

STATE OF MINNESOTA

SEVENTIETH SESSION - 1978

SEVENTY-THIRD DAY

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

A quorum was present.

Nelsen, B.; Prahl; Searles and Sieben, H., were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Kroening 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. 2068, 1345, 1728, 1726, 2087 and 1736 have been placed in the members' files.

REPORTS OF STANDING COMMITTEES

Hanson from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 1344, A bill for an act relating to commerce; regulating the repair of motor vehicles, appliances, and dwelling places; regulating service calls, estimates, and repairs; providing penalties.

Reported the same back with the following amendments:

Page 1, line 12, delete "\$35" and insert "\$50".

Page 2, line 31, after the period insert "This section shall not apply to calls made exclusively for the purpose of towing motor vehicles or making emergency road repairs."

Page 3, line 23, delete "or a" and insert "and/or".

Page 4, line 19, after "after" insert "the shop's knowledge of".

Page 5, line 20, after "distributor" insert "or other person".

Page 5, line 21, after "arrangement" insert "or is required to retain pursuant to law, governmental regulations or for purposes of litigation".

Page 5, line 27, after "officials" insert "upon reasonable prior notice and during regular business hours".

Page 5, line 30, after "party" insert "providing the customer pay the shop for any reasonable cost of reproduction".

Page 6, line 2, delete "\$35" and insert "\$50".

Page 6, line 20, after "shop" insert "wrongfully".

With the recommendation that when so amended the bill pass.

The report was adopted.

Hanson from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 1729, A bill for an act relating to buildings; access to handicapped; international wheelchair symbol; adopting uniform colors; amending Minnesota Statutes 1976, Section 299G.12, Subdivision 2.

Reported the same back with the following amendments:

Page 1, line 17, strike the entire line and insert "*Minnesota state council for the handicapped*".

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

The report was adopted.

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

H. F. No. 190, 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.

Reported the same back with the following amendments:

Page 3, delete lines 4 to 9, and insert:

"Subd. 5. No payee or subsequent holder may recover damages as provided in subdivision 3 of this section unless he obtained and recorded from the issuer or endorser an identification number as provided in subdivision 2, clause (1), of this section, prior to accepting the check. The identification number may be recorded upon the check."

Pages 3, 4, 5, 6, and 7, delete sections 2, 3, 4, 5, 6, 7, 8 and insert:

"Sec. 2. [EFFECTIVE DATE.] This act is effective January 1, 1979."

Remove all underlining.

Further amend the title:

Page 1, line 5, delete "; providing penalties; amending Minnesota".

Page 1, delete lines 6 and 7.

Page 1, delete line 8 to the period.

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. 1137, A bill for an act relating to juvenile courts; disposition of delinquent children; counselling program; restitution; amending Minnesota Statutes 1976, Section 260.185, by adding a subdivision.

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 260.185, is amended by adding a subdivision to read:

Subd. 6. If the court finds that the child is delinquent and that the child has been previously found to be delinquent it shall, unless it finds such a disposition to be wholly inappropriate and states in writing the reason for the finding, order, in addition to any other disposition, the following:

(a) If the child is found to be delinquent as defined in section 260.015, subdivision 5, clause (d), and was previously found to be delinquent on the same basis, the court shall order the child and his parents, guardian or custodian to submit to a counselling program specified by the court. This clause shall not apply if the court orders a disposition under clause (f) of subdivision 1 of this section. This clause does not preclude the court from ordering a disposition under subdivision 1 of this section of a child found to be delinquent the first time as defined in section 260.015, subdivision 5, clause (d);

(b) If the child is found to have violated a state or local law or ordinance which has resulted in damage to or loss of the property of another, and the child has been found to have previously violated such a law or ordinance resulting in damage to or loss of the property of another, the court shall order that the child make restitution in accordance with a restitution plan specified by the court. This clause shall not apply if the court orders a disposition under clause (f) of subdivision 1 of this section. This clause does not preclude the court from ordering a disposition under subdivision 1, clause (e), of this section the first time a child is found to have violated a state or local law or ordinance which has resulted in damage to the property of another.

Sec. 2. Minnesota Statutes 1976, Section 260.185, Subdivision 1, is amended to read:

260.185 [DISPOSITIONS; DELINQUENT CHILD.] Subdivision 1. If the court finds that the child is delinquent, it shall enter an order making any of the following dispositions of the case which are deemed necessary to the rehabilitation of the child:

- (a) Counsel the child or his parents, guardian, or custodian;
- (b) Place the child under the supervision of a probation officer or other suitable person in his own home under conditions prescribed by the court including reasonable rules for his conduct and the conduct of his parents, guardian, or custodian, designed for the physical, mental, and moral well-being and behavior of the child, or with the consent of the commissioner of corrections, in a group foster care facility which is under the management and supervision of said commissioner;
- (c) Subject to the supervision of the court, transfer legal custody of the child to one of the following:
 - (1) A child placing agency; or
 - (2) The county welfare board; or
 - (3) A reputable individual of good moral character; or
 - (4) Except for children found to be delinquent as defined in section 260.015, subdivision 5, clauses (c) and (d), unless the child has previously appeared before a juvenile court on the same charge, and in the judgment of the court, community resources have been exhausted; a county home school, if the county maintains a home school or enters into an agreement with a county home school; or
 - (5) A county probation officer for placement in a group foster home established under the direction of the juvenile court in accordance with standards established by the commissioner of corrections;
- (d) Except for children found to be delinquent as defined in section 260.015, subdivision 5, clauses (c) and (d), unless the child has previously appeared before a juvenile court on the same charge, and in the judgment of the court, community resources have been exhausted, transfer legal custody by commitment to the commissioner of corrections;
- (e) If the child is found to have violated a state or local law or ordinance which has resulted in damage to *or loss of* the property of another, the court may order the child to make reasonable restitution for such damage;
- (f) If the child is in need of special treatment and care for his physical or mental health, the court may order the child's

parent, guardian, or custodian to provide it. If the parent, guardian, or custodian fails to provide this treatment or care, the court may order it provided.

(g) If the court believes that it is in the best interests of the child and of public safety that the driver's license of the child be cancelled until his eighteenth birthday, the court may recommend to the commissioner of transportation the cancellation of the child's license for any period up to the child's eighteenth birthday, and the commissioner is hereby authorized to cancel such license without a hearing. At any time before the termination of the period of cancellation, the court may, for good cause, recommend to the commissioner of transportation that the child be authorized to apply for a new license, and the commissioner may so authorize.

Any order for a disposition authorized under this section shall contain written findings of fact to support the disposition ordered, and shall also set forth in writing the following information:

(a) Why the best interests of the child are served by the disposition ordered; and

(b) What alternative dispositions were considered by the court and why such dispositions were not appropriate in the instant case."

Further amend the title:

Page 1, line 5, after "260.185," insert "Subdivision 1, and".

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. 1210, A bill for an act relating to corrections; establishing a facility for the care and treatment of inmates of correctional institutions who become mentally ill; providing for their commitment and detention for treatment; appropriating money.

Reported the same back with the following amendments:

Page 1, line 19, after "be" insert "a" and after "ill" insert "person".

Page 1, line 22, delete "especially trained" and insert "specially qualified".

Page 2, line 1, after "or" insert "licensed certified".

Page 2, delete lines 2 to 21 and insert:

"Subd. 3. [TRANSFER.] If the examining physician or psychologist finds the person to be mentally ill and in need of short term care, he may recommend transfer by the commissioner of corrections to the psychiatric unit established pursuant to subdivision 1.

Subd. 4. [COMMITMENT.] If the examining physician or psychologist finds the person to be mentally ill and in need of long term care in a hospital, or if an inmate transferred pursuant to subdivision 3 refuses to voluntarily participate in the treatment program at the psychiatric unit, the chief executive officer of the institution or other person in charge shall initiate proceedings for judicial commitment as provided in section 253A.07. Upon the recommendation of the physician or psychologist and upon completion of the hearing and consideration of the record, the court may commit the person to the psychiatric unit established in subdivision 1 or to another hospital."

Page 2, line 23, after "may" insert ", subject to the provisions of chapter 253A,".

Page 2, line 32, delete ", and the" and insert ". This".

Page 3, line 1, after "the" insert "mental illness".

Page 3, line 5, delete "act" and insert "section".

Page 3, after line 14, insert:

"Subd. 8. For the purposes of this section, the words defined in section 253A.02 have the meanings given them in that section."

Page 3, line 15, delete "\$20,000" and insert "\$10,000".

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

The report was adopted.

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

H. F. No. 1973, A bill for an act relating to juveniles; providing procedures regulating the detention of juveniles; amending Minnesota Statutes 1976, Section 260.173; and Minnesota Statutes, 1977 Supplement, Section 260.171, Subdivision 2.

Reported the same back with the following amendments:

Page 2, line 9, strike "If".

Page 2, line 10, delete "*the child is to be detained in a jail for*".

Page 2, line 11, delete "*more than eight days*" and strike the comma.

Page 2, line 12, strike "the" and insert "a" after "child" insert "*detained in a jail*" after "detained" insert "*after eight days from and including the date of the original detention order*".

Page 2, line 13, after "facility" insert "*with the approval of the administrative authority of the facility*".

Page 2, line 28, delete "*in the county*" and insert "*available for use by the county having jurisdiction over the child*".

Page 2, line 30, after "crime" insert "*in quarters separate from any adult confined in the facility*".

Page 2, line 31, after "approved" insert "*for the detention of juveniles*".

Page 3, line 13, before "If" insert "*Notwithstanding the provisions of subdivision 1,*".

Page 4, line 23, reinstate the stricken language.

Page 4, line 24, reinstate the stricken language and after "approved" insert "*for the detention of juveniles for up to 48 hours*".

Page 4, line 26, after "required" insert "*and there is no secure detention facility for juveniles available for use by the county having jurisdiction over the child*".

Page 5, line 3, after "days" insert "*from and including the date of the original detention order*".

Page 5, line 14, after "facility" insert "*with the approval of the administrative authority of the facility*".

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. 2080, A bill for an act relating to juveniles; providing procedures regulating the detention of certain juveniles; amending Minnesota Statutes 1976, Section 260.185, Subdivision 1.

Reported the same back with the following amendments:

Page 3, after line 24, insert:

"This subdivision applies to dispositions of juveniles found to be delinquent as defined in section 260.015, subdivision 5, clause (c) or (d) made prior to, on, or after January 1, 1978.

Sec. 2. [EFFECTIVE DATE.] *This act shall be effective one day after its enactment."*

With the recommendation that when so amended the bill pass.

The report was adopted.

Johnson from the Committee on Education to which was referred:

H. F. No. 1808, A bill for an act relating to special school district No. 1 of the city of Minneapolis; establishing four year terms of office for directors of the board of education; amending Laws 1959, Chapter 462, Section 3, Subdivision 1, as amended and renumbered.

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. 1908, A bill for an act relating to education; teachers; requiring expungement of certain material from a teacher's file; amending Minnesota Statutes 1976, Section 125.12, Subdivision 6.

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

The report was adopted.

