

## STATE OF MINNESOTA

## SEVENTIETH SESSION - 1978

## SEVENTIETH DAY

SAINT PAUL, MINNESOTA, THURSDAY, FEBRUARY 9, 1978

The House of Representatives convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Biersdorf; Mann; Nelsen, B.; Novak; Osthoff; Pehler; Sarna and Sieben, H., were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Kalis 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. 523, 1297, 1353, 1520, 1661, 1812 and 1813 and S. F. Nos. 1607, 1656, 744, 861, 1105, 1425, 397 and 1609 have been placed in the members' files.

## REPORTS OF STANDING COMMITTEES

Mann from the Committee on Agriculture to which was referred:

H. F. No. 1881, A bill for an act relating to agriculture; family farm security program; providing for exclusion from gross income of interest on certain loans; amending Minnesota Statutes 1976, Section 41.58, by adding a subdivision.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Taxes.

The report was adopted.

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

H. F. No. 1022, A bill for an act relating to the juveniles; providing for a hearing to determine detrimental relationships involving children; providing for a penalty for those engaging children in detrimental relationships; amending Minnesota Statutes 1976, Chapters 260, by adding a section; and 609, by adding a section.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Chapter 260, is amended by adding a section to read:

[260.258] [HEARINGS TO DETERMINE RELATIONSHIPS DETRIMENTAL TO CHILDREN.] *Subdivision 1. The juvenile court has jurisdiction over persons associating with a child in a manner detrimental to the health or welfare of the child under the provisions of this section.*

*Subd. 2. The court, upon petition or upon its own motion, whenever it has a child properly before it, may order that a hearing take place for the purpose of determining whether there exists an association between the child and any adult, other than a parent or guardian of the child, which is detrimental to the health or welfare of the child.*

*Subd. 3. Any person who may be directly affected by a hearing conducted pursuant to subdivision 2 shall be served with notice of the hearing as well as notification that the hearing could result in an order which would, at some future date, provide the basis for a criminal prosecution against persons named therein. Service of the notice required herein may take place in the manner provided for in section 260.141.*

*Subd. 4. After notice and hearing, at which the parties concerned may present all relevant evidence available, the court shall issue an order. If the court, upon a fair preponderance of the evidence, finds that a relationship, detrimental to the health or welfare of the child, exists between the child and any person named within the petition or notice, it may order that that person refrain from any further association or communication with the child until further notice or until the child attains majority.*

*Subd. 5. The court may find an association to be detrimental to the health or welfare of a child, for the purposes of subdivision 4 of this section, under the following circumstances: (a) If the court finds that the relationship has aided, encouraged or caused the child to engage in any criminal or delinquent conduct including but not limited to prostitution, solicitation for prostitution, or the utilization of the child for sexual acts otherwise prohibited by law; or (b) If the court finds that the relationship has caused the child to be placed in a situation harmful to his physical, moral or emotional development.*

*Subd. 6. Any person subject to an order issued pursuant to subdivision 4 shall be personally served with the order. An order served pursuant to this subdivision shall become effective immediately upon service.*

*Subd. 7. Any person subject to an order issued pursuant to subdivision 4 may petition the court to modify or rescind the original order.*

Sec. 2. Minnesota Statutes 1976, Section 260.315, is amended to read:

**260.315 [CONTRIBUTING TO NEGLECT OR DELINQUENCY.]** Any person who by act, word or omission encourages, causes or contributes to the neglect or delinquency of a child, and such act, word or omission is not by other provisions of the law declared to be a felony, or whoever associates or communicates with a child after being prohibited from so doing by an order issued pursuant to section 1, subdivision 4, of this act, shall be guilty of a misdemeanor."

Further amend the title:

Page 1, line 6, delete "Chapters" and insert "Section 260.315; and Chapter".

Page 1, line 7, delete "; and 609, by adding a section".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1974, A bill for an act relating to corrections; classifying the records of inmates of state correctional institutions; amending Minnesota Statutes 1976, Section 241.06.

Reported the same back with the following amendments:

Page 2, line 25, after "boards" insert ", law enforcement agencies".

Page 2, line 28, after the period, insert:

*"The ombudsman for the Minnesota state department of corrections shall have access to the files and records described in subdivision 1 to the extent authorized by section 241.44.*

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

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1975, A bill for an act relating to corrections; providing for the classification and compensation of persons engaged in the sale of products manufactured or processed in correctional institutions; amending Minnesota Statutes 1976, Section 43.12, by adding a subdivision.

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

The report was adopted.

Johnson from the Committee on Education to which was referred:

H. F. No. 1447, A bill for an act relating to education; teachers; providing continuing contract and tenure rights for certain athletic coaches; amending Minnesota Statutes 1976, Section 125.12, by adding a subdivision; and 125.17, Subdivision 1.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1976, Chapter 125, is amended by adding a section to read:

[125.121] *Subdivision 1. Any employee who is required to hold a license as an athletic coach from the board of teaching may, within 14 days of being notified of the termination of his coaching duties, request in writing from the school board a statement of the reason for the termination and a hearing on the termination before the board. The termination shall not be final except upon the order of the board after the hearing. The school board shall give the employee its reason in writing within ten days after receiving this request and shall hold a hearing within 25 days after receiving this request, according to the hearing procedures specified in section 125.12, subdivision 9.*

*Subd. 2. Within ten days after the hearing, the board shall issue a written decision regarding the termination. If the board decides to terminate the employee's coaching duties, the decision shall state the reason on which it is based and include findings of fact based upon competent evidence in the record. The board may terminate the employee's duties or not, as it sees fit, for any reason which is found to be true based on substantial and competent evidence in the record.*

*Subd. 3. This section shall not apply to the termination of coaching duties pursuant to a district transfer policy or as a result of the nonrenewal or termination of the employee's contract or the employee's discharge, demotion or suspension pursuant to sections 125.12 or 125.17. This section shall not apply to the termination of an employee's coaching duties prior to his completion of the probationary period of employment."*

Further, amend the title as follows:

Page 1, line 3, delete "continuing contract and tenure" and insert "due process".

Page 1, line 5, delete "Section 125.12, by adding a subdivision; and".

Page 1, line 6, delete everything before the period and insert "Chapter 125, by adding a section".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 526, A bill for an act relating to insurance; providing for the procurement of insurance from and the regulation of surplus line insurers and agents; providing for the regulation and imposition of penalties on certain insurance agents; amending Minnesota Statutes 1976, Section 60A.20.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 60A.20, is amended to read:

60A.20 [SURPLUS LINE LAW.] Subdivision 1. [PURPOSE CLAUSE.] Insurance transactions with unauthorized insurers are so affected with a public interest as to require regulation, taxation, supervision and control as provided in this section in order to: protect the citizens of this state in transactions involving the purchase of insurance from insurers not authorized to transact business in this state; provide for the public an orderly, reasonable, and regulated access to insurance from unauthorized insurers, where necessary, through (QUALIFIED) licensed and supervised surplus line agents; protect the revenues of this state; protect regulated authorized insurers from unregulated and unfair competition by unauthorized insurers; and regulate and supervise the procurement from unauthorized insurers in accordance with the laws of this state and Public Law 15 known as the McCarran Act.

Subd. (2.) 4. [CONDITIONS TO PROCUREMENT.] If certain insurance coverages cannot be procured from authorized insurers, such coverages, hereinafter designated surplus line, may be procured from (UNAUTHORIZED) *surplus line* insurers through a licensed surplus line agent, subject to the following conditions:

(1) The full amount of insurance required must not be procurable, after diligent effort has been made to do so from among the insurers who are authorized to transact *insurance business* and are actually writing the particular kind and class of insurance in this state (, AND);

(2) The amount of insurance (ELIGIBLE FOR AN UNAUTHORIZED INSURER IS) *which may be provided by a surplus line insurer shall be only the excess over the amount procurable from authorized insurers (.)*; and

((2)) (3) The insurance must not be so procured for the purpose of securing advantages, either as to:

(a) A lower premium rate than would be accepted by an authorized insurer, or

(b) Terms of the insurance contract.

Subd. (3.) 5. [AFFIDAVIT BY AGENT; POLICY TO BE LABELED AND BEAR NAME OF AGENT.] At the time each surplus line insurance contract is procured, the surplus line agent shall execute an affidavit *in the form prescribed by the commissioner* setting forth facts from which it may be determined whether the requirements of subdivision (2 ABOVE) 4 have been met. (SUCH) *The affidavit shall be filed with the commissioner within 30 days after each surplus line contract is (PLACED) issued.*

(SUBD. 4.) Each insurance contract, cover note, or certificate of insurance procured as a surplus line coverage shall have *the following statement stamped or imprinted* upon it (AND BE INITIALED BY OR BEAR THE NAME OF THE SURPLUS LINE AGENT WHO PROCURED IT, THE FOLLOWING:)

*("THIS CONTRACT IS DELIVERED AS A SURPLUS LINE COVERAGE UNDER THE SURPLUS LINE INSURANCE LAW AND THIS INSURER IS NOT LICENSED TO DO BUSINESS IN MINNESOTA.") in not less than 10 point print in red ink:*

*"This insurance contract is issued by an insurer neither authorized by nor under the jurisdiction of the Minnesota insurance division and is written pursuant to the Minnesota surplus line law. Placed by (name and office address of surplus line agent who procured the insurance)."*

*This statement shall not be concealed or covered over with a policy label, sticker or any other thing which may prevent the insured from seeing it. Every policy, cover sheet, or other instrument of insurance delivered to the insured and placed with an unlicensed insurer in accordance with this section shall contain a clause or provision appointing the commissioner as the true and lawful attorney of each insurer in and for this state, upon whom all lawful process may be served in any action, suit or proceeding instituted in this state by or on behalf of an insured or*

*beneficiary against the insurer, arising out of the instrument of insurance.*

Subd. (5.) 6. [INSURANCE VALID.] Insurance contracts procured as surplus line coverages from (UNAUTHORIZED) surplus line insurers in accordance with this section shall be valid and enforceable and the provisions of policies shall be at least as favorable to the insured as any standard policy described by the laws of this state.

Subd. (6.) 3. [LICENSING OF SURPLUS LINE AGENTS.] Any person, while licensed as a resident insurance agent of this state (AS TO) for property, casualty, and surety insurances, and who is deemed by the commissioner to (BE QUALIFIED THEREFOR BY INSURANCE EXPERIENCE) *have had sufficient experience in the insurance business to be competent for the purpose* and to be trustworthy, may be licensed as a surplus line agent (AS FOLLOWS) upon:

(1) *Making written application to the commissioner for the license (SHALL BE MADE), on forms furnished by the commissioner (.);*

(2) (LICENSE FEE IN THE AMOUNT OF \$50 SHALL BE PAID TO THE COMMISSIONER. THE LICENSE SHALL EXPIRE ON MAY 31 OF EACH YEAR) *Paying a \$50 examination fee to the commissioner for deposit in the general fund;*

(3) *Taking and successfully passing a written examination on the provisions of this section and on general knowledge of surplus line activity, the content of such examination to be prescribed by the commissioner; and*

(4) *Paying a \$100 license fee to the commissioner for deposit in the general fund.*

*The license shall expire on June 30 of each year and shall be renewable upon written request to the commissioner on forms furnished by him. The written request shall be accompanied by payment of the license fee, prior to expiration.*

Prior to the issuance of a license, the applicant shall file with the commissioner, and maintain thereafter for as long as any (SUCH) license remains in force, a bond, with an authorized corporate surety approved by the commissioner, in favor of the commissioner, in the penal sum of not less than \$5,000 conditioned upon compliance with this section. The commissioner may, in his discretion, require a bond in a larger amount commensurate with the volume of surplus line business transacted or to be transacted by a particular surplus line agent. The aggregate liability of the surety for any and all claims on (ANY SUCH) the bond shall, in no event, exceed the penal sum thereof.



No such bond shall be terminated unless not less than 30 days prior written notice thereof shall be given to the licensee and filed with the commissioner.

*Any agent who is licensed as a surplus line agent prior to August 1, 1978, shall be exempt from the examination requirement of this subdivision.*

Subd. (7.) 2. [REQUIREMENT OF INSURERS.] (NO SURPLUS LINE AGENT SHALL PROCURE SURPLUS LINE INSURANCE CONTRACTS FROM ANY UNAUTHORIZED INSURER UNLESS THE UNAUTHORIZED INSURER MEETS EITHER OF THE FOLLOWING REQUIREMENTS:)

(1) THE UNAUTHORIZED INSURER IS AN AUTHORIZED INSURER IN AT LEAST ONE STATE OF THE UNITED STATES FOR THE KIND OF INSURANCE INVOLVED, AND WHICH, IF A STOCK INSURER, HAS CAPITAL STOCK OF AT LEAST \$500,000, AND SURPLUS OF AT LEAST \$500,000, OR, IF ANY OTHER TYPE OF INSURER, HAS SURPLUS OF AT LEAST \$1,000,000; OR)

(2) THE UNAUTHORIZED INSURER, OTHER THAN ONE QUALIFIED UNDER (1) ABOVE, HAS AN ESTABLISHED AND EFFECTIVE TRUST FUND OF AT LEAST \$400,000 WITHIN THE UNITED STATES, ADMINISTERED BY A RECOGNIZED FINANCIAL INSTITUTION AND HELD FOR THE BENEFIT OF ALL ITS POLICYHOLDERS IN THE UNITED STATES OR POLICYHOLDERS AND CREDITORS IN THE UNITED STATES.)

