

## STATE OF MINNESOTA

## SEVENTIETH SESSION - 1977

## FIFTY-FIFTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MAY 16, 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	Jensen	Moe	Searles
Adams	Cummiskey	Johnson	Munger	Sherwood
Albrecht	Dahl	Jude	Murphy	Sieben, H.
Anderson, B.	Dean	Kahn	Neisen	Sieben, M.
Anderson, D.	Den Ouden	Kaley	Nelsen, B.	Simoneau
Anderson, G.	Eckstein	Kalis	Nelsen, M.	Skoglund
Anderson, I.	Eken	Kelly, R.	Nelson	Smogard
Arlandson	Ellingson	Kelly, W.	Niehaus	Spanish
Battaglia	Enebo	Kempe, A.	Norton	Stanton
Beauchamp	Erickson	Kempe, R.	Novak	Stoa
Begich	Esau	King	Osthoff	Suss
Berg	Evans	Knickerbocker	Patton	Swanson
Berglin	Faricy	Kostohryz	Pehler	Tomlinson
Berkelman	Fjoslien	Kroening	Peterson	Vanasek
Biersdorf	Forsythe	Kvam	Petrafeso	Voss
Birnstihl	Friedrich	Laidig	Pleasant	Waldorf
Brandl	Fudro	Langseth	Prahl	Welch
Braun	Fugina	Lehto	Reding	Wenstrom
Byrne	George	Lenke	Rice	Wenzel
Carlson, A.	Gunter	Mangan	St. Onge	White
Carlson, D.	Hanson	Mann	Samuelson	Wieser
Carlson, L.	Haugerud	McCarron	Sarna	Wigley
Cassery	Heinitz	McCollar	Savelkoul	Williamson
Clark	Hokanson	McDonald	Scheid	Wynia
Clawson	Jacobs	McEachern	Schulz	Zubay
Cohen	Jaros	Metzen	Searle	Speaker Sabo

A quorum was present.

Rose was excused until 1:40 p.m. Brinkman and Ewald were excused until 2:30 p.m. Anderson, R. was 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. 1630, 522 and 1300 and S. F. Nos. 446, 690, 73, 210, 1019, 655, 124 and 830 have been placed in the members' files.

## REPORTS OF STANDING COMMITTEES

Norton from the Committee on Appropriations to which was referred:

H. F. No. 666, A bill for an act relating to game and fish; requiring a migratory waterfowl stamp; providing for the disposition of proceeds; appropriating funds; amending Minnesota Statutes 1976, Chapter 97, by adding sections; Sections 98.46, Subdivision 2a; and 98.50, Subdivision 5.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

“Section 1. [WATER FOWL HABITAT DEVELOPMENT.] The commissioner of natural resources shall establish a program for projects approved by him for the following purposes:

(a) Development of state wetlands and designated waterfowl management lakes for maximum migratory waterfowl production;

(b) Protection and propagation of migratory waterfowl;

(c) Development, restoration, maintenance or preservation of migratory waterfowl habitat; and

(d) Acquisition of structure sites and access thereto.

Sec. 2. [APPROPRIATIONS.] There is appropriated to the commissioner of natural resources from the game and fish fund the sums of \$210,000 for fiscal year 1978 and \$210,000 for fiscal year 1979 for waterfowl habitat improvement. Of these funds not more than ten percent shall be expended for administrative costs.”

Further amend the title as follows:

Page 1, line 2, delete “requiring a migratory”.

Page 1, delete line 3.

Page 1, line 4, delete “proceeds” and insert “providing for a program of waterfowl habitat development”.

Page 1, line 4, delete “; amending Minnesota”.

Page 1, delete lines 5 and 6.

Page 1, line 7, delete “Subdivision 5”.

With the recommendation that when so amended the bill pass.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. No. 666 was read for the second time.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Clawson, McEachern, Laidig, Cummiskey and Clark introduced:

H. F. No. 1637, A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 4; providing staggered four year terms for state senators.

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

Simoneau; Carlson, L.; Berglin; Novak and Neisen introduced:

H. F. No. 1638, A bill for an act relating to chemical compounds; requiring the labeling to certain substances; amending Minnesota Statutes 1976, Chapter 24, by adding a section.

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

Berglin introduced:

H. F. No. 1639, A bill for an act relating to taxation; sales tax; simplifying returns for certain taxpayers; amending Minnesota Statutes 1976, Section 297A.27, Subdivision 1.

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

## HOUSE ADVISORIES

Pursuant to rule 5.3, the following House Advisories were introduced:

Fugina, McCollar, Begich and Battaglia introduced:

H. A. No. 33, A proposal to prevent conflicts of interest on housing and redevelopment authorities.

The advisory was referred to the Committee on Commerce and Economic Development.

Osthoff and Kvam introduced:

H. A. No. 34, A proposal to study security problems of transportation companies.

The advisory was referred to the Committee on Transportation.

Hanson introduced:

H. A. No. 35, A proposal to study the feasibility of eliminating property tax on homesteads.

The advisory was referred to the Committee on Taxes.

