

## STATE OF MINNESOTA

## SEVENTIETH SESSION - 1978

## EIGHTY-NINTH DAY

SAINT PAUL, MINNESOTA, SATURDAY, MARCH 11, 1978

The House of Representatives convened at 10:30 a.m. and was called to order by the Speaker Pro Tempore, Norton.

Prayer was offered by the Chaplain.

The roll was called and the following members were present:

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

A quorum was present.

Berg; Birnstihl; Corbid; Jacobs; Jaros; Langseth; Nelsen, M.; Sieben, H.; Suss and Wenstrom were excused. Cohen was excused until 12:00 noon.

The Chief Clerk proceeded to read the Journal of the preceding day. McCollar 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. 582, 1995, 2516, 1699, 1998, 2010, 2047, 2147, 2307, 2451, 2461 and 1823 have been placed in the members' files.

## REPORTS OF STANDING COMMITTEES

Rice from the Committee on General Legislation and Veterans Affairs to which was referred:

S. F. No. 1630, A bill for an act relating to elections; providing certain safeguards against improper voter registration and casting of absentee ballots; revising forms and procedures for administering absentee ballot laws; prescribing certain powers and duties of and granting temporary rulemaking power to the secretary of state; eliminating civil service appointment of election judges in first class cities; prescribing penalties; amending Minnesota Statutes 1976, Sections 201.121; 201.15; 201.27; 204A.14, Subdivision 2; 207.04; 207.06; 207.08; 207.09; 207.30, Subdivisions 2, 3, 4, 5 and 6; Chapters 201, by adding a section; and 207, by adding a section; Minnesota Statutes, 1977 Supplement, Sections 201.061, Subdivision 3; 201.071, Subdivision 4; 204A.13, Subdivisions 2 and 6; 204A.17, Subdivision 1; 204A.175; 207.02; 207.03; 207.05, Subdivision 1; 207.10; 207.11; and 207.31; repealing Minnesota Statutes 1976, Sections 204A.17, Subdivision 2; 207.101; 207.12; 207.13; and 207.30, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 27, strike "A person" and insert "*An individual*".

Page 1, line 30, strike "A person" and insert "*An individual*".

Page 2, lines 9 to 24, restore the stricken language and delete the new language.

Page 2, line 12, after the period insert "*No individual who registers to vote on election day by proving residence as provided in clause (3), shall provide proof of residence for any other individual on that election day.*"

*The election judge responsible for election day registration shall attempt to keep a record of and forward to the county auditor the number of individuals who attempt to register on election day but who cannot provide proof of residence as required by this section."*

Page 2, line 30 to page 3, line 2, delete the new language.

Page 3, line 8, after the period insert "*A registration deficient only because the individual who provided proof of residence was ineligible to do so shall not be considered deficient, and the name of the voter shall be added to the registration system.*".

Page 3, lines 14 to 17, delete the new language beginning with "*or a form*".

Page 3, lines 23 to 26, delete "*, a form indicating that a voter displayed a driver's license or identification card with an address in a different precinct in the same county in which he registered to vote*".

Page 4, line 21, strike "person" and insert "*individual*".

Page 5, line 11, strike "person" and insert "*individual*".

Page 5, line 20, strike "person" and insert "*individual*".

Page 5, line 24, delete "*person*" and insert "*individual*".

Page 5, line 30, delete "*person*" and insert "*individual*".

Page 5, line 31, delete "*person*" and insert "*individual*".

Page 6, line 4, delete "*person's*" and insert "*individual's*".

Page 7, delete lines 23 to 32.

Page 8, delete lines 1 and 2.

Page 10, line 13, strike "A person" and insert "*An individual*".

Page 10, line 31, delete "*persons*" and insert "*individuals*".

Page 11, line 3, delete "*person*" and insert "*individual*".

Page 11, line 7, strike "person" and insert "*individual*".

Page 11, line 11, strike "who is absent".

Page 11, line 12, strike "from the precinct in which he is entitled to vote".

Page 11, lines 12 and 13, delete "*on the day that election is held*".

Page 11, line 13, strike "*, or*" and after "*of*" insert "*absence from his precinct,*" and after "*illness*" insert a comma.

Page 11, line 14, strike the first "or", strike "or because of" and insert a comma, and after "discipline" insert a comma.

Page 11, line 16, after "precinct" insert "*on the day that election is held*".

Page 11, line 23, strike "person" and insert "*individual*".

Page 12, line 3, strike "person" and insert "*individual*".

Page 13, line 9, strike "person" and at the end of the line insert "*individual*".

Page 13, line 10, delete "*who*" and strike "must register".

Page 13, line 11, strike "by enclosing" and insert "*who is not registered to vote shall include with his ballot*" and strike "with his ballot".

Page 13, line 12, strike "shall" and insert "*and*".

Page 13, line 17, delete "*Applicants*" and insert "*An individual applying*".

Page 13, lines 17 to 22, delete the new language beginning "*proof of residence*" and ending "*proof of his*" and insert "*to the individual witnessing the marking of the absentee ballots proof of*".

Page 13, line 30, after "telephone" strike "to" and insert "*from*".

Page 16, line 10, after "(SUCH)" insert a colon.

Page 16, line 13, strike "the cost of".

Page 16, line 15, restore after "envelopes" the stricken "and" and delete "*, proof of*".

Page 16, line 16, delete "*residence certificates and*".

Page 16, line 17, strike "the cost of".

Page 16, line 19, delete "*the cost of*".

Page 17, line 4, after "card" insert "*folded along its perforations*".

Page 20, line 12, after "also" delete "*provide for*".

Page 20, line 13, delete "*signature*" and insert "*contain a statement signed*".

Page 20, line 16, delete "*person*" and insert "*individual*".

Page 20, line 17, after "*oaths*" insert "*that (a) the ballots were displayed to him unmarked; (b) the voter marked the ballots in his presence without showing how they were marked; and (c) if the voter was not previously registered, that the voter has provided proof of residence as required by section 201.061, subdivision 3*".

Page 22, line 32, delete "*proof of residence certificates*".

Page 24, line 22, strike "*the several precincts*" and insert "*each precinct*".

Page 25, line 13, delete "*The judges or*".

Page 25, line 14, delete "*of them*" and insert "*judges*".

Page 25, line 17, strike "*the judges or*", strike "*them*" and insert "*the judges*".

Page 25, line 20, strike "*person*" and insert "*individual*".

Page 26, lines 1 and 2, delete "*and proof of residence certificate*".

Page 26, line 16, strike "*and*" and after "*(PLACED)*" insert a comma.

Page 26, line 30, delete "*person*" and insert "*individual*".

Page 27, line 16, strike "*be*" and insert "*is*".

Page 29, line 22, strike "*persons*" and insert "*individuals*".

Page 31, lines 17 to 20, after "*form*" and before the period delete the new language and insert "*for the certificate required by section 17 of this act*".

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. 346, A bill for an act relating to education; establishing an advisory task force on the metric system; appropriating money.

Reported the same back with the following amendments:

Page 1, line 12, delete "13" and insert "11".

Page 1, delete line 13.

Page 1, line 14, delete "one senator appointed by the committee on committees;"

Page 1, line 15, delete "who shall serve as".

Page 1, line 16, delete "chairman,".

With the recommendation that when so amended the bill pass and 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. 960, A bill for an act relating to data processing by certain public bodies; its regulation and control; establishing the Minnesota advisory council for information systems; prescribing its powers and duties; appropriating money; amending Minnesota Statutes 1976, Sections 3.976; 16.80, by adding a subdivision; 16.90, Subdivision 4; 16.94; and 16.95; repealing Minnesota Statutes 1976, Sections 16.91 and 16.911.

Reported the same back with the following amendments:

Page 3, at the end of line 10, insert "*the Minnesota educational computing consortium,*".