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

H. F. No. 1997, A bill for an act relating to commerce; regulating interest rates; providing loan yield computations; providing investigation powers; amending Minnesota Statutes 1976, Sections 51A.39, Subdivision 1; 52.14; 56.19; 334.02; 334.03; Chapter 334, by adding a section; Minnesota Statutes, 1977 Supplement, Section 47.20, Subdivisions 2, 4, 13 and by adding subdivisions; repealing Minnesota Statutes 1976, Section 334.18.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Chapter 46, is amended by adding a section to read:

[46.23] [POWERS OF THE COMMISSIONER OF BANKS.] *The commissioner of banks may investigate any alleged violations of sections 47.20, 48.153 to 48.155, 48.185, 50.148, 52.14 to 52.141, 53.04, 168.72, 334.01, 334.011, 334.061, or 334.16 and if he has reasonable cause to believe that a violation is imminent, is occurring or has occurred, he may, in his discretion, bring suit for (a) injunctive relief prohibiting any violation or threatened violation, or (b) the recovery of legal damages for any violation, plus costs and reasonable attorney fees, on behalf of the state or any person who may have paid money in violation of sections 47.20, 48.153 to 48.155, 48.185, 50.148, 52.14 to 52.141, 53.04, 168.72, 334.01, 334.011, 334.061, or 334.16. Any costs or attorney's fees collected in an action brought under this section and any damages collected on behalf of the state under this section shall be deposited in the general fund of the state treasury.*

Sec. 2. Minnesota Statutes, 1977 Supplement, Section 47.20, Subdivision 2, is amended to read:

Subd. 2. For the purposes of this section the terms defined in this subdivision have the meanings given them:

(1) "Actual closing costs" mean reasonable charges for or sums paid for the following, whether or not retained by the mortgagee or lender:

(a) Any insurance premiums including but not limited to premiums for title insurance, fire and extended coverage insurance, flood insurance, and private mortgage insurance, *but excluding any charges or sums retained by the mortgagee or lender as self-insured retention.*

(b) Abstracting, title examination and search, and examination of public records.

(c) The preparation and recording of any or all documents required by law or custom for closing a conventional loan.

(d) Appraisal and survey of real property securing a conventional loan.

(e) A single service charge, which shall include any consideration, not otherwise specified herein as an "actual closing cost" paid by the borrower and received and retained by the lender for or related to the acquisition, making, refinancing or modification of a conventional loan, and shall also include any consideration received by the lender for making a commitment for a conventional loan, whether or not an actual loan follows such commitment. The term service charge shall not include developer's commitment fees. The service charge shall not exceed one percent of the original bona fide principal amount of the conventional loan, except that in the case of a construction loan, the service charge shall not exceed two percent of the original bona fide principal amount of the loan. That portion of the service charge imposed because the loan is a construction loan shall be itemized and a copy of the itemization furnished the borrower. A lender shall not collect from a borrower the additional one percent service charge permitted for a construction loan if it does not perform the service for which the charge is imposed or if third parties perform and charge the borrower for the service for which the lender has imposed the charge.

(f) Charges and fees necessary for or related to the transfer of real property securing a conventional loan or the closing of a conventional loan paid by the borrower and received by any party other than the lender.

(2) "Conventional loan" means a loan or advance of credit, other than a loan or advance of credit made by a credit union or made pursuant to section 334.011, to a noncorporate borrower in an original principal amount of less than \$100,000, secured by a mortgage upon real property containing one or more residential units or upon which at the time the loan is made it is intended that one or more residential units are to be constructed, and which is not insured or guaranteed by the secretary of housing and urban development, by the administrator of veterans affairs, or by the administrator of the farmers home administration. The term mortgage shall not include contracts for deed or installment land contracts.

(3) "Developer's commitment fee" means a fee or other consideration paid to a lender by a person in the business of building or arranging for building residential units for the purpose of securing a commitment by the lender to make conventional loans to credit worthy purchasers of residential units, or a fee or other consideration paid to a lender for the purpose of securing a commitment by the lender to make conventional loans to

credit worthy purchasers of apartments as defined in section 515.02 to be created out of existing structures pursuant to the Minnesota condominium act, by a person creating the apartments.

(4) "Finance charge" means the total cost of a conventional loan including extensions or grant of credit regardless of the characterization of the same and includes interest, finders fees, and other charges levied by a lender directly or indirectly against the person obtaining the conventional loan or against a seller of real property securing a conventional loan, or any other party to the transaction except any actual closing costs and any developer's commitment fee. The finance charges plus the actual closing costs and any developer's commitment fee, charged by a lender shall include all charges made by a lender other than the principal of the conventional loan.

(5) "Lender" means any person making a conventional loan. The term shall also include the holder or assignee at any time of a conventional loan.

(6) "Loan yield" means the annual rate of return obtained by a lender over the term of a conventional loan and shall be computed as the annual percentage rate as computed in accordance with sections 226.5 (b), (c) and (d) of Regulation Z, 12 C.F.R. section 226, but using the definition of finance charge provided for in this subdivision. The finance charge shall be amortized over the contract term of the conventional loan.

(7) "Monthly index of long term United States government bond yields" means the monthly unweighted average of the daily unweighted average of the closing bid yield quotations in the over the counter market for all outstanding United States treasury bond issues, based on available statistics, which are either maturing or callable in ten years or more. This index is expressed in terms of percentage interest per annum.

(8) "Person" means an individual, corporation, business trust, partnership or association or any other legal entity.

(9) "Residential unit" means any structure used principally for residential purposes or any portion thereof, and shall include a unit in a townhouse or planned unit development, a condominium apartment, a non-owner occupied residence, and any other type of residence regardless of whether such unit is used as a principal residence, secondary residence, vacation residence or residence of some other denomination.

Sec. 3. Minnesota Statutes, 1977 Supplement, Section 47.20, Subdivision 4, is amended to read:

Subd. 4. No conventional loan shall be made at a rate of interest or loan yield in excess of a maximum lawful interest rate

which shall be based upon the monthly index of long term United States government bond yields as compiled by the United States treasury department and published by the department in the monthly treasury bulletin. The maximum lawful interest rate shall be computed as follows:

(1) The maximum lawful rate of interest for a conventional loan made or contracted for during any calendar month shall be equal to the monthly index of long term United States government bond yields for the second preceding calendar month plus an additional two percent per annum rounded off to the nearest quarter of one percent per annum or rounded off to the highest quarter of one percent per annum if equidistant.

(2) On or before the 20th day of each month the commissioner of banking shall determine, based on available statistics, the monthly index of long term United States government bond yields for the preceding calendar month and shall determine the maximum lawful rate of interest for conventional loans for the next succeeding month, as defined in clause (1) and shall cause the maximum lawful rate of interest to be published in a legal newspaper in Ramsey county on or before the 20th day of each month and in the state register on or before the last day of each month; the maximum lawful rate of interest to be effective on the first day of the next succeeding month.

((3) THE LOAN YIELD OBTAINED FROM A CONVENTIONAL LOAN SHALL NOT EXCEED THE MAXIMUM LAWFUL RATE OF INTEREST ESTABLISHED IN CLAUSE (1).)

((4) (3) A contract rate within the maximum lawful interest rate applicable to a conventional loan at the time the loan is made shall be the maximum lawful interest rate for the term of the conventional loan.

((5) (4) Conventional loans made pursuant to a commitment for a conventional loan, including a commitment for conventional loans made upon payment of a developer's commitment fee, which provides for consummation within some future time following the issuance of the commitment may be consummated pursuant to the provisions, including the interest rate, of the commitment notwithstanding the fact that the maximum lawful rate of interest at the time such conventional loan is actually made is less than the commitment rate of interest, provided the commitment rate of interest does not exceed the maximum lawful interest rate in effect on the date the commitment was issued and provided that the commitment when issued and agreed to shall constitute a legally binding obligation on the part of the mortgagee or lender to make a conventional loan within a specified time period in the future at a rate of interest not exceeding the maximum lawful rate of interest effective as of the date the

commitment was issued. The refinancing of (a) an existing conventional loan, (b) a loan insured or guaranteed by the secretary of housing and urban development, the administrator of veterans affairs, or the administrator of the farmers home administration, or (c) a contract for deed by making a conventional loan shall be deemed to be a new conventional loan for purposes of determining the maximum lawful rate of interest under this subdivision. A commitment shall be deemed to be issued on the date the commitment is hand delivered by the lender to the borrower, or mailed to the borrower or to any one of them if there should be more than one.

(6) (5) A loan made pursuant to a commitment, including a commitment for conventional loans made upon payment of a developer's commitment fee, issued on or before July 31, 1979 at a rate of interest not in excess of the rate of interest authorized by this subdivision at the time the contract or commitment for the loan was made shall continue to be enforceable in accordance with its terms until the indebtedness is fully satisfied.

(7) (6) This subdivision expires July 31, 1979.

Sec. 4. Minnesota Statutes, 1977 Supplement, Section 47.20, Subdivision 13, is amended to read:

Subd. 13. Any conventional loan having an interest rate or loan yield in excess of the maximum lawful interest rate provided for in subdivision 4 shall be usurious and subject to the same penalties as a loan made in violation of section 334.01. Any lender intentionally violating any other provision of this section shall be fined not (MORE) less than (\$100) \$300 but not more than \$1,000 for each offense.

Sec. 5. Minnesota Statutes 1976, Section 51A.39, Subdivision 1, is amended to read:

51A.39 [LOAN EXPENSES.] Subdivision 1. [FEES AND CHARGES.] Every association may require borrowing members to pay all reasonable expenses incurred in connection with the making, closing, disbursing, extending, readjusting, or renewing of real estate loans. Without limiting the generality of the foregoing, such expenses may include appraisal, attorney, abstract, recording, and registration fees, title examination, loan insurance, credit report, survey, drawing of papers, escrow services, loan closing costs, and taxes or charges imposed upon or in connection with the making and recording of any loan. Every association also may require borrowing members to pay the cost of all other necessary and incidental services rendered by the association or by others in connection with real estate and other loans in such reasonable amounts as may be fixed by the board of directors. Without limiting the generality of the foregoing, such costs may include the costs of services of inspectors,

engineers, and architects. Such initial charges may be collected by the association from the borrower and paid to any persons, including any director, officer, or employee of the association rendering such services, or paid directly by the borrower. In lieu of such initial charges to cover such expenses and costs, an association may make a reasonable charge, part or all of which may be retained by the association which renders such service, or part of all of which may be paid to others who render such services. The fees and charges authorized by this and the preceding section shall be in addition to interest authorized by law, and shall not be deemed to be a part of the interest collected or agreed to be paid on such loans within the meaning of any law of this state which limits the rate of interest which may be exacted in any transaction. No director, officer, or employee of an association shall receive any fee or other compensation of any kind in connection with procuring any loan for an association, except for services actually rendered as above provided. *This section shall not apply to a conventional loan made pursuant to section 47.20.*

Sec. 6. Minnesota Statutes 1976, Section 56.19, is amended to read:

56.19 [VIOLATION.] *Subdivision 1.* Any person and the several members, officers, directors, agents, and employees thereof, who shall violate or participate in the violation of any of the provisions of sections 56.01, 56.12, 56.13, 56.14, 56.17, or 56.18 shall be guilty of a gross misdemeanor. *The attorney general is authorized to prosecute any violation of this subdivision and in any prosecution under this subdivision he may exercise the full powers of a county attorney in a criminal case.*

Subd. 2. Any contract of loan not invalid for any other reason, in the making or collection of which any act shall have been done which constitutes a misdemeanor under this section, shall be void, and the lender shall have no right to collect or receive any principal, interest, or charges whatsoever.

Sec. 7. Minnesota Statutes 1976, Section 334.02, is amended to read:

334.02 [USURIOUS INTEREST; RECOVERY.] Every person who for any (SUCH) loan or forbearance shall have paid or delivered any greater sum or value than in section 334.01 allowed to be received may, by himself or his personal representatives, recover in an action against the person who shall have received the same, or his personal representatives, the full amount of interest or premium so paid, with costs, if action (THEREFOR BE) is brought within two years after such payment or delivery (; PROVIDED, THAT ONE-HALF OF THE AMOUNT SO RECOVERED SHALL BE PAID BY THE OFFICER COLLECTING THE SAME INTO THE TREASURY OF THE COUNTY WHERE COLLECTED, FOR THE USE OF COMMON SCHOOLS).