Kelly, W.; Jacobs; Tomlinson and Vanasek introduced:

H. A. No. 36, A proposal to study the income tax provisions of the 1976 Federal Tax Reform Act.

The advisory was referred to the Committee on Taxes.

Vanasek and Kelly, W., introduced:

H. A. No. 37, A proposal to study the estate and gift tax provisions of the 1976 Federal Tax Reform Act.

The advisory was referred to the Committee on Taxes.

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 the Calendar for today, Monday, May 16, 1977: S. F. Nos. 572, 695 and 828.

## 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 Files, herewith returned:

H. F. No. 90, A bill for an act relating to intoxicating liquor; authorizing cities to issue additional on-sale licenses by referendum; amending Minnesota Statutes 1976, Section 340.11, Subdivision 18.

H. F. No. 914, A bill for an act relating to human services; providing certain services to juveniles; clarifying the authority of the juvenile court; amending Minnesota Statutes 1976, Sections 260.311, Subdivisions 1, 3 and 5; and 402.02, Subdivision 2.

H. F. No. 1107, A bill for an act relating to natural resources; authorizing the commissioner of natural resources to sell certain lands in Itasca county; appropriating money.

H. F. No. 1184, A bill for an act relating to the city of Lakeville; authorizing an increase in firemen's service pensions; amending Laws 1975, Chapter 125, Section 1.

H. F. No. 1405, A bill for an act relating to state employees; providing for investment options for deferred compensation; amending Minnesota Statutes 1976, Section 352.96, Subdivisions 2, 3, and 4.

H. F. No. 1518, A bill for an act relating to Independent School District No. 272 (Eden Prairie) and Independent School District No. 271 (Bloomington); providing for the transfer of territory from Independent School District No. 272 to Independent School District No. 271.

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. 261, A bill for an act relating to veterans; permitting the commissioner of veterans affairs to act as guardian for minors or incompetents without posting bond; amending Minnesota Statutes 1976, Chapter 196, by adding a section.

H. F. No. 313, A bill for an act relating to unemployment compensation; providing eligibility for benefits for certain retired workers; amending Minnesota Statutes 1976, Section 268.09, Subdivision 1, as amended by Laws 1977, Chapter 4.

H. F. No. 675, A bill for an act relating to insurance; changing the filing date for annual statements of township mutual companies; changing limitations on property insurable by township mutual companies; changing limitations on investments by township mutual companies; amending Minnesota Statutes 1976, Sections 67A.11, Subdivision 3; 67A.14, Subdivisions 1 and 5; and 67A.23.

H. F. No. 947, A bill for an act relating to railroads; allowing reduced rates for transportation of waste material for reprocessing; amending Minnesota Statutes 1976, Section 218.021, Subdivision 2.

H. F. No. 1498, A bill for an act relating to public welfare; mandating the working of certain general assistance recipients; allowing the use of general assistance funds for the work equity program; empowering the commissioner of public welfare to contract for recipient services and grant distribution; amending Minnesota Statutes 1976, Sections 256D.02, by adding subdivisions; 256D.04; 256D.06, by adding a subdivision; and 256D.11, Subdivisions 1 and 4, and by adding subdivisions.

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

H. F. No. 176, A bill for an act relating to drivers licenses; providing that nonqualification certificates may be issued to applicants who are 14 years of age or older; amending Minnesota Statutes 1976, Section 171.07, Subdivision 3.

The Senate has appointed as such committee Messrs. Stokowski, Menning and Olson.

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. 293, A bill for an act relating to waters; authorizing conveyance of the Blackduck Lake outlet dam and empowering the town of Hines in Beltrami county to acquire, maintain and operate it.

The Senate has appointed as such committee Messrs. Lessard, Dunn and Wegener.

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. 916, A bill for an act relating to welfare; child support; authorizing additional procedures in collection of support payments; updating uniform reciprocal enforcement of support act; amending Minnesota Statutes 1976, Sections 256.87, Subdivision 1; 256.872; 256.873; 257.253; 257.254; 257.257; 257.259; 257.261, Subdivision 1; 257.29; 393.07, Subdivision 9; 393.11; 487.19, Subdivision 1; 518.41; 518.42, Subdivisions 2, 5, 7, 8, 9, and by adding subdivisions; 518.45, Subdivisions 2, 4 and 5; 518.46, Subdivisions 2, 3 and 4; 518.48; 518.49; 518.551; and Chapter 518, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Dahl moved that the House concur in the Senate amendments to H. F. No. 916 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 916, A bill for an act relating to welfare; child support; authorizing additional procedures in collection of support payments; updating uniform reciprocal enforcement of support act; amending Minnesota Statutes 1976, Sections 256.87, Subdivision 1; 256.872; 256.873; 257.253; 257.254; 257.257; 257.259; 257.261, Subdivision 1; 257.29; 393.07, Subdivision 9; 393.11; 487.19, Subdivision 1; 518.41; 518.42, Subdivisions 2, 5, 7, 8, 9, and by adding subdivisions; 518.45, Subdivisions 2, 4 and 5; 518.46, Subdivisions 2, 3 and 4; 518.48; 518.49; 518.551; and Chapter 518, by adding a section.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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. 808, A bill for an act relating to local improvement contracts; requiring percentage payments thereunder, and requiring payment of interest on money due and not paid in accordance with the contract; amending Minnesota Statutes 1976, Section 429.041, Subdivision 6.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Fudro moved that the House concur in the Senate amendments to H. F. No. 808 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Sherwood	Smogard	Swanson	Welch	Wigley
Sieben, H.	Spanish	Tomlinson	Wenstrom	Williamson
Sieben, M.	Stanton	Vanasek	Wenzel	Wynia
Simoneau	Stoa	Voss	White	Zubay
Skoglund	Suss	Waldorf	Wieser	Speaker Sabo