(AN UNAUTHORIZED INSURER ASSUMING ANY SURPLUS LINE RISK PURSUANT TO THIS SURPLUS LINE LAW SHALL WITHIN 30 DAYS THEREAFTER FILE WITH THE COMMISSIONER A DULY EXECUTED AND SWORN AFFIDAVIT SHOWING FACTS IN SUPPORT OF ITS QUALIFICATION UNDER EITHER (1) OR (2) ABOVE, EXCEPT THAT REQUIREMENT (2) MAY OTHERWISE BE SUFFICIENTLY EVIDENCED BY AN AFFIDAVIT OF THE TRUSTEE INSTITUTION FILED WITH THE COMMISSIONER SHOWING THE REQUISITE FACTS AND RENEWED FROM TIME TO TIME AS THE COMMISSIONER MAY REASONABLY REQUIRE TO REFLECT THE CURRENT CONDITION OF THE TRUST FUND, AND ANY SUCH TRUSTEE'S AFFIDAVIT PROPERLY FILED AND MAINTAINED SHALL BE SUFFICIENT AS TO ALL RISKS PLACED WITH THAT UNAUTHORIZED INSURER PURSUANT TO THIS SURPLUS LINE LAW.)

(PROVIDED THAT THE FOREGOING LIMITATIONS MAY BE WAIVED UPON FILING WITH THE COMMISSIONER A SIGNED STATEMENT OF THE INSURED RE-

QUESTING INSURANCE IN AN UNAUTHORIZED INSURER WHICH HAS AN ESTABLISHED AND EFFECTIVE TRUST FUND OF AT LEAST \$400,000 WITHIN THE UNITED STATES, ADMINISTERED BY A RECOGNIZED FINANCIAL INSTITUTION AND HELD FOR THE BENEFIT OF ALL ITS POLICYHOLDERS IN THE UNITED STATES OR POLICYHOLDERS AND CREDITORS IN THE UNITED STATES; PROVIDED FURTHER THAT THE AMOUNT OF INSURANCE PLACED WITH SUCH UNAUTHORIZED INSURER SHALL NOT EXCEED TEN PERCENT OF THE TOTAL RISK TO BE INSURED.)

(IF AT ANY TIME THE COMMISSIONER SHALL DETERMINE, IN HIS JUDGMENT, THAT AN UNAUTHORIZED INSURER IS NOT IN A SAFE OR SOLVENT FINANCIAL CONDITION, HAS REFUSED TO PAY JUST CLAIMS, OR THAT ANY FURTHER TRANSACTION OF BUSINESS BY IT IN THIS STATE WILL BE HAZARDOUS TO RESIDENTS OF THIS STATE REGARDLESS OF WHETHER THEY ARE POLICYHOLDERS OF THE UNAUTHORIZED INSURER, HE SHALL DIRECT THAT NO SUCH INSURANCE SHALL BE PLACED OR RENEWED WITH SUCH INSURER; AND UPON HIS WRITTEN NOTICE TO THAT EFFECT MAILED TO LICENSEES UNDER THIS SECTION, THEREAFTER NO INSURANCE SHALL BE PLACED OR RENEWED WITH SUCH INSURER.)

(NOTWITHSTANDING ANY PROVISION OF THIS SUBDIVISION, THE PLACEMENT BY A SURPLUS LINE AGENT OF INSURANCE WITH AN UNAUTHORIZED INSURER, PURSUANT TO THE GENERAL AUTHORITY AND PROVISIONS OF THIS SECTION, SHALL NOT IMPLY APPROVAL BY THE COMMISSIONER OF SUCH INSURER'S FINANCIAL CONDITION OR MODE OF OPERATION.)

*No unauthorized surplus line insurer shall write surplus line insurance in this state unless it applies in writing to the commissioner, meets the following conditions, and is declared an eligible surplus line insurer by the commissioner.*

(1) *The insurer must currently be a licensed insurer in the state or country of its domicile as to the kind or kinds of insurance which it proposes to provide and shall have been so currently licensed for a period of time sufficient for the commissioner to ascertain that the other prerequisites of this section have been met, including operational procedures and claims practices.*

(2) *The insurer, before being declared eligible, shall furnish the commissioner with two certified copies of its most current annual financial statement, one in the language and currency of the country of its domicile, and the other in the English*

language and United States currency at the current exchange rate.

(3) If the insurer is licensed in at least one state of the United States it must have and maintain capital and surplus in at least the amounts required of a like insurer pursuant to section 60A.07. If the insurer is an alien insurer and is not licensed in any state of the United States, it must have and maintain in a bank or trust company which is a member of the United States federal reserve system a trust fund established under terms reasonably adequate for the protection of all its policyholders in the United States in an amount not less than \$1,000,000.

(4) The insurer must have a good reputation with regard to the providing of service to its policyholders and the payment of losses and claims.

(5) The insurer shall not be declared eligible if its management is considered by the commissioner to be incompetent or untrustworthy, or lacking in sufficient insurer managerial experience, or if the commissioner has good reason to believe the insurer is affiliated directly or indirectly through ownership, control, reinsurance transactions, or other insurance or business relationships with any entity whose business operations may be or have been detrimental to the interests of policyholders, stockholders, investors, creditors, or the public.

(6) The insurer shall designate in writing to the commissioner the name and address of the proper individual in its employ who is directly and actively in charge of and responsible for handling any and all insurance claims and to whom all correspondence regarding such claims may be directed.

An eligible surplus line insurer must report at least annually to the commissioner the person currently responsible for and in charge of handling the claims.

(7) An eligible surplus line insurer shall furnish at least annually to the commissioner the information required by clause (2). If at any time the commissioner has reason to believe that any insurer then on the list of eligible surplus line insurers is impaired financially or no longer meets the requirements for eligibility as set forth in this subdivision, he may cause to be issued a cease and desist order pursuant to section 60A.171, requiring the insurer to cease writing surplus line insurance.

If the commissioner determines, after a hearing, that an insurer currently eligible as a surplus line insurer has violated the laws of this state, or has failed to make reasonably prompt settlement of just claims for losses and/or return premiums he may declare the insurer no longer an eligible surplus line insurer. The commissioner shall promptly mail notice of all such declarations to each surplus line agent.

(8) *The insurer, both before and after it has been declared an eligible surplus line insurer, shall furnish any additional information relative to the management and operation of the insurer as the commissioner may reasonably require.*

*The commissioner shall from time to time publish a list of all currently eligible surplus line insurers and shall mail a copy thereof to each licensed surplus line agent.*

*Nothing in this section shall be deemed to impose on the commissioner any duty or responsibility to determine the actual financial condition or claims practices of any unauthorized insurer; and the status of being an eligible surplus line insurer, if granted by the commissioner, shall be construed to mean only that the insurer appears to be sound financially and to have satisfactory claims practices, and that the commissioner has no credible evidence to the contrary.*

Subd. (8.) 7. [EVIDENCE OF INSURANCE.] (1) Upon placing a surplus line coverage, the surplus line agent shall promptly issue and deliver to the insured evidence of the insurance, consisting either of the policy as issued by the insurer, or, if (SUCH) *the* policy is not then available, a certificate of insurance or cover note signed or countersigned by the agent. (SUCH) A certificate or cover note shall show the subject, coverage, conditions, and term of the insurance, the premium charged and taxes collected from the insured, and the name and address of the insurer. If the direct risk is assumed by more than one insurer, the certificate or cover note shall state the name and address and proportion of the entire direct risk assumed by each (SUCH) insurer.

(2) If, after the issuance and delivery of any (SUCH) certificate or cover note, there is any change as to the identity of the insurers, or the proportion of the direct risk assumed by the insurer as stated in the original certificate or cover note, or in any other material respect as to the insurance coverage evidenced by the certificate or cover note, the agent shall promptly issue and deliver to the insured a substitute certificate or cover note accurately showing the current status of the coverage and the insurers responsible thereunder.

(3) If a policy issued by the insurer is not available upon placement of the insurance and the agent has issued and delivered a certificate or cover note as (HEREINABOVE) provided in *this subdivision*, upon request therefor by the insured, the agent shall, as soon as reasonably possible, procure from the insurer its policy evidencing (SUCH) *the* insurance and deliver (SUCH) *the* policy to the insured in replacement of the certificate or cover note theretofore issued.

(4) Any surplus line agent who knowingly or negligently issues or delivers a false certificate or cover note of insurance,

or fails promptly to notify the insured of any material change with respect to (SUCH) *the* insurance by delivery to the insured of a substitute certificate or cover note as provided in clause (2) (HEREOF), shall be guilty of a violation of this (CODE) *section*, and, upon conviction, shall be subject to the penalties provided by this section, or to any greater applicable penalty otherwise provided by law.

Subd. (9.) 8. [LIABILITY OF INSURER AS TO LOSSES AND UNEARNED PREMIUMS.] As to a surplus line risk which has been assumed by (AN UNAUTHORIZED) *a surplus line* insurer pursuant to this (SURPLUS LINE INSURANCE LAW) *section*, and if the premium thereon has been received by the surplus line agent who placed (SUCH) *the* insurance, in all questions thereafter arising under the coverage as between the insurer and the insured, the insurer shall be deemed to have received the premium due to it for (SUCH) *the* coverage; and the insurer shall be liable to the insured as to losses covered by (SUCH) *the* insurance, and for unearned premiums which may become payable to the insured upon cancellation of (SUCH) *the* insurance, whether or not, in fact, the agent is indebted to the insurer with respect to (SUCH) *the* insurance or for any other cause. This (PROVISION) *subdivision* shall not affect rights as between the insurer and the surplus line agent.

Subd. (10.) 9. [AGENT TO KEEP RECORDS AND MAKE REPORTS.] (1) Each surplus line agent shall keep a separate record and account of all business transacted under his surplus line license, including a copy of each daily report, if any, and of each binder or cover note delivered by him. The records shall be available for examination by the commissioner at any reasonable time within the policy period, and shall be retained for at least three years following the termination of the coverage to which the records relate.

(2) Within 60 days following December 31 and June 30 of each year, the *surplus line* agent shall file with the commissioner a semi-annual statement (WHICH REPORTS THE FOLLOWING:)

((A) NAME AND ADDRESS OF EACH INSURED FOR WHOM SURPLUS LINE INSURANCE WAS PROCURED;)

((B) NAME AND HOME OFFICE OF EACH INSURER PROVIDING SUCH INSURANCE;)

((C) AMOUNT OF EACH COVERAGE, THE PREMIUM RATE AND GROSS PREMIUMS CHARGED;)

((D) DATE AND TERM OF POLICY;)

**((E) AMOUNT OF PREMIUM RETURNED ON EACH POLICY CANCELLED OR NOT TAKEN, AND)**

**((F) SUCH ADDITIONAL INFORMATION AS THE COMMISSIONER MAY REASONABLY REQUIRE) on forms prescribed by the commissioner.**

Subd. (11.) 10. [COLLECTION OF PREMIUM TAX.] The premiums charged for surplus line insurance are subject to a premium receipts tax of (TWO) *three* percent on all gross premiums (, LESS ANY RETURN PREMIUMS) charged for (SUCH) *the* insurance, *less any return premiums and dividends. Gross premiums shall include all premiums, fees, assessments, dues and any other consideration paid by an insured or applicant for any type of insurance.* The surplus line agent shall charge the insured the amount of the tax at the time of delivery of the policy or other initial confirmation of insurance, in addition to the full amount of the gross premium charged by the insurer for the insurance; provided, however, that the tax on any unearned portion of the premium shall be returned to the policyholder by the surplus line agent. The surplus line agent (IS PROHIBITED FROM ABSORBING SUCH) *may not absorb the tax, or as an inducement for insurance, or for any other reason, (REBATING) rebate all or any part of (SUCH) the tax or all or any part of his commission.*

*In the event that a given transaction is handled by a licensed surplus line agent for another licensed surplus line agent, the surplus line agent dealing directly with the insurer shall be held responsible to the state for reporting the transaction and paying the tax.*

Within 60 days following December 31 and June 30 of each year, the surplus line agent shall pay to the commissioner the amount of premium receipts taxes due upon business done during the semi-annual period ending December 31 and June 30 of each year.

If the surplus line policy covers risks or exposures only partially in this state, the tax payable shall be computed on the portion of the premium which is properly allocated to (THE RISKS OR EXPOSURES LOCATED IN) this state.

Subd. (12.) 11. [PENALTY FOR FAILURE TO FILE STATEMENT OR PAY TAX.] Every surplus line agent who fails to make and file the semi-annual statement (AS REQUIRED UNDER SUBDIVISION 10,) or to pay the taxes as required under this section, shall be liable to a penalty of \$25 for each (SEVEN DAYS) *month* of delinquency *and ten percent of the tax due*, together with interest at the rate of (SIX) *one percent per 30 day month or fraction thereof* on any unpaid premium tax which is delinquent from the date of (SUCH) delinquency. The tax and penalty may be recovered in an action

instituted by the commissioner in the name of the state in any court of competent jurisdiction, the attorney general representing him. The surplus line agent's license shall also be subject to revocation as provided in subdivision (13) 12.