Page 4, delete lines 3 to 31 and insert:

"*Subd. 3. [SELECTION, TERMS AND COMPENSATION.] The ten voting members shall be appointed by the governor. Two nonvoting members shall be state representatives appointed by the speaker of the house of representatives; two nonvoting members shall be state senators appointed by the senate subcommittee on committees; and one nonvoting member shall be appointed by the chief justice of the Minnesota supreme court. The provisions of Minnesota Statutes, Section 15.059, shall apply to all members who are not legislators, except that (a) any*

*member may be removed at any time at the pleasure of his appointing authority, and (b) the council shall terminate on June 30, 1987. Legislators shall serve a term coterminous with their term of office. All initial appointments shall be made not later than June 1, 1978."*

Page 5, line 14, after "systems-related" insert "biennial".

Page 6, delete lines 10 to 13 and reletter the remaining clause.

Page 6, after line 15, insert:

*"Subd. 2. If the council fails to advise a state agency within the time period prescribed in subdivision 1, clauses (d), (e), and (f), the state agency may proceed without further review by the council."*

Renumber the following subdivision.

Page 6, line 18, delete "rules and".

Page 6, line 19, after "committees" insert "*, which may include representatives from state agencies using data processing devices,*".

Page 7, line 1, delete "board" and insert "council".

Page 7, line 18, after "delegations" insert "*. The council shall delegate such of its powers regarding state educational agencies as it deems appropriate to the Minnesota educational computing consortium*".

Page 8, line 10, delete "neither".

Page 8, line 11, delete "a" and insert "no".

Page 8, line 11, delete "*nor the Minnesota educational computing*".

Page 8, line 12, delete "consortium".

Page 8, line 18, delete "seeks" and insert "*or the Minnesota educational computing consortium seeks*".

Page 8, line 20, delete "*a state agency*" and insert "*entities subject to their review*".

Page 8, line 21, delete "*state agency*" and insert "*affected entity*".

Page 8, line 22, after "*administration*" insert "*or the Minnesota educational computing consortium*".

Page 8, line 23, delete "*state agency*" and insert "*entity*".

Page 8, line 23, delete "*and received*".

Page 11, line 24, delete "*seek and*".

Page 11, line 25, delete "*approval*" and insert "*advice*".

Page 13, line 9, delete "*This act is effective July*".

Page 13, delete line 10, and insert "*Section 4, subdivision 1, and section 6 of this act are effective October 1, 1978. The remainder of the act is effective the day following final enactment.*".

With the recommendation that when so amended the bill pass and 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. 961, A bill for an act relating to education; data processing; establishing the Minnesota educational computing consortium as a state agency; prescribing powers and duties therefor; repealing Minnesota Statutes 1976, Section 16.93.

Reported the same back with the following amendments:

Page 3, line 2, delete "; the foregoing board members shall".

Page 3, line 3, delete "serve two year terms".

Page 3, delete lines 5 to 7.

Page 3, line 8, delete "shall serve two year terms" and insert "The provisions of Minnesota Statutes, Section 15.0575, shall apply to the board".

Page 7, after line 4, insert a section:

"Sec. 9. [16B.09] [PURCHASE OF ANNUITIES FOR EMPLOYEES.] Subdivision 1. At the request of an employee, the board may negotiate and purchase an individual annuity contract from a company licensed to do business in the state of Minnesota for an employee for retirement or other purposes and may allocate a portion of the compensation otherwise

payable to the employee as salary for the purpose of paying the entire premium due or to become due under such contract. The allocation shall be made in a manner which will qualify the annuity premiums, or a portion thereof, for the benefit afforded under section 403(b) of the current federal internal revenue code or any equivalent provision of subsequent federal income tax law. The employee shall own such contract and his rights thereunder shall be nonforfeitable except for failure to pay premiums.

Subd. 2. All amounts so allocated shall be deposited in an annuity account which is hereby established in the state treasury. There is annually appropriated from the annuity account in the state treasury to the board all moneys deposited therein for the payment of annuity premiums when due or for other application in accordance with the salary agreement entered into between the employee and the board. The moneys in the annuity account in the state treasury are not subject to the budget, allotment, and incumbrance system provided for in chapter 16, and any act amendatory thereof."

Renumber remaining sections.

With the recommendation that when so amended the bill pass and 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. 1446, A bill for an act relating to state government; creating a department of business development; abolishing the department of economic development; transferring certain powers, duties and appropriations; prescribing additional powers and duties; providing for encouragement of industrial development, small businesses and tourism; amending Minnesota Statutes 1976, Sections 3.922, Subdivision 1; 15.057; 16.084; 16.086; 85A.02, Subdivision 12; 105.485, Subdivision 3; 114A.03, Subdivision 1; 160.262, Subdivision 3; 160.28; 160.281, Subdivision 2; 301.75; 301.77, Subdivision 1; 301A.01, Subdivision 1; 301A.05; 301A.07, Subdivision 1; 362.40, Subdivisions 9 and 10; 362A.06; 474.01, Subdivision 6; and Minnesota Statutes, 1977 Supplement, Sections 15.01; 15.06, Subdivision 1; 15A.081, Subdivision 1; 43.09, Subdivision 2a; 268.014; 362.41; 473.556, Subdivision 14; and 474.01, Subdivision 7; repealing Minnesota Statutes 1976, Sections 362.07; 362.08; 362.09, Subdivisions 2, 3 and 4; 362.10; 362.11; 362.12; 362.121; 362.13; 362.15; 362.17; 362.18; 362.19; 362.20; and Minnesota Statutes, 1977 Supplement, Sections 362.09, Subdivision 1; and 362.125.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

**"Section 1. [POLICY.]** *The purpose of this act is to create a highly visible structure within the department of economic development having as its sole function the servicing of small businesses. The legislature intends by this act to begin a comprehensive analysis of methods to coordinate and expand activities of state agencies relating to the promotion and development of commercial and industrial activities in the state.*

**Sec. 2. Minnesota Statutes 1976, Chapter 362, is amended by adding a section to read:**

**[362.42] [SMALL BUSINESS ASSISTANCE.]** *The commissioner of economic development shall establish within the department an operating unit having as its sole function the provision of assistance to small businesses in the state. This unit shall be accorded equal status with the other major operating units within the department.*

**Sec. 3. [ADVISORY TASK FORCE.]** *There is created a small business advisory task force to advise the commissioner on the implementation of section 2. The task force shall consist of three members of the senate appointed by the subcommittee on committees, three members of the house appointed by the speaker, and five members appointed by the governor, of which five shall be small businessmen. The gubernatorial appointees shall be governed by section 15.059 and shall be representative of geographical regions and types of small businesses located in the state. The primary duty of the task force shall be to advise the commissioner and the legislature on structuring and allocating resources to the operating unit established in section 2. In addition, the task force shall recommend to the commissioner an appropriate definition of "small business" to be used by the department. The task force shall submit its final report to the legislature and the commissioner no later than December 1, 1978, and the commissioner shall establish the operating unit no later than July 1, 1979. Notwithstanding the foregoing, the commissioner is encouraged to establish the unit as soon as possible after the effective date of this act on a temporary basis pending receipt of the final task force report. The legislative coordinating commission shall provide the task force with necessary staff and administrative support services.*

**Sec. 4. Minnesota Statutes, 1977 Supplement, Section 362.41, Subdivision 5, is amended to read:**

**Subd. 5.** *The (DIRECTOR OF THE STATE PLANNING AGENCY) commissioner of economic development shall administer this section and shall enforce the rules related to the community development corporations promulgated by the (DEPARTMENT OF ECONOMIC DEVELOPMENT) commissioner. The (DIRECTOR) commissioner may amend, suspend, repeal or otherwise modify these rules as provided for in chapter 15.*

Sec. 5. [TRANSFERS; REVISOR'S INSTRUCTIONS.] *The commissioner of administration shall transfer by reorganization order personnel, funds, and materials necessary to implement section 4. The revisor of statutes shall in the next and subsequent editions of Minnesota Statutes change the references to "director" in section 362.41 to read "commissioner".*

Sec. 6. [RECOMMENDED STATUTORY CHANGES.] *No later than February 1, 1979, the commissioner of economic development shall recommend to the governor and the legislature statutory changes designed to provide for a coordinated and comprehensive delivery of assistance to commercial and industrial enterprises in the state. The commissioner shall examine and catalogue those existing services provided by state agencies, and shall recommend a delivery structure. The heads of affected agencies shall assist the commissioner in the preparation of these recommendations.*

Sec. 7. [EFFECTIVE DATE.] *Sections 1 to 6 are effective the day after final enactment. Sections 3 and 6 shall expire July 1, 1979."*

Amend the title by striking it in its entirety and inserting:

"A bill for an act relating to economic development; creating an operating unit within the department of economic development relating to small businesses; creating an advisory task force; requiring reports and recommendations; transferring the administration of laws relating to community development corporations; increasing the salary of the commissioner; amending Minnesota Statutes 1976, Chapter 362, by adding a section; Minnesota Statutes, 1977 Supplement, Section 362.41, Subdivision 5."