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. 451, A bill for an act relating to banks; authorizing a bank to establish two detached banking facilities; providing for notice and approval procedures; amending Minnesota Statutes 1976, Sections 47.51; 47.52; 47.53; 47.54; and 47.55.

PATRICK E. FLAHAVEN, Secretary of the Senate

Corbid moved that the House refuse to concur in the Senate amendments to H. F. No. 451, 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.

A roll call was requested and properly seconded.

The question was taken on the motion and the roll was called. There were 101 yeas and 27 nays as follows:

Those who voted in the affirmative were:

Abeln	Corbid	Kaley	Nelsen, M.	Spanish
Adams	Cummiskey	Kalis	Nelson	Stanton
Albrecht	Dahl	Kelly, R.	Norton	Stoa
Anderson, B.	Dean	Kelly, W.	Novak	Swanson
Anderson, G.	Den Ouden	Kempe, A.	Patton	Tomlinson
Arlandson	Ellingson	Kempe, R.	Pehler	Vanasek
Battaglia	Enebo	King	Petrafeso	Voss
Beauchamp	Evans	Knickerbocker	Pleasant	Waldorf
Begich	Faricy	Kostohryz	Reding	Welch
Berg	Forsythe	Kvam	Rose	Wenstrom
Berkelman	Fudro	Laidig	St. Onge	White
Biersdorf	George	Lehto	Samuelson	Wieser
Brandl	Gunter	Mangan	Savelkoul	Wigley
Braun	Hanson	McCollar	Scheid	Williamson
Byrne	Heinitz	McDonald	Searles	Wynia
Carlson, A.	Hokanson	Metzen	Sherwood	Zubay
Carlson, D.	Jacobs	Moe	Sieben, H.	Speaker Sabo
Carlson, L.	Jensen	Munger	Sieben, M.	
Casserly	Johnson	Murphy	Simoneau	
Clark	Jude	Neisen	Skoglund	
Cohen	Kahn	Nelsen, B.	Smogard	

Those who voted in the negative were:

Anderson, D.	Erickson	Kroening	Osthoff	Searle
Anderson, I.	Esau	Langseth	Peterson	Suss
Birnstihl	Fjoslien	Lemke	Prahl	Wenzel
Clawson	Friedrich	Mann	Rice	
Eckstein	Fugina	McEachern	Sarna	
Eken	Jaros	Niehaus	Schulz	

The motion prevailed.

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. 544, A bill for an act relating to highways; removing the construction moratorium on a certain interstate route, and extending it through the city of St. Paul; removing a certain route from the trunk highway system; amending Minnesota Statutes 1976, Sections 161.117; 161.12; and 161.123.

PATRICK E. FLAHAVEN, Secretary of the Senate

Kempe, A., moved that the House refuse to concur in the Senate amendments to H. F. No. 544, 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.

A roll call was requested and properly seconded.

The question was taken on the motion and the roll was called. There were 89 yeas and 34 nays as follows:

Those who voted in the affirmative were:

Abeln	Esau	Kelly, W.	Niehaus	Smogard
Adams	Evans	Kempe, A.	Novak	Spanish
Albrecht	Farcy	Kempe, R.	Osthoff	Suss
Battaglia	Fjoslien	Knickerbocker	Peterson	Swanson
Beauchamp	Forsythe	Kostohryz	Petrafaso	Tomlinson
Begich	Friedrich	Kroening	Pleasant	Vanasek
Berkelman	Fudro	Kvam	Prahl	Voss
Biersdorf	George	Langseth	Reding	Waldorf
Birnstihl	Hanson	Lehto	Rice	Welch
Braun	Heinitz	Mangan	Rose	Wenstrom
Byrne	Hokanson	Mann	Sarna	Wenzel
Carlson, D.	Jacobs	McCollar	Savelkoul	White
Carlson, L.	Jensen	McDonald	Scheid	Wieser
Clawson	Johnson	McEachern	Schulz	Williamson
Cohen	Jude	Metzen	Searles	Wynia
Den Ouden	Kaley	Neisen	Sieben, H.	Zubay
Enebo	Kalis	Nelsen, B.	Sieben, M.	Speaker Sabo
Erickson	Kelly, R.	Nelsen, M.	Simoneau	

Those who voted in the negative were:

