

STATE OF MINNESOTA

SEVENTY-FIRST SESSION - 1979

FIFTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, SATURDAY, MAY 19, 1979

The House of Representatives convened at 10:00 a.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:

Aasness	Drew	Jude	Nelsen, M.	Sieben, H.
Adams	Eken	Kahn	Nelson	Sieben, M.
Ainley	Elioff	Kaley	Niehaus	Simoneau
Albrecht	Ellingson	Kalis	Norman	Stadum
Anderson, B.	Enebo	Kelly	Norton	Stoa
Anderson, D.	Erickson	Kempe	Novak	Stowell
Anderson, G.	Esau	Knickerbocker	Nysether	Sviggum
Anderson, I.	Evans	Kostohryz	Onnen	Swanson
Anderson, R.	Ewald	Kroening	Osthoff	Thiede
Battaglia	Faricy	Kvam	Otis	Tomlinson
Begich	Fjoslien	Laidig	Patton	Valan
Berglin	Forsythe	Lehto	Peher	Valento
Berkelman	Friedrich	Levi	Peterson	Vanasek
Biersdorf	Fritz	Long	Piepho	Voss
Blatz	Fudro	Ludeman	Pleasant	Waldorf
Brinkman	Greenfield	Luknic	Prahl	Weaver
Byrne	Halberg	Mann	Redalen	Welch
Carlson, D.	Haukoos	McCarron	Reding	Welker
Carlson, L.	Heap	McDonald	Rees	Wenzel
Casserly	Heinitz	McEachern	Reif	Wieser
Clark	Hoberg	Mehrkens	Rice	Wigley
Clawson	Hokanson	Metzen	Rose	Wynia
Corbid	Jacobs	Minne	Rothenberg	Zubay
Crandall	Jaros	Moe	Sarna	Speaker Searle
Dean	Jennings	Munger	Schreiber	
Dempsey	Johnson, C.	Murphy	Searles	
Den Ouden	Johnson, D.	Nelsen, B.	Sherwood	

A quorum was present.

Olsen was excused until 10:35 a.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Enebo 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. No. 996 have been placed in the members' files.

INTRODUCTION AND FIRST READING
OF HOUSE BILLS

The following House Files were introduced:

Wigley, Mann, Fjoslien, Valan and Anderson, I., introduced:

H. F. No. 1616, A bill for an act relating to claims against the state; reimbursing owners for certain damage done by wild animals; appropriating money; amending Minnesota Statutes 1978, Chapter 3, by adding a section.

The bill was read for the first time and referred to the Committee on Agriculture. Anderson, I., objected to the reference and the bill was referred to the Committee on Rules and Legislative Administration.

Johnson, C.; Vanasek; Rice; Stowell and Demsey introduced:

H. F. No. 1617, A bill for an act relating to elections; requiring only written findings of fact from judges hearing legislative office contests; disallowing supreme court appeals; amending Minnesota Statutes 1978, Section 209.10, Subdivision 1.

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

Biersdorf, Sarna, Friedrich, Metzen and Adams introduced:

H. F. No. 1618, A bill for an act relating to liquor; recodifying the law governing the manufacturing, importing, transporting, sale, possession, consumption and taxation of intoxicating liquor and non-intoxicating malt liquor; providing penalties; repealing Minnesota Statutes 1978, Chapter 340.

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

Norton, Voss and Mehrkens introduced:

H. F. No. 1619, A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Section 3; removing the requirement that notaries public be approved by the senate.

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

Lehto and Prah1 introduced:

H. F. No. 1620, A bill for an act relating to labor; eliminating the tip credit for minimum wages; repealing Minnesota Statutes 1978, Section 177.28, Subdivision 4.

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

Evans; Anderson, R.; Vanasak; Kvam and Pehler introduced:

H. F. No. 1621, A bill for an act relating to taxation; providing for a tax upon the business of removing gravel from pits or deposits; providing for enforcement and prescribing penalties for violations.

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

Moe and Patton introduced:

H. F. No. 1622, A bill for an act relating to retirement; disability retirement benefits; clarifying the various statutory provisions governing the entitlement for, payment of and computation of a disability benefit; creating a statewide review committee on disability benefits; appropriating money; amending Minnesota Statutes 1978, Sections 69.41; 69.43; 69.44; 352.01, Subdivisions 17 and 22, and by adding subdivisions; 352.113; 352B.01, by adding subdivisions; 352B.10; 352B.105; 352D.065, Subdivisions 2 and 3; 353.01, Subdivision 19, and by adding a subdivision; 353.33, Subdivisions 1, 2, 3, 4, 5, 6, 6a, 6b, 7, 8, 9 and 11, and by adding subdivisions; 353.656, Subdivisions 1, 3, 4, 5 and 6, and by adding subdivisions; 354.05, Subdivision 14, and by adding a subdivision; 354.48; 422A.01, by adding subdivisions; 422A.14; 422A.18, Subdivisions 1, 2, 3, 4, 5 and 7, and by adding subdivisions; 422A.34; 423.382; 423.388; 423.52; 423.53; 423.59; 423.801, Subdivision 4, and by adding subdivisions; 423.809, Subdivisions 1, 4, and by adding subdivisions; 424.19; 424.20; 424.25; 490.121, Subdivisions 13, 14 and 15; 490.124, Subdivision 4; and Chapters 69, by adding sections; 352B, by adding sections; 356, by adding sections; 423, by adding sections; and 424, by adding sections; repealing Minnesota Statutes 1978, Sections 353.656, Subdivision 2; and 423.54.

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

Casserly, Wynia and Corbid introduced:

H. F. No. 1623, A bill for an act relating to insurance; providing for the operation of the Minnesota life and health insurance guaranty association; correcting certain oversights and ambiguities; making certain improvements; amending Minnesota Statutes 1978, Sections 61B.02, Subdivision 1; 61B.05, by adding a subdivision; 61B.07, Subdivisions 1, 2, 3 and 7; and 61B.15.

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

HOUSE ADVISORIES

The following House Advisory was introduced:

Jacobs, Kroening, Sarna, Nelsen, M., and Voss introduced:

H. A. No. 41, A proposal to conduct a study of mosquito control within the state.

The advisory was referred to the Committee on Local and Urban Affairs.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 1167, A bill for an act relating to taxation; lowering the excise tax on natural and artificial sparkling wines on a temporary basis.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 218, A bill for an act relating to public utilities; removing cooperative telephone associations from the rate jurisdiction of the public service commission; granting associations an option as to rate regulation; amending Minnesota Statutes 1978, Section 237.06.

The Senate has appointed as such committee Messrs. Olhoff, Davies and Jensen.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 738, A bill for an act relating to the collection and dissemination of data; classifying data; clarifying information practices; extending the period of time during which the emergency classifications of data may be made; defining terms; clarifying the duties of the responsible authority; providing remedies; prescribing penalties; amending Minnesota Statutes 1978, Sections 15.1642, Subdivisions 3 and 5; and 15.165; and Chapter 15, by adding sections; repealing Minnesota Statutes 1978, Sections 15.162; 15.163; 15.1641; 15.1642, Subdivision 4; 15.166; 15.167; 15.1671; 15.169; and 15.17, Subdivision 4.

The Senate has appointed as such committee Messrs. Tennesen, Davies and Keefe, J.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 686, A bill for an act relating to public health; permitting use of plastic water well casings in additional counties; amending Minnesota Statutes 1978, Section 156A.031, Subdivision 2.

The Senate has appointed as such committee Messrs. Hanson, Anderson and Dunn.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 914, A bill for an act relating to retirement; providing for continued membership in public safety employee pension funds for certain current public safety employees who may not have the power of arrest with a warrant; amending Minnesota Statutes 1978, Sections 352B.01, Subdivision 2; and 353.64, Subdivision 1.

The Senate has appointed as such committee Messrs. Stokowski, Strand and Ogdahl.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 317, A bill for an act relating to highway traffic regulations; passing a stopped school bus displaying stop arm signals; providing remedies; prescribing penalties; amending Minnesota Statutes 1978, Section 169.44, by adding a subdivision.

The Senate has appointed as such committee Messrs. Wegener, Bernhagen and Sikorski.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1206, A bill for an act relating to energy; encouraging municipalities to use diseased trees.

The Senate has appointed as such committee Messrs. Engler, Humphrey and Olson.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 257, A bill for an act relating to taxation; providing standards and procedures for tax increment financing; authorizing the issuance of bonds; authorizing tax increment financing for the payment of principal and interest on such bonds; providing limitation on extent of districts to which tax increment financing applies; amending Minnesota Statutes 1978, Sections 362A.05; 458.192, Subdivision 11; 462.545, Subdivision 5; 462.585, Subdivisions 2, 3 and 4; 472A.06; 472A.07, by adding a subdivision; 473F.02, Subdivision 3; 473F.05; 473F.08, Subdivisions 2, 4 and 6; 474.10, Subdivisions 2 and 3; and Chapter 273, by adding sections; repealing Minnesota Statutes 1978, Sections 458.192, Subdivision 12; 472A.02, Subdivision 3; 472A.07, Subdivision 4; and 472A.08.

The Senate has appointed as such committee Messrs. Hanson, McCutcheon, Humphrey, Stokowski and Davies.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 186, A bill for an act relating to crimes; limiting a perpetrator's right to commercially exploit the crime; providing for the payment of crime victims; appropriating money; amending Minnesota Statutes 1978, Chapter 299B, by adding a section.

And the Senate respectfully requests that a Conference Committee be appointed thereon. Messrs. Chmielewski, Sikorski and Keefe, J. have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Byrne moved that the House accede to the request of the Senate for the appointment of a Conference Committee except that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a Conference Committee to meet with the committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 186. 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. 1563, A bill for an act relating to the organization and operation of state government; appropriating money for the department of transportation and for other purposes with certain conditions; amending Minnesota Statutes 1978, Sections 161.123; 174.24, Subdivision 3; 360.015, by adding a subdivision; and Laws 1973, Chapter 567, Section 8; repealing Minnesota Statutes 1978, Section 174.28.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House refuse to concur in the Senate amendments to H. F. No. 1563, that the Speaker shall appoint 3 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 3 members to a conference committee, and that the House requests that a conference 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. 1467, A bill for an act relating to state employees; providing for wage and fringe benefits for certain state employees; ratifying collective bargaining agreements; amending Minnesota Statutes 1978, Sections 43.01, Subdivision 14; 43.12, Subdivisions 2, 3, 5, 6, 7, 8, 8a, 10, 12, 14, 16, 17, 23, 24, 25, and by adding subdivisions; 43.122, Subdivision 5; 43.17, Subdivision

3; 43.43, by adding a subdivision; 43.44, Subdivision 2; 43.50, Subdivision 1; 43.51; and 645.44, Subdivision 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, M., moved that the House refuse to concur in the Senate amendments to H. F. No. 1467, that the Speaker shall appoint 3 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 3 members to a conference committee, and that the House requests that a conference 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 Senate File, herewith transmitted:

S. F. No. 1151.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 1435.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 1548.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 202.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the adoption by the Senate of the following House Concurrent Resolution, as amended by the Senate, herewith returned:

House Concurrent Resolution No. 7, A house concurrent resolution relating to the observance of Vietnam Veterans' Awareness Week.

PATRICK E. FLAHAVEN, Secretary of the Senate

Swanson moved that the House concur in the Senate amendments to House Concurrent Resolution No. 7 and that the resolution be repassed as amended by the Senate. The motion prevailed.

Swanson moved that House Concurrent Resolution No. 7, as amended by the Senate, be now readopted. The motion prevailed and House Concurrent Resolution No. 7 was readopted, as amended by the Senate.

FIRST READING OF SENATE BILLS

S. F. No. 1151, A bill for an act relating to retirement; providing determination of service credits; Minneapolis municipal employees retirement fund; increasing the employee contribution rate; amending Minnesota Statutes 1978, Sections 422A.03, Subdivisions 1 and 2; 422A.08, Subdivision 2; and 422A.10, Subdivision 1; and Chapter 355, by adding a section.

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

S. F. No. 1435, A resolution memorializing the Federal Republic of Germany to repeal the statute of limitations for Nazi crimes.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Rothenberg moved that the rule therein be suspended and an urgency be declared so that S. F. No. 1435 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Rothenberg moved that the rules of the House be so far suspended that S. F. No. 1435 be given its second and third readings and be placed upon its final passage. The motion prevailed.