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. 2015, A bill for an act relating to state government; providing for classifying certain persons as state employees; amending Minnesota Statutes, 1977 Supplement, Section 268.013, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 8, delete "Minnesota Statutes, 1977 Supplement,".

Page 1, delete line 9.

Page 1, line 10, delete "Subd. 7."

Page 1, line 18, delete "without competitive" and insert "after receiving a passing score on an".

Page 1, line 19, delete "and" and insert "appropriate for the position. Persons passing the examination".

Page 2, line 5, delete "the day".

Page 2, delete line 6 and insert "July 1, 1978."

Removing the underlining from the bill.

Further amend the title:

Line 3, delete "persons" and insert "CETA employees".

Line 3, delete the semicolon and insert a period.

Delete lines 4 and 5.

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. 2017, A bill for an act relating to cable communications; providing for the extension of cable service; amending Minnesota Statutes 1976, Sections 238.02, Subdivision 5, and by adding subdivisions; 238.08, Subdivision 1; and Chapter 238, by adding a section.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 238.02, is amended by adding a subdivision to read:

*Subd. 14. "Core service unit" shall mean the municipality, or, in the case of a joint powers agreement, municipalities, in which a cable communications system first provides service under a lawful franchise and from which the cable communications system extends service into additional areas which are included in the boundaries of a cable service territory approved by the board.*

Sec. 2. Minnesota Statutes 1976, Section 238.02, is amended by adding a subdivision to read:

*Subd. 15. "Extension area" shall mean a municipality or municipalities located outside the franchise boundaries of the core service unit.*

Sec. 3. Minnesota Statutes 1976, Section 238.02, is amended by adding a subdivision to read:

*Subd. 16. "Extension permit" shall mean any authorization granted by an extension area in the form of a franchise, privilege, permit, license or other municipal authorization to construct, operate, maintain, or manage a cable communications system within the boundaries of the extension area.*

Sec. 4. Minnesota Statutes 1976, Section 238.08, Subdivision 1, is amended to read:

**238.08 [FRANCHISE REQUIREMENT.]** Subdivision 1. A municipality shall require a franchise or extension permit of any cable communications system providing service within the municipality.

Sec. 5. Minnesota Statutes 1976, Chapter 238, is amended by adding a section to read:

**[238.17] [PROVISION OF SERVICE TO EXTENSION AREAS.]** *Subdivision 1. Notwithstanding the provisions of section 238.09 or any other law to the contrary, a cable communications system may extend service outside the boundaries of a core service unit if: (1) the extension area is not within the seven county metropolitan area, as defined in section 473.121, subdivision 4; (2) the board first approves, in accordance with procedures set forth in the board's rules, the inclusion of the extension area in the same cable service territory which contains the core service unit; and (3) the cable communications system obtains and files with the board an extension permit issued by the municipality or municipalities which have jurisdiction over the extension area.*

*Subd. 2. [EXEMPTION.] Notwithstanding any law to the contrary, a cable communications system with less than 50 subscribers in a municipality shall be exempt from obtaining a permit from that municipality.*

*Subd. 3. [MUNICIPAL PERMIT.] Any extension permit awarded pursuant to this section shall be issued at a regular or special meeting of the governing body affording reasonable notice and reasonable opportunity to be heard. Such extension permits shall include:*

*(a) A schedule of the rates to be charged to the subscribers and the procedure to be used to change subscriber rates;*

(b) A stipulation that the parties to the extension permit agree, to the extent applicable, to abide by those terms of the franchise of the core service unit which pertain to system-wide channel capacity, access channels, equipment for production and reproduction or playback of programming, two way communications capability, standards for system installation, maintenance and operation, indemnification of the franchisor, liability insurance, abandonment of service, removal of equipment and termination or cancellation of the franchise; and

(c) A statement to the effect that the expiration date of the extension permit shall be coincident with that of the franchise of the core service unit, provided that a change in the expiration date of the core service unit franchise, by way of either renewal or amendment of the franchise, shall automatically apply to the extension permit unless an extension area elects otherwise.

Subd. 4. Nothing in this section shall be construed to prevent a municipality having jurisdiction over an extension area from becoming a party to the franchise of the core service unit under an agreement for the joint exercise of powers executed pursuant to section 471.59.

Subd. 5. Nothing in this section shall be construed to prevent a municipality having jurisdiction over an extension area from prescribing extension permit requirements which are in excess of those required by this section, unless such requirements are inconsistent with chapter 238 or with any rule or regulation of the board.

Subd. 6. The board shall liberally construe this section and may, upon petition by either of the parties to an extension permit, waive or modify requirements to abide by the terms of the franchise of the core service unit if such terms are found to be unique to the core service unit and either inapplicable or inoperable in the extension area.

Subd. 7. Notwithstanding the provisions of section 238.08 or any other law to the contrary, any cable communications system which, pursuant to the terms of an existing franchise, was lawfully engaged in actual operations and which was providing extension of service to an area or areas outside of its franchise boundaries on the effective date of this act, may continue to provide service within the boundaries of the municipality or municipalities into which service was previously extended, but not to any new subscribers in any other municipality. Any such system shall have until April 30, 1979 to obtain approval of revised cable service territory boundaries which include the extension area being served, and until March 31, 1980 to obtain an extension permit or extension permits from the municipality or municipalities having jurisdiction in the extension area. If the franchise of the core service unit is being exercised pursuant to section

238.09, subdivisions 3, 4, 5, or 9, the franchisee may continue to provide service in the extension area without further proceedings until such time as the certificate of confirmation currently in effect is required to be renewed. The franchisee shall, by that time, be required to have established a cable service territory approved by the board which includes all areas to be served by the cable communications system and to have obtained an extension permit from each municipality in the cable service territory, except where two or more municipalities agree upon the joint exercise of powers pursuant to section 471.59. Nothing in this subdivision shall be construed to prevent a municipality from requiring an extension permit prior to the time required by this subdivision.

*Subd. 8. The board may promulgate such rules and regulations as it deems necessary to effectuate the purposes and provisions of this section.*

*Sec. 6. This act is effective the day following final enactment."*

Further strike the title and insert:

"A bill for an act relating to cable communications; providing for line extension; amending Minnesota Statutes 1976, Sections 238.02, by adding subdivisions; 238.08, Subdivision 1; and Chapter 238, by adding a section."

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

The report was adopted.