Anderson, B.	Carlson, A.	Fugina	McCarron	Searle
Anderson, D.	Clark	Gunter	Moe	Sherwood
Anderson, G.	Cummiskey	Jaros	Murphy	Skoglund
Arlandson	Dean	Kahn	Nelson	Stanton
Berg	Eckstein	King	Norton	Stoa
Berglin	Eken	Laidig	Patton	Wigley
Brandl	Ellingson	Lemke	Samuelson	

The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

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.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Stokowski, Ogdahl and Strand 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

Patton 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. 181. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendment to:

S. F. No. 896, A bill for an act relating to the establishment of a power plant site and transmission line route selection authority in the environmental quality board; eliminating the corridor designation process; clarifying certain procedures; authorizing certain options concerning the amount of land to be condemned and annual payments for owners of land condemned for routes or sites; requiring the board and the office of hearing examiners to adopt emergency and permanent rules; authorizing the board to revoke or suspend permits; specifying amounts for route application fees; providing for a property tax credit for land crossed by high voltage transmission lines; providing penalties; amending Minnesota Statutes 1976, Sections 116C.52, Subdivisions 3 and 7, and by adding subdivisions; 116C.53; 116C.54; 116C.55, Subdivisions 2 and 3; 116C.57; 116C.58; 116C.59, Subdivision 1, and by adding subdivisions; 116C.61, Subdivisions 2 and 3; 116C.62; 116C.63; 116C.64; 116C.65; 116C.66; 116C.67; 116C.68; 116C.69; 273.42; 276.04; and Chapters 116C, by adding a section; and 273, by adding a section; repealing Minnesota Statutes 1976, Sections 116C.55, Subdivision 1; and 116C.56.

And the Senate respectfully requests that a Conference Committee of five members be appointed thereon. Messrs. Merriam, Anderson, Luther, Olhoft and Dunn 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

Sieben, H., moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 5 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. 896. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 448, 472, 801 and 1394.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 126 and 1337.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 522, 978, 1087 and 1174.

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. 1027.

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. 899.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### FIRST READING OF SENATE BILLS

S. F. No. 448, A bill for an act relating to public safety; requiring implementation of 911 emergency telephone systems; providing for standards and waivers; appropriating money.

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

S. F. No. 472, A bill for an act relating to retirement; additional employer contributions to amortize the deficit in the teachers' retirement fund; amending Minnesota Statutes 1976, Section 354.42, Subdivision 5.

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

S. F. No. 801, A bill for an act relating to health care; catastrophic health expense protection; providing protection against certain nursing home expenses incurred for long term care; excluding certain dependent income from the definition of household income; amending Minnesota Statutes 1976, Sections 62E.52, Subdivisions 2 and 5, and by adding a subdivision; and 62E.53, Subdivision 2.

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

S. F. No. 1394, A bill for an act relating to taxation; continuing certain tax incentives for pollution control equipment; amending Minnesota Statutes 1976, Section 290.06, Subdivision 9.

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

S. F. No. 126, A bill for an act relating to taxation; providing for the taxation of unemployment compensation benefits if the benefits and federal gross income exceeds \$15,000; amending Minnesota Statutes 1976, Sections 290.01, Subdivision 20; and 290.56, Subdivision 1.

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

S. F. No. 1337, A bill for an act relating to state employees; providing for wage and fringe benefits for certain state employees; ratifying collective bargaining agreements; providing emergency rule making authority; increasing salary ranges; appropriating money; amending Minnesota Statutes 1976, Chapter 43, by adding a section; Sections 43.09, Subdivision 3; 43.12, Subdivisions 2, 3, 5, 6, 7, 8, 10, 11, 14, 16, 17, and 18, and by adding a subdivision; 43.121, Subdivision 3; 43.122, Subdivision 3, and by adding a subdivision; 43.126, Subdivision 1; 43.323, by adding a subdivision; 43.42; 43.44, Subdivision 1; 43.46; and 43.50, Subdivision 1; repealing Minnesota Statutes 1976, Sections 43.09, Subdivision 7; and 43.12, Subdivisions 4 and 9.

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

S. F. No. 522, A bill for an act relating to watersheds located primarily in Hennepin county; providing for the issuance of Hennepin county bonds to pay the cost of watershed district improvements initiated by petition of a municipality.

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

S. F. No. 978, A bill for an act relating to Hennepin county; increasing tax levy and bond issue limitations for the purposes of the county park reserve district; amending Laws 1967, Chapter 721, Section 2, as amended.

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

S. F. No. 1087, A bill for an act relating to nonprofit health service plan corporations; modifying retained surplus requirements; amending Minnesota Statutes 1976, Section 62C.09, Subdivision 3.

The bill was read for the first time.

McCollar moved that S. F. No. 1087 and H. F. No. 1179, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1174, A bill for an act relating to the city of Mankato; authorizing residential property rehabilitation loans and grants.

The bill was read for the first time.

#### SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Cummiskey moved that the rule therein be suspended and an urgency be declared so that S. F. No. 1174 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Cummiskey moved that the rules of the House be so far suspended that S. F. No. 1174 be given its second and third readings and be placed upon its final passage. The motion prevailed.

S. F. No. 1174 was read for the second time.

S. F. No. 1174, A bill for an act relating to the city of Mankato; authorizing residential property rehabilitation loans and grants.