S. F. No. 1435 was read for the second time.

S. F. No. 1435, A resolution memorializing the Federal Republic of Germany to repeal the statute of limitations for Nazi crimes.

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 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Dempsey	Jude	Nelsen, M.	Sieben, H.
Adams	Den Ouden	Kahn	Nelson	Sieben, M.
Ainley	Drew	Kaley	Niehaus	Simoneau
Albrecht	Eken	Kalis	Norman	Stadum
Anderson, B.	Elioff	Kelly	Norton	Stoa
Anderson, D.	Enebo	Kempe	Novak	Stowell
Anderson, G.	Erickson	Knickerbocker	Nysether	Sviggum
Anderson, I.	Esau	Kroening	Onnen	Swanson
Anderson, R.	Faricy	Laidig	Osthoff	Thiede
Battaglia	Fjoslien	Lehto	Otis	Tomlinson
Begich	Forsythe	Levi	Pehler	Valan
Berglin	Fritz	Long	Piepho	Valento
Berkelman	Fudro	Luknic	Pleasant	Vanasek
Biersdorf	Greenfield	Mann	Prahl	Voss
Blatz	Haukoos	McCarron	Redalen	Waldorf
Brinkman	Heap	McDonald	Reding	Weaver
Byrne	Heinitz	McEachern	Rees	Welch
Carlson, L.	Hoberg	Mehrkens	Reif	Welker
Cassery	Hokanson	Metzen	Rice	Wenzel
Clark	Jacobs	Minne	Rose	Wieser
Clawson	Jaros	Moe	Rothenberg	Wigley
Corbid	Jennings	Munger	Sarna	Wynia
Crandall	Johnson, C.	Murphy	Searles	Zubay
Dean	Johnson, D.	Nelsen, B.	Sherwood	Speaker Searle

The bill was passed and its title agreed to.

FIRST READING OF SENATE BILLS, Continued

S. F. No. 1548, A bill for an act relating to claims against the state; appropriating money for the payment thereof.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, McCarron moved that the rule therein be suspended and an urgency be declared so that S. F. No. 1548 be given its second and third readings and be placed upon its final passage. The motion prevailed.

McCarron moved that the rules of the House be so far suspended that S. F. No. 1548 be given its second and third readings and be placed upon its final passage. The motion prevailed.

S. F. No. 1548 was read for the second time.

S. F. No. 1548, 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 123 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Den Ouden	Johnson, D.	Murphy	Sieben, H.
Adams	Drew	Jude	Nelsen, B.	Sieben, M.
Ainley	Eken	Kahn	Nelsen, M.	Simoneau
Albrecht	Elioff	Kaley	Nelson	Stadum
Anderson, B.	Ellingson	Kalis	Niehaus	Stoa
Anderson, D.	Enebo	Kelly	Norman	Stowell
Anderson, G.	Erickson	Kempe	Norton	Sviggum
Anderson, I.	Esau	Knickerbocker	Novak	Swanson
Anderson, R.	Ewald	Kroening	Nysether	Thiede
Battaglia	Faricy	Kvam	Onnen	Tomlinson
Begich	Fjoslien	Laidig	Osthoff	Valan
Berglin	Forsythe	Lehto	Otis	Valento
Berkelman	Friedrich	Levi	Pehler	Vanasek
Biersdorf	Fritz	Long	Piepho	Voss
Blatz	Fudro	Ludeman	Prahl	Waldorf
Brinkman	Greenfield	Luknic	Redalen	Welch
Byrne	Haukoos	Mann	Reding	Welker
Carlson, L.	Heap	McCarron	Rees	Wenzel
Casserly	Heinitz	McDonald	Reif	Wieser
Clark	Hoberg	McEachern	Rice	Wigley
Clawson	Hokanson	Mehrkens	Rose	Wynia
Corbid	Jacobs	Metzen	Rothenberg	Zubay
Crandall	Jaros	Minne	Sarna	Speaker Searle
Dean	Jennings	Moe	Searles	
Dempsey	Johnson, C.	Munger	Sherwood	

The bill was passed and its title agreed to.

FIRST READING OF SENATE BILLS, Continued

S. F. No. 202, A bill for an act relating to health; providing for several types of life support transportation service; providing for health systems agencies to be involved in the licensing process; providing factors to be used in making licensing recommendations; providing for standards for services; forbidding inquiry as to ability to pay before provision of life support transportation services; requiring rules for nonemergency transportation reimbursement under medical assistance; exempting certain providers; amending Minnesota Statutes 1978, Sections 144.801; 144.802; 144.803; 144.804; 144.805; 144.807, Subdivision 1; 144.808; 144.809 and 144.8091, Subdivision 1.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Swanson moved that the rule therein be suspended and an urgency be declared so that S. F. No. 202 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Swanson moved that the rules of the House be so far suspended that S. F. No. 202 be given its second and third readings and be placed upon its final passage. The motion prevailed.

S. F. No. 202 was read for the second time.

Swanson moved to amend S. F. No. 202 as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 144.801, is amended to read:

144.801 [DEFINITIONS.] Subdivision 1. For the purposes of sections 144.801 to (144.808) *144.8091*, the terms defined in this section have the meaning given them.

Subd. 2. "(LAND) Ambulance" means any vehicle designed or intended for and actually used in providing (LAND TRANSPORTATION OF WOUNDED, INJURED, SICK, INVALID, OR INCAPACITATED) *life support transportation service to ill or injured persons, or expectant mothers.*

(SUBD. 3. "AIR AMBULANCE" MEANS ANY VEHICLE WHICH IS DESIGNED OR INTENDED FOR AND ACTUALLY USED IN PROVIDING AIR TRANSPORTATION OF WOUNDED, INJURED, SICK, INVALID, OR INCAPACITATED PERSONS, OR EXPECTANT MOTHERS.)

Subd. 3. "*Commissioner*" means the commissioner of health of the state of Minnesota.

Subd. 4. "(EMERGENCY AMBULANCE) *Life support transportation service*" means transportation and treatment which is rendered or offered to be rendered preliminary to or during transportation to, from, or between health care facilities for (WOUNDED, INJURED, SICK, INVALID, OR INCAPACITATED) *ill or injured persons, or expectant mothers* (, PROVIDED BY ANY OPERATOR).

(SUBD. 5. "NONEMERGENCY AMBULANCE SERVICE" MEANS TRANSPORTATION TO OR FROM A HEALTH CARE FACILITY FOR EXAMINATION, DIAGNO-

SIS, TREATMENT, THERAPY, OR CONSULTATION FOR WOUNDED, INJURED, SICK, INVALID, OR INCAPACITATED PERSONS, OR EXPECTANT MOTHERS, PROVIDED BY ANY OPERATOR. THIS SERVICE IS TRANSPORTATION WHICH IS REGULARLY PROVIDED, OR OFFERED TO BE PROVIDED, BUT WHICH DOES NOT REGULARLY NECESSITATE TREATMENT OF THE PERSON WHILE BEING TRANSPORTED. NONEMERGENCY AMBULANCE SERVICE DOES NOT INCLUDE THE PROVISION OF TRANSPORTATION SERVICES TO PERSONS FOR WHOM THE NEED FOR OXYGEN, RESUSCITATION OR ASPIRATION IS NOT REASONABLY FORESEEABLE DURING TRANSPORTATION.)

Subd. (6) 5. "License" means authority granted by the (STATE) commissioner (OF HEALTH) for the operation of (A LAND EMERGENCY AMBULANCE SERVICE, LAND NONEMERGENCY AMBULANCE SERVICE, AIR EMERGENCY AMBULANCE) *a life support transportation service* (, OR AIR NONEMERGENCY AMBULANCE SERVICE) in the state of Minnesota.

Subd. 6. "Licensee" means a natural person, partnership, association, corporation, or unit of government which possesses a *life support transportation service license*.

(SUBD. 7. "OPERATOR" MEANS A PERSON, FIRM, PARTNERSHIP, CORPORATION, SERVICE CLUB, VOLUNTEER FIRE DEPARTMENT, VOLUNTEER AMBULANCE SERVICE, POLITICAL SUBDIVISION OR OTHER ORGANIZATION WHICH PROVIDES LAND EMERGENCY AMBULANCE SERVICE, LAND NONEMERGENCY AMBULANCE SERVICE, AIR EMERGENCY AMBULANCE SERVICE, OR AIR NONEMERGENCY AMBULANCE SERVICE.)

Subd. (8) 7. "Base of operation" means the (POLITICAL SUBDIVISION IN) *address at which the physical plant housing ambulances, related equipment and personnel is located.*

(SUBD. 9. "NEWLY ESTABLISHED AMBULANCE SERVICE" MEANS AN EMERGENCY AMBULANCE SERVICE OR NONEMERGENCY AMBULANCE SERVICE WHICH DOES NOT POSSESS A CURRENT LICENSE TO PROVIDE THE SPECIFIC TYPE OF AMBULANCE SERVICE AS SET FORTH IN SUBDIVISION 6 AND INTENDED TO BE OFFERED FROM A BASE OF OPERATION.)

Subd. 8. "Health systems agency" means an agency established under section 145.74 to meet the requirements of the national health planning and resources development act. P.L. 93-641, 42 U.S.C. Section 300 *h et seq.*

Subd. 9. "Municipality" means any city of any class, however organized, and any town.

Subd. 10. "Primary service area" means the geographic area that can reasonably be served by a life support transportation service.

Sec. 2. Minnesota Statutes 1978, Section 144.802, is amended to read:

144.802 [LICENSING.] Subdivision 1. No (OPERATOR SHALL) *natural person, partnership, association, corporation or unit of government may operate a (LAND EMERGENCY AMBULANCE SERVICE, LAND NONEMERGENCY AMBULANCE SERVICE, AIR EMERGENCY AMBULANCE) life support transportation service (OR AIR NONEMERGENCY AMBULANCE SERVICE) within this state unless it possesses a valid license to do so issued by the (STATE) commissioner (OF HEALTH). The license shall specify the (LOCATION OF THE) base of operations, primary service area, and the type or types of (AMBULANCE) life support transportation service for which the (OPERATOR) licensee is licensed. The (OPERATOR) licensee shall obtain a new license if it wishes to establish a new base of operation, or to expand its primary service area, or to provide a new type or types of service. (LICENSES SHALL NOT BE TRANSFERABLE. IF OWNERSHIP OF A SERVICE IS TRANSFERRED, A NEW LICENSE SHALL BE ISSUED UPON THE APPROVAL OF THE STATE COMMISSIONER OF HEALTH AND A FINDING OF CONFORMANCE WITH ALL THE REQUIREMENTS OF SECTIONS 144.801 TO 144.806 AND 144.808. A PUBLIC HEARING SHALL NOT BE REQUIRED WHEN THERE IS A TRANSFER OF OWNERSHIP.) A license, or the ownership of a licensed life support transportation service, may be transferred only after the approval of the commissioner based upon a finding that the proposed licensee or proposed new owner of a licensed life support transportation service meets or will meet the requirements of section 144.804. If the proposed transfer would result in a change in or addition of a new base of operations, expansion of the service's primary service area, or provision of a new type or types of life support transportation service, the commissioner shall require the prospective licensee or owner to comply with subdivision 3. The commissioner may approve the license or ownership transfer prior to completion of the application process described in subdivision 3 upon obtaining written assurances from the proposed licensee or proposed new owner that no change in the service's base of operations, expansion of the service's primary service area, or provision of a new type or types of life support transportation service will occur during the processing of the application. The cost of licenses shall be in an amount prescribed by*

the commissioner pursuant to section 144.122. Licenses shall expire and be renewed as prescribed by the commissioner pursuant to section 144.122.