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

H. F. No. 1243, A bill for an act relating to public utilities; providing lifeline rates for electricity and natural gas; providing exemptions for electrical cooperatives; amending Minnesota Statutes 1976, Chapter 216B, by adding a section.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Chapter 216B, is amended by adding a section to read:

[216B.031] [LIFELINE RATES.] *Subdivision 1. The legislature hereby finds that the cost of service is no longer the*

*proper standard to use for determining the rate to be charged for an essential amount of energy consumption for residential, small business and family farm customers; that all classes of customers should bear the cost of providing an essential amount of energy to residential customers to insure the quality of life; that the escalation of the cost of essential energy for residential customers should be slowed; and that conservation should be encouraged.*

*Subd. 2. [RESIDENTIAL; DEFINITION.] For the purpose of this section "residential" means the permanent dwelling of a user and excludes vacation residences and residences which are unoccupied for more than 180 days in a year.*

*Subd. 3. [ELECTRICITY.] The public service commission is directed to explore and design potential electrical lifeline rates for residential electrical customers. The commission is authorized to implement the electrical lifeline rates as may be feasible, in accordance with the following provisions:*

*(1) Existing service charges shall be eliminated or converted to a minimum usage charge. If the minimum usage charge is utilized, it shall constitute the cost of the first 100 kilowatt-hours on the lifeline rate;*

*(2) The lifeline rate for each utility shall not exceed the average revenue per kilowatt-hour (kwh) for either the utility as a whole or the residential class thereof;*

*(3) The lifeline rate shall be applied to no less than the first 500 kwh per month, taking into consideration regional differences in usage;*

*(4) The commission shall not unduly burden high usage residential customers;*

*(5) Existing summer-winter rate differentials shall not be eliminated;*

*(6) The commission shall create a new class to be designated "master metered multifamily residential". In determining lifeline rates, the commission shall give the master metered multifamily residential class the same degree of protection that it provides to single metered residential users;*

*(7) Special lifeline rates shall be established for family farms, as defined by Minnesota Statutes, Section 500.24, Subdivision 1, Clauses (b) and (c);*

*(8) No utility's small business class that is shown to be generating a disproportionately higher rate of return, as compared to the utility's other nonresidential classes, shall be re-*

quired to absorb a portion of any interclass burden created by implementation of lifeline rates;

(9) *The public service commission shall require that every public utility file a schedule of lifeline rates no later than January 1, 1979, consistent with the provisions of this section. The commission shall not authorize an increase in the lifeline rate until the average revenue per kilowatt-hour of nonlifeline rates for the public utility has increased 25 percent or more, exclusive of fuel adjustment clauses. This requirement shall apply to the initial increase in a utility's lifeline rate and all subsequent increases in the lifeline rate.*

*Subd. 4. [NATURAL GAS.] The public service commission is directed to explore and design potential natural gas rates based on the lifeline principles set forth in this section. The commission is authorized to implement natural gas lifeline rates as may be feasible.*

*Subd. 5. [ELECTRICAL COOPERATIVES; EXEMPTION.] Any electrical cooperative that serves less than 10,000 customers or derives 90 percent or more of its gross revenue from residential customers may petition the public service commission to be excluded from the provisions of this section. If the commission determines that the electrical cooperative satisfies the requirements of this subdivision, it shall exempt the cooperative from the provisions of this section for a period of three years. An extension of the exemption period shall be granted in accordance with the provisions of this subdivision. The denial of an exemption may be appealed by an electrical cooperative pursuant to chapter 15. The public service commission shall promulgate rules necessary to carry out the purposes of this subdivision.*

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

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1803, A bill for an act relating to taxation; property tax; providing for delay in increased valuation on certain rehabilitation projects.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

**"Section 1. [273.1105] [DELAYED VALUATION OF CERTAIN IMPROVEMENTS.]** Subdivision 1. Notwithstanding other provisions of the law dealing with assessed valuation of real property, there shall be no increase in the assessed valuation of a multiple unit residential building based on the improvements made during rehabilitation of the building during the rehabilitation year or any of the five years following the rehabilitation if the building meets the criteria set forth in subdivision 2. After the fifth year following rehabilitation, the building will be valued as are other buildings in the same property class in that taxing district.

Subd. 2. To qualify for valuation pursuant to subdivision 1, the owner of a building shall apply to the assessor prior to commencing a rehabilitation project. The assessor shall approve treatment pursuant to subdivision 1 for a building if: (a) the building is more than 25 years old; (b) the anticipated rehabilitation costs, which are those expenses incurred in the process of renovation, including labor, materials, and management costs, exceed 60 percent of the estimated market value of the building at the time when the application is made; (c) the rehabilitation is completed within one year and prior to the January 2 assessment date; (d) the building contains more than three rental units; (e) the building is not used as a hotel or motel in which the rental units are used by tenants for rental periods of less than 30 days; (f) the property is not classified pursuant to Minnesota Statutes, Section 273.13, Subdivisions 17, 17a or 17b; (g) not more than 25 percent of the residential units in the building are subsidized through section 8 of the U. S. Housing Act of 1937, 42 USC 1437(f); and (h) limits the rehabilitation to the original structure.

Subd. 3. Any increase in value of a building approved for treatment pursuant to subdivision 1 which results from a general rise in value of similar buildings of the same class throughout the taxing district or from improvements made to the building which were not part of the rehabilitation program submitted to the assessor for his approval shall be added to the assessed valuation of the building.

Subd. 4. Each assessor who grants the delayed assessment treatment provided in this section shall maintain records of the location and number of the buildings which qualify and the amount of value added by the rehabilitation. The governing body of each municipality in which qualifying property is located shall review that information and evaluate the impact of the program in the municipality, particularly with respect to its effect on the municipality's tax base and mill rate during the course of the program and its completion. This review shall be completed within six months after the delayed assessment of all property subject to the provisions of this section in the municipality has terminated.

Sec. 2. [EFFECTIVE DATE.] This act is effective for taxes levied in 1978 and thereafter, payable in 1979 and thereafter, and shall expire for taxes levied in 1983, payable in 1984 and thereafter; provided that any project approved prior to the expiration of this section shall continue to receive treatment pursuant to subdivision 1 until the end of the fifth year following the rehabilitation year.”.

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1805, A bill for an act relating to taxation; providing for apportionment in valuing certain class 3c and 3cc property; clarifying tax status of certain leased United States property; applying sales tax to certain tooling charges; clarifying status of certain taconite taxes; amending Minnesota Statutes 1976, Sections 273.19, Subdivision 1; and 297A.14; and Minnesota Statutes, 1977 Supplement, Section 273.13, Subdivision 7.

Reported the same back with the following amendments:

Pages 1, 2, and 3, delete section 1.

Page 3, line 29, after “1.” insert “*Except as provided in subdivision 3,*”.

Page 4, after line 8, insert new sections to read:

“Sec. 2. Minnesota Statutes 1976, Section 273.19, is amended by adding a subdivision to read:

*Subd. 3. The assessed value of property held under a lease for a term of three or more years which (i) is located within a federal reservation; (ii) has been conveyed to the state of Minnesota by the federal government; and (iii) had been occupied and used by a branch of the armed services of the United States, shall be no greater than the value added to the property by improvements to the property made by the lessee.*

Sec. 3. Minnesota Statutes 1976, Chapter 275, is amended by adding a section to read:

[275.035] [LIMITED LEVY ON CERTAIN LEASED PROPERTY.] *Property assessed according to the provisions of section 273.19, subdivision 3, shall be subject to the levy for county taxes, but shall be exempt from all other property tax levies.”.*

Page 5, line 13, delete "*Sections 1 and 2 are*" and insert "*Section 1 is*".

Page 5, line 15, after the period insert "*Sections 2 and 3 are effective for property taxes levied in 1978, payable in 1979 and thereafter.*".

Page 5, line 15, delete "3" and insert "4".

Page 5, line 17, delete "4" and insert "5".

Renumber the sections accordingly.

Further, amend the title as follows:

Line 2, delete "providing for apportionment".

Delete line 3.

Line 5, after the semicolon insert "limiting the assessment and taxation of certain leased property;".

Line 8, after "1" insert ", and by adding a subdivision".

Delete lines 9 and 10 and insert "Chapter 275, by adding a section.".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1806, A bill for an act relating to taxation; tax returns; excepting certain tax information about liquor license applicants from confidentiality requirements; requiring liquor license applicants to have paid certain taxes; amending Minnesota Statutes 1976, Sections 297A.43; 340.01; and Minnesota Statutes, 1977 Supplement, Section 290.61.

Reported the same back with the following amendments:

Page 1, line 23, delete "340.01" and insert "2".

Page 3, after line 6, insert a new section to read:

"Sec. 2. Minnesota Statutes 1976, Chapter 290, is amended by adding a section to read:

[290.612] [INQUIRIES RELATED TO APPLICATIONS FOR LIQUOR LICENSES.] *Any county or municipality may request the commissioner of revenue to certify whether or not an applicant for a license to be issued pursuant to section 340.01 or 340.13 is liable for any state or local taxes or assessments which were not paid when they became due. Upon a request from a county or municipality, the commissioner shall certify to the county or municipality the information requested, but shall not certify that the license applicant is liable for any unpaid state or local taxes or assessments if an administrative or court action which questions the amount or validity of the unpaid taxes or assessments has been commenced, or if the appeal period to contest the taxes or assessments has not yet expired.*"

Page 3, line 20, delete "340.01" and insert "4".