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 131 yeas and 0 nays as follows:



Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

#### FIRST READING OF SENATE BILLS, Continued

S. F. No. 1027, A bill for an act relating to the organization and operation of state government; education; changing the membership of the higher education coordinating board; prescribing additional duties for the board; restricting the staff of the board; appropriating money; amending Minnesota Statutes 1976, Sections 136A.02, Subdivisions 1, 1a, and 2; 136A.03; 136A.04; 136A.05; and 136A.07.

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

S. F. No. 899, A bill for an act relating to nursing homes; clarifying requirements for administration and inspections; changing provisions for reimbursement of expenses for interest on capital indebtedness; deleting certain provisions and adding new provisions on investment allowance; providing depreciation allowances; providing for reimbursable expenses; providing for a study on nursing assistant training; authorizing Chisago county to issue revenue bonds to finance the cost of facilities for the county nursing home; providing for the administration and rental of the facilities; amending Minnesota Statutes 1976, Sections 144.652, Subdivision 2; 144A.04, Subdivisions 3 and 5; 144A.05; 144A.10, Subdivisions 2 and 5; 144A.61, Subdivision 6; 256B.27, by adding a subdivision; 256B.43, by adding a sub-

division; 256B.44, Subdivisions 2 and 3; 256B.45, Subdivisions 1 and 4; 256B.47, Subdivisions 1 and 2; 256B.48, Subdivision 1; Chapter 144A, by adding a section; and repealing Minnesota Statutes 1976, Section 256B.45, Subdivisions 2 and 3.

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

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. 415, A bill for an act relating to collection and dissemination of data; clarifying information practices; defining terms; prescribing remedies; prescribing penalties; appropriating money; amending Minnesota Statutes 1976, Sections 15.1642; 15.165; Chapters 15, by adding sections; and 138, by adding a section; repealing Minnesota Statutes 1976, Sections 15.162; 15.163; 15.1641; 15.166; 15.167; 15.1671; 15.169; 15.17; 15.171; 15.172; 15.173; 15.174; 138.161; 138.162; 138.163; 138.17; 138.18; 138.19; 138.20; 138.21; and 138.22.

Reported the same back with the following amendments:

Page 2, line 21, delete "*trusts*" and insert "*trust*".

Page 2, line 23, delete "*counties*" and insert "*any county*".

Page 2, line 24, in both instances delete "*cities*" and insert "*city*" delete "*towns*" and insert "*town*".

Page 2, line 25, delete "*districts*" and insert "*district*" both times it occurs, delete "*boards*" and insert "*board*" and delete "*commissions*" and insert "*commission*".

Page 2, line 26, delete "*districts*" and insert "*district*" and delete "*authorities*" and insert "*authority*".

Page 3, line 12, delete "*and*".

Page 3, line 13, delete "*shall include*" and insert "*including*".

Page 4, line 1, after "*designate*" insert "*one or more*".

Page 4, line 17, after "*access*" insert a comma.

Page 4, line 22, after "SUMMARY" insert "OF".

Page 4, line 28, delete "*summary data*".

Page 4, line 29, delete "*and*".

Page 5, line 2, after "*board.*" insert "*An agency that supplies government data under this subdivision may require the requesting agency to pay the actual cost of supplying the data.*".

Page 6, line 6, after the period insert "*The commissioner shall consult the government data access board before approving or disapproving applications submitted after September 30, 1977.*".

Page 10, line 8, after the period insert "*In an action involving a request for government data under section 3*".

Page 10, line 9, delete "*and*" and insert "*but*".

Page 10, line 11, delete "*and*" and insert "*. The court shall*".

Page 10, line 12, delete the period and insert "*, and*".

Page 10, line 13, delete "*the*" and insert "*its*".

Page 14, line 11, after "\$" insert "*200,000*" and after "*biennium*" insert "*ending June 30, 1979,*".

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. 723, A bill for an act relating to economic development; providing grants to community development corporations; setting out criteria for making such grants; appropriating funds; amending Minnesota Statutes 1976, Chapter 362, by adding a section.

Reported the same back with the following amendments:

Page 2, line 16, before "*cities*" insert "*home rule charter or statutory*".

Page 4, line 2, delete "*\$1,574,200*" and insert "*\$500,000 for the biennium ending June 30, 1979,*".

Page 4, line 4, delete "*\$74,200*" and insert "*\$59,000*".

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. 843, A bill for an act relating to elections; providing for training of all election officials; prescribing certain duties for the secretary of state; appropriating money; amending Minnesota Statutes 1976, Sections 204A.13, Subdivision 2, and by adding subdivisions; 204A.14, Subdivision 1; 204A.18, by adding a subdivision; 204A.20; and Chapter 204A, by adding a section.

Reported the same back with the following amendments:

Page 1, line 18, delete "*shall*" and reinstate "*may*".

Page 2, line 9, delete "*shall*" and insert "*may*".

Page 2, line 9, after "*judges*" insert "*, and for the conduct of their duties as prescribed by law,*".