Subd. (13.) 12. [REVOCAION OR SUSPENSION OF AGENT'S LICENSE.] ((1) THE COMMISSIONER MAY REVOKE OR SUSPEND ALL LICENSES HELD BY A SURPLUS LINE AGENT) *The commissioner may suspend, revoke, or refuse to renew the license of a surplus line agent or impose a fine of not more than \$1,000 for each violation of this section, after notice and hearing upon any one or more of the following grounds:*

(a) If the agent fails to file his semi-annual statement or to remit the tax, as required by (LAW) *this section;*

(b) If the agent fails to keep the records or to allow the commissioner to examine his records, as required by (LAW) *this section;*

(c) If the agent fails to file or falsifies the affidavit required by subdivision (3; OR) 5;

(d) *If the agent places surplus line insurance with insurers who fail to meet the eligibility requirements of this section;*

(e) *If the agent fails to maintain the bond as required by this section; or*

(f) For any of the causes for which an insurance agent's license may be revoked or suspended.

((2) NO AGENT WHOSE LICENSES HAVE BEEN SO REVOKED OR SUSPENDED SHALL AGAIN BE SO LICENSED UNTIL ALL PENALTIES AND DELINQUENT TAXES OWING BY HIM HAVE BEEN PAID.)

(SUBD. 14. NO SURPLUS LINE AGENT SHALL PROCURE CONTRACTS FROM ANY UNAUTHORIZED INSURER UNLESS: SUCH UNAUTHORIZED INSURER SHALL, PRIOR TO THE TIME ANY RISK IS ASSUMED, FILE WITH THE COMMISSIONER A DULY EXECUTED INSTRUMENT WHEREBY THE UNAUTHORIZED INSURER SHALL APPOINT AND CONSTITUTE THE COMMISSIONER THE TRUE AND LAWFUL ATTORNEY OF SUCH UNAUTHORIZED INSURER UPON WHOM ALL LAWFUL PROCESS IN ANY ACTION OR LEGAL PROCEEDING AGAINST IT MAY BE SERVED, AND SHALL AGREE THAT ANY SUCH LAWFUL PROCESS AGAINST IT, WHICH MAY BE SERVED UPON ITS SAID ATTORNEY AS PROVIDED IN THIS SECTION, SHALL BE OF

THE SAME FORCE AND VALIDITY AS IF SERVED UPON THE UNAUTHORIZED INSURER AND THAT AUTHORITY THEREOF SHALL CONTINUE IN FORCE IRREVOCABLY SO LONG AS ANY LIABILITY OF THE UNAUTHORIZED INSURER IN THIS STATE SHALL REMAIN OUTSTANDING. SUCH INSTRUMENT SHALL DESIGNATE THEREIN, IRREVOCABLY BUT WITH FULL POWER OF SUBSTITUTION, SO LONG AS ANY LIABILITY OF THE UNAUTHORIZED INSURER IN THIS STATE SHALL REMAIN OUTSTANDING, A RESIDENT OF THE STATE TO WHOM A COPY OF SUCH PROCESS SHALL BE FORWARDED BY THE COMMISSIONER BY FULLY PREPAID REGISTERED OR CERTIFIED MAIL. UPON THE MAILING OF SUCH COPY AND RECEIPT THEREOF, THE SERVICE OF SUCH PROCESS SHALL BE COMPLETE. THE PROVISIONS OF THE UNAUTHORIZED INSURERS PROCESS ACT, SECTION 60A.21, SHALL, TO THE EXTENT NOT INCONSISTENT HEREWITH, BE APPLICABLE IN CONNECTION WITH SUCH SERVICE OF PROCESS.)

Subd. 15. [RULES.] The commissioner shall make or may approve and adopt reasonable rules (AND REGULATIONS) for the effectuation of this section.

Subd. (16.) 13. [AUTHORIZED INSURANCE.] Any authorized insurer, upon submission of an affidavit to the commissioner setting forth facts which show that it is competing for a specific risk with a named (UNAUTHORIZED) *surplus line* insurer, may issue a policy without regard to rate and form requirements otherwise applicable; provided that the provisions of (POLICIES) *the policy* shall be at least as favorable to the insured as any standard policy described by the laws of this state. Insurance issued by authorized insurers under the provisions of this subdivision shall be considered for the purposes of regulation and taxation as authorized insurance rather than surplus line insurance.

Subd. (17.) 14. [RESTRICTIONS.] (THE PROVISIONS OF THIS SECTION, CONTROLLING THE PLACING OF INSURANCE WITH UNAUTHORIZED INSURERS, SHALL NOT APPLY TO) *The following types of insurance shall not be placed under the provisions of this section:*

(1) Life insurance (,);

(2) Accident and health insurance (,);

(3) Annuities (, OR);

(4) Reinsurance (, NOR TO THE FOLLOWING INSURANCE WHEN SO PLACED BY A LICENSED AGENT OF THIS STATE); or



((1)) (5) Insurance on subjects located, resident, or to be performed wholly outside of this state.

((2) INSURANCE ON THE PROPERTY OR OPERATIONS OF AIRCRAFT OR RAILROADS ENGAGED IN TRANSPORTATION IN INTERSTATE AND FOREIGN COMMERCE.)

((3) INSURANCE OF VESSELS, CRAFTS OR HULLS, CARGOES, MARINE BUILDERS' RISKS, MARINE PROTECTION AND INDEMNITY, OR OTHER RISKS INCLUDING STRIKES AND WAR RISKS COMMONLY INSURED UNDER OCEAN OR WET MARINE FORMS OF POLICIES.)

Sec. 2. [INSTRUCTION TO REVISOR.] *In the next edition of Minnesota Statutes, the revisor of statutes shall publish the subdivisions of section 60A.20 in their proper sequence as renumbered by this act.*"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1707, A bill for an act relating to automobile insurance; authorizing exclusion of certain high risk drivers from household coverages; requiring exclusion of such drivers from premium calculations under certain circumstances; prescribing penalties; amending Minnesota Statutes 1976, Chapter 65B, by adding a section.

Reported the same back with the following amendments:

Page 3, after line 7, insert a new subdivision to read:

*"Subd. 8. With respect to any person excluded from coverage under this section, the insurer shall not be liable for damages, losses or claims arising out of the operation or use of the insured motor vehicle, whether or not such operation or use was with the expressed or implied permission of a person insured under the policy."*

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2003, A bill for an act relating to reporting requirements for products liability claims; making various clarifications and technical changes; providing penalties for failure to comply; extending the expiration date; amending Laws 1977, Chapter 316, Section 2.

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

The report was adopted.

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

H. F. No. 1825, A bill for an act relating to examining and licensing boards; concerning public health; requiring information at the time of license application; allowing the collection of information at the time of license renewal; amending Minnesota Statutes 1976, Chapter 214, by adding sections.

Reported the same back with the following amendments:

Page 2, line 8, after "*commissioner*" insert "*, after consultation with the health related licensing boards,*".

Page 2, line 12, delete "*be information needed in order to make decisions*".

Page 2, delete lines 13 to 17 and insert "*include licensure or registration status, name, address, birth date, sex, professional activity status, educational background or similar information needed in order to make decisions pertaining to health manpower.*".

Page 2, line 28, after "*materials*" insert "*provided, however, that the collection of health manpower data by the commissioner shall not cause the licensing boards to incur additional costs or delays with regard to the license renewal process*".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1826, A bill for an act relating to public welfare; providing compensation to residents of state institutions; accepting volunteer services; authorizing rule promulgation for child cost of care; authorizing ward institutional placement for respite care; allowing the commissioner to consent to ward surgical operations; concerning the discharge of a committed patient; pro-

viding for a hospital program plan; concerning local welfare hearing; regarding child support; amending Minnesota Statutes 1976, Sections 246.36; 252A.11, Subdivision 3; 252A.13, Subdivision 1; 253A.15, Subdivision 11; 253A.17, Subdivision 9; 256.045, Subdivision 2; Chapter 246, by adding a section; Minnesota Statutes, 1977 Supplement, Sections 252.27, Subdivision 2; 256.873; repealing Minnesota Statutes 1976, Section 246.55.

Reported the same back with the following amendments:

Page 2, line 2, after "officer" insert "*but in no case less than 25 percent of the minimum wage established pursuant to section 177.24*".

Page 2, line 12, after "persons" insert "*who provide services to residents of state hospitals*".

Page 2, line 13, delete "provisions" and insert "*procurement requirements*".

Page 2, line 15, after "equipment" insert "*to be used in providing services to residents of state hospitals*".

Page 2, line 20, delete "*individual and separate*".

Page 2, line 21, delete "of".

Page 2, line 23, delete "*The individual and separate*".

Page 2, line 25, delete "each."

Page 2, line 25, delete "*The ability of the parents*".

Page 2, delete lines 26 to 29.

Page 2, delete line 30 to the period.

Page 2, line 31, delete "the".

Page 3, line 7, after "subdivision 2" insert "*and subdivision 3*".

Page 3, line 14, delete "respite" and insert "*temporary*".

Page 3, line 16, delete "department" and insert "*board*".

Page 3, delete lines 18 to 32.

Page 4, delete lines 1 to 22.

Page 7, line 3, delete "*sections 246.50 to 246.54*" and insert "*section 252.27*".

Page 7, after line 15, insert a new section to read:

"Sec. 8. Minnesota Statutes, 1977 Supplement, Section 256.79, is amended to read:

256.79 [REMOVAL TO ANOTHER COUNTY.] Any child qualified for and receiving assistance pursuant to the provisions in sections 256.72 to 256.87 in any county in this state, who moves or is taken to another county in this state shall be entitled to continue to receive assistance from the county from which he has moved or has been taken until he shall have resided for two months in the county to which he has moved. When he has resided two months in the county to which he has moved, or has been taken, the local agency of the county from which he has moved shall transfer all necessary records relating to the child to the county agency of the county to which he has moved.

*Notwithstanding the provisions of section 256.73, subdivision 4, the county of financial responsibility shall not change (AS A RESULT OF) because application for assistance is not made prior to initial or successive placements in one or more counties pursuant to a plan of treatment for health, rehabilitation, foster care, child care or training, nor as a result of placement in any correctional program."*

Page 7, delete lines 29 and 30.

Renumber the sections.

Further amend the title:

Page 1, line 13, delete "252A.13, Subdivision 1;".

Page 1, line 17, after "Subdivision 2;" insert "256.79;".

Page 1, line 17, delete "; repealing".

Page 1, delete line 18 to the period.

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1827, A bill for an act relating to public welfare; establishing a revolving fund for data processing services; pro-

viding an appropriation; amending Minnesota Statutes 1976, Section 256.01, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 12, delete "REVOLVING".

Page 1, line 13, delete "revolving".

Page 1, line 17, delete "revolving".

Page 1, line 20, delete "units" and insert "social service agencies".

Page 2, line 9, delete "revolving".

Page 2, line 13, after the period insert "*For the purpose of accomplishing the services described in this subdivision, the commissioner of public welfare is authorized to employ no more than four persons in addition to the approved complement.*".

Page 2, line 17, delete "revolving".

Page 2, line 28, delete "revolving".

Page 2, after line 30, insert a new section to read:

"Sec. 2. [EXPIRATION.] *The authorization for the public welfare data processing service fund established by section 1, shall expire June 30, 1981, unless the legislature acts to amend or repeal the authorization before that date. The commissioner of public welfare shall prepare a report on the finances and operations of the public welfare data processing services fund and present it to the health and welfare and the appropriations committees of the house and the health, welfare, and corrections and the finance committees of the senate before January 15 of each year.*"

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

The report was adopted.

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

H. F. No. 1869, A bill for an act relating to public health; authorizing the contractual provision of statutorily prescribed public health services by the commissioner of health; modifying the definition of child in the maternal and child nutrition act;

increasing the commissioner's rule-making authority regarding children's camps; expanding scope of functions that may be performed by local health agencies; amending Minnesota Statutes 1976, Sections 144.74; 145.031, Subdivision 1; 145.55, Subdivision 1; 145.892; 145.893; 145.918, Subdivision 2; and Chapter 144, by adding a section; repealing Minnesota Statutes 1976, Sections 12.56; 12.57; and 144.146, Subdivision 2.

Reported the same back with the following amendments:

Page 2, after line 3, insert a new section to read:

"Sec. 2. Minnesota Statutes 1976, Section 144.73, is amended to read:

144.73 [COMMISSIONER OF HEALTH, DUTIES.] Subdivision 1. [INSPECTION OF CAMPS.] It shall be the duty of the (STATE BOARD) *commissioner* of health to make an annual inspection of each children's camp, and where, upon inspection it is found that there is a failure to protect the health and safety of the persons using the camp, or a failure to comply with the camp (REGULATIONS) *rules* prescribed by the (BOARD) *commissioner*, the (BOARD) *commissioner* shall give notice to the camp operator of (SUCH) *the* failure, (WHICH NOTICE SHALL SET) *setting* forth the reason or reasons for (SUCH) *the* failure.