Pages 4 and 5, delete section 3 and insert a new section to read:

"Sec. 4. Minnesota Statutes 1976, Chapter 297A, is amended by adding a section to read:

[297A.431] [INQUIRIES RELATED TO APPLICATIONS FOR LIQUOR LICENSES.] *Any county or municipality may request the commissioner of revenue to certify whether or not an applicant for a license to be issued pursuant to section 340.01 or 340.13 is liable for any state or local taxes or assessments which were not paid when they became due. Upon a request from a county or municipality the commissioner shall certify to the county or municipality the information requested, but shall not certify that the license applicant is liable for any unpaid state or local taxes or assessments if an administrative or court action which questions the amount or validity of the unpaid taxes or assessments has been commenced, or if the appeal period to contest the taxes or assessments has not yet expired.*"

Renumber the sections accordingly.

Further, amend the title:

Delete line 5.

Line 6, delete "certain taxes;"

Line 7, delete "Sections" and insert "Section".

Line 7, delete "340.01" and insert "Chapters 290, by adding a section; and 297A, by adding a section".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 2044, A bill for an act relating to shade tree disease control; extending the special levy authority for sanitation and reforestation; clarifying utilization of appropriations; authorizing extension of temporary rules; amending Minnesota Statutes, 1977 Supplement, Section 275.50, Subdivision 6.

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

The report was adopted.

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

H. F. No. 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.

Reported the same back with the following amendments:

Page 1, line 18, after "property" insert "*or passengers*".

With the recommendation that when so amended the bill pass.

The report was adopted.

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

S. F. No. 1891, A bill for an act relating to taxation; property tax; exempting certain cities containing utility plants from per capita levy limitations; amending Minnesota Statutes 1976, Section 275.11, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 11, delete "*a*" and insert "*one or more*".

Page 1, line 12, delete "*facility*" and insert "*facilities*".

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

Page 1, line 13, after "*a*" insert "*total*".

Page 1, line 13, delete "*200*" and insert "*1,200*".

Page 1, line 13, delete "*is*" and insert "*are*".

With the recommendation that when so amended the bill pass.

The report was adopted.

### SECOND READING OF HOUSE BILLS

H. F. Nos. 2527, 1446, 2015, 1243, 1803, 1805, 1806, 2044 and 2345 were read for the second time.

### SECOND READING OF SENATE BILLS

S. F. Nos. 1630 and 1891 were read for the second time.

### INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Wenzel, Metzen, Niehaus, Albrecht and Braun introduced:

H. F. No. 2528, A bill for an act relating to energy; concerning the state building code; modifying the effective date of the extension of the building code to municipalities; amending Minnesota Statutes, 1977 Supplement, Section 16.851, Subdivision 1; and Laws 1977, Chapter 381, Section 27.

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

Hanson introduced:

H. F. No. 2529, A bill for an act relating to retirement; establishing and empowering a board of pensions and retirement to be appointed by the governor as a replacement for the legislative committee on pensions and retirement; repealing Minnesota Statutes 1976, Section 3.85.

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

### CONSENT CALENDAR

S. F. No. 1194, A bill for an act relating to real estate; removing specific charge for copies of instrument filed with registrar; amending Minnesota Statutes 1976, Section 508.38.

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

The question was taken on the passage of the bill and the roll was called. There were 113 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2377, A bill for an act relating to the town of White, St. Louis county; authorizing the board of supervisors to set the compensation of the town assessors; amending Laws 1973, Chapter 530, Section 1; repealing Laws 1959, Chapter 314, Section 1.

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

The question was taken on the passage of the bill and the roll was called. There were 116 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Casserly	George	Mangan	Peterson
Adams	Clark	Gunter	Mann	Petrafeso
Albrecht	Clawson	Hanson	McCarron	Pleasant
Anderson, B.	Cummiskey	Heinitz	McCollar	Prahl
Anderson, D.	Dean	Jensen	McDonald	Redalen
Anderson, G.	Den Ouden	Johnson	McEachern	Reding
Anderson, I.	Eckstein	Jude	Metzen	Rose
Anderson, R.	Eken	Kahn	Moe	St. Onge
Arlandson	Ellingson	Kaley	Munger	Samuelson
Battaglia	Enebo	Kalis	Murphy	Sarna
Begich	Erickson	Kelly, R.	Neisen	Savelkoul
Berkelman	Esau	Kelly, W.	Nelsen, B.	Scheid
Biersdorf	Evans	Kempe, A.	Neison	Schulz
Brandl	Ewald	Kempe, R.	Niehaus	Searle
Braun	Faricy	King	Norton	Searles
Brinkman	Fjoslien	Kostohryz	Novak	Sherwood
Byrne	Forsythe	Kroening	Onnen	Sieben, M.
Carlson, A.	Friedrich	Laidig	Osthoff	Simoneau
Carlson, D.	Fudro	Lehto	Patton	Skoglund
Carlson, L.	Fugina	Lemke	Pehler	Smogard

Spanish	Tomlinson	Wenzel	Williamson	Zubay
Stanton	Voss	White	Wynia	Speaker Sabo
Stoa	Waldorf	Wieser		
Swanson	Welch	Wigley		

The bill was passed and its title agreed to.

S. F. No. 1116, A bill for an act relating to plats; authorizing plats to be prepared by photographic process in counties having microfilm capabilities; amending Minnesota Statutes 1976, Sections 505.08, by adding a subdivision; 505.1792, Subdivision 2; and 508.47, Subdivision 4.

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

The question was taken on the passage of the bill and the roll was called. There were 117 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2342, A bill for an act relating to Olmsted county; authorizing the board of county commissioners to finance an addition to and to renovate the Olmsted county hospital.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1693, A bill for an act relating to the national guard; increasing the pay for enlisted persons on active duty; amending Minnesota Statutes 1976, Section 192.51.

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

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

Those who voted in the affirmative were:

Abeln	Casserly	Gunter	Mangan	Petrafaso
Adams	Clark	Hanson	Mann	Pleasant
Albrecht	Clawson	Heinitz	McCarron	Prahl
Anderson, B.	Cummiskey	Hokanson	McCollar	Redalen
Anderson, D.	Dean	Jensen	McDonald	Reding
Anderson, G.	Den Ouden	Johnson	McEachern	Rose
Anderson, I.	Eckstein	Jude	Metzen	St. Onge
Anderson, R.	Eken	Kahn	Moe	Samuelson
Arlandson	Ellingson	Kaley	Munger	Sarna
Battaglia	Enebo	Kalis	Murphy	Savelkoul
Begich	Erickson	Kelly, R.	Neisen	Scheid
Berglin	Esau	Kelly, W.	Nelsen, B.	Schulz
Berkelman	Evans	Kempe, A.	Nelson	Searle
Biersdorf	Ewald	Kempe, R.	Niehau	Searles
Brandl	Farcy	King	Norton	Sherwood
Braun	Fjoslien	Knickerbocker	Novak	Sieben, M.
Brinkman	Forsythe	Kostohryz	Onnen	Simoneau
Byrne	Friedrich	Kroening	Osthoff	Skoglund
Carlson, A.	Fudro	Laidig	Patton	Smogard
Carlson, D.	Fugina	Lehto	Pehler	Spanish
Carlson, L.	George	Lemke	Peterson	Stanton

Stoa  
Swanson  
Tomlinson

Voss  
Waldorf  
Welch

Wenzel  
White  
Wieser

Wigley  
Williamson  
Wynia

Zubay  
Speaker Sabo

The bill was passed and its title agreed to.

### CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Norton requested immediate consideration of H. F. Nos. 1246, 1575, 2196 and 2197.

H. F. No. 1246 was reported to the House.

Reding moved to amend H. F. No. 1246, as follows:

Page 16, after line 28, insert:

"((C) FOLLOWING SERVICE UPON THE COMMISSIONER OF SECURITIES OF THE DEPARTMENT OF COMMERCE THE PROVISIONS OF LAW RELATING TO SERVICE OF PROCESS ON FOREIGN CORPORATIONS CONTAINED IN MINNESOTA STATUTES 1957, SECTION 303.13, SUBDIVISIONS 2, 3, 4, AND 5, SHALL THEREAFTER GOVERN.)".