Sec. 8. Minnesota Statutes 1976, Section 334.03, is amended to read:

334.03 [USURIOUS CONTRACTS INVALID; EXCEPTIONS.] All bonds, bills, notes, mortgages, and all other contracts and securities, and all deposits of goods, or any other thing, whereupon or whereby there shall be reserved, secured, or taken any greater sum or value for the loan or forbearance of any money, goods, or things in action than (HEREINBEFORE) prescribed, except such instruments which are taken or received in accordance with and in reliance upon the provisions of any statute, shall be void except as to (BONA FIDE PURCHASERS OF NEGOTIABLE PAPER, IN GOOD FAITH, FOR A VALUABLE CONSIDERATION AND BEFORE MATURITY, AS HEREINAFTER PROVIDED) *a holder in due course*. No merely clerical error in the computation of interest, made without intent to avoid the provisions of this chapter, shall constitute usury. Interest at the rate of one-twelfth of eight percent for every 30 days shall not be construed to exceed eight percent per annum; nor shall the payment of interest in advance of one year, or any less time, at a rate not exceeding eight percent per annum constitute usury; and nothing herein shall prevent the purchase of negotiable merchantile paper, usurious or otherwise, for a valuable consideration, by (AN INNOCENT) *a purchaser without notice*, at any price before the maturity of the same, when there has been no intent to evade the provisions of this chapter, or where such purchase has not been a part of the original usurious transactions; but where the original holder of a usurious note sells the same to an innocent purchaser, the maker thereof, or his representatives, may recover back from the original holder the amount of principal and interest paid by him on the note.

Sec. 9. *This act is effective the day following final enactment.*"

Further amend the title as follows:

Page 1, line 5, delete "52.14;"

Page 1, line 6, delete "334" and insert "46".

Page 1, line 8, after "4," insert "and".

Page 1, line 8, delete "and by adding".

Page 1, delete lines 9 and 10 and insert a period.

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. 2000, A bill for an act relating to rates of interest on money; providing interest rates for loans secured by savings accounts; amending Minnesota Statutes 1976, Chapter 334, by adding a section.

Reported the same back with the following amendments:

Page 1, delete lines 12 to 18 and insert "*a financial institution may, in the case of a loan or forbearance of money, goods, or things in action, secured by a savings or time deposit account owned by the borrower, charge interest at a rate of not more than the greater of two percent in excess of the rate of interest payable on the savings or time deposit account or the contracted rate authorized in section 334.01, subdivision 1. For purposes of this section, "financial institution" means a bank, savings bank, trust company, mutual savings bank, or savings and loan association organized under the laws of this state or the United States and having its main office in this state.*".

Amend the title as follows:

Page 1, line 2, delete "providing" and insert "permitting higher".

Page 1, line 3, after "savings" insert "and time deposit".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1434, A bill for an act relating to natural resources; authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Ottertail county for the purpose of correcting boundary description errors.

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

The report was adopted.

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

H. F. No. 1598, A bill for an act relating to uses and trusts; providing for the application to and limitation of certain general

trust statutes in relation to industrial revenue bonds; amending Minnesota Statutes 1976, Sections 501.34 and 501.37.

Reported the same back with the following amendments:

Page 1, line 9, delete "1976" and insert ", 1977 Supplement".

Page 1, line 13, after "district" insert "or county".

Further amend the title:

Line 5, delete "Sections".

Line 6, delete "501.34 and" and insert "Section".

Line 6, after "501.37" insert "; and Minnesota Statutes, 1977 Supplement, Section 501.34".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1765, A bill for an act relating to the legislature; concerning the legislative commission to review administrative rules; conferring subpoena powers; amending Minnesota Statutes 1976, Section 3.965, by adding a subdivision.

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

The report was adopted.

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

H. F. No. 1766, A bill for an act relating to state lands; authorizing the conveyance by the state of certain lands in Beltrami county.

Reported the same back with the following amendments:

Page 1, line 13, after "governor," insert "upon the recommendation of the commissioner of administration,".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1858, A bill for an act relating to retirement; clarifying various ambiguous retirement provisions; removing various obsolete gender references; amending Minnesota Statutes 1976, Sections 352B.14, Subdivisions 3 and 4; 352B.26, Subdivisions 2 and 3; 352B.28; 352D.05, Subdivision 3; 423.37; 423.371, Subdivision 2; 423.377; 423.38; 423.381; 423.387; 423.48; 423.51; 423.52; 423.58; 423.802, Subdivision 2; 423.810, Subdivisions 1 and 2; 424.16; 424.17; 424.24; 424.29; 424.31; Minnesota Statutes, 1977 Supplement, Sections 69.772, Subdivision 2; 352B.08, Subdivision 2; 422A.09, Subdivision 3; and 422A.33, Subdivision 3; Laws 1969, Chapter 1088, Section 4, Subdivision 4; and Laws 1977, Chapter 61, Section 5; repealing Minnesota Statutes 1976, Sections 423.22 to 423.36; and 425.01 to 425.09.

Reported the same back with the following amendments:

Page 1, line 23, after "Subd. 2." insert "*For every firefighters' relief association which allows a service pension when a retiring member meets the minimum requirements of section 69.06 and which requires service credit for a period of service less than 20 years of active service,*".

Page 2, after line 16, insert:

"For every firefighters' relief association which allows a service pension when a retiring member meets the minimum requirements of section 69.06 and which requires service credit for a period of service of at least 20 years of active service, the following table shall be used to determine the liability of the special pension fund of the firefighters' relief association relative to each active or deferred member of the fund, calculated individually:

	<i>Cumulative Year</i>	<i>Accrued Liability</i>
1		\$30
2		62
3		95
4		130
5		167
6		205

<i>Cumulative Year</i>	<i>Accrued Liability</i>
7	\$246
8	288
9	333
10	380
11	429
12	481
13	535
14	592
15	652
16	714
17	780
18	849
19	922
20	1000
<i>21 and thereafter</i>	<i>50 additional per year</i> ".

Page 2, line 21, strike "15" and insert "after obtaining the minimum".

Page 2, after line 30, insert new sections to read:

"Sec. 2. Minnesota Statutes 1976, Section 352B.05, is amended to read:

352B.05 [INVESTMENTS.] The state board of investment is hereby authorized to invest and reinvest such funds of the association as in the judgment of the (OFFICERS OF THIS ASSOCIATION) *executive director of the Minnesota state retirement system* are not needed for immediate purposes, in such securities as are duly authorized or legal investments for the Minnesota state retirement system, and shall have authority to sell, convey, and exchange such securities and invest and reinvest the funds when it deems it desirable to do so, and shall sell

securities upon request from the (OFFICERS OF THE ASSOCIATION) *executive director* when (SUCH OFFICERS DETERMINE) *the executive director determines* funds are needed for its purposes. All of the provisions regarding accounting procedures and restrictions and conditions for the purchase and sale of securities for the Minnesota state retirement system shall apply to the accounting, purchase and sale of securities for the highway patrolmen's retirement fund.

Sec. 3. Minnesota Statutes 1976, Section 352B.06, is amended to read:

352B.06 [RETIREMENT FUND.] There is hereby created the highway patrolmen's retirement fund. The fund shall consist of all moneys credited to the fund on May 8, 1973, including all moneys and assets heretofore transferred to the fund from the state police officers' retirement fund, all salary deductions from members and all moneys paid from state funds by department heads in accordance with section 352B.02, and any other moneys received by the association in the form of donations, gifts, bequests, appropriations, or otherwise. The legislative auditor shall audit the fund and the (OFFICERS OF THE FUND) *executive director of the Minnesota state retirement system* shall have made an actuarial study of the fund in accordance with chapter 356, the cost of which shall be borne by the fund."

Page 3, line 17, after the stricken "or" insert "*with ten or more years of service and the*".

Page 3, line 18, reinstate the stricken language.

Page 3, line 18, strike "10" and insert "20".

Page 3, line 19, reinstate the stricken language and delete the new language.

Page 3, line 20, delete the new language.

Page 6, line 25, strike "The".

Page 6, strike lines 26 to 30.

Page 9, after line 15, insert a new section to read:

"Sec. 12. Minnesota Statutes 1976, Chapter 422A, is amended by adding a section to read:

[422A.091] [PENSION COVERAGE FOR CERTAIN EMPLOYEES OF THE METROPOLITAN AIRPORTS COMMISSION.] *Any person first employed as either a full time firefighter or a full time police officer by the metropolitan airports commission after June 30, 1978 who is not eligible for coverage*

under the agreement signed between the state and the secretary of the federal department of health, education and welfare making the provisions of the federal old age, survivors and disability insurance act applicable to municipal employees because that position is excluded from application pursuant to Title 42, United States Code, Sections 418 (d) (5) (A) and 418 (d) (8) (D) and section 355.07, shall not be a member of the Minneapolis municipal employees retirement fund but shall be a member of the public employees police and fire fund and shall be deemed to be a firefighter or a police officer within the meaning of section 353.64. The metropolitan airports commission shall make the employer contribution required pursuant to section 353.65, subdivision 3, with respect to each of its firefighters or police officers covered by the public employees police and fire fund and shall meet the employers recording and reporting requirements set forth in section 353.65, subdivision 4."

Page 32, line 18, after "complete" insert "and file".

Page 32, line 26, after "32." insert "Section 11 shall be effective for elective officers first holding elective city office after the effective date of this act and shall not apply to any incumbent elective officers holding elective city office on the effective date of this act."

ReNUMBER sections accordingly.

Further, amend the title as follows:

Page 1, line 5, after "Sections" insert "352B.05; 352B.06;"

Page 1, line 11, after "424.31" insert "; Chapter 422A, by adding a section".

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

The report was adopted.

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

H. F. No. 1860, A bill for an act relating to public employees retirement association; providing for adjusted accrual dates for payment of annuities, survivor benefits and disability benefits; and clarifying membership requirements for elected officials; amending Minnesota Statutes 1976, Sections 353.29, Subdivision 7; 353.32, Subdivision 1a; 353.33, Subdivision 2; 353.657, Subdivision 2a; and Minnesota Statutes, 1977 Supplement, Sections 353.01, Subdivision 2b; 353.29, Subdivision 8; and 353.31, Subdivision 8.

Reported the same back with the following amendments:

Page 2, line 19, delete "*July 1*" and insert "*March 1*".

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

The report was adopted.

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

H. F. No. 1863, A bill for an act relating to the operation of state government; allowing the state to make advance payments or deposits for certain items; providing for centralized rental payments to be made from the general services revolving fund; extending the time in which to repay loans from the general fund to revolving funds; allowing the commissioner of administration to publish agency descriptions in the state register biennially instead of annually; amending Minnesota Statutes 1976, Section 16.096; Minnesota Statutes, 1977 Supplement, Sections 15.0412, Subdivision 2; 16.80, Subdivision 1; and 16A.126.

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

The report was adopted.

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

H. F. No. 1864, A bill for an act relating to retirement; providing for biennial local police and paid fire fund actuarial valuations; amending Minnesota Statutes 1976, Sections 69.77, Subdivisions 1, 2 and by adding a subdivision; 69.773, Subdivision 2; 69.78; 356.20, Subdivision 2; 356.215, Subdivisions 2 and 4; Chapter 356, by adding a section; Laws 1955, Chapter 75, Section 9, as added and Section 12, as amended; Laws 1959, Chapter 131, Section 10, Subdivision 1, as amended; Laws 1965, Chapter 446, Section 7, Subdivision 1; Laws 1965, Chapter 458, Section 3, Subdivision 2; Laws 1965, Chapter 498, Section 1, Subdivision 1; Laws 1967, Chapter 736, Section 11, Subdivision 1; Laws 1967, Chapter 775, Section 8; Laws 1967, Chapter 798, Section 1, Subdivisions 1 and 2; Laws 1969, Chapter 576, Section 1; Laws 1969, Chapter 641, Section 2, Subdivision 1; Laws 1971, Chapter 51, Section 9, and Section 10, Subdivisions 1 and 2; Laws 1971, Chapter 810, Section 7; Laws 1973, Chapter 587, Section 1; Laws 1975, Chapter 424, Sections 10 and 11; repealing Minnesota Statutes 1976, Sections 69.71; 69.72; 69.73; 69.74; 69.75; 69.76; 490.131; and Laws 1963, Chapter 643, Section 27.