Subd. 2. [REVOCAION OF PERMIT.] The camp operator shall have a reasonable time after receiving (SAID) *the* notice in which to correct (SUCH) *the* failure and to comply with the (REQUIREMENTS AND REGULATIONS) *rules* of the (BOARD) *commissioner*. (IN THE EVENT) *If* the camp operator (SHALL FAIL) *fails* to comply with the requirements of (SAID) *the* notice within a reasonable time, the (BOARD) *commissioner* may, after a hearing pursuant to section 15.0418, revoke the permit of (SUCH ) *the* children's camp.

(SUBD. 3. THE CAMP OPERATOR SHALL BE ENTITLED TO A HEARING BEFORE THE BOARD ON THE REVOCATION OF HIS PERMIT. A REQUEST FOR SUCH HEARING SHALL BE MADE BY THE CAMP OPERATOR IN WRITING. THE HEARING SHALL BE HELD AT THE TIME AND PLACE DESIGNATED BY THE BOARD AND AT LEAST FIVE DAYS WRITTEN NOTICE OF SUCH HEARING SHALL BE GIVEN TO THE CAMP OPERATOR. THE NOTICE MAY BE SERVED BY REGISTERED MAIL. THE CAMP OPERATOR SHALL BE ENTITLED TO BE REPRESENTED BY LEGAL COUNSEL AND SHALL HAVE THE RIGHT TO PRODUCE EVIDENCE AND TESTIMONY AT SUCH HEARING. THE BOARD MAY APPOINT IN WRITING ANY COMPETENT PERSON TO PRESIDE AT SUCH HEARING. SUCH PERSON SHALL TAKE TESTIMONY,

ADMINISTER OATHS, ISSUE SUBPOENAS, COMPEL THE ATTENDANCE OF WITNESSES, AND TRANSMIT THE RECORD OF THE HEARING TO THE BOARD. THE DECISION OF THE BOARD SHALL BE BASED ON THE EVIDENCE AND TESTIMONY PRESENTED AT SUCH HEARING.)

Subd. (4) 3. [REINSTATEMENT OF PERMIT.] Where a permit has been revoked by the board it shall be reinstated upon compliance with the (REQUIREMENTS AND REGULATIONS) *rules* of the (STATE BOARD) *commissioner* of health."

Page 2, line 8, strike "such reasonable regulations and standards as it determines".

Page 2, line 9, strike "necessary" and insert "*rules*".

Page 2, line 10, strike "Such regulations and".

Page 2, line 11, strike "standards" and insert "*The rules*".

Page 2, line 11, delete ", but are not limited to,".

Page 2, line 11, strike "reasonable".

Page 2, line 19, strike ", and" and insert a semicolon.

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

Page 2, after line 22 insert:

*"(4) The proper ratio of supervisory staff to children to provide adequate supervision; and*

*(5) Any other matters necessary to carry out the purposes of sections 144.71 to 144.76."*

Page 2, after line 22, insert a new section to read:

"Sec. 4. Minnesota Statutes 1976, Section 144.76, is amended to read:

144.76 [VIOLATION, PENALTY.] Any person violating any of the provisions of sections 144.71 to 144.76 or of the (REGULATIONS OR STANDARDS) *rules* promulgated hereunder shall be guilty of a misdemeanor."

Page 3, line 23, strike "Such" and insert "*The*".

Page 3, line 24, strike "and regulations".

Page 6, after line 20, insert a section to read:

*"Sec. 10. [INJUNCTIVE RELIEF.] In addition to any other remedy provided by law, the commissioner of health or local board of health may in its own name bring an action in district court in Ramsey county or in the district court in the county in which the activity or practice sought to be enjoined occurs, to enjoin any violation or threatened violation of a statute, rule, standard, order, stipulation, agreement, consent order, variance, or any other directive which the commissioner of health or local board of health is empowered to enforce, issue, enter into, or promulgate. Any such activity or practice shall constitute a public nuisance per se. A temporary restraining order may be granted by the court in the proceeding if the continued activity or practice would create an imminent risk of harm."*

Renumber the sections in sequence.

Further amend the title as follows:

Page 1, line 9, after "agencies;" insert "providing injunctive relief for the commissioner of health;"

Page 1, line 10, after "Sections" insert "144.73;"

Page 1, line 10, after "144.74;" insert "144.76;"

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

The report was adopted.

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

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

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:



"Section 1. Minnesota Statutes 1976, Section 136A.61, is amended to read:

136A.61 [POLICY.] The legislature has found and hereby declares that the availability of legitimate courses and programs leading to academic degrees offered by responsible private institutions of post-secondary education and the existence of legitimate private colleges and universities are in the best interests of the people of this state. The legislature has found and declares that the state can provide assistance and protection for persons choosing private institutions and programs, by establishing policies and procedures to assure the authenticity and legitimacy of private post-secondary education institutions and programs. *The legislature has also found and declares that this same policy applies to any public post-secondary educational institution located in another state or country which offers or makes available to a Minnesota resident any course, program or educational activity which does not require the leaving of the state for its completion.*

Sec. 2. Minnesota Statutes 1976, Section 136A.62, Subdivision 3, is amended to read:

Subd. 3. [SCHOOL.] "School" means any individual, partnership, company, firm, society, trust, association, corporation, or any combination thereof, which (a) is, owns, or operates a private, nonprofit post-secondary education institution (;); (b) provides a post-secondary instructional program or course leading to a degree whether or not for profit (, OR); (c) *is, owns, or operates a private post-secondary education institution which uses the term "college", "academy", "institute" or "university" in its name(.); or (d) operates for profit and provides programs or courses which are intended to allow an individual to fulfill in part or totally the requirements necessary to maintain a license to practice an occupation. "School" shall also mean any public post-secondary educational institution located in another state or country which offers or makes available to a Minnesota resident any course, program or educational activity which does not require the leaving of the state for its completion.*

Sec. 3. Minnesota Statutes 1976, Chapter 136A, is amended by adding a section to read:

[136A.653] [EXEMPTIONS.] *Subdivision 1. A school which does not grant a degree and which is subject to licensing by the state board of education pursuant to Minnesota Statutes, Chapter 141, is exempt from the provisions of sections 136A.61 to 136A.71. The determination of the commissioner of education as to whether a particular school is subject to regulation under chapter 141 is final for the purposes of this exemption.*

*Subd. 2. Educational programs which are sponsored by a bona fide and nonprofit trade, labor, business, professional or fraternal organization and which are conducted solely for that organization's membership and for the members of the particular industries or professions served by that organization, which are not available to the public on a fee basis, are exempted from the provisions of sections 136A.61 to 136A.71.*

*Subd. 3. Educational programs which are sponsored by a business firm for the training of its employees or the employees of other business firms with which it has contracted to provide educational services at no cost to the employees are exempted from the provisions of sections 136A.61 to 136A.71.*

*Subd. 4. Schools licensed by state boards authorized under Minnesota law to issue such licenses are exempted from the provisions of sections 136A.61 to 136A.71. The determination of that state board as to whether a particular school is subject to that board's regulation is final for the purposes of this exemption.*

*Subd. 5. Any school or program exempted from the provisions of sections 136A.61 to 136A.71 by the provisions of this section may voluntarily submit to the provisions of those sections. If that school or program is subject to licensure by another state board, the higher education coordinating board shall determine what further measures, not in conflict with the requirements of the other state board, are necessary for compliance under the provisions of sections 136A.61 to 136A.71.*

**Sec. 4. Minnesota Statutes 1976, Chapter 136A, is amended by adding a section to read:**

**[136A.657] [EXEMPTION; RELIGIOUS SCHOOLS.]**  
*Subdivision 1. Any school or any department or branch of a school (a) which is substantially owned, operated or supported by a bona fide church or religious organization; (b) whose programs are primarily designed for, aimed at and attended by persons who sincerely hold or seek to learn the particular religious faith or beliefs of that church or religious organization; and (c) whose programs are primarily intended to prepare its students to become ministers of, to enter into some other vocation closely related to, or to conduct their lives in consonance with the particular faith of that church or religious organization, is exempt from the provisions of sections 136A.61 to 136A.71.*

*Subd. 2. This exemption shall not extend to any school or to any department or branch of a school which through advertisements or solicitations represents to any students or prospective students that the school, its aims, goals, missions or purposes or its programs are different from those described in subdivision 1.*

*Subd. 3. This exemption shall not extend to any school which represents to any student or prospective student that the major purpose of its programs is to prepare the student for a vocation not closely related to that particular religious faith, or to provide the student with a general educational program recognized by other schools or the broader educational, business or social community as being substantially equivalent to the educational programs offered by schools or departments or branches of schools which are not exempt from Minnesota Statutes, Sections 136A.61 to 136A.71, and rules adopted pursuant thereto.*

*Subd. 4. Nothing in Minnesota Statutes, Sections 136A.61 to 136A.71, or rules adopted pursuant thereto, shall be interpreted as permitting the board to determine the truth or falsity of any particular set of religious beliefs.*

*Sec. 5. This act shall be effective the day following its final enactment."*

Further amend the title as follows:

Page 1, line 4, delete "theological seminaries" and insert "certain institutions".

Page 1, line 6, before "Chapter" insert "Sections 136A.61; 136A.62, Subdivision 3; and".

Page 1, line 7, delete "a section" and insert "sections".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1833, A bill for an act relating to community colleges; authorizing one additional member for the state board; requiring that one member be a student; amending Minnesota Statutes 1976, Section 136.61, Subdivisions 1 and 1a.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1976, Section 136.61, Subdivision 1, is amended to read:

136.61 [STATE BOARD FOR COMMUNITY COLLEGES; SELECTION AND ADMINISTRATION.] Subdivision 1. The

state board for community colleges shall consist of seven members appointed by the governor with the advice and consent of the senate. They shall be selected for their knowledge of, and interest in community colleges of Minnesota. *One member shall be a full-time student at a community college at the time of appointment or shall have been a full-time student at a community college within one year before appointment to the state board for community colleges.*

Sec. 2. Minnesota Statutes 1976, Section 136.61, Subdivision 1a, is amended to read:

Subd. 1a. The membership terms, compensation, removal of members, and filling of vacancies on the board shall be as provided in section 15.0575 *except that the term of the student member shall be two years.*

Sec. 3. Minnesota Statutes 1976, Section 136.63, Subdivision 1, is amended to read:

136.63 [LOCAL ADVISORY COMMITTEES.] Subdivision 1. The board shall appoint a local advisory committee for each community college composed of qualified persons (WITH) *who have a knowledge of and interest in community colleges (RESIDING) and who reside in the area served by (SUCH) the community college. One member of each local advisory committee shall be a full-time student at the community college at the time of appointment or shall have been a full-time student at the community college within one year before appointment to the local advisory committee.* The board from time to time shall consult with each local advisory committee on matters of courses of study to be offered at the community college. The number of members and their terms of each advisory committee shall be fixed by the board. Advisory committee members shall serve without compensation and without reimbursement for expenses.”

Further amend the title as follows:

Page 1, line 2, delete “authorizing one”.

Page 1, line 3, delete “additional member for the state board;”.

Page 1, line 4, after “member” insert “of the state board”.

Page 1, line 4, after “student;” insert “requiring that one member of the local advisory committee be a student;”.

Page 1, line 5, delete “Section” and insert “Sections”.

Page 1, line 6, after “1a” insert “; and 136.63, Subdivision 1”.

With the recommendation that when so amended the bill pass.

The report was adopted.

Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 361, A bill for an act relating to state employees; providing optional health insurance coverage under the Minnesota employees group insurance plan for certain former employees retired because of a disability.

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

The report was adopted.

Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1266, A bill for an act relating to the town of McDavitt; authorizing the town to issue general obligations for acquisition and betterment of a town hall.

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

The report was adopted.

Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1718, A resolution urging the President and Congress to make a national commitment to the cure of cancer.

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

The report was adopted.

Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1909, A bill for an act relating to the legislature; providing that the organization of the legislature at the regular session continue during a special session; amending Minnesota Statutes 1976, Chapter 3, by adding a section.

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:

H. F. No. 1923, A bill for an act relating to taxation; restricting certificate of value filing requirements to transfers of property made after 1977; amending Minnesota Statutes, 1977 Supplement, Section 272.115, Subdivisions 1 and 4.

Reported the same back with the following amendments:

Page 1, line 11, after "sold" insert "*subsequent to January 1, 1978*".

Page 1, line 14, strike "within 30 days from".

Page 1, line 15, strike "the date of the sale,".

Page 1, line 16, delete "*The*".

Page 1, delete lines 17 and 18.

Page 1, line 19, delete "*was due to negligence, inadvertance, or good cause.*".

Page 2, line 7, strike the old language and delete the new language.

Page 2, line 8, delete "*December 31, 1977*" and insert "*real estate sold on or after January 1, 1978, for which a certificate of value is required pursuant to subdivision 1,*".

Page 2, line 13, strike "on that contract for deed".

Page 2, line 17, strike "In the case of property sold under a contract for".

Page 2, strike lines 18 and 19.

With the recommendation that when so amended the bill pass.

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 474, A bill for an act relating to highway traffic regulations; defining terms; driving rules; pedestrian rules;

regulating the operation of motor vehicles, bicycles and other human powered vehicles; prescribing penalties; amending Minnesota Statutes 1976, Sections 169.01, Subdivisions 2, 3, 31, 51, and by adding a subdivision; 169.18, Subdivision 7; 169.19, Subdivisions 1 and 8; 169.20, Subdivision 4; 169.21, Subdivision 3; 169.31; and Chapter 169, by adding sections; repealing Minnesota Statutes 1976, Section 169.221.