The motion prevailed and the amendment was adopted.

H. F. No. 1246, A bill for an act relating to charitable trusts; regulating the solicitation of charitable funds; clarifying and revising registration, filing and reporting requirements; coordinating charitable solicitations with general trust provisions; defining terms; amending Minnesota Statutes 1976, Sections 309.50, Subdivisions 3, 4, and 10, and by adding subdivisions; 309.515, Subdivision 1; 309.52, Subdivisions 1a, 4, and 5; 309.53, Subdivisions 1, 1a, 3, and 4; 309.555; 309.56, Subdivision 1; 501.72; 501.74; 501.75; 501.76; 501.77; 501.78, Subdivisions 1, 2 and 4; 501.79, Subdivisions 2 and 5; and 501.81; and Chapters 309, by adding sections; and 525, by adding a section; repealing Minnesota Statutes 1976, Sections 309.52, Subdivision 6; and 501.79, Subdivision 3.

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

The question was taken on the passage of the bill and the roll was called. There were 118 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln  
Adams  
Albrecht  
Anderson, B.

Anderson, D.  
Anderson, G.  
Anderson, I.  
Anderson, R.

Arlandson  
Battaglia  
Begich  
Berglin

Berkelman  
Biersdorf  
Brandl  
Braun

Brinkman  
Byrne  
Carlson, A.  
Carlson, D.

Carlson, L.	Gunter	Lehto	Patton	Smogard
Casserly	Hanson	Lemke	Pehler	Spanish
Clark	Heinitz	Mangan	Peterson	Stanton
Clawson	Hokanson	Mann	Petrafaso	Stoa
Dean	Jensen	McCarron	Pleasant	Swanson
Den Ouden	Johnson	McCollar	Prahl	Tomlinson
Eckstein	Jude	McDonald	Redalen	Vanasek
Eken	Kahn	McEachern	Reding	Voss
Enebo	Kaley	Metzen	Rose	Waldorf
Erickson	Kalis	Moe	St. Onge	Welch
Esau	Kelly, R.	Munger	Samuelson	Wenzel
Evans	Kelly, W.	Murphy	Sarna	White
Ewald	Kempe, A.	Neisen	Savelkoul	Wieser
Faricy	Kempe, R.	Nelsen, B.	Scheid	Wigley
Fjoslien	King	Nelson	Schulz	Williamson
Forsythe	Knickerbocker	Niehaus	Searle	Wynia
Friedrich	Kostohryz	Norton	Searles	Zubay
Fudro	Kroening	Novak	Sherwood	Speaker Sabo
Fugina	Kvam	Onnen	Sieben, M.	
George	Laidig	Osthoff	Skoglund	

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

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

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 116 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2196 was reported to the House.

Savelkoul moved to amend H. F. No. 2196, as follows:

Page 3, delete lines 15 to 32.

Page 4, delete lines 1 to 8.

Page 4, line 9, before "representative" insert "Subd. 13."

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll was called. There were 23 yeas and 85 nays as follows:

Those who voted in the affirmative were:

Carlson, A.	Forsythe	Laidig	Pleasant	Searles
Erickson	Friedrich	McDonald	Redalen	Wigley
Esau	Kaley	Nelsen, B.	Rose	Zubay
Evans	Knickerbocker	Niehaus	Savelkoul	
Ewald	Kvam	Peterson	Searle	

Those who voted in the negative were:

Adams	Clawson	Kalis	Munger	Sieben, M.
Anderson, B.	Cummiskey	Kelly, R.	Murphy	Simoneau
Anderson, D.	Den Ouden	Kelly, W.	Neisen	Skoglund
Anderson, G.	Eckstein	Kempe, A.	Norton	Smogard
Anderson, I.	Eken	Kempe, R.	Onnen	Spanish
Anderson, R.	Ellingson	King	Osthoff	Stanton
Arlandson	Enebo	Kostohryz	Patton	Stoa
Battaglia	Faricy	Kroening	Petraleso	Swanson
Begich	Fudro	Lehto	Prahl	Tomlinson
Berglin	Fugina	Lemke	Reding	Voss
Berkelman	George	Mangan	Rice	Waldorf
Brandl	Gunter	Mann	St. Onge	Welch
Braun	Hanson	McCarron	Samuelson	White
Brinkman	Jensen	McCollar	Sarna	Wieser
Byrne	Johnson	McEachern	Scheid	Williamson
Carlson, L.	Jude	Metzen	Schulz	Wynia
Clark	Kahn	Moe	Sherwood	Speaker Sabo

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

H. F. No. 2196, A bill for an act relating to claims against the state; appropriating money for the payment thereof.

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 117 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Carlson, A.

The bill was passed and its title agreed to.

H. F. No. 2197, A bill for an act relating to the organization and operation of state government; the payment of claims against the state and its employees; amending Minnesota Statutes 1976, Sections 3.732, Subdivision 1; and 3.736, Subdivision 9, and by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 121 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeln	Braun	Ellingson	Hanson	Knickerbocker
Adams	Brinkman	Enebo	Heintz	Kostohryz
Albrecht	Byrne	Erickson	Hokanson	Kroening
Anderson, B.	Carlson, A.	Esau	Jensen	Kvam
Anderson, D.	Carlson, D.	Evans	Johnson	Laidig
Anderson, G.	Carlson, L.	Ewald	Jude	Lehto
Anderson, I.	Casserly	Faricy	Kahn	Lemke
Anderson, R.	Clark	Fjoslien	Kaley	Mangan
Arlandson	Clawson	Forsythe	Kalis	Mann
Battaglia	Cummiskey	Friedrich	Kelly, R.	McCarron
Begich	Dean	Fudro	Kelly, W.	McCollar
Berglin	Den Ouden	Fugina	Kempe, A.	McDonald
Berkelman	Eckstein	George	Kempe, R.	McEachern
Brandl	Eken	Gunter	King	Metzen

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

The bill was passed and its title agreed to.

Pursuant to rule 1.10, Kelly, W., requested immediate consideration of H. F. Nos. 46 and 1915.

H. F. No. 46, A bill for an act relating to taxation; property tax; exempting certain energy systems; amending Minnesota Statutes 1976, Section 273.11, Subdivision 1, and by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 117 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Braun

The bill was passed and its title agreed to.

H. F. No. 1915, A bill for an act relating to taxation; providing that all orders relating to valuation of property for ad valorem taxes be issued on or before November 15; authorizing the commissioner of revenue to provide new income tax tables; defining the deduction for tuition and transportation expense in computing income tax; providing a seven year carryforward for farm losses; limiting the deduction for charitable contributions; authorizing the commissioner to require a copy of computations used to compute federal income tax; allowing spouses to file combined returns even if one is a nonresident; requiring employers to file a withholding application; providing property tax relief benefits for persons becoming disabled before June 1; defining the acreage eligible for homestead exemption for inheritance tax purposes; changing gift tax rates and credits for certain donees; changing interest rates on certain gift tax refunds; altering classification of alcoholic beverages for tax purposes; eliminating inheritance tax receipts; repealing the deduction for alimony; altering the method of computing metropolitan council tax levies; amending Minnesota Statutes 1976, Sections 270.12, Subdivision 3; 290.09, Subdivision 22; 290.37, Subdivision 3; 290.39, Subdivision 2, and by adding a subdivision; 290.92, by adding a subdivision; 290A.04, Subdivision 1; 291.05; 292.07, Subdivisions 3 and 5; 292.125; 340.47, Subdivision 1; 473.249, Subdivisions 1 and 2; and Minnesota Statutes, 1977 Supplement, Sections 290.09, Subdivision 29; 290.21, Subdivision 3; 290A.04, Subdivision 2b; 340.47, Subdivision 1a; repealing Minnesota Statutes 1976, Section 291.13, Subdivision 2; and Minnesota Statutes, 1977 Supplement, Section 290.09, Subdivision 14.