Page 2, line 10, delete "*and for this purpose shall adopt rules*".

Page 2, line 11, delete "*in accordance with chapter 15*".

Page 3, line 3, delete "*Training shall be in*".

Page 3, delete line 4.

Page 3, line 5, delete "*pursuant to section 2, subdivision 6*".

Page 3, delete lines 8 to 32.

Page 4, delete line 1.

Further amend the title as follows:

Page 1, line 4, delete "*appropriating money*";

Page 1, line 7, delete "*204A.18, by*".

Page 1, line 8, delete "*adding a subdivision; 204A.20*";

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. 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.

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:

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

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

The report was adopted.

#### SECOND READING OF HOUSE BILLS

H. F. Nos. 415, 723, 843 and 1631 were read for the second time.

#### SECOND READING OF SENATE BILLS

S. F. No. 288 was read for the second time.

#### PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 2.06, progress on H. F. Nos. 437 and 586 was reported to the House.

#### SPECIAL ORDERS

S. F. No. 572 was reported to the House.

George; Kelly, R.; Suss and Abeln offered an amendment to S. F. No. 572.

#### POINT OF ORDER

Simoneau raised a point of order pursuant to rule 3.9 that the George amendment to S. F. No. 572 was out of order. Sieben, H., as Speaker Pro Tempore, ruled the point of order well taken and the amendment out of order.

Savelkoul moved to amend S. F. No. 572, as follows:

Page 4, line 17, after "state" insert "and was permitted by law or rule as of June 1, 1977".

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 79 yeas and 28 nays as follows:

Those who voted in the affirmative were:

Abeln	Carlson, A.	Friedrich	McDonald	Sieben, H.
Adams	Clark	George	Metzen	Smogard
Albrecht	Clawson	Hanson	Munger	Stanton
Anderson, B.	Cohen	Heinitz	Murphy	Stoa
Anderson, D.	Corbid	Hokanson	Nelsen, B.	Swanson
Anderson, G.	Dean	Jacobs	Niehaus	Tomlinson
Arlandson	Den Ouden	Jensen	Pehler	Waldorf
Battaglia	Eckstein	Jude	Peterson	Welch
Beauchamp	Ellingson	Kaley	Pleasant	Wenstrom
Begich	Erickson	Kelly, R.	Rose	Wenzel
Biersdorf	Esau	Kelly, W.	Samuelson	White
Birnstihl	Evans	Kempe, R.	Savelkoul	Wieser
Brandl	Ewald	Knickerbocker	Schulz	Wigley
Braun	Faricy	Kroening	Searle	Wynia
Brinkman	Fjoslien	Kvam	Searles	Zubay
Byrne	Forsythe	Lemke	Sherwood	

Those who voted in the negative were:

Anderson, I.	Dahl	Langseth	Osthoff	Simoneau
Berglin	Enebo	Mangan	Prahl	Skoglund
Carlson, D.	Fudro	Mann	Reding	Spanish
Carlson, L.	Gunter	McCarron	Rice	Suss
Casserly	Jaros	Neisen	Scheid	
Cummiskey	Kostohryz	Novak	Sieben, M.	

The motion prevailed and the amendment was adopted.

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

The bill was read for the 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 85 yeas and 32 nays as follows:

Those who voted in the affirmative were:

Adams	Berglin	Carlson, D.	Cummiskey	Ewald
Anderson, I.	Berkelman	Carlson, L.	Dahl	Friedrich
Battaglia	Biersdorf	Casserly	Dean	Fudro
Beauchamp	Brandl	Clark	Eken	Fugina
Begich	Byrne	Cohen	Ellingson	George
Berg	Carlson, A.	Corbid	Enebo	Gunter

Hanson	Kempe, R.	Neisen	Rice	Skoglund
Heinitz	King	Nelsen, M.	Rose	Spanish
Hokanson	Kostohryz	Nelson	St. Onge	Stanton
Jacobs	Langseth	Norton	Samuelson	Swanson
Jensen	Lehto	Novak	Sarna	Tomlinson
Johnson	Mangan	Osthoff	Scheid	Vanasek
Jude	McCarron	Patton	Schulz	Wenzel
Kahn	McCollar	Pehler	Sherwood	White
Kaley	McEachern	Petrafeso	Sieben, H.	Wieser
Kelly, W.	Munger	Prahl	Sieben, M.	Wynia
Kempe, A.	Murphy	Reding	Simoneau	Speaker Sabo

Those who voted in the negative were:

Abeln	Clawson	Kelly, R.	Peterson	Waldorf
Albrecht	Den Ouden	Knickerbocker	Pleasant	Welch
Anderson, B.	Eckstein	Kvam	Savelkoul	Wigley
Anderson, D.	Erickson	Lemke	Searle	Zubay
Anderson, G.	Esau	McDonald	Searles	
Birnstihl	Evans	Metzen	Stoa	
Brinkman	Fjoslien	Niehaus	Suss	

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

S. F. No. 695, A bill for an act relating to the Como Park zoo; requiring the metropolitan council to issue bonds for repair, construction, reconstruction, improvement, and rehabilitation of the Como Park zoo by the City of Saint Paul; amending Minnesota Statutes 1976, Chapter 473, 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 113 yeas and 9 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams	Birnstihl	Neisen	Pleasant	Welch
Anderson, G.	Jude	Niehaus	Vanasek	

The bill was passed and its title agreed to.