Subd. 2. The (STATE) commissioner (OF HEALTH) shall not issue a license (FOR) *authorizing the operation of a (NEWLY ESTABLISHED AMBULANCE) new life support transportation service, provision of a new type or types of (AMBULANCE) life support transportation service (OR) by an existing service, or establishment of a new base of operation or an expanded primary service area for an existing (AMBULANCE) service (IN THE STATE) unless the (SERVICE MEETS THE STANDARDS REQUIRED BY) requirements of sections 144.801 to (144.806) 144.807 are met (AND THE APPLICANT HAS DEMONSTRATED TO THE SATISFACTION OF THE STATE COMMISSIONER OF HEALTH PURSUANT TO THE PROVISIONS OF SUBDIVISION 3, THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE PROPOSED AMBULANCE SERVICE.)*

(SUBD. 3. UPON RECEIVING AN APPLICATION FOR A LICENSE TO OPERATE AN AMBULANCE SERVICE, A NOTICE OF THE FILING OF THE APPLICATION SHALL BE PUBLISHED IN THE STATE REGISTER AND ONCE IN THE FORM PRESCRIBED BY THE COMMISSIONER OF HEALTH, AT THE EXPENSE OF THE APPLICANT, IN A NEWSPAPER PUBLISHED IN THE MUNICIPALITY IN WHICH THE PROPOSED AMBULANCE SERVICE IS TO BE PROVIDED, OR, IF THERE IS NONE IN THE MUNICIPALITY OR IF THE SERVICE IS TO BE PROVIDED IN MORE THAN ONE MUNICIPALITY, IN A NEWSPAPER PUBLISHED AT THE COUNTY SEAT OF THE COUNTY IN WHICH THE AMBULANCE SERVICE IS TO BE PROVIDED. THE COMMISSIONER MAY GRANT OR DENY THE LICENSE 30 DAYS AFTER NOTICE OF THE FILING HAS BEEN FULLY PUBLISHED. IF THE COMMISSIONER RECEIVES A WRITTEN OBJECTION TO THE APPLICATION FROM ANY PERSON WITHIN 20 DAYS OF THE NOTICE HAVING BEEN FULLY PUBLISHED, THE LICENSE SHALL BE GRANTED OR DENIED ONLY AFTER A CONTESTED CASE HEARING HAS BEEN CONDUCTED ON THE APPLICATION. THE COMMISSIONER MAY ELECT TO HOLD A CONTESTED CASE HEARING IF NO OBJECTIONS TO THE APPLICATION ARE RECEIVED. IF A TIMELY OBJECTION IS NOT RECEIVED, THE COMMISSIONER MAY GRANT OR DENY THE REQUESTED LICENSE BASED UPON THE INFORMATION CONTAINED IN THE LICENSE APPLICATION. IF LICENSURE IS DENIED WITHOUT HEARING, THE APPLICANT, WITHIN 30 DAYS AFTER RECEIVING NOTICE OF DENIAL, MAY REQUEST AND SHALL BE GRANTED A CONTESTED CASE HEARING UPON THE

APPLICATION, AT WHICH HEARING ALL ISSUES WILL BE HEARD DE NOVO.)

Subd. 3. (a) Each prospective licensee and each present licensee wishing to offer a new type or types of life support transportation service, to establish a new base of operation, or to expand a primary service area, shall make written application for a license to the commissioner on a form provided by the commissioner. The commissioner shall promptly send notice of the completed application to the health systems agency or agencies, the community health service agency or agencies, and each municipality and county, in the area in which life support transportation service would be provided by the applicant. The commissioner shall publish the notice, at the applicant's expense, in the state register and in a newspaper in the municipality in which the service would be provided, or if no newspaper is published in the municipality or if the service would be provided in more than one municipality, in a newspaper published at the county-seat of the county or counties in which the service would be provided.

(b) Each municipality, county, community health service, and other person wishing to make recommendations concerning the disposition of the application shall make written recommendations to the health systems agency in its area within 30 days of the publication of notice of the application.

(c) The health systems agency or agencies shall:

(1) hold a public hearing;

(2) provide notice of the public hearing in the newspaper or newspapers in which notice was published under part (a) for two successive weeks at least ten days before the date of the hearing;

(3) allow any interested person the opportunity to be heard, to be represented by counsel, and to present oral and written evidence at the public hearing;

(4) provide a transcript of the hearing at the expense of any individual requesting it, if the transcript is requested at least three days prior to the hearing; and

(5) follow any further procedure not inconsistent with Minnesota Statutes, Chapter 15, which it deems appropriate.

(d) The health systems agency or agencies shall review and comment upon the application and shall make written recommendations as to its disposition to the commissioner within 90 days of receiving notice of the application. In making the recommendations, the health systems agency or agencies shall consider

and make written comments as to whether the proposed service, change in base of operations, or expansion in primary service area is needed, based on consideration of the following factors:

(1) the relationship of the proposed service, change in base of operations or expansion in primary service area to current health systems and annual implementation plans;

(2) the recommendations or comments of the governing bodies of the counties and municipalities in which the service would be provided;

(3) the duplication, if any, of life support transportation services that would result from granting the license;

(4) the estimated effect of the proposed service, change in base of operation or expansion in primary service area on the public health; and

(5) whether any benefit accruing to the public health would outweigh the costs associated with the proposed service, change in base of operations, or expansion in primary service area.

The health systems agency or agencies shall recommend that the commissioner either grant or deny a license or recommend that a modified license be granted. The reasons for the recommendation shall be set forth in detail. The health systems agency or agencies shall make the recommendations and reasons available to any individual requesting them.

Subd. 4. Within 30 days after receiving the health systems agency recommendations, the commissioner shall grant or deny a license to the applicant. In granting or denying a license, the commissioner shall consider the health systems agency recommendations, evidence contained in the application, any hearing record and other applicable evidence, and whether any benefit accruing to the public health would outweigh the costs associated with the proposed service, change in base of operations, or expansion in primary service area. If the commissioner's decision is different from the health systems agency recommendations, the commissioner shall set forth in detail the reasons for differing from the recommendations.

Subd. 5. The commissioner's decision made under subdivision 4 shall be the final administrative decision. Any person aggrieved by the commissioner's decision shall be entitled to judicial review in the manner provided in sections 15.0424 to 15.0426.

Sec. 3. Minnesota Statutes 1978, Section 144.803, is amended to read:

144.803 [LICENSING; SUSPENSION AND REVOCATION.] The (STATE) commissioner (OF HEALTH) may, after *conducting a contested case hearing upon reasonable notice*, suspend or revoke, or refuse to renew the license of (AN OPERATOR) a *licensee* upon finding that the licensee has violated sections 144.801 to (144.806 OR) 144.808 or *has ceased to provide the service for which it is licensed.* (PROCEEDINGS BY THE STATE COMMISSIONER OF HEALTH PURSUANT TO THIS SECTION AND REVIEW THEREOF SHALL BE SUBJECT TO THE PROVISIONS OF CHAPTER 15.)

Sec. 4. Minnesota Statutes 1978, Section 144.804, is amended to read:

144.804 [STANDARDS.] Subdivision 1. No publicly or privately owned (AMBULANCE) life support transportation service shall be operated in the state unless (THE) its drivers and attendants *have taken a basic emergency care course approved by the commissioner pursuant to rule and each possess* (A CURRENT ADVANCED AMERICAN RED CROSS FIRST AID CERTIFICATE OR OTHER FIRST AID OR EMERGENCY CARE CERTIFICATE AUTHORIZED BY RULES ADOPTED BY THE STATE COMMISSIONER OF HEALTH PURSUANT TO CHAPTER 15.) *an appropriate emergency medical technician credential issued by the commissioner. Notwithstanding the previous sentence, a driver or attendant for a basic life support transportation service is not required to possess an emergency medical technician credential until three years from the effective date of sections 1 to 9 if he: possesses a current advanced American Red Cross first aid certificate; or has successfully completed an approved basic emergency care course, and has successfully completed a refresher course approved by the commissioner pursuant to rule at intervals of two years from the date of completing the basic emergency care course. After this period an individual functioning as a driver or an attendant in a basic life support transportation service has 12 months from the date of joining the service in which to receive an emergency medical technician credential issued by the commissioner. During this 12 month period such a driver or an attendant shall possess a current advanced American Red Cross first aid certificate or a current emergency medical technician certificate issued by the national registry of emergency medical technicians. The commissioner shall communicate regularly to each licensed service information describing the training available to its staff.*

Subd. 2. Basic life support transportation services operated by municipalities with population under 2,000 shall be exempt from the provisions of subdivision 1. Such services must maintain at least three-quarters of the percentage of their drivers and attendants already trained to the emergency medical technician level as of July 1, 1979. All other personnel must possess

at least a current advanced American red cross first aid certificate. The commissioner in cooperation with the department of education shall make every effort to train and credential 100 percent of all drivers and attendants of all basic life support transportation services. The commissioner and the department of education shall establish alternatives to the current training system in order to encourage participation by services who find the existing training opportunities insufficient to their needs. They shall make a report to the legislature concerning this effort no later than February 1, 1980.

Subd. (2) 3. Every ambulance offering (EMERGENCY) life support transportation service shall be equipped with a stretcher and after August 1, 1979, a two-way radio communications system which is in accordance with the (STATE COMMISSIONER OF HEALTH) commissioner's statewide radio communications plan as promulgated in rule and carry the minimal equipment (RECOMMENDED BY THE AMERICAN COLLEGE OF SURGEONS OR THE EQUIVALENT) necessary for the type of service to be provided as determined by standards adopted by the (STATE) commissioner (OF HEALTH) pursuant to subdivision 3 of this section and chapter 15. Each life support transportation service shall offer service 24 hours per day every day of the year, unless otherwise authorized by the commissioner, and each vehicle while in operation shall be staffed by a driver and an attendant. Drivers and attendants are authorized to use only equipment for which they are qualified by training. A life support transportation service may substitute a physician, osteopath or registered nurse for the attendant in an ambulance. Whenever a life support transportation service finds it impossible to arrange for an attendant to accompany the driver, the driver may proceed to answer an emergency call without an accompanying attendant, provided that the service shall make all reasonable efforts to arrange for an attendant to be present at the site of the emergency and enroute to a health care facility. An operator shall not deny life support transportation services to a person needing life support care because of ability to pay or source of payment for services.

Subd. (3) 4. (ALL LAND AMBULANCES OFFERING EMERGENCY SERVICE, WHETHER PUBLICLY OR PRIVATELY OWNED, SHALL OFFER AMBULANCE SERVICE 24 HOURS PER DAY EVERY DAY OF THE YEAR AND SHALL BE STAFFED BY A DRIVER AND AN ATTENDANT. AN AMBULANCE OPERATED BY A NONPROFIT ENTITY AND LIMITING ITS OPERATION EXCLUSIVELY TO PROVIDING EMERGENCY AMBULANCE SERVICE BY CONTRACT FOR SPECIFIC EVENTS AND MEETINGS NEED NOT OFFER EMERGENCY SERVICE 24 HOURS PER DAY EVERY DAY OF THE YEAR BUT SHALL MEET ALL OTHER LEGAL STANDARDS FOR AMBULANCE SERVICES OFFERING EMERGENCY SERVICE. AIR AMBULANCES SHALL BE STAFFED BY A PILOT AND AN

ATTENDANT. WHENEVER A LAND EMERGENCY AMBULANCE SERVICE SHALL FIND IT IMPOSSIBLE TO ARRANGE FOR AN ATTENDANT TO ACCOMPANY THE DRIVER, THE DRIVER MAY PROCEED TO ANSWER AN EMERGENCY CALL WITHOUT AN ACCOMPANYING ATTENDANT, PROVIDED THAT THE AMBULANCE SERVICE SHALL MAKE ALL REASONABLE EFFORTS TO ARRANGE FOR AN ATTENDANT TO BE PRESENT AT THE SITE OF THE EMERGENCY AND ENROUTE TO A HEALTH CARE FACILITY. DRIVERS AND ATTENDANTS ARE AUTHORIZED TO USE ONLY SUCH EQUIPMENT FOR WHICH THEY ARE QUALIFIED BY TRAINING. AN AMBULANCE SERVICE MAY SUBSTITUTE A PHYSICIAN, OSTEOPATH OR REGISTERED NURSE FOR THE ATTENDANT IN AN AMBULANCE.)