Reported the same back with the following amendments:

Page 2, line 16, after the second "provisions" insert "relating to the funding or financing of the association".

Page 2, line 18, after "if a" insert "municipality with a".

Page 2, line 20, before the second "provisions" insert "funding or financing".

Page 4, line 8, after "before" insert "the date established by the municipality, which shall not be later than".

Page 4, line 8, after "September 1" insert "and shall not be earlier than August 1,".

Page 4, line 21, delete "8 and 9" and insert "10 and 11".

Page 7, line 11, delete "9" and insert "11".

Page 7, line 16, delete "9" and insert "11".

Page 7, line 18, after "survey" insert "and the quadrennial experience study".

Page 8, line 4, delete "9" and insert "11".

Page 8, line 19, delete "9" and insert "11".

Page 9, after line 6, insert a section to read as follows:

"Sec. 6. Minnesota Statutes 1976, Section 356.20, Subdivision 1, is amended to read:

356.20 [FINANCIAL REPORTS REQUIRED.] Subdivision 1. The governing or managing board or administrative officials of the public pension and retirement funds enumerated in subdivision 2 shall annually prepare and file a financial report following the close of each fiscal year. This requirement shall also apply to any fund which may be a successor to any organization so enumerated or to any newly formed retirement fund or association operating under the control or supervision of any public employee group, governmental unit, or institution receiving a portion of its support through legislative appropriations, with the exception of any local (POLICE OR) fire fund now governed by (CHAPTER 69) sections 69.771 to 69.776. Such report shall be prepared under the supervision and at the direction of the management of each fund and shall be signed by its chairman and secretary."

Page 9, line 13, strike "Twin City lines" and insert "Metropolitan transit commission—transit operating division".

Page 9, line 21, delete "returement" and insert "retirement".

Page 9, after line 23, insert a section to read as follows:

“Sec. 8. Minnesota Statutes 1976, Section 356.20, Subdivision 4, is amended to read:

Subd. 4. Each financial report required by this section shall include:

(1) An exhibit prepared according to applicable actuarial standards enumerated in section 356.215, by an approved actuary as defined in section 356.215, subdivision 6 showing the accrued assets of the fund, the accrued liabilities, including accrued reserves, and the accrued unfunded liability of the fund. Such exhibit shall contain the certificate of an approved actuary certifying that the required reserves for any benefits provided under a benefit formula are computed in accordance with the Entry Age Normal Cost (Level Normal Cost) basis.

(a) Assets shown in the exhibit shall include the following items of actual assets:

Cash in office

Deposits in banks

Accounts receivable:

Accrued members' contributions

Accrued employer contributions

Other

Accrued interest on investments

Dividends on stocks, declared but not yet received

Investment in bonds at amortized cost

Investment in stocks at cost

Investment in real estate

Equipment at cost, less depreciation

Other

Total assets

(b) The exhibit shall include a statement of the unfunded accrued liability of the fund. Should the assets of the fund

exceed the liabilities, the excess shall be listed as surplus and indicated in the exhibit following the item of reserves.

(c) The exhibit shall include a footnote showing accumulated member contributions without interest.

(d) Current liabilities shown in the exhibit shall include the following items:

Current:

Accounts payable

Annuity payments

Survivor benefit payments

Refund to members

Accrued expenses

Suspense items

Total current liabilities

(e) The exhibit shall include an item for accrued necessary reserves which shall be listed as "total reserves required as per attached schedule." Such attached schedule shall contain the following information on the reserves required:

1. For active members
 - a. Retirement benefits
 - b. Disability benefits
 - c. Refundment liability due to death or withdrawal
 - d. Survivors' benefits
2. For deferred annuitants
3. For former members without vested rights
4. For annuitants
 - a. Retirement
 - b. Disability annuities

- c. Surviving spouses' annuities
- d. Surviving children's annuities

5. In addition to the foregoing, if there are additional benefits not appropriately covered by the foregoing four items of reserves required, they should be listed separately.

(2) An income statement on an accrual basis showing all income and all deductions from income for the fiscal year. It shall show separate items for employee contributions, employer regular contributions, employer additional contributions if provided by law, investment income, profit on the sale of investments, and other income, if any.

(3) A statement of deductions from income, which shall include separate items for benefit payments, retirement benefits, disability benefits, widows' benefits, surviving children's benefits, refundments to members terminating employment, refundments due to death of members and due to death of annuitants, the increase in total reserves required, general expense incurred, loss on sale of investments, and any other deductions.

(4) A statement showing appropriate statistics as to membership and beneficiaries of the fund, with indications of changes in such statistical data which may result from the current year's operation.

(5) Such additional statements or exhibits as will enable the management of the fund to portray a true interpretation of the fund's financial condition, except that the term "surplus" or the term "excess of assets" shall not be used except as otherwise specifically provided for in this section, nor shall any representation of assets and liabilities other than as provided for in this section be included in such additional statements or exhibits.

(6) A more detailed or subdivided itemization of any of the items required by this section, if the management of the fund so desires.

(7) For any police or firefighter's relief association referred to in subdivision 2, clause (13), a financial report duly filed pursuant to and meeting the requirements of section 69.051 shall be deemed to have met the requirements of this subdivision."

Page 10, line 10, delete "9" and insert "11".

Page 15, line 3, delete "8 and 9" and insert "10 and 11".

Page 15, line 16, delete "8 and 9" and insert "10 and 11".

Page 17, line 19, delete "8 and 9" and insert "10 and 11".

Page 18, line 16, delete "8 and 9" and insert "10 and 11".

Page 19, line 7, delete "8 and 9" and insert "10 and 11".

Page 20, line 6, delete "8 and 9" and insert "10 and 11".

Page 21, line 1, delete "8 and 9" and insert "10 and 11".

Page 21, line 12, delete "8 and 9" and insert "10 and 11".

Page 23, line 18, delete "8 and 9" and insert "10 and 11".

Page 25, line 32, delete "8 and 9" and insert "10 and 11".

Page 28, line 8, delete "8 and 9" and insert "10 and 11".

Page 28, line 16, delete "8" and insert "10".

Page 28, line 17, delete "9" and insert "11".

Page 30, line 2, delete "8" and insert "10".

Page 30, line 3, delete "9" and insert "11".

Page 31, line 19, delete "8 and 9" and insert "10 and 11".

Renumber sections accordingly.

Further, amend the title as follows:

Page 1, line 7, delete "Subdivision" and insert "Subdivisions 1,".

Page 1, line 7, after the first "2" and before the semicolon insert "and 4".

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

The report was adopted.

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

H. F. No. 1867, A bill for an act relating to public improvements; authorizing the department of administration and the capitol area architectural and planning board to plan for the construction of a new facility for the pollution control agency; the

department of natural resources, the department of agriculture, and other state offices which presently lease space in the metropolitan area; appropriating money.

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

The report was adopted.

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

H. F. No. 1940, A bill for an act relating to the environmental education board; repealing Minnesota Statutes 1976, Chapter 116E.

Reported the same back with the following amendments:

Page 1, line 6, after "Section 1." delete the balance of the line.

Page 1, delete all of line 7 and insert "The Minnesota environmental education board, established pursuant to Minnesota Statutes, Chapter 116E, is hereby transferred to the department of natural resources and shall be under the supervision of the commissioner."

Further amend the title:

Page 1, delete all of line 3 and insert "transferring the board to the department of natural resources."

With the recommendation that when so amended the bill pass.

The report was adopted.

Enebo from the Committee on Labor-Management Relations to which was referred:

H. F. No. 1789, A bill for an act relating to agriculture; corn detasseling employees; providing minimum labor standards; amending Minnesota Statutes 1976, Section 177.23, Subdivision 7; and Chapter 181, by adding sections.

Reported the same back with the following amendments:

Page 3, line 10, delete "of" and insert "by the employer of an individual's".

With the recommendation that when so amended the bill pass.

The report was adopted.

Enebo from the Committee on Labor-Management Relations to which was referred:

H. F. No. 1835, A bill for an act relating to migrant labor; establishing a study commission on migrant labor; appropriating money.

Reported the same back with the following amendments:

Page 1, line 16, delete "three" and insert "five".

Page 1, line 17, delete "three" and insert "five".

Page 2, line 29, delete "December 31, 1978" and insert "June 30, 1979".

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

The report was adopted.

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

H. F. No. 807, A bill for an act relating to metropolitan government; removing the city of New Prague from definitions of metropolitan areas; amending Minnesota Statutes 1976, Sections 473.121, Subdivision 2; 473.123, Subdivision 3; 473.403; 473F.02, Subdivisions 2 and 8.

Reported the same back with the following amendments:

Page 1, after line 16, insert a new section to read:

"Sec. 2. Minnesota Statutes 1976, Section 473.123, Subdivision 1, is amended to read:

473.123 [METROPOLITAN COUNCIL.] Subdivision 1. [CREATION.] A metropolitan council with jurisdiction in the metropolitan area consisting of the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, *excluding the city of New Prague*, and Washington, is created. It shall be under the supervision and control of 17 members, all of whom shall be residents of the metropolitan area."

Page 12, after line 23, insert a new section to read:

"Sec. 4. Minnesota Statutes 1976, Section 473.249, Subdivision 1, is amended to read:

473.249 [TAX LEVY.] Subdivision 1. The metropolitan council may levy a tax on all taxable property (IN THE COUNTIES NAMED) in the metropolitan area defined in section 473.121 to provide funds for the purposes of sections 473.121 to 473.249 and for the purpose of carrying out other responsibilities of the council as provided by law. The tax shall not exceed eight-thirtieths of one mill on each dollar of assessed valuation of all such taxable property, and shall be levied and collected in the manner provided by section 473.08."

Page 13, after line 17, insert:

"Sec. 8. Notwithstanding any law to the contrary, the entire city of New Prague shall be a part of region nine established pursuant to sections 462.381 to 462.397.

Sec. 9. The provisions of this act, changing the boundaries of the metropolitan area and the metropolitan transit area, shall not be deemed to impair the rights of holders of outstanding indebtedness to require the levy of property taxes, if necessary to provide for any deficiency in accordance with the conditions of such indebtedness, on all property within the limits of the metropolitan area or the metropolitan transit area as the limits were in effect at the date of issuance of the indebtedness."

Renumber the sections accordingly.

Further, amend the title as follows:

Page 1, line 4, after "areas;" insert "adding the city of New Prague to region nine;"

Page 1, line 6, delete "Subdivision" and insert "Subdivisions 1 and".

Page 1, line 6, after "3;" insert "473.249, Subdivision 1;"

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

The report was adopted.

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

H. F. No. 1225, A bill for an act relating to Ramsey county and the city of Saint Paul; changing the name of the Ramsey county hospital and sanitarium commission; further prescribing its powers and duties, removing obsolete provisions; amending Laws 1974, Chapter 435, Section 3.14.

Reported the same back with the following amendments:

Page 1, line 16, delete "*medical center*" and insert "*Medical Center*".

Page 1, line 18, delete "*medical center*" and insert "*Medical Center*".

Page 1, line 21, delete "*medical center*" and insert "*Medical Center*".

Page 4, line 1, strike "Hospital" and insert "*Medical Center*".

Page 6, line 30, delete "*medical center*" and insert "*Medical Center*".

Page 7, line 16, strike "Hospital" and insert "*Medical Center*".

Page 8, line 5, strike "hospital" and insert "*Medical Center*".

