insert "*, which includes a portion used as a homestead by the owner,*".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

S. F. No. 709, A bill for an act relating to the Hennepin county municipal court; clarifying fee exclusions for governmental units; amending Minnesota Statutes 1976, Section 488A.03, Subdivision 11a.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 488A.03, is amended by adding a subdivision to read:

Subd. 11b. Notwithstanding the provisions of subdivision 11a, beginning June 1, 1977, all criminal fees shall be collected in Hennepin county municipal court pursuant to Minnesota Statutes, Section 488A.03, Subdivision 11.

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

Further, amend the title:

Line 2, after "court" insert "fees".

Delete line 3.

Line 5, delete "Subdivision 11a" and insert "by adding a subdivision".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

S. F. No. 1029, A bill for an act relating to counties; authorizing inclusion of cities in sewer and water districts; allowing certain special assessments; providing a flexible accounting system for multi-county projects; amending Minnesota Statutes 1976, Sections 116A.01, Subdivisions 1, 1a, 2 and 4, and by adding a subdivision; 116A.02, by adding a subdivision; 116.09; 116A.11, Subdivision 4; 116A.12, by adding a subdivision; 116A.16; 116A.17, Subdivision 2; 116A.20, Subdivisions 2 and 6; and 116A.24, Subdivisions 1, 2 and 3.

Reported the same back with the following amendments:

Page 2, line 32, strike "may" and insert "*is authorized to*".

Page 3, lines 31 and 32, delete the new language.

Page 5, line 15, delete the comma.

Page 5, line 18, delete "*such*" and insert "*that*".

Page 5, line 24, delete "*to*" and insert "*, and the damages shall*".

Page 5, line 24, after "*clerk*" insert a comma.

Page 5, line 25, after "*court*" insert a comma.

Page 5, delete lines 27 to 32.

Page 6, delete lines 1 to 32.

Page 7, delete lines 1 to 16.

Page 7, line 19, delete "*5*" and insert "*2a*".

Page 7, line 21, after "*is*" insert "*thereafter*".

Page 7, line 26, delete "*provided that*" and insert "*if*".

Page 7, line 31, after "*entry*" insert "*upon the property is permitted*".

Page 10, lines 5 to 7, delete the new language.

Page 10, line 18, after "from" insert "any".

Page 10, delete line 19.

Page 10, strike lines 22 to 32.

Page 11, strike lines 1 to 32.

Page 12, strike lines 1 to 27.

Page 13, line 7, strike ", taxes, if any,".

Page 13, line 15, strike "and taxes, if".

Page 13, line 16, strike "any,".

Page 18, line 27, delete "*chapter 116A, except for the financing*".

Page 18, delete line 28 and insert "*section 116A.01, subdivision 2, relating to the establishment of a water or sewer or water and sewer system, except for the power to issue bonds.*".

Page 20, after line 14, insert:

"*Sec. 15. [REPEALER.] Minnesota Statutes 1976, Section 116A.24, Subdivision 4, is repealed.*".

Renumber the sections accordingly.

Further, amend the title:

Line 7, delete ", and by".

Line 8, delete "adding a subdivision".

Line 11, delete "116A.17, Subdivision 2;".

Line 12, after "3" insert "; repealing Minnesota Statutes 1976, Section 116A.24, Subdivision 4".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

S. F. No. 1309, A bill for an act relating to tax-forfeited land; providing time limitations for bringing actions; providing proce-

dures for settling tax titles; amending Minnesota Statutes 1976, Section 284.28; and Chapter 541, by adding a section; repealing Minnesota Statutes 1976, Sections 280.34; 284.09 and 284.22.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 769 and 1383 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 102, 223, 626, 709, 1029 and 1309 were read for the second time.

GENERAL ORDERS

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

MOTIONS AND RESOLUTIONS

Prahl moved that the name of Evans be added as an author on H. F. No. 555. The motion prevailed.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 1:00 p.m., Friday, May 13, 1977. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 1:00 p.m., Friday, May 13, 1977.

EDWARD A. BURDICK, Chief Clerk, House of Representatives