(ALL AMBULANCES OFFERING NONEMERGENCY SERVICE SHALL BE EQUIPPED WITH OXYGEN AND RESUSCITATION AND ASPIRATION EQUIPMENT. AFTER JULY 1, 1978 THE OXYGEN, RESUSCITATION AND ASPIRATION EQUIPMENT MUST MEET STANDARDS AS SPECIFIED BY RULES ADOPTED BY THE STATE COMMISSIONER OF HEALTH PURSUANT TO CHAPTER 15. NO AMBULANCE OFFERING ONLY NONEMERGENCY SERVICES SHALL BE EQUIPPED WITH EMERGENCY WARNING LIGHTS OR SIREN.) *Before April 1, 1980, the commissioner, in consultation with the appropriate standing committees of the legislature, shall promulgate as rules standards for the operation of the following types of life support transportation service:*

(a) *basic life support service, which shall have appropriate personnel, vehicles and equipment, and be maintained in a sanitary condition so as to ensure that life-threatening situations and potentially serious injuries can be recognized, patients will be protected from additional hazards, basic treatment to reduce the seriousness of emergency situations will be administered and patients will be transported to an appropriate medical facility for treatment;*

(b) *advanced life support service which shall have appropriate personnel, vehicles and equipment, and be maintained in a sanitary condition so as to provide medical care beyond the basic life support level, including, but not limited to, intubation, defibrillation and administration of intravenous fluids and certain pharmaceuticals;*

(c) *scheduled life support transportation service;*

(d) *life support transportation service provided by an employer for the benefit of its employees;*

(e) life support transportation service operated by a non-profit entity and limited exclusively to providing service by contract for specific events and meetings.

An advanced life support ambulance may be used as a basic life support ambulance provided that its operation fulfills the standards promulgated pursuant to clause (a).

The standards promulgated under this subdivision shall take effect on June 1, 1980.

Subd. (4) 5. Nothing in sections 144.801 to 144.806 shall prevent operation of a police emergency vehicle by one person nor affect any statute or regulatory authority vested in the department of public safety concerning automotive equipment and safety requirements.

Subd. 6. Local units of government may, with the approval of the commissioner, establish standards for life support transportation services which impose additional requirements upon such services. Local units of government which desire to impose such additional requirements shall, prior to promulgation of relevant ordinances, rules or regulations, furnish the commissioner with a copy of such proposed ordinances, rules or regulations, along with information which affirmatively substantiates that the proposed ordinances, rules or regulations: will in no way conflict with the relevant rules of the department of health; will establish additional requirements tending to protect the public health; will not diminish public access to life support transportation services of acceptable quality; will produce a benefit to the public health which would outweigh the costs associated with the additional requirements; and will not interfere with the orderly development of regional systems of emergency medical care. The commissioner shall base any decision to approve or disapprove such standards upon whether or not the local unit of government in question has affirmatively substantiated that the proposed ordinances, rules or regulations meet these criteria.

Subd. 7. The commissioner shall promulgate as rules standards particularizing the definition of primary service area under section 1, subdivision 8, under which the commissioner shall designate each licensed life support transportation service as serving a primary service area or areas.

Sec. 5. Minnesota Statutes 1978, Section 144.805, is amended to read:

144.805 [CLASS C DRIVER'S LICENSE.] Any person driving an ambulance providing land transportation shall have a valid class C Minnesota driver's license.

Sec. 6. Minnesota Statutes 1978, Section 144.807, Subdivision 1, is amended to read:

144.807 [REPORTS.] Subdivision 1. [REPORTING OF INFORMATION.] Operators of (AMBULANCE) *life support transportation* services licensed pursuant to sections 144.801 to 144.806 shall report information about (EMERGENCY) *life support transportation* service to the (STATE) commissioner (OF HEALTH) as the commissioner may require, excluding data relative to patient identification (, COST OF THE SERVICE RENDERED, OR CHARGES FOR THE SERVICE PROVIDED. NO REPORTS SHALL BE REQUIRED FOR NON-EMERGENCY SERVICE.) All information shall be reported on forms prescribed by the commissioner for that purpose. (IN DETERMINING THE NATURE, SCOPE, USE, AND FORM OF THE INFORMATION TO BE REPORTED, THE COMMISSIONER SHALL CONSULT WITH HIS DESIGNATED AMBULANCE SERVICE SUBCOMMITTEE.)

Sec. 7. Minnesota Statutes 1978, Section 144.808, is amended to read:

144.808 [INSPECTIONS.] The (STATE) commissioner (OF HEALTH) may inspect (AMBULANCE) *life support transportation* services as frequently as deemed necessary. These inspections shall be for the purpose of determining (THAT) *whether* the ambulance and equipment is clean and in proper working order and (IF) *whether* the operator is in compliance with sections 144.801 to 144.804 and any rules that the (STATE) commissioner (OF HEALTH) adopts related to sections 144.801 to 144.804.

Sec. 8. Minnesota Statutes 1978, Section 144.809, is amended to read:

144.809 [RENEWAL OF EMERGENCY MEDICAL TECHNICIAN'S CERTIFICATE, FEE.] No fee set by the (STATE) commissioner (OF HEALTH) for biennial renewal of an emergency medical technician's certificate by a member of a volunteer (AMBULANCE) *life support transportation* service or volunteer fire department shall exceed \$2.

Sec. 9. Minnesota Statutes 1978, Section 144.8091, Subdivision 1, is amended to read:

144.8091 [REIMBURSEMENT TO NONPROFIT AMBULANCE SERVICES.] Subdivision 1. Any political subdivision, or nonprofit hospital or nonprofit corporation operating a licensed (AMBULANCE) *life support transportation* service shall be reimbursed by the (STATE) commissioner (OF HEALTH) for the necessary expense of the initial training of a volunteer ambulance attendant upon successful completion by the attendant of (AN) *a basic emergency care course, or a continuing education course for basic emergency care, or both*, which has been approved by the (STATE) commissioner (OF HEALTH), pursuant to section 144.804. Reimbursable expense may include tuition, transportation, food, lodging, hourly pay-

ment for time spent in the training course, and other necessary expenditures, except that in no instance shall a volunteer ambulance attendant be reimbursed more than \$210 for successful completion of a basic course, and \$70 for successful completion of a continuing education course.

Sec. 10. [REDESIGNATION OF EMERGENCY AMBULANCE SERVICES; TEMPORARY CONTINUATION OF EXISTING STANDARDS.] *Each entity licensed as an emergency ambulance service on the effective date of sections 1 to 10 is hereby redesignated as a life support transportation service. Until the commissioner promulgates standards pursuant to section 4, the standards promulgated under Laws 1977, Chapter 37, Section 4, for emergency ambulance services shall apply to all life support transportation services.*

Sec. 11. Minnesota Statutes 1978, Section 256B.04, Subdivision 12, is amended to read:

Subd. 12. Place limits on the types of services covered by medical assistance, the frequency with which the same or similar services may be covered by medical assistance for an individual recipient, and the amount paid for each covered service. The state agency shall promulgate rules, including temporary rules, establishing maximum reimbursement rates for emergency and non-emergency (AMBULANCE) *life support transportation services.*

The rules shall provide:

(a) *An opportunity for all life support transportation services, designated by the state agency, to be reimbursed for non-emergency transportation consistent with the maximum rates established by the agency;*

(b) *Reimbursement of providers owned and operated by a public agency or a nursing home at reasonable maximum rates that reflect the cost of providing the service regardless of the fare that might be charged by the provider for similar services to individuals other than those receiving medical assistance or medical care under this chapter; and*

(c) *Reimbursement for each additional passenger carried on a single trip at a substantially lower rate than the first passenger carried on that trip.*

The commissioner shall encourage providers reimbursed under this chapter to coordinate their operation with similar services that are operating in the same community. To the extent practicable, the commissioner shall encourage eligible individuals to utilize less expensive providers capable of serving their needs."

Further amend by striking the title and inserting:

"A bill for an act relating to health; providing for several types of life support transportation service; providing for health systems agencies to be involved in the licensing process; providing factors to be used in making licensing recommendations; providing for standards for services; forbidding inquiry as to ability to pay before provision of life support transportation services; requiring rules for maximum reimbursement rates under medical assistance for emergency and non-emergency life support transportation services; amending Minnesota Statutes 1978, Sections 144.801; 144.802; 144.803; 144.804; 144.805; 144.807, Subdivision 1; 144.808; 144.809; 144.8091, Subdivision 1 and 256B.04, Subdivision 12."

The motion prevailed and the amendment was adopted.

S. F. No. 202, A bill for an act relating to health; providing for several types of life support transportation service; providing for health systems agencies to be involved in the licensing process; providing factors to be used in making licensing recommendations; providing for standards for services; forbidding inquiry as to ability to pay before provision of life support transportation services; requiring rules for nonemergency transportation reimbursement under medical assistance; exempting certain providers; amending Minnesota Statutes 1978, Sections 144.801; 144.802; 144.803; 144.804; 144.805; 144.807, Subdivision 1; 144.808; 144.809 and 144.8091, Subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 121 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Aasness	Crandall	Heap	Levi	Novak
Adams	Dean	Heinitz	Long	Nysether
Albrecht	Dempsey	Hoberg	Ludeman	Onnen
Anderson, B.	Den Ouden	Hokanson	Luknic	Osthoff
Anderson, G.	Drew	Jacobs	Mann	Otis
Anderson, I.	Eken	Jaros	McCarron	Pehler
Anderson, R.	Elioff	Jennings	McDonald	Piepho
Battaglia	Ellingson	Johnson, C.	McEachern	Pleasant
Begich	Enebo	Johnson, D.	Mehrkins	Prahl
Berglin	Erickson	Jude	Metzen	Redalen
Berkelman	Esau	Kahn	Minne	Reding
Biersdorf	Ewald	Kaley	Moe	Reif
Blatz	Faricy	Kalis	Munger	Rice
Brinkman	Fjoslien	Kelly	Murphy	Rose
Byrne	Forsythe	Kempe	Nelsen, B.	Rothenberg
Carlson, L.	Friedrich	Knickerbocker	Nelsen, M.	Sarna
Casserly	Fritz	Kroening	Nelson	Searles
Clark	Fudro	Kvam	Niehaus	Sherwood
Clawson	Greenfield	Laidig	Norman	Sieben, H.
Corbid	Haukoos	Lehto	Norton	Sieben, M.

Simoneau	Swanson	Vanasek	Wenzel	Speaker Searle
Stadum	Thiede	Voss	Wieser	
Stoa	Tomlinson	Waldorf	Wigley	
Stowell	Valan	Welch	Wynia	
Sviggum	Valento	Welker	Zubay	

Those who voted in the negative were:

Rees

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

The following conference committee reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 60

A bill for an act relating to natural resources; modifying certain trespass laws; amending Minnesota Statutes 1978, Section 100.273, Subdivision 1.

May 17, 1979

The Honorable Rod Searle
Speaker of the House of Representatives

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 60, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 60 be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 100.273, Subdivision 1, is amended to read:

100.273 [TRESPASS.] Subdivision 1. For purposes of this section, "agricultural lands" mean lands (BEING USED TO RAISE AGRICULTURAL PRODUCTS) *containing plowed or tilled fields, standing crops or their residues, or lands with a maintained fence for the purpose of enclosing domestic livestock* (, EXCEPT LANDS WITHIN 66 FEET OF THE WATER'S EDGE OF STREAMS OR LAKES).

Sec. 2. Minnesota Statutes 1978, Section 100.273, Subdivision 2, is amended to read:

Subd. 2. No person shall enter upon the agricultural lands of another (FOR ANY RECREATIONAL PURPOSE AS DE-

FINED BY SECTION 87.021) *with the intent of hunting big or small game nor shall any person intentionally enter upon the agricultural land of another for the purpose of pleasure driving, including snowmobiling or operating any motorized vehicle, unless and until the permission of the owner, occupant, or lessee is obtained.*

Sec. 3. Minnesota Statutes 1978, Section 100.273, Subdivision 4, is amended to read:

Subd. 4. No person (WHILE ENGAGED IN ANY RECREATIONAL PURPOSE AS DEFINED BY SECTION 87.021) shall enter or leave the lands of another, or pass from one portion of another person's land, through a closed gate without returning the gate to its original position, nor shall any person destroy, cut or tear down any fence, building, grain, crops, any sign erected pursuant to subdivision 6 or live trees, or wound or kill any domestic animals.