Page 8, line 9, delete "*medical center*" and insert "*Medical Center*".

Page 8, line 13, strike "Hospital" and insert "*Medical Center*".

Page 8, line 18, delete "*medical*" and insert "*Medical*".

Page 8, line 19, delete "*center*" and insert "*Center*".

Page 10, line 13, delete "HOSPITAL" and insert "MEDICAL CENTER".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1793, A bill for an act relating to Ramsey county; authorizing the county to issue general obligation bonds for the costs of construction of a county nursing home; amending Laws 1974, Chapter 435, by adding a section.

Reported the same back with the following amendments:

Page 1, line 13, delete "\$3,700,000" and insert "\$4,000,000".

Page 2, line 5, delete "20" and insert "five".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1838, A bill for an act relating to the St. Cloud metropolitan transit commission; providing paratransit services authority; permitting contracts for certain services; amending Laws 1969, Chapter 1134, Sections 1, Subdivision 5; and 3, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, delete section 1 and insert:

"Section 1. Laws 1969, Chapter 1134, Section 3, Subdivision 8, as amended by Laws 1971, Chapter 546, Section 4, is amended to read:

Subd. 8. [COMMISSION; LEGAL STATUS; GENERAL POWERS.] The transit area, with the commission as its governing body, shall be a public corporation and a political subdivision of the state. All the powers vested and obligations or duties imposed upon the commission and acts of the commission by sections 1 to 14 shall be deemed to be those of the transit area wherever necessary or appropriate, and shall be exercised, performed, and discharged in behalf of the area by the commission in its name as a public corporation and with like force and effect as if done in the name of the area, and for all such purposes, the commission shall have the same status and powers as the area. The chairman and secretary of the commission shall have such powers as are delegated to them by the commission. The commission may sue and be sued and may enter into contracts which may be necessary or proper.

The commission may operate paratransit services, as defined in Minnesota Statutes, Section 174.22, Subdivision 6, may apply for and receive financial assistance under the paratransit service demonstration grant program established by section 174.25, and may exercise such other powers conferred upon it by Laws 1969, Chapter 1134, as amended, including the power to acquire property, as may be necessary and proper to operation of such services or the application for and receipt of such assistance.

Except as otherwise provided, the commission may, within the transit area, acquire by purchase, lease, gift, or condemnation proceedings any real or personal property, franchises, easements, or other rights which may be necessary or proper and may acquire real property in such manner for use as terminal facilities,

maintenance and garage facilities, ramps, parking areas and other facilities useful for or related to any public transit system. The commission shall have power to acquire by purchase, lease, or gift all or any part of the plant, equipment, shares of stock property, real, personal, or mixed, rights in property, reserve funds, special funds, franchises, licenses, patents, permits and papers, documents and records belonging to any operator of a public transit system within the area, and to lease property and to transfer or convey by sale or otherwise any property or rights to others, or to exchange the same for other property or rights which are useful for its purposes, and may in connection therewith assume any or all liabilities of any operator of a public transit system. The commission, without limitation, may acquire or construct and equip terminal facilities, maintenance and garage facilities, ramps, transit lanes or rights of way, parking areas and other facilities useful for or related to any public transit system and may hold, use, improve, operate, maintain, lease, sell, or otherwise dispose of any of its property to others and may contract with any operator or other person for the use by any such operator or person of any such property or facilities under its control. The commission shall not acquire any existing public transit system or any part thereof by condemnation. In the determination of the fair value of the existing public transit system, there shall not be included any value attributable to expenditures for improvements by the transit commission.

The commission may accept gifts, grants, or loans of money or other property from the United States, the state, or any person or entity for such purposes, may enter into any agreement required in connection therewith, may comply with any federal or state laws or regulations applicable thereto, and may hold, use, and dispose of such money or property in accordance with the terms of the gift, grant, loan, or agreement relating thereto. The commission may establish an executive committee, a finance committee, and such other committees of its members as it deems necessary or proper in furtherance of the provisions of sections 1 to 14, and may authorize them to exercise in the intervals between commission meetings any powers of the commission except those expressly required by law to be exercised by the commission.”.

Page 2, after line 4, insert a new section to read:

“Sec. 3. Laws 1969, Chapter 1134, Section 3, Subdivision 4, as amended by Laws 1971, Chapter 546, Section 2, and Laws 1976, Chapter 288, Section 3, is amended to read:

Subd. 4. [COMMISSIONERS; *PER DIEM* AND EXPENSES.] A commissioner shall receive no (COMPENSATION) *per diem* for his services except as hereinafter provided, but shall be reimbursed for actual and necessary expenses incurred in the performance of his duties. Each commissioner shall be paid such sum as the commission by resolution may

determine, by public hearing for each day or part thereof spent in attending meetings of the commission; provided, that no commissioner shall receive more than \$2,500 for such attendance during the first 12 months beginning with and following the organization meeting, nor more than \$1,600 in any one calendar year thereafter. The secretary and the treasurer shall receive such (COMPENSATION) *per diem* as the commission may determine, which may be in addition to their (COMPENSATION) *per diem* as a commissioner if they are such."

Further, amend the title as follows:

Page 1, line 6, delete "Sections 1, Subdivision 5; and" and insert "Section".

Page 1, line 6, after "3," insert "Subdivisions 4 and 8, as amended; and".

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

The report was adopted.

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

S. F. No. 682, A bill for an act relating to Anoka county; creating a housing and redevelopment authority; applying the provisions of the municipal housing and redevelopment act to Anoka county; providing for local approval of projects.

Reported the same back with the following amendments:

Page 2, delete section 2.

Renumber the sections accordingly.

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

The report was adopted.

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

S. F. No. 1004, A bill for an act relating to metropolitan government; providing for the investment of metropolitan airports commission funds; amending Minnesota Statutes 1976, Section 473.606, Subdivision 3.

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

The report was adopted.

Lemke from the Committee on Transportation to which was referred:

H. F. No. 1847, A bill for an act relating to highways; designating the Hubert H. Humphrey Highway; amending Minnesota Statutes 1976, Section 161.14, Subdivision 13, and by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 11, strike "Routes" and insert "*Route*".

Page 1, line 11, strike "390,".

Page 1, line 11, after "392" strike the comma.

Page 1, line 11, strike "and 395".

Page 1, line 12, strike "are" and insert "*is*".

Page 1, line 17, strike "routes" and insert "*route*".

Page 1, line 21, delete "*Route No.*" and insert "*Routes Numbered*".

Page 1, line 21, before "*394*" insert "*390, 392,*".

Page 1, line 21, after "*394*" delete the comma and insert "*and 395*".

Page 1, line 21, delete "*marked as I-35W,*".

With the recommendation that when so amended the bill pass.

The report was adopted.

Lemke from the Committee on Transportation to which was referred:

H. F. No. 1878, A bill for an act relating to drivers licenses; application and filing with clerk of the district court; providing that the commissioner of public safety may appoint an agent to assist the clerk in accepting applications under certain circumstances; amending Minnesota Statutes 1976, Section 171.06, Subdivision 4.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. The commissioner of public safety may appoint an agent to assist the clerk of the district court in Washington county in accepting applications for instruction permits, drivers licenses, restricted licenses and duplicate licenses. The agent may retain one half of the \$1 county fee to cover the expenses involved in receiving, accepting or forwarding the applications and fees. The agent may be appointed only if the clerk of the district court in Washington county refuses or fails to appoint an agent as provided by law after request therefor by the commissioner of public safety."

Further amend the title as follows:

Page 1, line 6, delete "; amending".

Page 1, delete line 7.

Page 1, line 8, delete "Subdivision 4".

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

The report was adopted.

Lemke from the Committee on Transportation to which was referred:

H. F. No. 1966, A bill for an act relating to motor vehicles; extending protection provided by motor vehicle dealer surety bonds; authorizing the issuance of nontransferable certificates of title; changing the definition of a bus; amending Minnesota Statutes 1976, Sections 168A.07, Subdivision 2; 171.01, Subdivision 19; Minnesota Statutes, 1977 Supplement, Section 168.27, Subdivision 24.

Reported the same back with the following amendments:

Page 2, line 27, delete "14" and reinstate the stricken language.

Page 2, after line 30, insert:

"The term does not include a vehicle designed for carrying more than ten passengers but not more than 14 passengers and operated for the personal or family use of the owner or operator.

Sec. 4. *This act is effective on the day following final enactment."*

With the recommendation that when so amended the bill pass.

The report was adopted.

Lemke from the Committee on Transportation to which was referred:

H. F. No. 1967, A bill for an act relating to motor vehicles; permitting personalized license plates on trucks; amending Minnesota Statutes 1976, Section 168.12, Subdivision 2a.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1344, 1729, 190, 1137, 1973, 2080, 1808, 1908, 1997, 2000, 1434, 1598, 1765, 1766, 1858, 1860, 1863, 1864, 1940, 1789, 807, 1225, 1793, 1838, 1847, 1878, 1966 and 1967 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 682 and 1004 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

McDonald, Wieser, Redalen, Den Ouden and Knickerbocker introduced:

H. F. No. 2300, A bill for an act relating to agriculture; creating the Minnesota advisory task force on major agricultural products marketing; appropriating money.

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

Fjoslien, Eken, Corbid, Wigley and Wenstrom introduced:

H. F. No. 2301, A bill for an act relating to agriculture; grading and classification of barley upon sale.

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

McDonald, Scheid, Redalen, King and Albrecht introduced:

H. F. No. 2302, A bill for an act relating to agriculture; establishing a program for providing farm price information to consumers; requiring food producers to provide certain information; authorizing injunctive relief for failure to comply; providing penalties.

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

Fugina introduced:

H. F. No. 2303, A bill for an act relating to the university of Minnesota; concerning the mineral resources research center; appropriating money to publish a mining directory.

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

McCollar, Brinkman, Jude, McDonald and Samuelson introduced:

H. F. No. 2304, A bill for an act relating to intoxicating liquor; items offered for sale in exclusive liquor stores; amending Minnesota Statutes 1976, Section 340.07, Subdivision 13.

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

Casserly, Forsythe, Munger, Adams and Hanson introduced:

H. F. No. 2305, A bill for an act relating to energy; providing for solar energy system loans; providing insurance for loans; providing a tax incentive; appropriating money; amending Minnesota Statutes 1976, Sections 48.19, Subdivision 4; 273.11, Subdivision 1; 462A.06, Subdivision 4; Chapters 273, by adding a section; and 462A, by adding sections.

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

White, Metzen, Jensen and Friedrich introduced:

H. F. No. 2306, A bill for an act relating to securities; corporate takeovers; defining target company; amending Minnesota Statutes 1976, Section 80B.01, Subdivision 9.

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

Jaros, Fudro, Pleasant, Lehto and Brandl introduced:

H. F. No. 2307, A bill for an act relating to intoxicating liquor; hours and days of sale; amending Minnesota Statutes 1976, Section 340.14, Subdivision 1.

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

Jaros; McCarron; Carlson, D.; Moe and Samuelson introduced:

H. F. No. 2308, A bill for an act relating to community corrections; amending Minnesota Statutes, 1977 Supplement, Section 401.13.

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

Sherwood, Reding, Zubay, St. Onge and Langseth introduced:

H. F. No. 2309, A bill for an act relating to intoxicated persons; providing for detention of intoxicated persons; amending Minnesota Statutes 1976, Section 253A.04, Subdivision 2.

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

Welch, McEachern and Nelson introduced:

H. F. No. 2310, A bill for an act relating to education; transferring responsibility for education of inmates of state correctional institutions from the commissioner of corrections to school districts; providing for funding of educational programs for inmates; amending Minnesota Statutes 1976, Sections 242.20; 242.385, Subdivision 1; 242.43; 242.44; 242.53; 242.55; 243.80; and 243.92.