Reported the same back with the following amendments:

Page 9, line 11, delete "*white*".

Page 9, line 12, delete "*All reflective materials used*".

Page 9, delete lines 13 and 14.

Page 9, line 15, delete "*safety*" and insert "*Any bicycle equipped with side reflectors as required by regulations for new bicycles prescribed by the United States consumer product safety commission shall be considered to meet the requirements for side reflectorization contained in this subdivision*".

Page 9, line 30, delete "*prescribed by subdivision 6*" and insert "*required for new bicycles under regulations prescribed by the United States consumer product safety commission*".

Page 10, line 25, before "*contests*" insert "*parades*".

Page 11, delete section 12.

Page 11, line 19, reinstate the stricken language.

Page 11, after line 24, add a new section as follows:

"Sec. 14. [OPENING AND CLOSING VEHICLE DOORS.]  
*No person shall open any door on a motor vehicle unless and until it is reasonably safe to do so and can be done without interfering with the movement of other traffic, nor shall any person leave a door open or a side of a vehicle available to moving traffic for a period of time longer than necessary to load or unload passengers.*"

ReNUMBER the sections.

Amend the title as follows:

Line 5, delete "*prescribing*".

Line 6, delete "*penalties*";

Line 11, delete "*sections*" and insert "*a section*".

With the recommendation that when so amended the bill pass.

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 1744, A bill for an act relating to handicapped and disabled persons; requiring installation and use of wheelchair securement devices in vehicles used for transporting wheelchair users; providing for inspection of wheelchair securement devices; requiring other safety measures in vehicles used for transporting wheelchair users; authorizing the admissibility of certain evidence in litigation; providing penalties.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [DEFINITIONS.] The following terms have the definitions given them for the purposes of sections 1 to 7:

(a) "Wheelchair securement device" means an apparatus installed in a motor vehicle for the purpose of locking a wheelchair into a location in the vehicle and designed to prevent movement of the wheelchair.

(b) "Operator" includes any person, firm, partnership, corporation, service club, public and private agency, city, town, county or school district which is offering transportation services to the public or to its employees or provides transportation services in connection with other services which it offers, including, but not limited to nursing home or convalescent care, schooling, or child care.

(c) "Transportation vehicle" means a motor vehicle designed or intended to be used for providing transportation of sick, injured, invalid, incapacitated or handicapped individuals who will be seated in a wheelchair while the vehicle is in motion.

(d) "Transporting service" means transportation for sick, injured, invalid, incapacitated, or handicapped individuals which is regularly provided or offered to be provided to the public or to employees or in connection with any other service which is offered.

Sec. 2. [WHEELCHAIR SECUREMENT DEVICES.] Subdivision 1. The transportation vehicle used by an operator to transport mobility disabled persons shall be equipped with



wheelchair securement devices which meet the following specifications:

(a) When the wheelchair is secured, the securement device shall prevent any forward, backward or lateral movement of the wheelchair while the transportation vehicle is in motion, acceleration or braking;

(b) The wheelchair securement device shall attach to the frame of the wheelchair and shall not damage the wheelchair; and

(c) The wheelchair securement device shall be installed so that when the wheelchair is secured, the user shall face either the front or the rear of the vehicle.

Subd. 2. Operators shall carry only as many wheelchairs as the number of securement devices with which the transporting vehicle is equipped and each wheelchair shall be secured by a wheelchair securement device before the vehicle is set in motion.

Sec. 3. [ADDITIONAL SAFETY REQUIREMENTS.]  
Subdivision 1. The transportation vehicle shall be equipped with seat belts to secure the wheelchair user. Additional seat belts may be used for the purpose of wheelchair securement providing that they are used only to secure the frame of the wheelchair. In no instance shall a single seat belt be used for the dual purpose of securing both the wheelchair occupant and the wheelchair. The seat belts shall meet all applicable federal and state requirements for safety.

Subd. 2. When transporting a person in an electrically powered wheelchair, the main power switch shall be placed in the "off" position at all times and all drive belts disengaged while the transportation vehicle is in motion.

Sec. 4. [INSPECTION.]  
Subdivision 1. No person shall drive, or no operator shall knowingly permit or cause a transportation vehicle to be used for transporting service unless there is displayed thereon a certificate issued by the commissioner of public safety stating that on the date of inspection the transportation vehicle complied with applicable provisions of state law relating to the installation, maintenance, and use of wheelchair securement devices.

Subd. 2. Inspection shall be made by personnel in the department of public safety assigned to the highway patrol. An operator shall submit a transportation vehicle for inspection after the installation of a wheelchair securement device and before using the vehicle to transport wheelchair users, but no later than one month after the date of installation. Evidence of the date of installation shall be provided by the operator at the inspection.

Subd. 3. The inspection shall be made to determine that the installation complies with the specifications of section 2, subdivision 1, and section 3, subdivision 1; that the securement device is in working order; and that the securement device is not in need of obvious repair. The inspection may include testing the use of a securement device while the vehicle is in motion.

Subd. 4. A certificate furnished by the commissioner shall be issued upon completion of inspection if the vehicle is in compliance with this section. This certificate shall be affixed to the lower left corner of the windshield. It shall note compliance with this section, record the number of wheelchairs which may be simultaneously carried in the vehicle, and note the month in which the next inspection is required.

Subd. 5. Subsequent inspections shall be made annually. If additional securement devices are installed in a vehicle already equipped with a securement device, inspection is required as specified in subdivision 2.

Sec. 5. [EVIDENCE.] Proof of the installation or failure to install wheelchair securement devices, or proof of faulty installation of wheelchair securement devices, or proof of the maintenance or failure to properly maintain wheelchair securement devices, or proof of the use or failure to use wheelchair securement devices is admissible in evidence in any litigation involving personal injuries or property damage from the use or operation of a transportation vehicle.

Sec. 6. [PENALTY.] For each failure to comply with any requirement of sections 2, 3 or 4 an operator is guilty of a misdemeanor.

Sec. 7. [EFFECTIVE DATE.] Operators presently offering transporting services utilizing transportation vehicles purchased prior to July 1, 1978 and not currently in compliance with section 2, subdivision 1, clause (c), of this act, must comply with section 2, subdivision 1, clause (c), effective January 1, 1982. All other provisions of this act are effective January 1, 1979."

Further amend the title as follows:

Page 1, line 2, delete "handicapped and" and insert "mobility".

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

H. F. No. 1879, A bill for an act relating to the trunk highway system; discontinuing and removing certain routes therefrom; adding a new route in substitution of an existing route.

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

S. F. No. 417, A bill for an act relating to highway traffic regulations; accidents; requiring certain information to be given; raising the amount of property damage required before an accident must be reported to the commissioner of public safety; providing penalties; amending Minnesota Statutes 1976, Section 169.09, Subdivisions 3, 7, and 14.

Reported the same back with the following amendments:

Page 2, delete section 2 and renumber the following section.

Further amend the title as follows:

Page 1, line 4, delete everything after the semicolon.

Page 1, delete line 5.

Page 1, line 6, delete everything before "providing".

Page 1, line 8, delete ", 7,".

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

The report was adopted.

Fudro from the Committee on Transportation to which was referred:

S. F. No. 1302, A bill for an act relating to transportation; providing for certain permitted advertising signs on federal primary aid highways; amending Minnesota Statutes 1976, Sections 173.03; 173.08; 173.13, Subdivision 1; and 173.16, Subdivision 1.

Reported the same back with the following amendments:

Page 2, line 27, delete "*, and a maximum of*".

Page 2, line 28, delete everything before the period.

Page 2, line 30, delete "four" and insert "two".

Page 3, line 20, after "maintenance" insert ", which costs shall include the costs to the department of constructing and maintaining information plazas,".

Page 3, line 31, after "right-of-way" insert "in each direction".

Page 4, line 3, after "sign" insert "in each direction".

Page 4, line 9, delete "six" and insert "five and one-half".

Page 4, line 10, delete "three feet" and insert "one foot".

Page 4, line 11, after "signs" insert "and shall be uniform in size and appearance".

Page 4, line 11, delete "Glyphs or symbols for use thereon shall be 18".

Page 4, delete line 12.

Page 4, line 14, delete "limited to two feet in length and".

Page 4, line 15, delete "one foot in height" and insert "uniform in size and appearance".

Page 4, line 15, before "Glyphs" insert "Plaza".

Page 4, line 16, delete "six inches square" and insert "approximately equal to one-fourth the total area of each individual plaza sign".

Page 4, delete lines 17 to 22.

Page 8, line 1, delete "1978" and insert "1979".

Page 8, line 4, delete "1977" and insert "1978".

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

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 1022, 1974, 1975, 1447, 526, 1707, 2003, 1825, 1826, 1323, 1833, 361, 1266, 1718, 1909, 1923, 474, 1744 and 1879 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. No. 417 was read for the second time.

INTRODUCTION AND FIRST READING  
OF HOUSE BILLS

The following House Files were introduced:

Suss, Eken and Mann introduced:

H. F. No. 2115, A bill for an act relating to agriculture; providing for the establishment, by counties, of agricultural districts; providing for the deferment of certain special local assessments; providing for valuation and tax deferment for certain farm buildings; appropriating money.

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

Kelly, W.; Birnstihl; Mann; Munger and Eken introduced:

H. F. No. 2116, A bill for an act relating to state waters; establishing certain priorities for use of water in processing agricultural products; amending Minnesota Statutes, 1977 Supplement, Section 105.41, Subdivision 1a.

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

Searle, Munger, Carlson, D., and Mann introduced:

H. F. No. 2117, A bill for an act relating to energy; creating a grain alcohol fuel promotion board; providing an appropriation.

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

Carlson, D.; Norton; Faricy and Searle introduced:

H. F. No. 2118, A bill for an act relating to appropriations; appropriating funds for constructing and equipping a cancer research and treatment center at the university of Minnesota.

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

Eckstein, Kalis, Erickson, Anderson, D., and Mann introduced:

H. F. No. 2119, A bill for an act relating to agriculture; appropriating money for construction and renovation of poultry research and teaching facilities at the university of Minnesota.

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

Sieben, M., introduced:

H. F. No. 2120, A bill for an act relating to public utilities; providing for rate case settlement without a hearing; requiring capital structure approval by the public service commission prior to security issuance; amending Minnesota Statutes 1976, Sections 216B.16, by adding a subdivision; 216B.49, Subdivision 3; and Minnesota Statutes, 1977 Supplement, Sections 216B.16, Subdivision 2; and 237.075, Subdivision 2.

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

Byrne introduced:

H. F. No. 2121, A bill for an act relating to consumer protection; providing that customers may verify the weight declared on certain food products offered for sale; amending Minnesota Statutes 1976, Chapter 325, by adding a section.

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

Reding, White, Jude, Arlandson and Hanson introduced:

H. F. No. 2122, A bill for an act relating to accountancy; providing for licensing of public accountants; prohibiting certain practices; providing penalties; amending Minnesota Statutes 1976, Sections 326.17; 326.18; 326.20, Subdivisions 1 and 2; and Chapter 326, by adding sections.

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

Cohen introduced:

H. F. No. 2123, A bill for an act relating to the bureau of criminal apprehension; restoration or disposal of stolen property; amending Minnesota Statutes 1976, Section 299C.07.

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

Jaros, Welch, Clark, Nelson and Esau introduced:

H. F. No. 2124, A bill for an act relating to corrections; providing for the licensing of correctional facilities; amending Minnesota Statutes 1976, Sections 241.021, Subdivision 1; 641.09; and 641.18.

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

Mangan, Nelson, Clawson, Zubay and Fugina introduced:

H. F. No. 2125, A bill for an act relating to juveniles; amending the definitions of delinquent and dependent children; requiring certain dependent children taken into custody to be placed in a shelter care facility; amending Minnesota Statutes 1976, Sections 120.15; 260.015, Subdivisions 5 and 6; 260.165, Subdivision 1; 260.173, Subdivision 2; and 260.185, Subdivision 1.

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

Cohen introduced:

H. F. No. 2126, A bill for an act relating to the administration of criminal justice; providing that persons convicted of crimes punishable by incarceration shall be released pending appeal; authorizing direct appeal to the supreme court upon denial of release pending appeal.

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

Wenzel, McCarron, Hokanson, Waldorf and Kempe, R., introduced:

H. F. No. 2127, A bill for an act relating to highway traffic regulations; permitting peace officers to make arrests upon probable cause in cases of drivers passing stopped school buses; providing criminal liability for an owner of a vehicle used to pass a stopped school bus although he was not the driver at the time of the violation; providing penalties; amending Minnesota Statutes 1976, Section 169.44, Subdivision 1, and by adding a subdivision.

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

Arlandson, Moe and Lehto introduced:

H. F. No. 2128, A bill for an act relating to crimes; authorizing counties to establish victim support funds and to provide services to victims of crime; providing for a penalty assessment on convicted persons; appropriating money.