Sec. 4. Minnesota Statutes 1978, Section 100.273, Subdivision 5, is amended to read:

Subd. 5. No person shall take any wild animal with a firearm without the written permission of the owner or occupant of the premises on any private agricultural land not his own or any public right-of-way within 500 feet of any building occupied by a human being or by livestock, or within 500 feet of any stockade or corral containing livestock (, NOR SHALL ANY PERSON TAKE ANY WILD ANIMAL WITH A FIREARM WITHIN 200 FEET OF ANY BUILDING OCCUPIED BY A HUMAN BEING ON ANY LAND OTHER THAN AGRICULTURAL LAND WITHOUT THE ORAL PERMISSION OF THE OWNER OR OCCUPANT OF THE PREMISES,) or within 500 feet of any burning area.

Sec. 5. Minnesota Statutes 1978, Section 100.273, Subdivision 7, is amended to read:

Subd. 7. In taking raccoon, when treed on private land with the aid of dogs, a person while on foot may, without permission of the landowner, enter such private land to retrieve any dogs and then shall immediately leave the premises. *During the season for taking big game, a hunter may on foot retrieve a wounded big game animal from the private land of another which is not posted pursuant to subdivision 6 and shall then leave the private land as soon as possible.*

Sec. 6. Minnesota Statutes 1978, Section 100.273, Subdivision 9, is amended to read:

Subd. 9. Violation of any provision of this section is a misdemeanor. Upon a person's (FIRST) conviction for violating

any provision of this section, any license issued to him pursuant to chapter 98, or any registration pursuant to section 84.82, under which he was exercising or attempting to exercise a privilege while violating this section shall immediately become null and void. (EXCEPT AS OTHERWISE PROVIDED IN THIS SUBDIVISION, IF A PERSON IS CONVICTED OF A SECOND OR SUBSEQUENT OFFENSE PROHIBITED BY ANY PROVISION OF THIS SECTION, ANY LICENSE ISSUED TO HIM PURSUANT TO CHAPTER 98, OR ANY REGISTRATION PURSUANT TO SECTION 84.82, UNDER WHICH HE WAS EXERCISING OR ATTEMPTING TO EXERCISE A PRIVILEGE WHILE VIOLATING THIS SECTION, SHALL IMMEDIATELY BECOME NULL AND VOID AND HE SHALL FORFEIT HIS RIGHT TO SECURE ANY LICENSE FOR THAT PURPOSE AUTHORIZED IN CHAPTER 98 OR ANY REGISTRATION PURSUANT TO SECTION 84.82 FOR A PERIOD OF THREE YEARS FROM THE DATE OF THE CONVICTION. IF A PERSON IS EXERCISING OR ATTEMPTING TO EXERCISE A PRIVILEGE UNDER A LICENSE ISSUED PURSUANT TO CHAPTER 98 WHEN ARRESTED FOR A SECOND VIOLATION OF THIS SECTION AND THE PURPOSE OF THE LICENSE IS DIFFERENT FROM THE PURPOSE OF THE LICENSE UNDER WHICH HE WAS EXERCISING OR ATTEMPTING TO EXERCISE A PRIVILEGE WHEN ARRESTED FOR THE FIRST OFFENSE, THE LICENSE INVOLVED IN THE SECOND VIOLATION SHALL IMMEDIATELY BECOME NULL AND VOID.)"

Further amend the title as follows:

Page 1, line 4, delete "Subdivision 1" and insert "Subdivisions 1, 2, 4, 5, 7, and 9"

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

House Conferees: AL W. WIESER, JR., GAYLIN DEN OUDEN and NORMAN R. PRAHL.

Senate Conferees: CLARENCE M. PURFEERST, GERRY SIKORSKI and COLLIN C. PETERSON.

Wieser moved that the report of the Conference Committee on H. F. No. 60 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

The bill was read for the third time as amended by Conference.

MOTION FOR RECONSIDERATION

Lehto moved that the action whereby H. F. No. 60 was given its third reading as amended by Conference be now reconsidered. The motion prevailed.

Lehto moved that the vote whereby the House adopted the Conference Committee Report on H. F. No. 60 be now reconsidered. The motion prevailed.

Wieser moved that the House refuse to adopt the Conference Committee Report on H. F. No. 60, and that the bill be returned to Conference. The motion prevailed.

Prahl moved that the present House Conference Committee be discharged and that a new Conference Committee be appointed. The motion prevailed.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 145

A bill for an act relating to health; changing requirements for school employee tuberculosis examinations; amending Minnesota Statutes 1978, Section 123.69, Subdivision 1.

May 17, 1979

The Honorable Rod Searle
Speaker of the House of Representatives

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 145, report that we have agreed upon the items in dispute and recommend as follows:

The Senate recede from its amendment and that H. F. No 145 be further amended as follows:

Page 2, after line 16, insert:

"Sec. 2. [EXPIRATION DATE.] *Minnesota Statutes 1978, Section 123.69, expires July 1, 1983.*"

Amend the title as follows:

Page 1, after line 3, insert "providing for an expiration date;"

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

House Conferees: LYNDON R. CARLSON, JAMES C. SWANSON, O. J. HEINITZ and WILLIAM A. CRANDALL.

Senate Conferees: TOM NELSON, WILLIAM G. KIRCHNER and JACK DAVIES.

Carlson, L., moved that the report of the Conference Committee on H. F. No. 145 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 145, A bill for an act relating to health; changing requirements for school employee tuberculosis examinations; amending Minnesota Statutes 1978, Section 123.69, Subdivision 1.

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

The question was taken on the repassage of the bill and the roll was called. There were 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Den Ouden	Johnson, C.	Murphy	Sherwood
Adams	Drew	Johnson, D.	Nelsen, B.	Sieben, H.
Ainley	Eken	Jude	Nelsen, M.	Sieben, M.
Albrecht	Elioff	Kahn	Nelson	Simoneau
Anderson, B.	Ellingson	Kaley	Niehaus	Stadium
Anderson, D.	Enebo	Kalis	Norman	Stoa
Anderson, G.	Erickson	Kelly	Norton	Stowell
Anderson, I.	Esau	Kempe	Novak	Sviggum
Anderson, R.	Evans	Knickerbocker	Nysether	Swanson
Battaglia	Ewald	Kostohryz	Olsen	Thiede
Begich	Faricy	Kroening	Onnen	Tomlinson
Berglin	Fjoslien	Kvam	Osthoff	Valento
Berkelman	Forsythe	Lehto	Otis	Vanasek
Biersdorf	Friedrich	Levi	Patton	Voss
Blatz	Fritz	Long	Pehler	Waldorf
Brinkman	Fudro	Ludeman	Peterson	Weaver
Byrne	Greenfield	Luknic	Piepho	Welch
Carlson, D.	Halberg	Mann	Pleasant	Welker
Carlson, L.	Haukoos	McCarron	Prahl	Wenzel
Casserly	Heap	McDonald	Redalen	Wieser
Clark	Heinitz	McEachern	Reding	Wigley
Clawson	Hoberg	Mehrkens	Rees	Wynia
Corbid	Hokanson	Metzen	Reif	Zubay
Crandall	Jacobs	Minne	Rice	Speaker Searle
Dean	Jaros	Moe	Rothenberg	
Dempsey	Jennings	Munger	Sarna	

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

CONFERENCE COMMITTEE REPORT ON H. F. NO. 624

A bill for an act relating to counties; fixing the amounts that may be spent for Memorial Day observances; amending Minnesota Statutes 1978, Sections 375.34; and 375.35.

May 18, 1979

The Honorable Rod Searle
Speaker of the House of Representatives

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 624, report that we have agreed upon the items in dispute and recommend as follows:

The Senate recede from its amendment.

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

House Conferees: DONALD L. FRIEDRICH, M. D. FRITZ, C. THOMAS OSTHOFF and RICHARD J. KOSTOHRYZ.

Senate Conferees: NANCY BRATAAS, BOB LESSARD and PETER P. STUMPF.

Friedrich moved that the report of the Conference Committee on H. F. No. 624 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 624, A bill for an act relating to counties; fixing the amounts that may be spent for Memorial Day observances; amending Minnesota Statutes 1978, Sections 375.34; and 375.35.

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

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

Those who voted in the affirmative were:

Aasness	Byrne	Erickson	Hokanson	Laidig
Adams	Carlson, D.	Esau	Jacobs	Lehto
Ainley	Carlson, L.	Evans	Jaros	Levi
Albrecht	Casserly	Ewald	Jennings	Long
Anderson, B.	Clark	Faricy	Johnson, C.	Ludeman
Anderson, D.	Clawson	Fjoslien	Johnson, D.	Luknic
Anderson, G.	Corbid	Forsythe	Jude	Mann
Anderson, I.	Crandall	Friedrich	Kahn	McCarron
Anderson, R.	Dean	Fritz	Kaley	McEachern
Battaglia	Dempsey	Fudro	Kalis	Mehrkens
Begich	Den Ouden	Greenfield	Kelly	Metzen
Berglin	Drew	Halberg	Kempe	Minne
Berkelman	Eken	Haukoos	Knickerbocker	Moe
Biersdorf	Elioff	Heap	Kostohryz	Munger
Blatz	Ellingson	Heinitz	Kroening	Murphy
Brinkman	Enebo	Hoberg	Kvam	Nelsen, B.

Nelsen, M.	Patton	Rose	Svigum	Welker
Nelson	Pehler	Rothenberg	Swanson	Wenzel
Niehaus	Peterson	Sarna	Thiede	Wieser
Norman	Piepho	Schreiber	Tomlinson	Wigley
Norton	Pleasant	Sherwood	Valan	Wynia
Novak	Prahl	Sieben, H.	Valento	Zubay
Nysether	Redalen	Sieben, M.	Vanasek	Speaker Searle
Olsen	Reding	Simoneau	Voss	
Onnen	Rees	Stadum	Waldorf	
Osthoff	Reif	Stoa	Weaver	
Otis	Rice	Stowell	Welch	

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

CONFERENCE COMMITTEE REPORT ON H. F. NO. 248

A bill for an act relating to banks and banking; authorizing state banks to lease personal property under certain conditions; amending Minnesota Statutes 1978, Section 48.152.

May 17, 1979

The Honorable Rod Searle
Speaker of the House of Representatives

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 248, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and H. F. No. 248 be further amended as follows:

Page 4, after line 3 insert:

"Sec. 2. Minnesota Statutes 1978, Chapter 50, is amended by adding a section to read:

[50.1465] [SERVICE CORPORATIONS.] *Subdivision 1. In addition to other investments authorized by law, a mutual savings bank may invest in the following:*

The capital stock, obligations, or other securities of any corporation organized under the laws of this state if all or a majority of the capital stock of the corporation is owned by the mutual savings bank, and if substantially all of the activity of the corporation consists of originating, making, purchasing, selling and servicing loans, and participation in loans, secured by real estate including brokerage and warehousing of the real estate loans.

Subd. 2. No mutual savings bank may make any investment under subdivision 1 if its aggregate outstanding investment under this section exceeds three percent of the assets of the mutual savings bank."

Renumber the sections accordingly

Further, amend the title as follows:

Page 1, line 4, after "conditions;" insert "authorizing service corporations for mutual savings banks;"

Page 1, line 5, before the period, insert "; and Chapter 50, by adding a section"

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

House Conferees: AL W. WIESER, STEVE A. SVIGGUM, BERNARD J. BRINKMAN and STEPHEN G. WENZEL.

Senate Conferees: GERRY SIKORSKI, TIMOTHY J. PENNY and OTTO T. BANG.

Wieser moved that the report of the Conference Committee on H. F. No. 248 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 248, A bill for an act relating to banks and banking; authorizing state banks to lease personal property under certain conditions; amending Minnesota Statutes 1978, Section 48.152.