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

McCollar, Tomlinson, Welch, Adams and Carlson, D., introduced:

H. F. No. 2311, A bill for an act relating to education; providing for a program of comprehensive health education in schools; setting contents of programs and duties of school districts and the department of education; appropriating money.

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

Pleasant and Ewald introduced:

H. F. No. 2312, A bill for an act relating to Independent School District No. 272 (Eden Prairie) and Independent School District No. 271 (Bloomington); providing for the transfer of territory from Independent School District No. 272 to Independent School District No. 271.

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

Byrne, for the Subcommittee on Educational Standards and Services, introduced:

H. F. No. 2313, A bill for an act relating to education; providing for the establishment of desired student competencies by school districts; providing for the establishment of model goals, objectives and minimum standards of desired student competency by the state board of education; establishing a state remedial education aid; appropriating money; amending Minnesota Statutes 1976, Sections 123.74; 123.741, Subdivisions 1, 2, 4, and by adding a subdivision; and Chapter 124, by adding a section; and Minnesota Statutes, 1977 Supplement, Section 123.742, Subdivision 1.

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

King, Tomlinson, Esau, Eken and Berg introduced:

H. F. No. 2314, A bill for an act relating to education; making technical changes in the teacher mobility incentives; transferring responsibility for administration of teacher mobility incentives from the commissioner of finance to the commissioner of education; providing for state payment of the employer's share of retirement contributions for teachers on extended leaves of absence; appropriating money; amending Minnesota Statutes, 1977 Supplement, Sections 125.60, Subdivisions 2, 3 and by adding a subdivision; 125.61, Subdivisions 1, 2, 3, 4, 6 and by adding a subdivision; 354.094, Subdivisions 1 and 4; 354.66, Subdivision 9; 354A.091, Subdivisions 1 and 4; and 354A.22, Subdivision 9; repealing Minnesota Statutes, 1977 Supplement, Section 125.61, Subdivision 5; and Laws 1977, Chapter 447, Article IX, Section 8.

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

King, Tomlinson, Esau, Berg and Stanton introduced:

H. F. No. 2315, A bill for an act relating to education; expanding eligibility for extended leaves of absence for teachers; changing the provisions for early retirement incentive grants; amending Minnesota Statutes, 1977 Supplement, Sections 125.60, Subdivision 2; and 125.61, Subdivisions 3 and 4.

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

Redalen, Zubay, Lemke, Wieser and Eckstein introduced:

H. F. No. 2316, A bill for an act relating to dairy products; delaying imposition of certain restrictions on dairy products packaging; requiring a study of the environmental and economic consequences of packaging restrictions; amending Minnesota Statutes, 1977 Supplement, Section 116F.22, Subdivision 1; repealing Laws 1977, Chapter 455, Section 96.

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

Dean, Nelson, Munger, Anderson, D., and Kahn introduced:

H. F. No. 2317, A bill for an act relating to energy; providing increased educational programs relating to large energy facilities; appropriating money; amending Minnesota Statutes, 1977 Supplement, Section 116H.07.

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

Dean; Lehto; Anderson, D.; Wenstrom and McDonald introduced:

H. F. No. 2318, A bill for an act relating to establishing an advisory committee to advise the Minnesota energy agency on matters related to the issuance of certificates of need for power plants and high voltage transmission lines.

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

Williamson, Abeln, Swanson and Pleasant introduced:

H. F. No. 2319, A bill for an act relating to energy conservation; appropriating money for an infrared aerial survey of the city of Bloomington.

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

Anderson, B.; Anderson, G.; Anderson, D.; Anderson, I., and Anderson, R., introduced:

H. F. No. 2320, A bill for an act relating to pollution control; requiring county approval of animal feedlot application permits; amending Minnesota Statutes 1976, Section 116.07, Subdivision 7.

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

Brandl, Schulz, Brinkman, Nelsen, M., and Wynia introduced:

H. F. No. 2321, A bill for an act relating to no fault automobile insurance; plans of reparation security; providing for coordination of certain benefits; requiring reduction of premium rates for certain persons; amending Minnesota Statutes 1976, Sections 65B.61, Subdivisions 1 and 2, and by adding a subdivision; 65B.70, by adding a subdivision; and Minnesota Statutes, 1977 Supplement, Section 65B.44, Subdivision 3.

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

Ellingson; George; Kelly, R.; Suss and Fjoslien introduced:

H. F. No. 2322, A bill for an act relating to insurance; requiring certain agents and solicitors to identify themselves under certain circumstances; prescribing penalties; broadening the rule making power of the commissioner of insurance; amending Minnesota Statutes 1976, Section 72A.19; and Chapter 72A, by adding a section.

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

Carlson, A., introduced:

H. F. No. 2323, A bill for an act relating to public finance; changing procedures for audits by certain agencies; revising duties of the state auditor; providing for audits by public accountants; changing requirements for a petition to audit; modifying authority of certain governing bodies to incur liabilities; amending Minnesota Statutes 1976, Sections 6.47; 6.48; 6.49; 6.54; 6.55; 6.58; 6.64; 40.06, Subdivision 4; 40.07, by adding a subdivision; 111.37; 112.73; 163.09, Subdivision 1; 366.01, by adding a subdivision; 367.36, Subdivision 1; 376.32; 412.222; 412.281; 412.591, Subdivision 2; 424.26; 458.58; 462.373, by adding a subdivision; 462.393; 462.396, Subdivision 4; 462.451, Subdivision 1; 472.15; 473.08, Subdivision 4; 473.413, Subdivision

11; 473.543, Subdivision 5; 473.606, Subdivision 3; 473.704, Subdivision 11; and Chapters 453, by adding a section; and 458, by adding a section; repealing Minnesota Statutes 1976, Sections 6.50; 6.51; 368.02; 368.03; 368.04; 368.05; 368.06; 368.09; 368.10; 368.11; and 412.891; Laws 1929, Chapter 208; Laws 1933, Chapter 211; Laws 1937, Chapter 356, as amended; Laws 1943, Chapter 526, as amended.

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

Patton, Brinkman, Hanson and Reding introduced:

H. F. No. 2324, A bill for an act relating to cable communications; abolishing the cable communications board; transferring the functions of the board to the public service commission; amending Minnesota Statutes 1976, Sections 216A.05, Subdivision 2; 238.01; 238.02, Subdivision 4; 238.05; 238.06; 238.07; 238.08, Subdivisions 2 and 3; 238.09, as amended; 238.11, Subdivision 1; 238.12, Subdivision 3; 238.13; 238.14; 238.15; 238.16, Subdivision 1; repealing Minnesota Statutes 1976, Section 238.04, as amended.

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

Wieser, Pleasant, Friedrich, Fjoslien and Den Ouden introduced:

H. F. No. 2325, A bill for an act relating to workers' compensation; establishing limitations on reopening claims; limiting retraining benefits; amending Minnesota Statutes 1976, Section 176.151; and Minnesota Statutes, 1977 Supplement, Section 176.101, Subdivision 7.

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

Nelson; Anderson, D.; Brinkman; Wenstrom and Munger introduced:

H. F. No. 2326, A bill for an act relating to eminent domain proceedings and the acquisition of property for public purposes; establishing a commission to study and report on eminent domain laws in the state of Minnesota; appropriating money.

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

McEachern, Johnson, Eckstein and Welch introduced:

H. F. No. 2327, A bill for an act relating to unemployment compensation; limiting the coverage of agricultural employers of certain children; amending Minnesota Statutes, 1977 Supplement, Section 268.04, Subdivision 12.

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

Reding, Beauchamp, Patton, Moe and Biersdorf introduced:

H. F. No. 2328, A bill for an act relating to retirement; excluding public service commission members from the mandatory retirement provisions of the state civil service law; amending Minnesota Statutes, 1977 Supplement, Section 43.051, Subdivision 1.

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

Adams introduced:

H. F. No. 2329, A bill for an act relating to workers' compensation; broadening authorization to assign compensation judges to workers' compensation court of appeals; clarifying application of certain exclusions; amending Minnesota Statutes 1976, Section 175.092 and Minnesota Statutes, 1977 Supplement, Section 176.041, Subdivision 1.

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

Corbid introduced:

H. F. No. 2330, A bill for an act relating to retirement; consolidation of the police relief association of the city of Thief River Falls into the public employees police and fire fund.

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

Voss, Berg, Ellingson, Beauchamp and Clawson introduced:

H. F. No. 2331, A bill for an act relating to courts; providing for judges' insurance; providing for additional judges; establishing pay of retired judges; fixing the number of referees; limiting jurisdiction of referees to hear cases; providing for payment of expenses for court administrators; making other changes; appropriating money; amending Minnesota Statutes 1976, Sections 260.031, Subdivision 1; 488A.021, Subdivision 1; 488A.19, Subdivision 1; and 648.39, Subdivision 1; and Chapter 484, by adding a section; and Minnesota Statutes, 1977 Supplement, Sections 43.42; 43.43, Subdivision 2; 480.22; 484.62; 484.68, Subdivisions 1, 2, 6, and by adding subdivisions; 484.69, Subdivision 3; and 487.01, Subdivision 5.

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

Patton, Reding, Biersdorf, Beauchamp and Moe introduced:

H. F. No. 2332, A bill for an act relating to retirement; local police, salaried firefighters and volunteer firefighters relief associations; specifying allowable administrative expenses; amending Minnesota Statutes 1976, Sections 69.40; 423.32; 423.38; 423.51; 423.808; 424.16; and 424.31.

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

Enebo, St. Onge, Battaglia, Begich and Jacobs introduced:

H. F. No. 2333, A bill for an act relating to state government; directing the commissioner of administration to grant contract preference to American made products; amending Minnesota Statutes 1976, Section 16.07, by adding a subdivision.

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

McEachern introduced:

H. F. No. 2334, A bill for an act relating to hospitals; providing for payment of election judges; providing hospital board members with travel and other expenses incurred in the performance of their duties; authorizing hospital boards to set compensation for board members; amending Minnesota Statutes 1976, Section 447.32, Subdivision 4, and by adding a subdivision.

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

Adams; Carlson, L.; McCollar; Casserly and Biersdorf introduced:

H. F. No. 2335, A bill for an act relating to children; establishing grants-in-aid for the operation of outreach worker programs; appropriating money.

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

Osthoff, McCarron, Kroening, Enebo and Searle introduced:

H. F. No. 2336, A bill for an act relating to labor; requiring state residents to be given hiring preference on public works projects; providing for enforcement.

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

Reding, Neisen and McCollar introduced:

H. F. No. 2337, A bill for an act relating to public employee labor relations; redefining "employer" and "essential employee"; revising procedures relating to certification petitions and elections; permitting employers to hold closed meetings to discuss negotiation strategy; moving up time deadlines in state employee negotiations; removing the ability of the legislature to modify state employee agreements; extending to state employees an additional limited right to strike; requiring arbitrators to submit findings and explanations; requiring the director of the bureau of mediation services to index arbitration orders; appropriating money; amending Minnesota Statutes 1976, Sections 179.63, Subdivisions 4 and 11; 179.67, Subdivision 4; 179.69, Subdivisions 2 and 5; 179.70, Subdivision 5; 179.71, Subdivision 5; 179.72, Subdivisions 7 and 9; and Minnesota Statutes, 1977 Supplement, Sections 179.65, Subdivision 6; and 179.74, Subdivisions 4 and 5.

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

Prahl, Enebo, Byrne, Begich and Simoneau introduced:

H. F. No. 2338, A bill for an act relating to labor; occupational safety and health; making results of certain inspections, studies and tests available to affected workers; providing a penalty; amending Minnesota Statutes 1976, Chapter 182, by adding a section.