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

Simoneau, McCarron and Kahn introduced:

H. F. No. 2129, A bill for an act relating to crimes; setting the minimum age for the use of tobacco; amending Minnesota Statutes 1976, Sections 325.765, Subdivision 1; and 609.685.

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

Kostohryz, McEachern, Knickerbocker, Esau and Tomlinson introduced:

H. F. No. 2130, A bill for an act relating to education; curriculum; requiring all elementary and secondary schools in the state to provide fire safety instruction.

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



Moe, Clark, Cohen and Novak introduced:

H. F. No. 2131, A bill for an act relating to crimes and criminals; making uniform the penalties for various misdemeanors and other similar type offenses; amending Minnesota Statutes 1976, Sections 12.34, Subdivision 3; 12.45; 17.23, Subdivision 3; 21.122; 21.58, Subdivision 1; 24.181; 29.091, Subdivision 7; 29.28; 31.185, Subdivision 13; 31.403; 31.58; 31.611; 32.101; 32.205; 32.534; 32.645, Subdivision 2; 33.091; 33.171; 34.113; 35.70, Subdivision 1; 64A.46, Subdivision 2; 65B.13; 69.58; 71A.08, Subdivision 1; 79.23; 88.11, Subdivision 2; 88.13, Subdivision 3; 88.14, Subdivision 2; 88.19; 127.17, Subdivision 4; 127.19; 127.20; 145.24, Subdivision 3; 145.35, Subdivision 2; 154.19; 168.275; 168.36, Subdivision 2; 169.121, Subdivisions 3 and 4; 175.34; 180.10; 181.30; 183.61, Subdivision 6; 197.59; 218.071, Subdivision 2; 219.383, Subdivision 5; 219.57; 219.97, Subdivisions 1, 6, 8, 9, and 16; 222.06; 223.08, Subdivision 1; 229.19; 229.20; 232.06, Subdivision 7; 235.04; 239.23; 239.24; 239.44; 239.511, Subdivision 3; 297.25, Subdivision 1; 299G.10; 299H.28; 299I.22; 325.245, Subdivision 7; 325.48; 325.77, Subdivision 6; 325.83, Subdivision 2; 325.84, Subdivision 5; 327.07; 329.17, Subdivision 2; 333.13; 333.135; 340.90; 346.23; 346.26; 346.28; 346.29; 373.26, Subdivision 5; 395.22; 481.05; 488A.06, Subdivision 4; 509.02; 509.03; 514.66; 609.17, Subdivision 4; 617.23; 624.03; 624.65, Subdivision 3; 631.04; and 641.10; repealing Minnesota Statutes 1976, Sections 31.405; 35.70, Subdivision 2; and 340.83.

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

Simoneau, McCarron, Kahn and Mangan introduced:

H. F. No. 2132, A bill for an act relating to crimes; defining criminal trespass; prohibiting smoking in posted schools; amending Minnesota Statutes 1976, Section 609.605.

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

Begich, Fugina and Battaglia introduced:

H. F. No. 2133, A bill for an act relating to education; adjustments in certain state aid payments; amending Minnesota Statutes, 1977 Supplement, Section 124.212, Subdivision 8a.

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

Fugina, Begich and Nelsen, B., introduced:

H. F. No. 2134, A bill for an act relating to education; foundation aid; providing for adult vocational students to be included in average daily membership; amending Minnesota Statutes 1976, Section 124.562, Subdivision 2.

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

Reding introduced:

H. F. No. 2135, A bill for an act relating to education; retirement of teachers; allowing teachers with not less than 15 total years of full time teaching service to qualify for the teacher early retirement incentive program; amending Minnesota Statutes, 1977 Supplement, Section 125.61, Subdivision 1.

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

Byrne introduced:

H. F. No. 2136, A bill for an act relating to education; common school districts; making laws applicable to independent school districts apply to common school districts except in certain circumstances; repealing duplicative material; amending Minnesota Statutes 1976, Sections 123.12, Subdivision 2; 123.21; repealing Minnesota Statutes 1976, Sections 123.12, Subdivisions 3, 4, 5, 6, 7, 8, 10, 11, 12, 13 and 15; 123.13, Subdivisions 1, 3, 4, 5, 6 and 7; 123.14; 123.15, Subdivisions 4, 5, 6, 7, 8, 9 and 10; 123.16; 123.17; 123.18; 123.19; and 123.20.

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

Lehto, Munger, Dean, McCarron and Braun introduced:

H. F. No. 2137, A bill for an act relating to natural resources; concerning water resources; revising certain provisions concerning dams, reservoirs, control structures, and waterway obstructions; prescribing certain fees to finance safety examinations relating to such projects; appropriating money; amending Minnesota Statutes 1976, Sections 105.42, Subdivision 2; 105.482, Subdivision 2; 105.52; 105.53; and Minnesota Statutes, 1977 Supplement, Section 105.44, Subdivision 10.

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

Reding and Schulz introduced:

H. F. No. 2138, A bill for an act relating to game and fish; requiring a trout stamp; providing for disposition of the proceeds; appropriating funds; amending Minnesota Statutes 1976, Section 98.46, by adding a subdivision.

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

Jensen, Birnstihl, Eckstein, Mann and Sieben, H., introduced:

H. F. No. 2139, A bill for an act relating to emergency services; authorizing the division of emergency services to enter into an agreement with the federal disaster assistance administration for the maintenance of the Minnesota natural disaster assistance plan; appropriating money.

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

Mann, Birnstihl, Stanton, Samuelson and Wenstrom introduced:

H. F. No. 2140, A bill for an act relating to weather; authorizing the division of emergency services to establish a warning system in conjunction with the national weather service; appropriating money.

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

Stanton introduced:

H. F. No. 2141, A bill for an act relating to game and fish; restricting licenses which authorize the taking of raccoon to residents only; amending Minnesota Statutes, 1977 Supplement, Section 100.27, Subdivision 3.

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

Fjoslien, Wenstrom, Nelson, Anderson, D., and Anderson, G., introduced:

H. F. No. 2142, A bill for an act relating to eminent domain; restrictions on use by electric utilities; amending Minnesota Statutes, 1977 Supplement, Section 116C.63, Subdivision 1.

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

Voss, Abeln, Prahl, Ewald and Murphy introduced:

H. F. No. 2143, A bill for an act relating to no-fault automobile insurance; authorizing certain refunds where high risk drivers are related to or reside in the household of the named insured; amending Minnesota Statutes 1976, Section 65B.70, by adding a subdivision.

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

Voss, Abeln, Prahl, Ewald and Murphy introduced:

H. F. No. 2144, A bill for an act relating to no-fault insurance; providing for priority of coverages among policies covering high risk drivers; amending Minnesota Statutes 1976, Section 65B.47, Subdivision 1; and Chapter 65B, by adding a section.

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

Stanton introduced:

H. F. No. 2145, A bill for an act relating to commerce; providing for the opening of checking accounts; imposing a duty on financial institutions; providing remedies for worthless checks; providing penalties; amending Minnesota Statutes 1976, Section 609.535, Subdivisions 1, 2 and 3, and by adding subdivisions; and Chapter 549, by adding a section.

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

Abeln, George, Voss, Suss and Forsythe introduced:

H. F. No. 2146, A bill for an act relating to insurance; regulating minimum nonforfeiture benefits and reserves of insurance policies and annuity contracts; amending Minnesota Statutes 1976, Sections 61A.08; 61A.21; 61A.24, Subdivisions 1, 9 and 11; 61A.25, Subdivisions 3, 3a, 4, 5, 6, 7, and by adding a subdivision; and Chapter 61A, by adding a section.

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

Skoglund, Brinkman, Norton, Ewald and Corbid introduced:

H. F. No. 2147, A bill for an act relating to commerce; credit unions; authorizing approval of lines of credit by credit committee; amending Minnesota Statutes 1976, Sections 52.10 and 52.16.

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

Ellingson, Wynia and Kelly, R., introduced:

H. F. No. 2148, A bill for an act relating to credit insurance; regulating premium rates; requiring anticipated loss ratios of 50 percent or greater; amending Minnesota Statutes 1976, Section 62B.07, Subdivision 2.

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

Casserly, Norton, Pleasant, Swanson and George introduced:

H. F. No. 2149, A bill for an act relating to financial institutions; defining reverse mortgage loans; authorizing investments by certain financial institutions and insurance companies in reverse mortgage loans; providing a tax deduction for accrued interest on reverse mortgage loans; amending Minnesota Statutes 1976, Section 290.09, Subdivision 3; and Chapter 47, by adding a section.

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

Novak, Hokanson, Lemke, Sarna and Voss introduced:

H. F. No. 2150, A bill for an act relating to transportation; providing for a transportation regulation board; providing for the transfer of certain duties, powers and functions by the public service commission and the commissioner of transportation to the transportation regulation board; regulating railroads and other common carriers of persons or property for hire; providing penalties; appropriating funds; amending Minnesota Statutes 1976, Sections 174.02, Subdivision 4; 174.03, Subdivision 2; 174.10, Subdivisions 1, 3 and 4; and Minnesota Statutes, 1977 Supplement, Section 15A.081, Subdivision 1; repealing Minnesota Statutes 1976, Chapters 218, as amended; 219, as amended; and 221, as amended.

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

Suss, Sieben, H., and Patton introduced:

H. F. No. 2151, A bill for an act relating to unclaimed property; providing for reporting of certain unclaimed intangible property; amending Minnesota Statutes 1976, Sections 345.38, by adding a subdivision; 345.54; and 345.55, by adding a subdivision.

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

Sieben, H., introduced:

H. F. No. 2152, A bill for an act relating to rates of interest; providing an interest rate for certain judgments; amending Minnesota Statutes 1976, Chapter 334, by adding a section.

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

Patton introduced:

H. F. No. 2153, A bill for an act relating to retirement; supreme court justices; age, service and deferral of benefits; amending Minnesota Statutes 1976, Section 490.025, Subdivisions 2 and 3.

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

Beauchamp, Moe and Reding introduced:

H. F. No. 2154, A bill for an act relating to retirement; limitation on average salary used in computing benefits; repealing Minnesota Statutes 1976, Section 356.34, as amended.

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

Reding introduced:

H. F. No. 2155, A bill for an act relating to retirement; validating certain administrative expenses from the special fund of the Austin firefighter's relief association.

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

Hokanson introduced:

H. F. No. 2156, A bill for an act relating to cable communications; providing for line extension; amending Minnesota Statutes 1976, Sections 238.02, by adding subdivisions; 238.08, Subdivision 1; and Chapter 238, by adding a section.

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

Enebo, St. Onge, Metzen, Sieben, H., and Simoneau introduced:

H. F. No. 2157, A bill for an act relating to the departments of state; concerning the administrative procedure act; exempting the public employment relations board from the contested case provisions; amending Minnesota Statutes, 1977 Supplement, Section 15.0411, Subdivision 2.

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

Gunter; Den Ouden; Anderson, G.; Kalis and Lemke introduced:

H. F. No. 2158, A bill for an act relating to workers' compensation; providing for the coverage of certain farm and business owners and employees; amending Minnesota Statutes, 1977 Supplement, Section 176.012.

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

Sieben, M.; Sieben, H.; Zubay; Berglin and Cohen introduced:

H. F. No. 2159, A bill for an act relating to courts; permitting personal jurisdiction over non-residents for causes of action relating to tortious acts; revising the provision to accord with federal constitutional requirements; amending Minnesota Statutes 1976, Section 543.19, Subdivision 1.

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

Beauchamp, Patton, Biersdorf, Reding and Moe introduced:

H. F. No. 2160, A bill for an act relating to retirement; teachers retirement association; prospective discontinuation of the variable annuity program; amending Minnesota Statutes 1976, Sections 354.44, Subdivision 7; 354.62, Subdivisions 1 and 2; and Chapter 354, by adding a section.

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

Suss, Vanasek and Sieben, H., introduced:

H. F. No. 2161, A bill for an act relating to courts; providing for the appointment, term and other conditions of the office of state court administrator; amending Minnesota Statutes 1976, Section 480.13.

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

Patton; Sieben, H.; Eckstein; Norton and Jaros introduced:

H. F. No. 2162, A bill for an act relating to courts; increasing the maximum salary for district court reporters; amending Minnesota Statutes 1976, Section 486.05, Subdivision 1.

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

Clawson, Patton, Reding, Beauchamp and Biersdorf introduced:

H. F. No. 2163, A bill for an act relating to retirement; providing annual benefit adjustments to disabled members of the public employees retirement association and survivors of deceased members; amending Minnesota Statutes 1976, Section 353.271, by adding a subdivision.

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

Anderson, B.; Clawson; Battaglia; Erickson and Novak introduced:

H. F. No. 2164, A bill for an act relating to retirement; reduction in teacher's annuities for early retirement; amending Minnesota Statutes 1976, Section 354.44, Subdivision 6.

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



Cohen introduced:

H. F. No. 2165, A bill for an act relating to negligence actions; recovery in actions under the rules of comparative negligence; amending Minnesota Statutes 1976, Section 604.01, Subdivision 1.

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

Berg, Faricy, Clark, Niehaus and Clawson introduced:

H. F. No. 2166, A bill for an act relating to nonprofit corporations; concerning corporations for dependent children; regarding reimbursement for adoption services expenses; amending Minnesota Statutes 1976, Section 317.65, Subdivision 7.