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

The question was taken on the repassage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Blatz	Elioff	Halberg	Kalis
Adams	Brinkman	Ellingson	Haukoos	Kelly
Ainley	Byrne	Enebo	Heap	Kempe
Albrecht	Carlson, D.	Erickson	Heinitz	Knickerbocker
Anderson, B.	Carlson, L.	Esau	Hoberg	Kostohryz
Anderson, D.	Casserly	Evans	Hokanson	Kroening
Anderson, G.	Clark	Ewald	Jacobs	Kvam
Anderson, I.	Clawson	Faricy	Jaros	Laidig
Anderson, R.	Corbid	Fjoslien	Jennings	Lehto
Battaglia	Crandall	Forsythe	Johnson, C.	Levi
Begich	Dean	Friedrich	Johnson, D.	Long
Berglin	Dempsey	Fritz	Jude	Ludeman
Berkelman	Drew	Fudro	Kahn	Luknic
Biersdorf	Eken	Greenfield	Kaley	Mann

McCarron	Norman	Prahl	Sieben, M.	Waldorf
McDonald	Norton	Redalen	Simoneau	Weaver
McEachern	Novak	Reding	Stadum	Welch
Mehrkens	Nysether	Rees	Stoa	Welker
Metzen	Olsen	Reif	Stowell	Wenzel
Minne	Onnen	Rice	Sviggum	Wieser
Moe	Osthoff	Rose	Swanson	Wigley
Munger	Otis	Rothenberg	Thiede	Wynia
Murphy	Patton	Sarna	Tomlinson	Zubay
Nelsen, B.	Pehler	Schreiber	Valan	Speaker Searle
Nelsen, M.	Peterson	Searles	Valento	
Nelson	Piepho	Sherwood	Vanasek	
Niehaus	Pleasant	Sieben, H.	Voss	

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

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Norton requested immediate consideration of H. F. No. 890.

H. F. No. 890 was reported to the House.

Stadum moved to amend H. F. No. 890, as follows:

Page 1, line 7, delete "AMTRAK RAIL PASSENGER SERVICE" and insert "BUS PASSENGER SERVICE"

Page 1, line 11, delete "continuing Amtrak rail" and insert "free bus tickets for"

A roll call was requested and properly seconded.

POINT OF ORDER

Kahn raised a point of order pursuant to rule 3.9 that the Stadum amendment was not in order. The Speaker pro tem ruled the point of order not well taken.

The question recurred on the amendment and the roll was called. There were 31 yeas and 78 nays as follows:

Those who voted in the affirmative were:

Aasness	Evans	Knickerbocker	Reif	Welker
Biersdorf	Ewald	Ludeman	Searles	Wigley
Crandall	Friedrich	Mehrkens	Sherwood	Zubay
Dean	Fritz	Nysether	Stadum	
Dempsey	Haukoos	Piepho	Sviggum	
Den Ouden	Jennings	Pleasant	Thiede	
Drew	Kaley	Redalen	Weaver	

Those who voted in the negative were:

Adams	Ainley	Albrecht	Anderson, B.	Anderson, D.
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Anderson, G.	Esau	Lehto	Norman	Sieben, H.
Battaglia	Faricy	Long	Norton	Sieben, M.
Begich	Fudro	Luknic	Novak	Simoneau
Berkelman	Greenfield	Mann	Olsen	Stoa
Blatz	Heap	McCarron	Onnen	Stowell
Brinkman	Hokanson	McEachern	Osthoff	Swanson
Byrne	Jacobs	Metzen	Otis	Tomlinson
Carlson, L.	Jaros	Minne	Patton	Vanasek
Clark	Johnson, C.	Moe	Pehler	Voss
Clawson	Jude	Munger	Peterson	Welch
Corbid	Kalis	Murphy	Reding	Wenzel
Eken	Kelly	Nelsen, B.	Rees	Wieser
Elioff	Kempe	Nelsen, M.	Rice	Wynia
Ellingson	Kostohryz	Nelson	Rothenberg	
Enebo	Kroening	Niehaus	Sarna	

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

Olsen was excused while in conference.

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

Munger, Carlson, D., Welch and Clawson moved to amend H. F. No. 890, as follows:

Page 1, line 9, after "fund" insert ", of which \$475,000 is available"

Page 1, line 12, before the period insert ", and \$475,000 shall be placed in a contingent account and may be expended for continuing Amtrak service with the approval of the Governor after consultation with the legislative advisory commission pursuant to Minnesota Statutes, Section 3.30"

The motion prevailed and the amendment was adopted.

H. F. No. 890, A bill for an act relating to transportation; appropriating money for the operation of Amtrak rail passenger service between the Twin Cities and Duluth.

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 94 yeas and 31 nays as follows:

Those who voted in the affirmative were:

Adams	Brinkman	Eken	Fudro	Johnson, D.
Anderson, B.	Byrne	Elioff	Greenfield	Jude
Anderson, D.	Carlson, D.	Ellingson	Heap	Kahn
Battaglia	Carlson, L.	Enebo	Heinitz	Kaley
Begich	Casserly	Erickson	Hoberg	Kalis
Berglin	Clark	Esau	Hokanson	Kelly
Berkelman	Clawson	Evans	Jacobs	Kostohryz
Biersdorf	Corbid	Faricy	Jaros	Kroening
Blatz	Dean	Fjoslien	Johnson, C.	Laidig

Lehto	Munger	Onnen	Rothenberg	Valan
Levi	Murphy	Osthoff	Sarna	Voss
Long	Nelsen, B.	Otis	Sherwood	Waldorf
Luknic	Nelsen, M.	Patton	Sieben, H.	Welch
Mann	Nelson	Pehler	Sieben, M.	Wenzel
McCarron	Niehaus	Prahl	Simoneau	Wieser
McEachern	Norman	Redalen	Stoa	Wynia
Metzen	Norton	Reding	Stowell	Zubay
Minne	Novak	Rees	Thiede	Speaker Searle
Moe	Nysether	Rice	Tomlinson	

Those who voted in the negative were:

Aasness	Den Ouden	Jennings	Rose	Weaver
Ainley	Drew	Knickerbocker	Searles	Welker
Albrecht	Ewald	Ludeman	Stadum	Wigley
Anderson, G.	Friedrich	Mehrkens	Sviggum	
Anderson, I.	Fritz	Peterson	Swanson	
Anderson, R.	Halberg	Piepho	Valento	
Crandall	Haukoos	Reif	Vanasek	

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

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 that the Senate refuses to concur in the House amendment to:

S. F. No. 831, A bill for an act relating to the Hennepin county park reserve district; regulating tax levies; reaffirming the requirement that the environmental quality board make its decisions by a majority vote; permitting certain requests for reconsideration of board decisions; amending Laws 1967, Chapter 721, Section 2, as amended; and Minnesota Statutes 1978, Section 116D.04, Subdivision 3.

And the Senate respectfully requests that a Conference Committee be appointed thereon.

Staples, Luther and Ogdahl have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Ellingson moved that the House accede to the request of the Senate for the appointment of a Conference Committee except that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a Conference Committee to meet with the committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 831. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER AND THE CHAIRMAN OF THE
COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on S. F. No. 831:

Ellingson, Jude, Heap, and Ewald.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on S. F. No. 186:

Byrne, McCarron, Rothenberg and Fritz.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 60:

Wieser, Biersdorf, Begich, and Battaglia.

Sieben, H., moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

Patton, Pehler and Vanasek were excused until 2:45 p.m.

CALL OF THE HOUSE

On the motion of Sieben, H., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Aasness	Ellingson	Kelly	Norton	Thiede
Ainley	Esau	Kroening	Novak	Tomlinson
Albrecht	Ewald	Kvam	Otis	Valan
Anderson, B.	Faricy	Laidig	Peterson	Voss
Anderson, G.	Fjoslien	Lehto	Piepho	Waldorf
Anderson, I.	Forsythe	Levi	Prahl	Welch
Battaglia	Friedrich	Ludeman	Redalen	Welker
Begich	Greenfield	Luknic	Reding	Wenzel
Berkelman	Haukoos	Mann	Rees	Wieser
Blatz	Heap	McCarron	Reif	Wigley
Brinkman	Heinitz	McDonald	Rothenberg	Wynia
Byrne	Hoberg	McEachern	Sarna	Zubay
Crandall	Johnson, D.	Mehrkens	Schreiber	Speaker Searle
Dean	Jude	Metzen	Sieben, H.	
Den Ouden	Kahn	Murphy	Sieben, M.	
Drew	Kaley	Niehaus	Simoneau	
Elioff	Kalis	Norman	Swanson	

Sieben, H., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

UNANIMOUS CONSENT

Haukoos requested unanimous consent to make a motion. The request was granted.

Haukoos moved that H. F. No. 970 be recalled from the Senate for further consideration by the House. The motion prevailed.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Norton requested immediate consideration of H. F. Nos. 268, 272, 746 and 869 and S. F. No. 765.

H. F. No. 268, A bill for an act relating to children; establishing a program in the department of public welfare to allow subsidized adoptions under certain circumstances; appropriating money; amending Minnesota Statutes 1978, Chapter 259, by adding a section; repealing Minnesota Statutes 1978, Section 393.07, Subdivision 1a.

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 99 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Enebo	Kaley	Nelson	Sieben, M.
Ainley	Esau	Kalis	Niehaus	Stadum
Albrecht	Ewald	Kelly	Norman	Stowell
Anderson, G.	Faricy	Knickerbocker	Norton	Sviggum
Anderson, I.	Fjoslien	Kroening	Novak	Swanson
Battaglia	Forsythe	Laidig	Osthoff	Thiede
Begich	Friedrich	Lehto	Otis	Tomlinson
Berkelman	Greenfield	Levi	Peterson	Valan
Blatz	Halberg	Ludeman	Piepho	Valento
Brinkman	Haukoos	Luknic	Prahl	Voss
Byrne	Heap	Mann	Redalen	Waldorf
Carlson, L.	Heinitz	McCarron	Reding	Welch
Casserly	Hoberg	McDonald	Rees	Welker
Corbid	Hokanson	McEachern	Reif	Wenzel
Crandall	Jacobs	Mehrkens	Rice	Wieser
Dean	Jaros	Metzen	Rothenberg	Wigley
Den Ouden	Johnson, C.	Minne	Sarna	Wynia
Drew	Johnson, D.	Munger	Schreiber	Zubay
Elioff	Jude	Murphy	Sherwood	Speaker Searle
Ellingson	Kahn	Nelsen, B.	Sieben, H.	

The bill was passed and its title agreed to.

H. F. No. 272, A bill for an act relating to public welfare; child care services; defining a sliding fee schedule payment plan for child care; appropriating money; amending Minnesota Statutes 1978, Section 245.84, Subdivision 2.

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

The question was taken on the passage of the bill and the roll was called. There were 109 yeas and 6 nays as follows:

Those who voted in the affirmative were:

Ainley	Enebo	Kaley	Niehaus	Schreiber
Anderson, B.	Esau	Kalis	Norman	Sherwood
Anderson, G.	Evans	Kelly	Norton	Sieben, H.
Anderson, I.	Ewald	Knickerbocker	Novak	Sieben, M.
Battaglia	Faricy	Kostohryz	Nysether	Simoneau
Begich	Forsythe	Kroening	Onnen	Stadum
Berglin	Friedrich	Laidig	Osthoff	Stoa
Berkelman	Fritz	Lehto	Otis	Stowell
Blatz	Greenfield	Levi	Patton	Swanson
Brinkman	Halberg	Long	Pehler	Tomlinson
Byrne	Haukoos	Luknic	Peterson	Valento
Carlson, L.	Heap	Mann	Piepho	Vanasek
Casserly	Heinitz	McCarron	Pleasant	Voss
Clark	Hoberg	McDonald	Prahl	Waldorf
Clawson	Hokanson	McEachern	Redalen	Welch
Corbid	Jacobs	Mehrkens	Reding	Welker
Crandall	Jaros	Metzen	Rees	Wenzel
Dean	Jennings	Minne	Reif	Wieser
Drew	Johnson, C.	Moe	Rice	Wynia
Eken	Johnson, D.	Munger	Rose	Zubay
Elioff	Jude	Murphy	Rothenberg	Speaker Searle
Ellingson	Kahn	Nelson	Sarna	

Those who voted in the negative were:

Aasness	Den Ouden	Ludeman	Nelsen, B.	Thiede
Albrecht				

The bill was passed and its title agreed to.

Hokanson and Stoa were excused while in conference.

H. F. No. 746 was reported to the House.

Patton moved to amend H. F. No. 746 as follows:

Page 2, line 27, delete "8 percent" insert "8.5 percent"

The motion prevailed and the amendment was adopted.