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

Osthoff and McCarron introduced:

H. F. No. 2339, A bill for an act relating to counties and the government thereof and, in particular, to Ramsey county; clarifying application of certain laws to Ramsey county; removing certain restrictions affecting Ramsey county; amending Minnesota Statutes 1976, Sections 43.328, Subdivision 2; 274.16; 357.09, Subdivision 5; 373.25, Subdivision 1; 375.12; 375.13; 375.47, Subdivision 1; 471.476, Subdivision 1; and 475.52, Subdivision 3; repealing Minnesota Statutes 1976, Sections 380.25 and 380.26.

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

Osthoff, McCarron and Kempe, A., introduced:

H. F. No. 2340, A bill for an act relating to Ramsey county; providing office and clerical help for the court commissioner; providing for an imprest cash fund; removing redundant provisions relating to tort liability and the retirement of public employees; amending Laws 1974, Chapter 435, Section 1.0214; repealing Laws 1974, Chapters 67; 222; and 435, Section 3.17.

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

Kelly, R.; Cohen; Wynia; Tomlinson and Faricy introduced:

H. F. No. 2341, A bill for an act relating to the city of St. Paul; providing and authorizing issuance of general obligation bonds for capital improvement budget purposes; amending Laws 1971, Chapter 773, Section 1, as amended.

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

Corbid, Braun, Eken, Evans and Kelly, W., introduced:

H. F. No. 2342, A bill for an act relating to taxation; changing procedure for classification of agricultural land by county boards; amending Minnesota Statutes 1976, Sections 282.14; and 282.221, Subdivision 1.

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

Williamson, White, McCollar, Tomlinson and Novak introduced:

H. F. No. 2343, A bill for an act relating to taxation; employers excise tax; allowing a credit for income tax; amending Minnesota Statutes 1976, Section 290.031, by adding a subdivision.

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

Brinkman, Gunter, Biersdorf, Nelsen, B., and Patton introduced:

H. F. No. 2344, A bill for an act relating to taxation; property tax; providing a credit against taxes due on certain land crossed by high voltage power lines; amending Minnesota Statutes 1976, Section 273.42; and Chapter 273, by adding a section; and Minnesota Statutes, 1977 Supplement, Section 276.04.

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

Pehler introduced:

H. F. No. 2345, A bill for an act relating to taxation; sales tax; changing definition of common carriers as retailers; amending Minnesota Statutes, 1977 Supplement, Section 297A.211, Subdivision 1.

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

Skoglund, Casserly, Sarna, Fudro and Clark introduced:

H. F. No. 2346, A bill for an act relating to taxation; property tax; including certain duplexes and triplexes in homestead classifications; amending Minnesota Statutes 1976, Section 273.13, Subdivision 19.

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

Abeln, Jacobs, Novak, McCollar and Kempe, A., introduced:

H. F. No. 2347, A bill for an act relating to taxation; employers excise tax; providing a credit against tax due for certain costs of research; amending Minnesota Statutes 1976, Section 290.031, by adding a subdivision.

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

Kvam, Lemke, Birnstihl, Eckstein and Wigley introduced:

H. F. No. 2348, A bill for an act relating to highways; allowing private landowners to install drainage tiles in highway right-of-way; amending Minnesota Statutes 1976, Section 160.20, by adding a subdivision.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 145, A bill for an act relating to highways; requiring a hearing by a county board prior to the adoption of a resolution revoking a county highway that would revert to a town; amending Minnesota Statutes 1976, Section 163.11, by adding a subdivision.

H. F. No. 1761, A bill for an act relating to the state; authorizing the sale of certain state lands to, and the development of that land for industrial purposes or purposes which the city deems compatible with adjacent land by, the city of Owatonna; amending Laws 1965, Chapter 216, Section 2, as amended.

H. F. No. 1792, A bill for an act relating to the Lincoln-Pipestone and Rock county rural water systems; providing for the assessment of costs.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 1285, 1602, 1627 and 1802.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1285, A bill for an act relating to local government; setting a time limit for local improvements; amending Minnesota Statutes 1976, Sections 429.021, Subdivision 3; 429.041, Subdivision 1; and Chapter 435, by adding a section.

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

S. F. No. 1602, 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.

S. F. No. 1627, A bill for an act relating to Minnesota Statutes; words and phrases; including Commonwealth of Puerto Rico within the definition of state; amending Minnesota Statutes 1976, Section 645.44, Subdivision 11.

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

S. F. No. 1802, A bill for an act relating to drivers' licenses; providing that a Class C license is valid for operation of the rear portion of a midmount aerial ladder truck; amending Minnesota Statutes 1976, Section 171.02, Subdivision 2.

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

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.

CONSENT CALENDAR

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.

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

The question was taken on the passage of the bill and the roll was called. There were 122 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Onnen

The bill was passed and its title agreed to.

Peterson was excused at 3:45 p.m. Murphy and Anderson, B., were excused at 4:25 p.m. Esau and Kvam were excused at 4:45 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. 1975 and 526 which it recommended to pass.

S. F. No. 698 which it recommended to pass.

H. F. Nos. 1022 and 1447 which it recommended progress.

H. F. Nos. 1383 and 1739 which it recommended progress retaining place on General Orders.

H. F. No. 788 which it recommended to pass with the following amendment offered by Kempe, A.:

Page 1, delete lines 15 to 17 and insert "any building containing fewer than five dwelling units. For the purposes of this section "dwelling unit" has the meaning given that term in Minnesota Statutes, Section 299F.362, Subdivision 1, clause (c)."

Page 1, line 18, delete "shall detect".

Page 1, delete lines 19 to 22.

Page 2, delete lines 1 to 4.

Page 2, line 5, delete "ceiling." and insert "must meet the requirements of Underwriters Laboratories, Inc., or must be approved by the International Conference of Building Officials. They must be located and mounted in accordance with the recommendations of the manufacturer or in accordance with applicable rules regarding smoke detector location promulgated by the commissioner of public safety as provided in Minnesota Statutes, Section 299F.362."

Page 2, line 5, after "alarm" insert "to each dwelling unit in the building".

Page 2, delete lines 6 to 10 and renumber the remaining subdivision.

Page 2, line 20, after the period insert: "Each insurer providing a premium reduction or credit under this section shall notify eligible policy holders of the provisions of this section at the time each policy of fire insurance is issued, amended, renewed, or otherwise delivered in this state. The notice shall be reasonably calculated to inform a policy holder of average intelligence that he is eligible for a premium reduction or credit upon proper installation of approved smoke or fire detection devices as provided in this section. The notice shall inform the policy holder of the manner by which he may apply for and receive the premium reduction or credit. The form and content of the notice shall be submitted to the commissioner of insurance and shall be subject to his approval."

Page 2, delete line 26.

H. F. No. 1824 which it recommended progress with the following amendments:

Offered by Carlson, L.:

Page 7, line 4, after "\$150,000" insert "or".

Page 9, line 29, after "duties" insert "pursuant to sections 145.71 to 145.88".

Page 10, line 12, after "to" strike "overall plans for the development of" and insert "the health systems plan for".

Page 11, line 15, delete "specific" and insert "annual".

Page 11, line 30, after "time" delete the language and insert a colon.

Page 11, delete lines 31 and 32.

Page 15, line 32, after "proposal" strike all the language.

Page 16, line 1, strike "subdivision 3," and insert "for construction or modification".

Page 17, line 5, strike "60" and insert "30".

Page 17, line 6, strike "request" and insert "recommendation of the health systems agency".

Page 18, line 21, delete "requests" and insert "request".

Page 18, line 23, delete "any" and insert "the commissioner of health, the health systems agency itself; or any other".

Page 22, line 14, delete "or".

Page 22, line 15, delete "conditioning".

Page 24, delete lines 1 to 32.

Page 25, delete lines 1 to 14 and insert:

"[145.795] [MONITORING.] *Subdivision 1. For the purpose of fact finding, a health care facility, health maintenance organization, or home health agency shall notify the commissioner of health and the health systems agency of financing arrangements at the time financing commitments are completed for the construction or modification contained in a proposal for which a certificate of need was issued.*

Subd. 2. As soon as practicable following the completion of the construction or modification for which a certificate of need was issued, the health care facility, health maintenance organiza-

tion, home health agency or other person to whom the certificate of need was issued shall file with the commissioner of health a statement comparing the actual costs of the completed project with the estimated costs contained in the proposal for the certificate of need, and an explanation for any differences. If the actual costs so reported exceed the estimated costs contained in the proposal for the certificate of need by more than ten percent the commissioner of health may call a public hearing to consider the reasons for the discrepancy. The commissioner of health may also take into account and comment upon the effect of any discrepancy between actual costs and estimated costs on rates charged patients or third party payors as reported pursuant to sections 144.695 to 144.708."

Renumber the sections accordingly.

Offered by Welch:

Page 4, delete lines 8 to 12 and insert "changes the bed capacity of a health care facility in a manner which increases the total number of beds, or distributes beds among various categories, or relocates beds from one physical facility or site to another, by more than ten beds or more than ten percent of the licensed bed capacity, whichever is less, over a two-year period;"

Offered by Pehler:

Page 26, line 22, after "organizations" delete all the language and insert: "until September 1, 1979, or if a change in federal law or regulation no longer would"

Page 26, line 23, delete "not"

Offered by Waldorf:

As previously amended:

Page 2, line 15, delete ", home health agencies,"

Page 2, line 19, delete ", home health agencies,"

Page 3, line 10, delete ", a home health agency"

Page 3, line 16, delete "agency,"

Page 4, line 16, delete the comma and insert "or"

Page 4, line 17, delete ", or new home health" and insert a semi-colon.

Page 4, line 18, delete "agency;"

Page 4, line 19, delete ", home health agency"

Page 4, line 23, delete “, a home health agency”.

Page 4, line 25, delete “, a home health agency”.

Page 4, line 27, delete “, agency”.

Page 5, line 16, delete “or home health agency”.

Page 5, line 23, delete “or home health agency”.

Page 6, line 32, delete “, home health”.

Page 7, line 1, delete “agency”.

Page 8, line 5, delete “, home health”.

Page 8, line 6, delete “agency”.

Page 12, line 13, delete “or home health”.

Page 12, line 14, delete “agencies”.

Page 12, line 19, delete “home health agency,”.

Page 13, line 21, delete “home health agency,”.

Page 13, line 24, delete “, home health agency”.

Page 16, line 8, delete “home health agency,”.

Page 17, line 9, delete “, home health agency”.

Page 17, line 28, delete “, home health”.

Page 17, line 29, delete “agencies”.

Page 17, line 31, delete “, home health agency”.

Page 18, line 15, delete “, home health”.

Page 18, line 16, delete “agency”.

Page 19, line 21, delete “home”.

Page 19, line 22, delete “health agency,”.

Page 19, line 25, delete “, home health agency”.

Page 22, line 3, delete “home”.

Page 22, line 4, delete "*health agencies*,".

Page 22, line 15, delete "*home*".

Page 22, line 16, delete "*health agency*,".

Page 22, line 25, delete "*home health agency*,".

Page 24, line 3, delete "*home health agency*,".

Page 24, line 16, delete "*home health agency*,".

Page 25, line 6, delete "*home health agency*,".

Page 25, line 24, delete "*home health agency*,".

Page 26, line 12, delete "*home health agency*".

Page 26, line 27, delete "*home*".

Page 26, line 28, delete "*health agency*,".

Further, amend the title in line 5 by deleting "*home health agencies*,".

H. F. No. 523 which it recommended to pass with the following amendment offered by Begich:

Page 2, line 22, after "*minerals*" insert "*except sand, crushed rock and gravel*".

Page 2, line 23, after "*method*" insert "*in any county which has appointed an inspector of mines pursuant to section 180.01*".

Page 2, line 26, after the period insert "*The top and bottom wire shall not be less than 9 gauge and the filler wire shall not be less than 11 gauge*".

Page 4, line 8, delete all of section 2 and renumber remaining section accordingly.