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

Scheid; Wenstrom; Carlson, L.; Forsythe and Samuelson introduced:

H. F. No. 2167, A bill for an act relating to public health; prescribing fees for diagnostic laboratory services provided by the department of health; authorizing the commissioner of health to enter into contractual agreements for the provision of environmental or diagnostic laboratory services.

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

Samuelson, Norton, Clark, Rice and Heinitz introduced:

H. F. No. 2168, A bill for an act relating to medical assistance for the needy; clarifying availability of benefits for treatment of alcoholism in certain residential treatment programs; amending Minnesota Statutes 1976, Section 256B.02, Subdivisions 7 and 8.

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

Wenzel, McCarron, Osthoff, Abeln and Cummiskey introduced:

H. F. No. 2169, A bill for an act relating to welfare; medical expenses; providing assistance for certain kidney disease patients; appropriating money.

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

King, Fugina, Faricy, Erickson and Dean introduced:

H. F. No. 2170, A bill for an act relating to education; higher education coordinating board; providing for a statewide testing program; appropriating money.

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

McCarron, Voss, Simoneau, Jacobs and Mangan introduced:

H. F. No. 2171, A bill for an act relating to counties; concerning Anoka county; providing for a seven member board of commissioners; amending Minnesota Statutes 1976, Section 375.01.

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

Clawson introduced:

H. F. No. 2172, A bill for an act relating to Chisago county; providing power to the county board to regulate animals.

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

Hanson, Osthoff, Byrne, Simoneau and Pleasant introduced:

H. F. No. 2173, A bill for an act relating to metropolitan government; providing for an advisory referendum on whether to issue revenue bonds for a metropolitan sports facility.

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

Jaros, Begich, Battaglia, Lehto and Munger introduced:

H. F. No. 2174, A bill for an act relating to St. Louis county; providing for certain employees to be in the unclassified civil service; amending Laws 1941, Chapter 423, Section 6.

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

Metzen introduced:

H. F. No. 2175, A bill for an act relating to the city of South St. Paul; authorizing an on-sale liquor license for Wakota arena.

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

Casserly, Rice, Berg, Berglin and Fudro introduced:

H. F. No. 2176, A bill for an act relating to the Minneapolis police department; providing for certain employee appointments; amending Laws 1961, Chapter 108, Section 1, as amended.

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

Jensen, Birnstihl, Langseth, Biersdorf and Waldorf introduced:

H. F. No. 2177, A resolution relating to the war in Southeast Asia; expressing the concern of the Minnesota legislature for those MIAs and POWs that are unaccounted; urging action by the national leadership to end the heartache caused by the lack of information about these servicemen.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Sieben, M., introduced:

H. F. No. 2178, A bill for an act relating to taxation; income-adjusted homestead credit; providing a credit to homeowners and renters for certain energy costs; prescribing penalties; amending Minnesota Statutes 1976, Chapter 290A, by adding sections.

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

Battaglia, Begich, Murphy and Welch introduced:

H. F. No. 2179, A bill for an act relating to taxation; income tax; providing a credit against tax due for costs of installation of certain approved wood or coal burning heating equipment; amending Minnesota Statutes 1976, Section 290.06, by adding a subdivision.

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

McEachern and McCollar introduced:

H. F. No. 2180, A bill for an act relating to taxation; property tax; exempting certain cities containing utility plants from per capita levy limitations; amending Minnesota Statutes 1976, Section 275.11, by adding a subdivision.

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

Adams; Casserly; Sieben, M.; Friedrich and Berg introduced:

H. F. No. 2181, A bill for an act relating to taxation; Minnesota energy rate break act; providing tax credits for certain homeowners and renters for costs of energy needed to sustain life; providing a penalty; appropriating money; amending Minnesota Statutes 1976, Chapter 290A, by adding sections.

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

Savelkoul, Tomlinson, Eken, Carlson, D., and Fjoslien introduced:

H. F. No. 2182, A bill for an act relating to taxation; income tax; excluding certain capital gains which result from eminent domain proceedings from gross income; amending Minnesota Statutes 1976, Sections 290.14; and 290.16, by adding a subdivision; and Minnesota Statutes, 1977 Supplement, Section 290.01, Subdivision 20.

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

Nelsen, B.; Schulz; Langseth and McDonald introduced:

H. F. No. 2183, A bill for an act relating to taxation; property tax; requiring county to reimburse township for certain errors made by county auditor.

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

Faricy introduced:

H. F. No. 2184, A bill for an act relating to taxation; inheritance tax; changing provisions for commissioner's certification of satisfaction of tax lien on affidavits or instruments of conveyance; amending Minnesota Statutes 1976, Section 291.14, Subdivisions 1a and 2; and by adding a subdivision.

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

Kvam, Eken, Pleasant, Vanasek and Johnson introduced:

H. F. No. 2185, A bill for an act relating to taxation; inheritance and gift taxes; lowering certain penalties for failure to pay taxes on time; amending Minnesota Statutes 1976, Sections 291.131, Subdivisions 1 and 2; and 292.111, Subdivisions 1 and 2.

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

McDonald, Jude, Pleasant, Heinitz and Redalen introduced:

H. F. No. 2186, A bill for an act proposing an amendment to the Minnesota Constitution; adding an article to limit the amount of taxes that may be raised by the state and its agencies and local government units.

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

McEachern, Jude, Sarna and Niehaus introduced:

H. F. No. 2187, A bill for an act relating to the department of transportation; concerning the Great River Road; amending Minnesota Statutes 1976, Sections 161.142 and 161.148.

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

Beauchamp, Stanton, Langseth, Reding and Anderson, R., introduced:

H. F. No. 2188, A bill for an act relating to drivers' licenses; providing for automatic reinstatement of nonresident driving privilege in certain circumstances; providing limited protection to a resident whose driving privilege in another state has been suspended or revoked; amending Minnesota Statutes 1976, Section 171.15; and Chapter 171, by adding a section.

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

Anderson, B.; Fudro; Suss; Welch and Stanton introduced:

H. F. No. 2189, A bill for an act relating to transportation; establishing a rail line banking program; prescribing powers and duties of the commissioner of transportation; permitting the disposal of rail lines acquired; appropriating money.

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

Abeln, Fjoslien, Metzen, Fudro and McCollar introduced:

H. F. No. 2190, A bill for an act relating to aeronautics; setting forth the registration procedure for pioneer aircraft; amending Minnesota Statutes 1976, Section 360.55, by adding a subdivision.

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

Stanton introduced:

H. F. No. 2191, A bill for an act relating to taxation; increasing the gross earnings tax on railroad companies; dedicating a portion of the revenues derived to the rail service improvement account; permitting the commissioner of transportation to make grants to railroads; amending Minnesota Statutes 1976, Sections 222.50, by adding a subdivision; 295.02; and Chapter 295, by adding sections.

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

Stanton; Anderson, B.; Peterson; Fudro and Casserly introduced:

H. F. No. 2192, A bill for an act relating to transportation; establishing a rail user loan guarantee program; creating a rail user loan guarantee account; prescribing powers and duties of the commissioner of transportation; appropriating money; amending Minnesota Statutes 1976, Sections 362A.01, Subdivision 2; and 474.02, Subdivision 2.

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

Stanton; Sabo; Anderson, B.; Vanasek and Kelly, W., introduced:

H. F. No. 2193, A bill for an act relating to taxation; establishing a rail line fuel tax; dedicating revenues to the rail service improvement account; providing penalties; permitting the commissioner of transportation to make grants to railroads; amending Minnesota Statutes 1976, Sections 222.50, by adding a subdivision; 296.15, Subdivision 1; 296.25, Subdivision 1; and Chapter 296, by adding sections.

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

#### HOUSE ADVISORIES

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

Mann, Faricy and Fugina introduced:

H. A. No. 64, A proposal to include the teaching of sign language in the public schools.

The advisory was referred to the Committee on Education.

Begich, Prah, Fugina and Battaglia introduced:

H. A. No. 65, A proposal for legislative study of public television funding from general revenue.

The advisory was referred to the Committee on Appropriations.

Brandl, Heinitz, Berglin, Forsythe and Clark introduced:

H. A. No. 66, A proposal to study Minnesota's income support system and report findings and recommendations.

The advisory was referred to the Committee on Health and Welfare.

Enebo, Lehto, Berglin, Clark and Kahn introduced:

H. A. No. 67, A proposal for investments.

The advisory was referred to the Committee on Governmental Operations.

Neisen introduced:

H. A. No. 68, A proposal to promote discussion of changes due to the Dram Shop Act insurance rates.

The advisory was referred to the Committee on Financial Institutions and Insurance.

#### 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 Senate Files, herewith transmitted:

S. F. Nos. 1066, 1510, 1610 and 1713.

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. 1178.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### FIRST READING OF SENATE BILLS

S. F. No. 1066, A bill for an act relating to taxation; exempting a portion of the increase in assessed value of major electric generating facilities from the property tax.

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



S. F. No. 1510, A bill for an act relating to vocational rehabilitation; sheltered workshops and work activity programs; authorizing certain tax levies and fund sources for these programs; amending Minnesota Statutes 1976, Section 129A.06.

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

S. F. No. 1610, A bill for an act relating to elections; providing for the official identification of ballots; amending Minnesota Statutes 1976, Sections 123.32, Subdivision 5; 203A.13; 203A.15; 204A.26, Subdivision 1; 204A.32, Subdivision 3; and 206.17.

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

S. F. No. 1713, A bill for an act relating to the city of Minneapolis; providing for the extended assignment of city employees to the riverfront development coordination board.

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

S. F. No. 1178, A bill for an act relating to the town of McDavitt; authorizing the town to issue general obligations for acquisition and betterment of a town hall.

The bill was read for the first time.

Fugina moved that S. F. No. 1178 and H. F. No. 1266, now on the Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

#### REPORTS FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

Senate Concurrent Resolution No. 9, A senate concurrent resolution relating to joint rules; providing deadlines; amending Joint Rule 2.03.

Reported the same back with the recommendation that the resolution be adopted.

The report was adopted.

Anderson, I., moved that Senate Concurrent Resolution No. 9 be now adopted.

## SENATE CONCURRENT RESOLUTION NO. 9

A senate concurrent resolution relating to joint rules; providing deadlines; amending Joint Rule 2.03.

*Be It Resolved*, by the Senate of the State of Minnesota, the House of Representatives concurring therein:

Joint Rule 2.03 is amended to read:

## DEADLINES

Rule 2.03. In (1977) 1978, committee reports on bills favorably acted upon by a committee in the house of origin after Friday, (APRIL 22) *March 3* and committee reports on bills originating in the other house favorably acted upon by a committee after Friday, (MAY 6) *March 10* shall be referred in the Senate to the Committee on Rules and Administration, and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Referral is not required when a committee after (APRIL 22) *March 3* and by (MAY 6) *March 10* acts on a bill that is a companion to a bill that has met the (APRIL 22) *March 3* deadline in the other house. This rule does not apply to the Senate Committees on Finance and on Taxes and Tax Laws, and the House Committees on Appropriations and on Taxes.

Conference committees on the major appropriation bills specified in Joint Rule 2.02 shall have their reports on the members' desks by (THURSDAY, MAY 19, 1977) *Tuesday, March 14*.

After (FRIDAY, MAY 28 IN THE FIRST YEAR OF THE BIENNIUM) *Wednesday, March 15*, neither house shall act on bills other than those contained in

- (a) reports of conference committees;
- (b) messages from the other house;
- (c) reports of the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House; or
- (d) messages from the governor.

The motion prevailed and Senate Concurrent Resolution No. 9 was adopted.

## PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule 2.06, progress on H. F. No. 544 and S. F. No. 65 was reported to the House.

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

The following conference committee report was received:

## CONFERENCE COMMITTEE REPORT ON H. F. NO. 1180

A bill for an act relating to financial institutions; permitting the establishment and operation of electronic funds transfer facilities; prescribing the powers and duties of the commissioner of banks in relation to funds transfer facilities; protecting the privacy and security of customers of financial institutions who use electronic funds transfer facilities; prescribing penalties.

February 3, 1978

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. 1180, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that the bill be amended as follows:

Page 5, line 11, delete "January 1" and insert "March 1".

Page 11, line 12, after "act" insert "of 1968, P. L. 90-389,".

Page 11, line 24, after "necessary" insert "to restrict disclosure of information to that necessary to complete the transaction and".

Page 12, line 2, after "wrongful" insert "and unnecessary".

Page 12, line 23, after "liable" insert ", subject to a maximum liability of \$50,".

Page 12, line 25, delete ", subject to a maximum liability of \$50".

Page 13, after line 29, insert:

"Nothing in sections 1 to 14 shall operate or be construed to create an exception to the antitrust laws of the United States for any contract or combination required or authorized by this act."

Page 15, lines 21 and 22, delete "January 1, 1978, except that the rule making power granted to the commissioner is effective".

Page 15, line 23, delete "of this act".

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

House Conferees: WALTER R. HANSON, JOHN CORBID and DOUGLAS R. EWALD.

Senate Conferees: ROGER LAUFENBURGER, WILLIAM G. KIRCHNER and STEVE KEEFE.