H. F. No. 746, A bill for an act relating to retirement; teachers retirement association; increase in employer contribution; post retirement adjustment; appropriating money; amending Minnesota Statutes 1978, Sections 354.42, Subdivisions 3 and 5; and 354A.12.

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 120 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Aasness	Den Ouden	Johnson, D.	Munger	Sarna
Adams	Drew	Jude	Murphy	Schreiber
Ainley	Eken	Kahn	Nelsen, B.	Searles
Albrecht	Elioff	Kaley	Nelsen, M.	Sherwood
Anderson, B.	Ellingson	Kalis	Nelson	Sieben, H.
Anderson, G.	Enebo	Kelly	Niehhaus	Sieben, M.
Anderson, I.	Erickson	Knickerbocker	Norman	Simoneau
Battaglia	Esau	Kostohryz	Novak	Stadum
Begich	Evans	Kroening	Nysether	Stowell
Berglin	Ewald	Kvam	Onnen	Sviggum
Berkelman	Faricy	Laidig	Osthoff	Swanson
Biersdorf	Fjoslien	Lehto	Otis	Thiede
Blatz	Forsythe	Levi	Patton	Tomlinson
Brinkman	Friedrich	Long	Pehler	Valan
Byrne	Fritz	Ludeman	Peterson	Valento
Carlson, D.	Fudro	Luknie	Piepho	Vanasek
Carlson, L.	Greenfield	Mann	Prahl	Welch
Casserly	Halberg	McCarron	Redalen	Welker
Clark	Heap	McDonald	Reding	Wenzel
Clawson	Heinitz	McEachern	Rees	Wieser
Corbid	Hoberg	Mehrkens	Reif	Wigley
Crandall	Jacobs	Metzen	Rice	Wynia
Dean	Jaros	Minne	Rose	Zubay
Dempsey	Johnson, C.	Moe	Rothenberg	Speaker Searle

Those who voted in the negative were:

Waldorf

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

MOTION FOR RECONSIDERATION

Fudro moved that the vote whereby the House repassed H. F. No. 810, as amended by the Senate, on Tuesday, May 15, 1979, be now reconsidered. The motion prevailed.

Fudro moved that the motion whereby the House concurred in the Senate amendments to H. F. No. 810 be now reconsidered. The motion prevailed.

Fudro moved that the House refuse to concur in the Senate amendments to H. F. No. 810, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a conference committee, and that the House requests that a conference committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

CONSIDERATION UNDER RULE 1.10, Continued

H. F. No. 869 was reported to the House.

Reif and Wieser were excused while in conference.

H. F. No. 869, A bill for an act relating to education; providing matching grants for small business institutes at certain state

colleges and universities; prescribing certain duties for the higher education coordinating board; appropriating money.

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

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

Those who voted in the affirmative were:

Aasness	Drew	Johnson, D.	Murphy	Sherwood
Ainley	Eken	Jude	Nelsen, B.	Sieben, H.
Albrecht	Ellingson	Kahn	Nelsen, M.	Sieben, M.
Anderson, B.	Enebo	Kalis	Nelson	Simoneau
Anderson, G.	Erickson	Kelly	Niehau	Stadum
Anderson, I.	Esau	Knickerbocker	Norman	Stowell
Anderson, R.	Evans	Kostohryz	Norton	Sviggum
Battaglia	Ewald	Kroening	Novak	Swanson
Begich	Faricy	Kvam	Nysether	Thiede
Berglin	Fjoslien	Laidig	Onnen	Tomlinson
Berkelman	Forsythe	Lehto	Osthoff	Valan
Biersdorf	Friedrich	Levi	Otis	Valento
Blatz	Fritz	Long	Patton	Voss
Brinkman	Fudro	Ludeman	Pehler	Waldorf
Byrne	Greenfield	Lukmic	Peterson	Welch
Carlson, D.	Halberg	Mann	Piepho	Welker
Carlson, L.	Haukoos	McCarron	Prahl	Wenzel
Casserly	Heap	McDonald	Redalen	Wieser
Clark	Heinitz	McEachern	Reding	Wigley
Clawson	Hoberg	Mehrkins	Rees	Wynia
Corbid	Jacobs	Metzen	Rose	Zubay
Crandall	Jaros	Minne	Rothenberg	Speaker Searle
Dean	Jennings	Moe	Sarna	
Dempsey	Johnson, C.	Munger	Schreiber	

The bill was passed and its title agreed to.

S. F. No. 765 was reported to the House.

Faricy moved to amend S. F. No. 765, the unofficial engrossment, as follows:

Page 2, line 5, after "persons," insert "and"

Page 2, line 5, after "1989" delete the comma

The motion prevailed and the amendment was adopted.

S. F. No. 765, A bill for an act relating to the state civil service; including veterans in the protected group for the purpose of the statewide affirmative action program; amending Minnesota Statutes 1978, Section 43.15, Subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 106 yeas and 4 nays as follows:

Those who voted in the affirmative were:

Aasness	Dempsey	Johnson, D.	Nelsen, M.	Sherwood
Adams	Drew	Jude	Niehaus	Sieben, H.
Ainley	Eken	Kalis	Norman	Stadum
Albrecht	Ellingson	Kelly	Norton	Stowell
Anderson, B.	Enebo	Knickerbocker	Novak	Sviggum
Anderson, G.	Erickson	Kroening	Nysether	Swanson
Anderson, I.	Esau	Kvam	Onnen	Thiede
Anderson, R.	Evans	Laidig	Osthoff	Tomlinson
Battaglia	Ewald	Levi	Otis	Valan
Begich	Faricy	Long	Patton	Valento
Berglin	Fjoslien	Ludeman	Peterson	Voss
Berkelman	Friedrich	Luknic	Piepho	Waldorf
Biersdorf	Fritz	Mann	Prahl	Welch
Blatz	Fudro	McCarron	Redalen	Wenzel
Brinkman	Halberg	McDonald	Reding	Wigley
Byrne	Heap	McEachern	Rees	Wynia
Carlson, D.	Heinitz	Mehrkens	Rice	Zubay
Carlson, L.	Hoberg	Metzen	Rose	Speaker Searle
Clark	Jacobs	Minne	Rothenberg	
Clawson	Jaros	Munger	Sarna	
Crandall	Jennings	Murphy	Schreiber	
Dean	Johnson, C.	Nelsen, B.	Searles	

Those who voted in the negative were:

Corbid Greenfield Kahn Welker

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

Pursuant to rule 1.10, Sieben, H., requested immediate consideration of S. F. No. 1191.

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

Swanson moved to amend S. F. No. 1191, as follows:

Page 1, line 20, delete "or" and after "issuing" insert ", or renewing"

Page 2, line 27, after "insurance" insert "renewed by the insurer or fraternal"

Page 4, line 20, delete "(i)"

Page 4, line 22, delete "(ü)" and insert "a reasonable mileage rate for transportation"

Page 6, line 20, delete "maximum"

Page 6, line 21, after "be" insert "up to a maximum of"

Page 6, line 25, delete "*maximum*"

Page 6, line 26, after "be" insert "*up to a maximum of*"

Page 6, line 30, delete "*maximum*"

Page 6, line 31 after "be" insert "*up to a maximum of*"

Page 7, line 16, after the period insert "*Subject to this subdivision, the commissioner shall include any insurer operating pursuant to chapter 62C in establishing the premium.*"

Page 12, line 9, after "comprehensive" strike "health insurance plan"

Page 14, line 9, delete "*and*" and insert a comma

Page 14, line 10, before "*committees*" insert "*, senate commerce and house financial institutions and insurance*"

Page 14, line 10, after "*of*" insert "*income tax or*"

The motion prevailed and the amendment was adopted.

S. F. No. 1191, A bill for an act relating to insurance; providing for changes in the operation and funding of the comprehensive health association; requiring identification of certain insurers; setting premium standards; changing the effective dates of certain mandated benefits; amending Minnesota Statutes 1978, Sections 62E.02, Subdivision 10, and by adding a subdivision; 62E.04, Subdivision 4; 62E.06, Subdivision 1; 62E.08; 62E.10; 62E.11; 62E.13, Subdivision 2; 62E.14, Subdivision 1; and Chapter 62E, by adding a section; repealing Minnesota Statutes 1978, Section 62E.10, Subdivision 5.

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

The question was taken on the passage of the bill and the roll was called. There were 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Berglin	Clawson	Enebo	Greenfield
Adams	Berkelman	Corbid	Erickson	Halberg
Ainley	Biersdorf	Crandall	Esau	Haukoos
Albrecht	Blatz	Dean	Evans	Heap
Anderson, B.	Brinkman	Dempsey	Ewald	Heinitz
Anderson, G.	Byrne	Den Ouden	Faricy	Hoberg
Anderson, I.	Carlson, D.	Drew	Fjoslien	Jacobs
Anderson, R.	Carlson, L.	Eken	Friedrich	Jaros
Battaglia	Casserly	Elioff	Fritz	Jennings
Begich	Clark	Ellingson	Fudro	Johnson, C.

Johnson, D.	Luknic	Norman	Rees	Swanson
Jude	Mann	Norton	Rice	Thiede
Kahn	McCarron	Novak	Rose	Tomlinson
Kalis	McDonald	Nysether	Rothenberg	Valento
Kelly	McEachern	Onnen	Sarna	Vanasek
Knickerbocker	Mehrkens	Osthoff	Schreiber	Voss
Kostohryz	Metzen	Otis	Searles	Waldorf
Kroening	Minne	Patton	Sherwood	Welch
Kvam	Moe	Pehler	Sieben, H.	Welker
Laidig	Munger	Peterson	Sieben, M.	Wenzel
Lehto	Murphy	Piepho	Simoneau	Wigley
Levi	Nelsen, B.	Prahl	Stadum	Wynia
Long	Nelson	Redalen	Stowell	Zubay
Ludeman	Niehau	Reding	Sviggum	Speaker Searle

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

ANNOUNCEMENT BY THE SPEAKER AND THE CHAIRMAN OF THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1467:

Sieben, M.; Enebo; Pehler; Knickerbocker; Rose; and Halberg.

Pursuant to rule 1.10, Norton requested immediate consideration of S. F. No. 481.

S. F. No. 481, A bill for an act relating to transportation; appropriating money to the department of transportation for the purpose of providing operating subsidies for Medicine Lake transit service under certain conditions.

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 85 yeas and 28 nays as follows:

Those who voted in the affirmative were:

Adams	Casserly	Friedrich	Johnson, D.	Luknic
Anderson, I.	Clark	Fudro	Jude	Mann
Battaglia	Dean	Halberg	Kahn	McEachern
Begich	Dempsey	Haukoos	Kaley	Mehrkens
Berkelman	Eken	Heap	Knickerbocker	Metzen
Biersdorf	Elioff	Heinitz	Kostohryz	Moe
Blatz	Ellingson	Hoberg	Kvam	Munger
Brinkman	Erickson	Jacobs	Laidig	Murphy
Byrne	Evans	Jaros	Lehto	Nelsen, B.
Carlson, D.	Ewald	Jennings	Levi	Nelsen, M.
Carlson, L.	Fjoslien	Johnson, C.	Long	Nelson

Niehaus	Patton	Rose	Sieben, H.	Waldorf
Norman	Peterson	Rothenberg	Simoneau	Welch
Novak	Piepho	Sarna	Swanson	Wenzel
Nysether	Prahl	Schreiber	Tomlinson	Wynia
Osthoff	Redalen	Searles	Valento	Zubay
Otis	Reding	Sherwood	Voss	Speaker Searle

Those who voted in the negative were:

Aasness	Clawson	Faricy	Ludeman	Swiggum
Albrecht	Corbid	Fritz	McDonald	Thiede
Anderson, B.	Crandall	Greenfield	Minne	Welker
Anderson, G.	Den Ouden	Kalis	Onnen	Wigley
Anderson, R.	Drew	Kelly	Rees	
Berglin	Esau	Kroening	Stadum	

The bill was passed and its title agreed to.

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 260

A bill for an act relating to health; providing for health planning; requiring certificates of need for construction or modification of certain health care facilities and services; repealing Minnesota Statutes 1978, Sections 145.71 to 145.831.