S. F. No. 828, A bill for an act relating to the city of Duluth; authorizing the city to acquire, construct, and maintain parking facilities and to finance same.

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 70 yeas and 35 nays as follows:

Those who voted in the affirmative were:

Adams	Cohen	Jaros	Murphy	Simoneau
Arlandson	Cummiskey	Jude	Neisen	Smogard
Battaglia	Dahl	Kahn	Nelsen, M.	Spanish
Beauchamp	Dean	Kaley	Nelson	Stanton
Berglin	Eken	Kempe, A.	Norton	Stoa
Berkelman	Esau	King	Novak	Suss
Biersdorf	Ewald	Knickerbocker	Reding	Swanson
Brinkman	Forsythe	Kostohryz	Rice	Tomlinson
Carlson, A.	Friedrich	Langseth	Rose	Wenstrom
Carlson, D.	Fudro	Lehto	Samuelson	Wenzel
Carlson, L.	Fugina	Mangan	Sarna	White
Casserly	Hanson	McDonald	Searle	Wieser
Clark	Heinitz	Metzen	Sherwood	Zubay
Clawson	Hokanson	Munger	Sieben, H.	Speaker Sabo

Those who voted in the negative were:

Abeln	Braun	Jacobs	Kvam	Peterson
Albrecht	Den Ouden	Johnson	McCarron	Petrafeso
Anderson, D.	Eckstein	Kalis	McEachern	Pleasant
Anderson, G.	Erickson	Kelly, R.	Nelsen, B.	Savelkoul
Berg	Faricy	Kelly, W.	Niehaus	Schulz
Birnstihl	Fjoslien	Kempe, R.	Osthoff	Wigley
Brandl	Gunter	Kroening	Pehler	Wynia

The bill was passed and its title agreed to.

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

## GENERAL ORDERS

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



## REPORT OF COMMITTEE OF THE WHOLE

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

H. F. Nos. 267 and 356 which it recommended to pass.

H. F. No. 790 which it recommended progress until Thursday, February 9, 1978.

H. F. Nos. 424, 830 and 13 which it recommended progress.

H. F. Nos. 721 and 1101 which it recommended re-referral to the Committee on Governmental Operations.

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

## ROLL CALLS IN COMMITTEE OF THE WHOLE

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

The question was taken on the motion by Savelkoul that H. F. No. 721 be re-referred to the Committee on Taxes and the roll was called. There were 48 yeas and 59 nays as follows:

Those who voted in the affirmative were:

Abeln	Eckstein	Jensen	McDonald	Searle
Albrecht	Erickson	Jude	Nelson, B.	Smogard
Anderson, D.	Esau	Kaley	Niehaus	Tomlinson
Biersdorf	Evans	Kalis	Patton	Welch
Birnstihl	Fjoslien	Knickerbocker	Pehler	Wenzel
Braun	Forsythe	Kvam	Peterson	Wieser
Brinkman	Friedrich	Laidig	Pleasant	Wigley
Carlson, A.	Fugina	Langseth	Samuelson	Zubay
Carlson, D.	Heinitz	Lemke	Savelkoul	
Den Ouden	Hokanson	Mann	Schulz	

Those who voted in the negative were:

Adams	Corbid	Kahn	Neisen	Simoneau
Anderson, G.	Cummiskey	Kelly, W.	Nelson	Skoglund
Arlandson	Dean	Kempe, A.	Norton	Spanish
Beauchamp	Eken	Kempe, R.	Novak	Stanton
Berglin	Ellingson	Kostohryz	Osthoff	Stoa
Berkelman	Enebo	Kroening	Petrafaso	Suss
Byrne	Ewald	Lehto	Rice	Vanasek
Carlson, L.	Fudro	Mangan	Sarna	Waldorf
Casserly	George	McCarron	Scheid	White
Clark	Gunter	McEachern	Sherwood	Williamson
Clawson	Jacobs	Metzen	Sieben, H.	Speaker Sabo
Cohen	Jaros	Murphy	Sieben, M.	

The motion did not prevail.

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

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 16, A bill for an act relating to insurance; providing for interest on unpaid benefits; amending Minnesota Statutes 1976, Chapter 61A, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

Kempe, R., moved that the House refuse to concur in the Senate amendments to H. F. No. 16, 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.

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. 343, A bill for an act relating to obscenity; prohibiting the dissemination of obscene photographs or other similar visual representations which depict minors involved in scenes of patently offensive sexual conduct; prescribing penalties; amending Minnesota Statutes 1976, Chapter 617, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

Nelson moved that the House refuse to concur in the Senate amendments to H. F. No. 343, 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.

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. 856, A bill for an act relating to welfare; authorizing the establishment of a centralized disbursement system for payments and for food stamp benefit documents; amending Minnesota Statutes 1976, Section 256.01, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Clawson moved that the House refuse to concur in the Senate amendments to H. F. No. 856, 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.