H. F. No. 1707 which it recommended to pass with the following amendment offered by Kempe, A.:

Page 3, delete all of subdivision 8 and insert:

"Subd. 8. Any insurer which provides coverage under a policy of insurance excluding a high risk driver pursuant to this section shall not be liable for damages, losses or claims arising

out of the excluded person's operation of the insured vehicle. The policy shall provide, however, the minimum insurance coverage required by section 65B.49, if the excluded person is not covered by insurance, self insurance, or other security meeting the requirements of section 65B.48 and is operating the insured vehicle with express or implied permission of the person insured under the policy."

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:

Welch moved to amend H. F. No. 1824, as follows:

Page 5, line 5, strike "(1)".

Page 5, strike lines 8 to 10.

Page 5, line 11, strike "145.83".

Page 15, line 7, after "shall" strike all the language.

Page 15, lines 8 to 27, strike all existing language and delete all underscored language.

Page 15, line 28, strike "must".

Page 15, line 28, after "need" insert "*as if the single item were a health care facility*".

The question was taken on the adoption of the amendment and the roll was called. There were 37 yeas and 91 nays as follows:

Those who voted in the affirmative were:

Adams	Cummiskey	Kroening	Petraleso	Voss
Berg	Eken	Lehto	Samuelson	Welch
Berglin	Ellingson	McCollar	Scheid	White
Brandl	Enebo	Murphy	Skoglund	Wynia
Byrne	Fudro	Nelson	Stanton	Speaker Sabo
Carlson, L.	Jaros	Norton	Stoa	
Casserly	Kahn	Novak	Swanson	
Clark	King	Osthoff	Tomlinson	

Those who voted in the negative were:

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

Begich	Faricy	Kelly, W.	Nelsen, M.	Sieben, M.
Berkelman	Fjoslien	Kempe, A.	Niehaus	Simoneau
Biersdorf	Forsythe	Kempe, R.	Onnen	Smogard
Birnstihl	Friedrich	Knickerbocker	Patton	Spanish
Braun	Fugina	Kostohryz	Pehler	Suss
Brinkman	George	Kvam	Peterson	Vanasek
Carlson, A.	Gunter	Laidig	Pleasant	Waldorf
Carlson, D.	Hanson	Langseth	Redalen	Wenstrom
Clawson	Heinitz	Lemke	Reding	Wenzel
Cohen	Hokanson	Mangan	Rice	Wieser
Corbid	Jacobs	Mann	Rose	Wigley
Dean	Jensen	McCarron	St. Onge	Williamson
Den Ouden	Johnson	McDonald	Sarna	Zubay
Eckstein	Jude	McEachern	Savelkoul	
Erickson	Kaley	Metzen	Schulz	
Esau	Kalis	Moe	Searle	
Evans	Kelly, R.	Neisen	Sherwood	

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

Waldorf moved to amend H. F. No. 1824, as amended, as follows:

Page 2, line 15, delete "*, home health agencies,*".

Page 2, line 19, delete "*, home health agencies,*".

Page 3, line 10, delete "*, a home health agency,*".

Page 3, line 16, delete "*agency,*".

Page 4, line 16, delete the comma and insert "*or*".

Page 4, line 17, delete "*, or new home health*" and insert a semi-colon.

Page 4, line 18, delete "*agency,*".

Page 4, line 19, delete "*, home health agency*".

Page 4, line 23, delete "*, a home health agency*".

Page 4, line 25, delete "*, a home health agency*".

Page 4, line 27, delete "*, agency*".

Page 5, line 16, delete "*or home health agency*".

Page 5, line 23, delete "*or home health agency*".

Page 6, line 32, delete "*, home health*".

Page 7, line 1, delete "*agency*".

Page 8, line 5, delete “, *home health*”.

Page 8, line 6, delete “*agency*”.

Page 12, line 13, delete “*or home health*”.

Page 12, line 14, delete “*agencies*”.

Page 12, line 19, delete “*home health agency*”.

Page 13, line 21, delete “*home health agency*”.

Page 13, line 24, delete “, *home health agency*”.

Page 16, line 8, delete “*home health agency*”.

Page 17, line 9, delete “, *home health agency*”.

Page 17, line 28, delete “, *home health*”.

Page 17, line 29, delete “*agencies*”.

Page 17, line 31, delete “, *home health agency*”.

Page 18, line 15, delete “, *home health*”.

Page 18, line 16, delete “*agency*”.

Page 19, line 21, delete “*home*”.

Page 19, line 22, delete “*health agency*”.

Page 19, line 25, delete “, *home health agency*”.

Page 22, line 3, delete “*home*”.

Page 22, line 4, delete “*health agencies*”.

Page 22, line 15, delete “*home*”.

Page 22, line 16, delete “*health agency*”.

Page 22, line 25, delete “*home health agency*”.

Page 24, line 3, delete “*home health agency*”.

Page 24, line 16, delete “*home health agency*”.

Page 25, line 6, delete “*home health agency*”.

Page 25, line 24, delete "home health agency,".

Page 26, line 12, delete ", home health agency".

Page 26, line 27, delete "home".

Page 26, line 28, delete "health agency,".

Further, amend the title in line 5 by deleting "home health agencies,".

The question was taken on the adoption of the amendment and the roll was called. There were 69 yeas and 57 nays as follows:

Those who voted in the affirmative were:

Abeln	Corbid	Jude	Neisen	Searle
Albrecht	Den Ouden	Kaley	Nelsen, M.	Sherwood
Anderson, D.	Eckstein	Kempe, A.	Niehaus	Simoneau
Anderson, G.	Eken	Kempe, R.	Novak	Smogard
Anderson, R.	Erickson	Knickerbocker	Onnen	Spanish
Begich	Esau	Kostohryz	Osthoff	Suss
Berkelman	Evans	Kvam	Patton	Vanasek
Biersdorf	Ewald	Laidig	Peterson	Waldorf
Brandl	Fjoslien	Langseth	Pleasant	Wenstrom
Braun	Forsythe	Lemke	Redalen	Wenzel
Brinkman	Friedrich	Mangan	Reding	Wieser
Carlson, A.	Gunter	Mann	Rice	Wigley
Carlson, D.	Heinitz	McDonald	Rose	Zubay
Cohen	Johnson	McEachern	Savelkoul	

Those who voted in the negative were:

Adams	Clark	Jaros	Nelson	Stoa
Anderson, B.	Clawson	Jensen	Norton	Swanson
Anderson, I.	Cumiskey	Kahn	Pehler	Tomlinson
Arlandson	Dean	Kalis	Petrafaso	Voss
Battaglia	Enebo	King	St. Onge	Welch
Beauchamp	Faricy	Kroening	Samuelson	White
Berg	Fudro	Lehto	Sarna	Williamson
Berglin	Fugina	McCarron	Scheid	Wynia
Birnstihl	George	Metzen	Schulz	Speaker Sabo
Byrne	Hanson	Moe	Sieben, M.	
Carlson, L.	Hokanson	Munger	Skoglund	
Casserly	Jacobs	Murphy	Stanton	

The motion prevailed and the amendment was adopted.

Petrafaso moved to amend H. F. No. 1824, as amended, as follows:

Page 17, delete lines 15 to 32.

Page 18, delete lines 1 to 32.

Page 19, delete lines 1 and 2.

Renumber the remaining sections.

Page 19, line 5, after "PROPOSALS.]" delete all the language.

Page 19, line 6, delete "*as provided by subdivision 2,*".

Page 20, delete lines 9 to 11.

Page 20, line 32, after "*Subd. 2.*" and before "in" delete all the language.

Page 23, line 9, delete "*, or within*".

Page 23, line 10, delete "*ten days in the case of an expedited review,*".

The question was taken on the adoption of the amendment and the roll was called. There were 57 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Adams	Cohen	Johnson	Nelson	Suss
Anderson, I.	Corbid	Kahn	Norton	Swanson
Arlandson	Cummiskey	Kempe, A.	Novak	Vanasek
Battaglia	Ellingson	King	Osthoff	Voss
Begich	Enebo	Kostohryz	Petrafeso	Welch
Berg	Faricy	Kroening	Rice	White
Berglin	Fudro	Lehto	Samuelson	Williamson
Brandl	Fugina	Mangan	Sarna	Wynia
Carlson, L.	George	McCarron	Scheid	Speaker Sabo
Casserly	Hanson	McCollar	Sieben, M.	
Clark	Hokanson	Moe	Simoneau	
Clawson	Jaros	Munger	Skoglund	

Those who voted in the negative were:

Abeln	Den Ouden	Jensen	McEachern	Searle
Albrecht	Eckstein	Jude	Metzen	Sherwood
Anderson, D.	Eken	Kaley	Neisen	Smogard
Anderson, G.	Erickson	Kalis	Niehaus	Spanish
Anderson, R.	Esau	Kelly, W.	Onnen	Stoa
Beauchamp	Evans	Kempe, R.	Patton	Waldorf
Biersdorf	Ewald	Knickerbocker	Pehler	Wenstrom
Birnstihl	Fjoslien	Kvam	Pleasant	Wenzel
Braun	Forsythe	Laidig	Redalen	Wieser
Brinkman	Friedrich	Langseth	Reding	Wigley
Carlson, A.	Gunter	Lemke	Rose	Zubay
Carlson, D.	Heinitz	Mann	St. Onge	
Dean	Jacobs	McDonald	Savelkoul	

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

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

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

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

H. F. No. 404, A bill for an act relating to political activities; providing for their regulation; defining terms; revising certain filing and reporting requirements; clarifying language; imposing expenditure and contribution limits; revising distribution of moneys from the state elections campaign fund to legislative candidates; removing obsolete provisions; providing penalties; amending Minnesota Statutes 1976, Sections 10A.01, Subdivisions 2, 5, 7, 9, 10, 11, 13, 15, 16 and 18, and by adding subdivisions; 10A.02, Subdivisions 1, 2, 4, 8, 9, 11, 12 and 13, and by adding a subdivision; 10A.04, Subdivision 1; 10A.07; 10A.09, Subdivision 6; 10A.11, Subdivisions 1 and 6; 10A.12, Subdivisions 1, 4 and 5; 10A.13; 10A.14, Subdivisions 1 and 2; 10A.15; 10A.16; 10A.17; 10A.19, Subdivision 1; 10A.20, Subdivisions 3, 4, 5 and 6; 10A.22, Subdivisions 1, 3, 4, 5 and 7; 10A.24; 10A.25; 10A.27; 10A.28; 10A.29; 10A.31, Subdivisions 3a, 5, 6, 7, 10, and by adding a subdivision; 10A.32; 10A.33; and 210A.01, Subdivision 3; and Chapter 10A, by adding sections; repealing Minnesota Statutes 1976, Sections 10A.09, Subdivision 7; 10A.17, Subdivision 2; and 10A.26.

PATRICK E. FLAHAVEN, Secretary of the Senate

George moved that the House refuse to concur in the Senate amendments to H. F. No. 404, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

MOTIONS AND RESOLUTIONS

Kelly, W., moved that the names of Jacobs, Tomlinson, Scheid and Wenzel be added as authors on H. F. No. 2250. The motion prevailed.

Sieben, M., moved that the name of Wenzel be added as an author on H. F. No. 1907. The motion prevailed.

Faricy moved that H. F. No. 1871 be recalled from the Committee on Higher Education and be re-referred to the Committee on Education. The motion prevailed.

Reding moved that the name of Sherwood be stricken and the name of Wenzel be added as an author on H. F. No. 2229. The motion prevailed.

McDonald moved that the name of Kahn be stricken and the name of Wenzel be added as an author on H. F. No. 1807. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 405: Reding, Jensen, and Fudro.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 404: George, Rice, and Samuelson.

ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, February 20, 1978. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, February 20, 1978.

EDWARD A. BURDICK, Chief Clerk, House of Representatives