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 117 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Searle	Smogard	Vanasek	White	Zubay
Searles	Stanton	Voss	Wieser	Speaker Sabo
Sherwood	Stoa	Waldorf	Wigley	
Sieben, M.	Swanson	Welch	Williamson	
Skoglund	Tomlinson	Wenzel	Wynia	

The bill was passed and its title agreed to.

### CALENDAR

S. F. No. 1690 was reported to the House.

There being no objection, S. F. No. 1690 was continued on the Calendar for one day.

H. F. No. 2254, A bill for an act relating to motor vehicles; providing for handicapped license plates on passenger vehicles; establishing motorized bicycle operator permit fees; prohibiting operation of motor vehicles during periods of license cancellation, suspension or revocation; removing certain restrictions relating to issuance of a limited license; amending Minnesota Statutes 1976, Sections 171.20, Subdivision 2; 171.24; and 171.30, Subdivision 1; and Minnesota Statutes, 1977 Supplement, Sections 168.021, Subdivision 1; and 171.02, Subdivision 3.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2299, A bill for an act relating to highways; county state-aid highway system; allocation of apportionments; authorizing money credited to the municipal account to be used on certain county state-aid highways; amending Minnesota Statutes 1976, Section 162.08, Subdivision 4.

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

The question was taken on the passage of the bill and the roll was called. There were 116 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1943, A bill for an act relating to forests; regulating the maintenance of fires therein; amending Minnesota Statutes 1976, Sections 88.01, by adding a subdivision; 88.10; 88.16; 88.17; 88.22; 88.73; 88.75, Subdivision 1; 88.76; 88.77; and 88.78.

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 115 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 2273, A bill for an act relating to veterans; commissioner of veterans affairs; providing for appeals from and enforcement of his decisions; amending Minnesota Statutes 1976, Section 197.481, Subdivision 6, and by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 121 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1317, A bill for an act relating to public welfare; neglected children; defining and providing procedures for termination of parental rights as to neglected children in foster care; amending Minnesota Statutes 1976, Sections 259.29; 260.015, Subdivision 10; 260.181, Subdivision 3; and 260.221.

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

The question was taken on the passage of the bill and the roll was called. There were 119 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

St. Onge

The bill was passed and its title agreed to.

H. F. No. 1823, A bill for an act relating to public health; requiring certain immunizations for students; amending Minnesota Statutes 1976, Section 123.70.

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

The question was taken on the passage of the bill and the roll was called. There were 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

Abeln, Mann, Patton and Pleasant were excused at 12:05 p.m. Carlson, D., and Osthoff were excused at 12:35 p.m. Erickson was excused at 12:45 p.m. Berglin and Sabo were excused at 1:10 p.m. King, Kvam and Novak were excused at 1:25 p.m. Kempe, A., and Wieser were excused at 2:00 p.m. Stanton was excused at 2:20 p.m.

### GENERAL ORDERS

Pursuant to rules of the House, the House resolved itself into the Committee of the Whole, with the Speaker Pro Tempore 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 Pro Tempore resumed the Chair, whereupon the following proceedings of the Committee as kept by the Chief Clerk were reported to the House:

H. F. Nos. 1091, 2050, 2246, 2268, 2086 and 2002 which it recommended to pass.

S. F. Nos. 1285, 1635 and 1636 which it recommended to pass.

H. F. Nos. 1672, 2211, 2266, 2124 and 2004 which it recommended progress.

S. F. No. 1704 which it recommended progress.

H. F. No. 1950 which it recommended to pass with the following amendments:

Offered by Wigley:

Page 7, lines 15 to 24, delete Section 8 from the bill.

Renumber the following sections.

Further amend the title:

Line 6, delete "subdivisions" insert "a subdivision".

Offered by Heinitz:

As previously amended, page 7, after line 14, insert:

"Sec. 8. Minnesota Statutes 1976, Section 150A.09, is amended by adding a subdivision to read:

*Subd. 5. [EYE EXAMINATION.] The board may establish by rules, requirements for eye examinations from licensed optometrists or ophthalmologists indicating that the licensee or registrant has visual acuity to perform the services required of such licensee or registrant."*

Renumber the section.

Further amend the title:

Line 6, delete "a subdivision" insert "subdivisions".

H. F. No. 2077 which it recommended progress with the following amendment offered by McCollar:

Page 1, line 13, after "mobile homes" and before the period insert "and agricultural buildings as defined in Section 16.84, Subdivision 6".

Page 2, line 3, delete "commission" and insert "department".

Page 2, line 5, after "commission" insert "or department".

Page 2, line 18, after "commission" insert "or department".

Page 2, line 21, delete "commission" and insert "department".

Page 2, line 23, delete "*granting, suspending and revoking*".

Page 2, line 24, delete "*licenses*".

Page 2, line 27, after "*section*" insert "*and adopt rules*"; after "*issuance*" insert "*, suspension, revocation*".

Page 3, line 1, after the first "*commission*" insert "*or department*"; delete the second "*commission*" and insert "*department*".

Page 3, line 6, delete the first "*commission*" and insert "*department*"; after "*The*" insert "*department*".

H. F. No. 2075 which it recommended to pass with the following amendments:

Offered by Laidig:

Page 1, line 25, delete "*All the documents shall*" and insert: "*In preparation of such documents, reasonable care shall be given to compliance with applicable laws, ordinances, and building codes relating to design.*".

Page 2, strike lines 1 and 2.

Offered by Laidig:

Page 1, line 22, strike "*report*" and insert "*reports*".

Page 2, line 6, strike "*326.16*" and insert "*326.15*".

Page 3, line 7, delete "*which*" and insert "*with respect to which persons performing services described in section 326.03, subdivision 2,*".

Page 3, line 9, delete "*326.16*" and insert "*326.15*".

Page 3, line 15, before "*, 1979*" delete "*1*" and insert "*2*".

Page 3, line 15, after "*effective*" insert "*the day*" and after "*following*" delete "*day of*" and insert "*final*".

H. F. No. 1943 which it recommended to pass with the following amendment offered by Savelkoul:

Page 2, line 2, after "*act*" insert "*or omission*".

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:

Wigley moved to amend H. F. No. 1950, as follows:

Page 7, lines 15 to 24, delete Section 8 from the bill.

Renumber the following sections.

Further amend the title:

Line 6, delete "subdivisions" insert "a subdivision".

The question was taken on the adoption of the amendment and the roll was called. There were 58 yeas and 32 nays as follows:

Those who voted in the affirmative were:

Adams	Den Ouden	Kalis	Neisen	Searles
Albrecht	Eckstein	Kelly, W.	Nelsen, B.	Sieben, M.
Anderson, B.	Eken	Kempe, A.	Niehaus	Smogard
Anderson, D.	Esau	Kempe, R.	Onnen	Spanish
Anderson, G.	Evans	Knickerbocker	Pehler	Stoa
Anderson, R.	Fjoslien	Kostohryz	Peterson	Tomlinson
Arlandson	Friedrich	Kvam	Redalen	Wenzel
Biersdorf	Fudro	Laidig	Rose	Wieser
Braun	Gunter	Lemke	Sarna	Wigley
Brinkman	Johnson	McCarron	Savelkoul	Zubay
Byrne	Jude	McCollar	Schulz	
Carlson, A.	Kaley	McDonald	Searle	

Those who voted in the negative were:

Berkelman	Enebo	Mangan	Petraleso	Welch
Brandl	Fugina	McEachern	Rice	White
Carlson, L.	George	Metzen	Scheid	Williamson
Clark	Hokanson	Moe	Simoneau	Wynia
Clawson	Jensen	Munger	Skoglund	
Cummiskey	Kahn	Murphy	Swanson	
Ellingson	Kroening	Nelson	Waldorf	

The motion prevailed and the amendment was adopted.