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. 256, A bill for an act relating to insurance; providing for regulation of aircraft and inland marine insurance; amending Minnesota Statutes 1976, Sections 70A.02, Subdivision 2; and 70A.06, Subdivision 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

Wynia moved that the House refuse to concur in the Senate amendments to H. F. No. 256, 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.

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. 398, A bill for an act relating to protection of the environment; prohibiting sale of pressurized containers using certain chlorofluorocarbon propellants; prescribing penalties.

PATRICK E. FLAHAVEN, Secretary of the Senate

Wynia moved that the House refuse to concur in the Senate amendments to H. F. No. 398, 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.

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. 129, A bill for an act relating to education; encouraging post-secondary institutions to grant comparable credit for comparable work at another institution; directing the higher education coordinating board to perform certain duties.

PATRICK E. FLAHAVEN, Secretary of the Senate

Pehler moved that the House refuse to concur in the Senate amendments to H. F. No. 129, 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.

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. 259, A bill for an act relating to insurance; requiring refund of unearned premium on cancellation of certain automobile insurance policies; amending Minnesota Statutes 1976, Section 65B.14; and Chapter 65B, by adding sections.

PATRICK E. FLAHAVEN, Secretary of the Senate

Kelly, R., moved that the House refuse to concur in the Senate amendments to H. F. No. 259, 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.

#### MOTIONS FOR RECONSIDERATION

Moe moved that the vote whereby S. F. No. 193, as amended, was not passed by the House as a Special Order on Thursday, May 12, 1977, be now reconsidered. The motion prevailed.

S. F. No. 193, as amended, was reported to the House.

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

Jensen moved that the vote whereby the House passed S. F. No. 558, as amended on May 13, 1977, be now reconsidered. The motion prevailed.

S. F. No. 558, as amended, was reported to the House.

Jensen moved that the action whereby the House gave S. F. No. 558 a third reading, as amended on May 13, 1977, be now reconsidered. The motion prevailed.

Jensen moved to amend S. F. No. 558, the unofficial engrossment, as amended, as follows:

Page 2, after line 1, add a new section to read:

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

The motion prevailed and the amendment was adopted.

S. F. No. 558, A bill for an act relating to game and fish; authorizing the trapping of the great horned owl in certain instances; amending Minnesota Statutes 1976, Section 100.29, Subdivision 32.

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

The question was taken on the repassage of the bill and the roll was called. There were 92 yeas and 26 nays as follows:

Those who voted in the affirmative were:

Adams	Dean	Kaley	Neisen	Sieben, M.
Anderson, B.	Den Ouden	Kalis	Nelsen, B.	Simoneau
Anderson, I.	Eckstein	Kelly, W.	Nelsen, M.	Spanish
Arlandson	Eken	Kempe, A.	Niehaus	Suss
Battaglia	Enebo	Kempe, R.	Norton	Swanson
Beauchamp	Erickson	King	Novak	Tomlinson
Begich	Esau	Knickerbocker	Patton	Vanasek
Berg	Evans	Kostohryz	Pehler	Voss
Berkelman	Faricy	Kroening	Petraleso	Waldorf
Biersdorf	Fjoslien	Langseth	Pleasant	Welch
Birnstihl	Fugina	Lemke	Reding	Wenstrom
Braun	George	Mangan	Rice	Wenzel
Brinkman	Gunter	Mann	St. Onge	White
Byrne	Hokanson	McCarron	Samuelson	Wieser
Carlson, D.	Jacobs	McCollar	Sarna	Zubay
Carlson, L.	Jaros	McDonald	Schulz	Speaker Sabo
Clawson	Jensen	McEachern	Searle	
Cummiskey	Johnson	Moe	Searles	
Dahl	Jude	Murphy	Sieben, H.	

Those who voted in the negative were:

Abein	Cohen	Heinitz	Savelkoul	Williamson
Albrecht	Corbid	Kelly, R.	Sherwood	Wynia
Anderson, D.	Ellingson	Kvam	Skoglund	
Brandl	Ewald	Lehto	Stanton	
Carlson, A.	Friedrich	Munger	Stoa	
Clark	Hanson	Osthoff	Wigley	

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

Clawson moved that H. F. No. 854 be returned to its author. 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. 896:

Sieben, H. ; Munger ; Skoglund ; Wenstrom and Biersdorf.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 181:

Patton, Reding, and Biersdorf.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 544:

Kempe, A. ; Tomlinson and Osthoff.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 129:

Pehler, Kroening and Peterson.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 856:

Clawson, Neisen and Wigley.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 451:

Corbid; George; Hanson; Brinkman and Ewald.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 16:

Kempe, R.; Hanson and Savelkoul.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 259:

Kelly, R.; Suss and George.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 343:

Nelson, Forsythe and Clark.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 256:

Wynia, McCollar and Anderson, R.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 398:

Wynia, Stoa and Dean.

## ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 1:00 p.m., Tuesday, May 17, 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., Tuesday, May 17, 1977.

EDWARD A. BURDICK, Chief Clerk, House of Representatives