Hanson moved that the report of the Conference Committee on H. F. No. 1180 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

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

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 86 yeas and 36 nays as follows:

Those who voted in the affirmative were:

Abeln	Casserly	George	Kvam	Pleasant
Adams	Clark	Hanson	Langseth	Redalen
Albrecht	Clawson	Heinitz	Lemke	Reding
Anderson, B.	Corbid	Hokanson	McCarron	Rose
Anderson, G.	Dean	Jacobs	McCollar	Savelkoul
Arlandson	Den Ouden	Jensen	McDonald	Scheid
Battaglia	Eckstein	Jude	Moe	Searle
Beauchamp	Ellingson	Kahn	Munger	Searles
Berg	Enebo	Kaley	Murphy	Sieben, M.
Berkelman	Esau	Kelly, R.	Neisen	Skoglund
Brandl	Evans	Kelly, W.	Nelsen, M.	Smogard
Brinkman	Ewald	Kempe, A.	Nelson	Stanton
Carlson, A.	Fjoslien	Kempe, R.	Norton	Stoa
Carlson, D.	Forsythe	King	Patton	Suss
Carlson, L.	Friedrich	Knickerbocker	Peterson	Swanson

Tomlinson	Welch	Wieser	Wynia	Zubay
Voss	Wenstrom	Wigley		
Waldorf	White	Williamson		

Those who voted in the negative were:

Anderson, D.	Cummiskey	Johnson	Niehaus	Spanish
Anderson, I.	Eken	Kalis	Onnen	Vanasek
Anderson, R.	Erickson	Kostohryz	Rice	Wenzel
Berglin	Faricy	Kroening	St. Onge	Speaker Sabo
Birnsthil	Fudro	Lehto	Samuelson	
Braun	Fugina	Mangan	Schulz	
Byrne	Gunter	McEachern	Sherwood	
Cohen	Jaros	Metzen	Simoneau	

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

### CONSENT CALENDAR

H. F. No. 1520, A bill for an act relating to financial institutions; changing powers of savings and loan associations; amending Minnesota Statutes 1976, Section 51A.21, Subdivision 16.

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

The question was taken on the passage of the bill and the roll was called. There were 119 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1812 was reported to the House.

There being no objection, H. F. No. 1812 was continued on the Consent Calendar for one day.

### CALENDAR

H. F. No. 1103, A bill for an act relating to the operation of state government; centralizing the management and review of all state contracts in the office of the commissioner of administration; distinguishing consultant, professional and technical contracts; amending Minnesota Statutes 1976, Sections 15.061; 161.35; and Chapter 16, by adding a section; repealing Minnesota Statutes 1976, Section 16.10.

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

The bill was passed and its title agreed to.

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

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

The bill was passed and its title agreed to.

S. F. No. 823, A bill for an act relating to mechanics liens; increasing the period in which notice must be given to the owner of improved real estate; amending the definition of owner; enlarging the circumstances in which notice is not required to be given; providing penalties; amending Minnesota Statutes 1976, Section 514.011, Subdivisions 2, 3 and 4.

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 0 nays as follows:

Those who voted in the affirmative were:

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

Peterson	Samuelson	Simoneau	Tomlinson	Wieser
Petrafeso	Savelkoul	Skoglund	Vanasek	Wigley
Pleasant	Scheid	Smogard	Voss	Williamson
Redalen	Schulz	Spanish	Waldorf	Wynia
Reding	Searle	Stanton	Welch	Zubay
Rice	Searles	Stoa	Wenstrom	Speaker Sabo
Rose	Sherwood	Suss	Wenzel	
St. Onge	Sieben, M.	Swanson	White	

The bill was passed and its title agreed to.

Sieben, M., was excused at 3:15 p.m. Metzzen was excused at 3:45 p.m.

### GENERAL ORDERS

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

#### REPORT OF COMMITTEE OF THE WHOLE

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

H. F. Nos. 1791, 1297, 1661 and 1813 which it recommended to pass.

S. F. No. 975 which it recommended to pass.

H. F. No. 523 which it recommended progress.

S. F. No. 698 which it recommended progress.

S. F. No. 397 which it recommended progress until Monday, February 20, 1978.

H. F. No. 790 which it recommended be returned to its author.

H. F. No. 1736 which it recommended re-referral to the Committee on Appropriations.

H. F. No. 1353 which it recommended re-referral to the Committee on Taxes.

H. F. No. 1739 which it recommended progress with the following amendment offered by Fugina:

Page 1, line 16, after "exemption." insert "Employer, for the purposes of this section, means all employers, both private and public, including the state of Minnesota, but excluding (a) the



United States government, (b) the legislature of the state of Minnesota, and (c) all employers governed by the provisions of section 181.08.”.

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:

Fugina moved to amend H. F. No. 1739, as follows:

Page 1, line 16, after “exemption.” insert “Employer, for the purposes of this section, means all employers, both private and public, including the state of Minnesota, but excluding (a) the United States government, (b) the legislature of the state of Minnesota, and (c) all employers governed by the provisions of section 181.08.”.

The question was taken on the adoption of the amendment and the roll was called. There were 59 yeas and 57 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Byrne	Jaros	Moe	St. Onge
Anderson, G.	Casserly	Jensen	Munger	Scheid
Anderson, I.	Clark	Jude	Murphy	Sieben, M.
Arlandson	Clawson	Kalis	Neisen	Simoneau
Battaglia	Corbid	Kelly, W.	Nelsen, M.	Spanish
Beauchamp	Cummiskey	Kostohryz	Nelson	Stanton
Berglin	Ellingson	Kroening	Norton	Vanasek
Berkelman	Enebo	Lehto	Patton	Voss
Birnstihl	Fudro	Mangan	Petraleso	Welch
Brandl	Fugina	McCollar	Prahl	Wynia
Braun	George	McEachern	Reding	Speaker Sabo
Brinkman	Gunter	Metzen	Rice	

Those who voted in the negative were:

Abeln	Esau	Kempe, A.	Pleasant	Tomlinson
Adams	Evans	Kempe, R.	Redalen	Waldorf
Albrecht	Ewald	Knickerbocker	Rose	Wenstrom
Anderson, D.	Farcy	Kvam	Savelkoul	Wenzel
Anderson, R.	Fjoslien	Laidig	Schulz	White
Carlson, A.	Forsythe	Langseth	Searle	Wieser
Carlson, D.	Friedrich	Lemke	Searles	Wigley
Carlson, L.	Heintz	McCarron	Sherwood	Williamson
Cohan	Hokanson	McDonald	Smogard	Zubay
Dean	Johnson	Niehaus	Stoa	
Den Ouden	Kaley	Onnen	Suss	
Erickson	Kelly, R.	Peterson	Swanson	

The motion prevailed and the amendment was adopted.

McDonald moved to amend H. F. No. 1791 as follows:

Strike page 1, lines 2 through 21, and everything on pages 2 and 3 and insert the following: "memorializing the President and Congress to pass legislation that would provide authentic solutions to the problem of unemployment today.

*Whereas*, unemployment remains one of America's most important social and economic problems; and

*Whereas*, the unemployment facing the nation today is primarily a structural, rather than a cyclical type, oppressing minorities, women, and the young in particular; and

*Whereas*, minorities, women, and the young are plagued by lack of marketable skills; and

*Whereas*, unemployment is costly to the entire nation, involving unemployment compensation and other assistance payments, as well as lost goods and services; and

*Whereas*, the accuracy of our national unemployment statistics is questionable; and

*Whereas*, the proposed Humphrey-Hawkins bill would only increase the cost to the taxpayers through greater spending, which would be not only inflationary, but would also add to our 600-billion-dollar-plus deficit; and

*Whereas*, to be successful, jobs policy must direct itself to private enterprise to initiate and maintain a steady demand for labor; now therefore,

*Be It Resolved*, by the legislature of the State of Minnesota that the President and Congress are urged to commit themselves strongly to fighting structural unemployment through the currently available job programs costing 15.5 billion dollars.

*Be It Further Resolved*, by the legislature of the State of Minnesota that the President and Congress are urged to develop a more accurate statistical representation of the unemployment in this country.

*Be It Further Resolved*, by the legislature of the State of Minnesota that the President and Congress are urged to develop a comprehensive policy to raise the level of marketable skills through additional education and on-the-job training for minorities, women, and youth.

*Be It Further Resolved*, by the legislature of the State of Minnesota that the President and Congress are urged to provide investment credits to business, which would do more to permanently reduce unemployment than the most sweeping public employment bill anyone could conceive.

*Be It Further Resolved*, that the Minnesota Secretary of State transmit copies of this resolution to the President of the United States, the Speaker of the United States House of Representatives, and the President of the Senate of the United States.

The question was taken on the adoption of the amendment and the roll was called. There were 31 yeas and 89 nays as follows:

Those who voted in the affirmative were:

Albrecht	Esau	Kaley	Peterson	Wieser
Anderson, R.	Evans	Knickerbocker	Pleasant	Wigley
Carlson, A.	Ewald	Kvam	Redalen	Zubay
Carlson, D.	Fjoslien	Laidig	Rose	
Dean	Forsythe	McDonald	Savelkoul	
Den Ouden	Friedrich	Niehaus	Searle	
Erickson	Heinitz	Onnen	Searles	

Those who voted in the negative were:

Abeln	Clawson	Johnson	Murphy	Smogard
Adams	Cohen	Jude	Neisen	Spanish
Anderson, B.	Corbid	Kahn	Nelsen, M.	Stanton
Anderson, G.	Cummiskey	Kalis	Nelson	Stoa
Anderson, L.	Eckstein	Kelly, R.	Norton	Suss
Arlandson	Eken	Kempe, A.	Patton	Swanson
Battaglia	Ellingson	King	Petrafeso	Tomlinson
Berg	Enebo	Kostohryz	Prahl	Vanasek
Berglin	Faricy	Kroening	Reding	Voss
Berkelman	Fudro	Langseth	Rice	Waldorf
Birnstihl	Fugina	Lehto	St. Onge	Welch
Brandl	George	Lemke	Samuelson	Wenstrom
Braun	Gunter	Mangan	Scheid	Wenzel
Brinkman	Hanson	McCarron	Schulz	White
Byrne	Hokanson	McCollar	Sherwood	Williamson
Carlson, L.	Jacobs	Metzen	Sieben, M.	Wynia
Cassery	Jaros	Moe	Simoneau	Speaker Sabo
Clark	Jensen	Munger	Skoglund	

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

Wigley moved to amend H. F. No. 1297, as follows:

Page 2, line 10, after "raccoon," delete "\$50" and insert "\$75".

The question was taken on the adoption of the amendment and the roll was called. There were 56 yeas and 56 nays as follows:

Those who voted in the affirmative were:

Abeln	Dean	Heinitz	McCollar	Savelkoul
Albrecht	Den Ouden	Jensen	McDonald	Searles
Anderson, B.	Eckstein	Johnson	McEachern	Smogard
Anderson, G.	Erickson	Jude	Munger	Stanton
Anderson, I.	Esau	Kahn	Niehaus	Wenzel
Anderson, R.	Evans	Kaley	Norton	Wigley
Berglin	Ewald	Kempe, A.	Patton	Williamson
Birnstihl	Fjoslien	Knickerbocker	Peterson	Wynia
Braun	Forsythe	Kvam	Pleasant	
Carlson, A.	Friedrich	Laidig	Redalen	
Carlson, D.	Fudro	Langseth	St. Onge	
Casserly	Fugina	Lemke	Samuelson	

Those who voted in the negative were:

Adams	Cohen	Kelly, R.	Nelsen, M.	Spanish
Arlandson	Corbid	Kelly, W.	Nelson	Stoa
Battaglia	Cummiskey	Kempe, R.	Onnen	Suss
Beauchamp	Ellingson	King	Petrafaso	Vanasek
Berg	Enebo	Kostohryz	Prahl	Wenstrom
Berkelman	Faricy	Kroening	Reding	White
Brandl	Gunter	Lehto	Rose	Wieser
Brinkman	Hanson	Mangan	Schulz	Zubay
Byrne	Hokanson	Metzen	Searle	
Carlson, L.	Jacobs	Moe	Sherwood	
Clark	Jaros	Murphy	Simoneau	
Clawson	Kalis	Neisen	Skoglund	

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

## MOTIONS AND RESOLUTIONS

Moe moved that H. F. No. 1974 now on Technical General Orders be re-referred to the Committee on Governmental Operations. The motion prevailed.

Sieben, M., moved that the name of Jacobs be added as an author on H. F. No. 2178. The motion prevailed.

Carlson, A., moved that his name be stricken as an author on H. F. No. 404. The motion prevailed.

Jacobs moved that the names of McEachern and Sarna be added as authors on H. F. No. 2054. The motion prevailed.

Sieben, M., moved that the name of Nelson be added as an author on H. F. No. 2178. The motion prevailed.

Arlandson moved that the name of Nelson be added as an author on H. F. No. 2128. The motion prevailed.

Searle moved that the name of Wieser be added as an author on H. F. No. 2117. The motion prevailed.

Fugina moved that the name of Savelkoul be added as an author on H. F. No. 2040. The motion prevailed.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 8:30 a.m., Monday, February 13, 1978. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 8:30 a.m., Monday, February 13, 1978.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