The question was taken on the motion by Rice to recommend passage of H. F. No. 2050 and the roll was called. There were 64 yeas and 37 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Brandl	Casserly	Ellingson	George
Battaglia	Braun	Clark	Enebo	Hanson
Begich	Brinkman	Clawson	Faricy	Hokanson
Berglin	Byrne	Cummiskey	Fudro	Johnson
Berkelman	Carlson, L.	Eken	Fugina	Jude

Kahn	McCarron	Norton	Sieben, M.	Vanasek
Kelly, W.	McEachern	Pehler	Simoneau	Voss
Kempe, R.	Metzen	Petrafeso	Skoglund	Waldorf
King	Moe	Prahl	Smogard	Wenzel
Kroening	Munger	Reding	Spanish	White
Lehto	Murphy	Rice	Stanton	Wynia
Lemke	Neisen	St. Onge	Stoa	Speaker Sabo
Mangan	Nelson	Sarna	Tomlinson	

Those who voted in the negative were:

Albrecht	Esau	Kempe, A.	Novak	Sherwood
Anderson, B.	Evans	Knickerbocker	Onnen	Wieser
Anderson, D.	Fjoslien	Kvam	Peterson	Wigley
Anderson, R.	Forsythe	Laidig	Redalen	Williamson
Carlson, A.	Friedrich	McCollar	Rose	Zubay
Cohen	Gunter	McDonald	Savelkoul	
Den Ouden	Heinitz	Nelsen, B.	Searle	
Ericson	Kaley	Niehaus	Searles	

The motion prevailed.

The question was taken on the motion by Voss to recommend passage of H. F. No. 2004 and the roll was called. There were 47 yeas and 47 nays as follows:

Those who voted in the affirmative were:

Adams	Cummiskey	Lehto	Pehler	Stoa
Arlandson	Ellingson	Mangan	Petrafeso	Swanson
Berkelman	Enebo	McCarron	Reding	Tomlinson
Brandl	Fugina	McCollar	Rice	Voss
Braun	George	Moe	Rose	Welch
Byrne	Hanson	Munger	Scheid	Williamson
Carlson, L.	Heinitz	Murphy	Sieben, M.	Wynia
Casserly	Kahn	Neisen	Simoneau	
Clark	Knickerbocker	Nelson	Skoglund	
Cohen	Kostohryz	Norton	Spanish	

Those who voted in the negative were:

Albrecht	Eckstein	Kaley	Metzen	Schulz
Anderson, B.	Eken	Kalis	Nelsen, B.	Smogard
Anderson, D.	Esau	Kelly, R.	Niehaus	Waldorf
Anderson, G.	Evans	Kelly, W.	Onnen	Wenzel
Anderson, R.	Faricy	Kempe, R.	Peterson	White
Battaglia	Fjoslien	Kroening	Prahl	Wigley
Begich	Forsythe	Laidig	Redalen	Zubay
Biersdorf	Friedrich	Lemke	St. Onge	
Carlson, A.	Fudro	McDonald	Sarna	
Den Ouden	Jude	McEachern	Savelkoul	

The motion did not prevail.

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

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 2494, A bill for an act relating to public improvements; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature with certain conditions; authorizing issuance of state building bonds; limiting capital improvements at vocational-technical schools; appropriating money; amending Minnesota Statutes 1976, Sections 121.21, Subdivision 4a; 121.214, Subdivisions 1, 3, and by adding a subdivision; 124.564; repealing Minnesota Statutes, 1977 Supplement, Sections 16.015 and 16.016.

The Senate has appointed as such committee Messrs. Moe, Lewis, Humphrey, Kleinbaum and Kirchner.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVERN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2493, A bill for an act relating to public improvements; authorizing alteration, repair, rehabilitation, equipping, and replacement of equipment of public buildings with certain conditions; postponing deadline for submission of capital budget; authorizing purchase and sale of public lands and buildings; appropriating money; amending Minnesota Statutes 1976, Section 16A.11, Subdivision 1.

The Senate has appointed as such committee Messrs. Moe, Lewis, Humphrey, Kleinbaum and Kirchner.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVERN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1323, A bill for an act relating to education; higher education coordinating board; private post-secondary institutions; exempting certain institutions from the requirement of registration with the board; amending Minnesota Statutes 1976, Sections 136A.61; 136A.62, Subdivision 3; and Chapter 136A, by adding sections.

The Senate has appointed as such committee Messrs. Hughes, Anderson and Ueland, A.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2250, A bill for an act relating to taxation; increasing credits available to certain taxpayers; removing sales taxes on residential heating fuels; providing additional refunds for residential heating costs for certain taxpayers; reducing the income tax rate on corporations; eliminating the arithmetic average from the formula used for the apportionment of trade or business income among states; amending Minnesota Statutes 1976, Sections 290.06, Subdivisions 1 and 3d; 290.19, Subdivision 1; 290.361, Subdivision 2; 290A.07, Subdivision 1; 297A.25, Subdivision 1; Chapter 290, by adding a section; and Chapter 290A, by adding a section; and Minnesota Statutes, 1977 Supplement, Sections 290.06, Subdivision 3c; and 290A.06.

PATRICK E. FLAHAVEN, Secretary of the Senate

Vanasek moved that the House refuse to concur in the Senate amendments to H. F. No. 2250, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 1885, A bill for an act relating to education; providing for aids to education, tax levies, and the distribution of

tax revenues; granting certain powers and duties to teachers, school boards, school districts, county auditors, the commissioner of education, the commissioner of finance, and the state board of education; creating a legislative school finance study commission; revising the provisions governing effective date, levy limitations, and employee relations, in case of school district reorganization; allowing the experimental pairing of certain districts; limiting the liability of school bus contractors; increasing foundation aid, special education aid, capital expenditure aid and the capital expenditure levy limitation; providing a funding method for programs of secondary vocational education for handicapped children; increasing the reinstatement period for teachers on unrequested leave of absence; providing state funding for the employer's share of retirement contributions for teachers on extended leaves of absence; prohibiting wage reopening clauses in teachers' contracts; authorizing certain expenditures; transferring certain appropriated funds; appropriating money; amending Minnesota Statutes 1976, Sections 6.62, Subdivision 1; 121.904, Subdivision 7, and by adding a subdivision; 122.22, Subdivision 9, and by adding a subdivision; 122.23, Subdivisions 13, 15, and 18; 122.46, Subdivision 2; 123.37, Subdivision 1b; 124.17, Subdivision 3; 124.20; 124.212, by adding subdivisions; 124.74; 124.76; 125.12, Subdivisions 6a and 6b; 126.12; 127.29, Subdivision 1; 128A.02, by adding subdivisions; 134.03; 179.70, Subdivision 1; 275.125, Subdivisions 15, 16 and 18; 475.60, Subdivision 2; Chapter 122, by adding sections; Chapter 124, by adding a section; Minnesota Statutes, 1977 Supplement, Sections 121.912, Subdivision 1; 122.85, Subdivision 1; 124.17, Subdivisions 1 and 2; 124.19, Subdivision 1; 124.212, Subdivisions 5a, 7b and 8a; 124.213, Subdivisions 1 and 2; 124.222, Subdivision 6; 124.245, Subdivisions 1 and 2, and by adding a subdivision; 124.32, Subdivisions 1, 1a, 1b, 5, and by adding a subdivision; 124.38, Subdivision 7; 124.562, Subdivision 1; 124.572, Subdivision 2; 124.573, Subdivision 2; 125.60, Subdivisions 2 and 3, and by adding a subdivision; 125.61, Subdivisions 1, 2, 3, 4, 6, and by adding a subdivision; 176.011, Subdivision 9; 275.07; 275.124; 275.125, Subdivisions 9, and 11a; 354.094, Subdivisions 1 and 4; 354.66, Subdivisions 1 and 9; 354A.091, Subdivisions 1 and 4; and 354A.22, Subdivisions 1 and 9; repealing Minnesota Statutes 1976, Sections 120.07; 122.53; 124.02; Minnesota Statutes, 1977 Supplement, Sections 125.61, Subdivision 5; 128A.06; and Laws 1977, Chapter 447, Article IX, Section 8.

PATRICK E. FLAHAVEN, Secretary of the Senate

Eken moved that the House refuse to concur in the Senate amendments to H. F. No. 1885, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

## ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1885:

Eken, Johnson, Berg, McEachern and Knickerbocker.

## ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 10:00 a.m., Monday, March 13, 1978. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker Pro Tempore, Enebo, declared the House stands adjourned until 10:00 a.m., Monday, March 13, 1978.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