May 18, 1979

The Honorable Rod Searle
Speaker of the House of Representatives

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 260, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 260 be further amended as follows:

Page 1, line 14, delete "13" and insert "14"

Page 1, line 22, delete "13" and insert "14"

Page 2, line 5, delete "13" and insert "14"

Page 2, line 8, delete "13" and insert "14"

Page 2, line 25, after "diagnostic" insert ", treatment"

Page 4, line 1, delete "13" and insert "14"

Page 4, line 17, delete "13" and insert "14"

Page 4, line 19, delete "13" and insert "14"

Page 4, line 22, after "300k" insert ", et seq."

Page 4, line 26, delete "13" and insert "14"

Page 5, line 23, delete ";" and insert ","

Page 5, delete line 24 and insert "estate, a partnership, a corporation (including"

Page 5, delete lines 26 and 27 and insert "companies), a state or political subdivision or instrumentality (including a municipal corporation) of the"

Page 6, line 1, delete "13" and insert "14"

Page 6, line 3, after "and" insert "Resource"

Page 6, line 4, after "300k" insert ", et seq."

Page 6, line 7, delete "13" and insert "14"

Page 6, line 11, delete "13" and insert "14"

Page 7, line 5, delete "13" and insert "14"

Page 8, line 1, delete "13" and insert "14"

Page 8, line 7, delete "13" and insert "14"

Page 8, line 11, delete "13" and insert "14"

Page 8, line 31, delete "13" and insert "14"

Page 11, line 25, delete "13" and insert "14"

Page 13, delete lines 9 to 17 and insert

"(l) The special needs of hospitals to convert excess hospital beds to long-term care or other alternate functions, but only if the hospitals terminate all acute care services; and

(m) The special requirements of health maintenance organizations to meet the health care needs of their present and future subscribers."

Page 14, line 13, delete "13" and insert "14"

Page 15, line 11, delete "1" and insert "2"

Page 17, line 21, delete "13" and insert "14"

Page 17, after line 23, insert

"Sec. 9. [145.84] [PERIODIC REPORTS.] The Commissioner of health shall, by rule, require health care facilities, upon completion of a construction or modification for which a certificate of need was issued, to furnish financial information which compares actual costs of the construction or modification with those estimated costs used in the application for a certificate."

Page 17, line 30, delete "13" and insert "14"

Page 18, line 19, delete "[144.844]" and insert "[145.844]"

Page 18, line 20, delete "11" and insert "12"

Page 18, line 31, after "300k" insert ", et seq."

Page 19, line 11, delete "13" and insert "14"

Page 19, line 14, delete "13" and insert "14"

Page 19, after line 18, insert

"Sec. 15. Minnesota Statutes 1978, Chapter 144, is amended by adding a section to read:

[144.7021] [EXEMPT HOSPITALS.] *Subdivision 1. The commissioner of health shall periodically establish a percentage figure for an acceptable increase in hospital gross acute care charges. Any hospital which files with the commissioner an abbreviated projected operating statement and which represents in this statement that it anticipates a percentage increase in annual gross acute care charges less than the figure established by the commissioner shall be exempt from the review of projected annual revenues and expenses authorized by section 144.701, subdivision 2.*

Subd. 2. As part of the income statement in its annual financial report required by section 144.698, each exempted hospital shall include a separate statement of its total hospital gross acute care charges. If any exempted hospital exceeds the figure established by the commissioner, it shall promptly file a rate review request pursuant to section 144.701 or 144.702.

Subd. 3. The available abbreviated projected operating statements of hospitals which are exempted from rate review

under this section shall be used in making determinations of the reasonableness of all hospitals' projected increases in revenues and expenses."

Renumber the sections in sequence

Underscore all new text

Further, amend the title as follows:

Page 1, line 5, after the semicolon insert "amending Minnesota Statutes 1978, Chapter 144, by adding a section;"

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

House Conferees: LYNDON R. CARLSON, LINDA L. BERGLIN, O. J. (LON) HEINITZ and JOHN R. (DICK) KALEY.

Senate Conferees: EMILY ANNE STAPLES, JOHN B. KEEFE and TOM NELSON.

Carlson, L., moved that the report of the Conference Committee on H. F. No. 260 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 260, A bill for an act relating to health; providing for health planning; requiring certificates of need for construction or modification of certain health care facilities and services; repealing Minnesota Statutes 1978, Sections 145.71 to 145.831.

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

The question was taken on the repassage of the bill and the roll was called. There were 112 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Aasness	Casserly	Faricy	Jude	Mehrkens
Adams	Clark	Fjoslien	Kahn	Metzen
Anderson, B.	Clawson	Friedrich	Kaley	Minne
Anderson, G.	Corbid	Fritz	Kalis	Moe
Anderson, I.	Crandall	Fudro	Kelly	Munger
Anderson, R.	Dean	Greenfield	Knickerbocker	Murphy
Battaglia	Dempsey	Halberg	Kostohryz	Nelsen, B.
Begich	Den Ouden	Haukoos	Kroening	Nelsen, M.
Berglin	Drew	Heap	Kvam	Nelson
Berkelman	Eken	Heinitz	Laidig	Nichaus
Biersdorf	Elioff	Hoberg	Lehto	Norman
Blatz	Ellingson	Jacobs	Levi	Novak
Brinkman	Erickson	Jaros	Long	Nysether
Byrne	Esau	Jennings	Luknic	Onnen
Carlson, D.	Evans	Johnson, C.	Mann	Osthoff
Carlson, L.	Ewald	Johnson, D.	McEachern	Otis

Patton	Reding	Sherwood	Tomlinson	Wigley
Pehler	Rees	Sieben, H.	Valento	Wynia
Peterson	Rose	Simoneau	Voss	Zubay
Piepho	Rothenberg	Stadum	Waldorf	Speaker Searle
Pleasant	Sarna	Stowell	Weaver	
Prahl	Schreiber	Swanson	Welch	
Redalen	Searles	Thiede	Wenzel	

Those who voted in the negative were:

Ludeman Sviggum Welker

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

SPECIAL ORDERS

S. F. No. 1026 was reported to the House.

Nelson moved to amend S. F. No. 1026 as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 256.74, Subdivision 1, is amended to read:

256.74 [ASSISTANCE.] Subdivision 1. [AMOUNT.] The amount of assistance which shall be granted to or on behalf of any dependent child and mother or other needy eligible relative caring for such dependent child shall be determined by the county agency with due regard to the resources and necessary expenditures of the family and the conditions existing in each case and in accordance with the rules and regulations made by the state agency and shall be sufficient, when added to all other income and support available to the child, to provide such child with a reasonable subsistence compatible with decency and health. In making its determination the county agency shall exclude the following from family income:

(1) All of the earned income of each dependent child receiving aid to families with dependent children who is a full-time student or part-time student; and not a full-time employee, attending a school, college, or university, or a course of vocational or technical training designed to fit him for gainful employment (, AND);

(2) All educational grants and loans awarded pursuant to a federal law when public assistance was considered in making the award and the award was made on the basis of financial need; and that part of any other educational grant or loan which is used for educational purposes, such as tuition, fees, equipment, transportation and child care expenses necessary for school attendance; and

((2)) (3) The first \$30 plus one-third of the remainder of the combined monthly earnings of any dependent child not included under clause (1), and any adult who is a recipient of aid for families with dependent children. With respect to any month, the county welfare agency shall not disregard under clause (2) any earned income of any person who has:

(a) Reduced his earned income without good cause within 30 days preceding any month in which an assistance payment is made; or

(b) Refused without good cause to accept an offer of suitable employment.

Persons who are already employed and who apply for assistance shall have their needs computed with full account taken of their earned and other income. If earned and other income of the family is less than need, as determined on the basis of public assistance standards, the county agency shall determine the amount of the grant by applying the disregard of income provisions. The county agency shall not disregard earned income for persons in a family if the total monthly earned and other income exceeds their needs, unless for any one of the four preceding months their needs were met in whole or in part by a grant payment. If an individual without good cause leaves employment or reduces his earnings and applies for assistance so that he might later return to employment with advantages of income disregard, he shall not have the benefit of the disregard of income provisions.

Sec. 2. Minnesota Statutes 1978, Section 256D.08, Subdivision 1, is amended to read:

256D.08 [EXCLUSION FROM RESOURCES.] Subdivision 1. In determining eligibility of a family or individual there shall be excluded the following resources:

(1) Property which does not exceed that permitted under the federally aided assistance program known as aid to families with dependent children; provided, however, that the commissioner may provide by rule and regulation more restrictive eligibility standards and levels of payment for general assistance if it is determined that funds available are not adequate to meet projected need; and

(2) Other property, including real or personal property used as a home, which has been determined, in accordance with and subject to limitations contained in rules and regulations promulgated by the commissioner, to be essential to the family or individual as a means of self-support or self-care or which is producing income that is being used for the support of the individual or family. The commissioner shall further provide by rule and regulation for those situations in which property may be retained

by the family or individual where there is a reasonable probability that in the foreseeable future the property will be used for the self-support of the individual or family (.) ; and

(3) *Payments, made pursuant to litigation and subsequent appropriation by the United States Congress, of funds to compensate members of Indian tribes for the taking of tribal land by the federal government."*

Further amend by striking the title and inserting:

"A bill for an act relating to welfare; excluding educational grants and loans from income when determining the amount of assistance granted under aid to families with dependent children; excluding certain payments made to members of Indian tribes from resources considered in determining eligibility for general assistance; amending Minnesota Statutes 1978, Sections 256.74, Subdivision 1 and 256D.08, Subdivision 1."

The motion prevailed and the amendment was adopted.

S. F. No. 1026, A bill for an act relating to welfare; excluding certain payments made to members of Indian tribes from resources considered in determining eligibility for general assistance; amending Minnesota Statutes 1978, Section 256D.08, Subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 114 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Aasness	Dean	Hoberg	Mehrkens	Prahl
Adams	Den Ouden	Jacobs	Metzen	Redalen
Ainley	Drew	Jaros	Minne	Reding
Albrecht	Eken	Jennings	Moe	Rees
Anderson, B.	Elioff	Johnson, C.	Munger	Rice
Anderson, G.	Ellingson	Johnson, D.	Murphy	Rothenberg
Anderson, R.	Enebo	Jude	Nelsen, B.	Sarna
Battaglia	Erickson	Kahn	Nelsen, M.	Schreiber
Begich	Esau	Kaley	Nelson	Sherwood
Berglin	Evans	Kalis	Niehaus	Sieben, H.
Berkelman	Ewald	Knickerbocker	Norman	Sieben, M.
Blatz	Faricy	Kostohryz	Novak	Simoneau
Brinkman	Fjoslien	Kroening	Nysether	Stadum
Byrne	Friedrich	Kvam	Onnen	Stowell
Carlson, D.	Fritz	Lehto	Osthoff	Sviggum
Carlson, L.	Fudro	Long	Otis	Swanson
Casserly	Greenfield	Ludeman	Patton	Thiede
Clark	Halberg	Luknic	Pehler	Tomlinson
Clawson	Haukoos	Mann	Peterson	Valento
Corbid	Heap	McDonald	Piepho	Vanasek
Crandall	Heinitz	McEachern	Pleasant	Voss

Waldorf
WeaverWelch
WelkerWenzel
WigleyWynia
Zubay

Speaker Searle

Those who voted in the negative were:

Kelly

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

S. F. No. 432, A bill for an act relating to general assistance; eliminating the notarizing requirement for general assistance applications; amending Minnesota Statutes 1978, Section 256D.07.

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 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Dempsey	Johnson, C.	Moe	Sarna
Adams	Den Ouden	Johnson, D.	Munger	Schreiber
Ainley	Drew	Jude	Murphy	Sherwood
Albrecht	Eken	Kahn	Nelsen, B.	Sieben, H.
Anderson, B.	Elioff	Kaley	Nelsen, M.	Sieben, M.
Anderson, G.	Ellingson	Kalis	Nelson	Simoneau
Anderson, I.	Enebo	Kelly	Niehaus	Stadum
Anderson, R.	Erickson	Knickerbocker	Norman	Stowell
Battaglia	Essau	Kostohryz	Novak	Swiggum
Begich	Evans	Kroening	Nysether	Swanson
Berglin	Ewald	Kvam	Onnen	Thiede
Berkelman	Faricy	Laidig	Osthoff	Tomlinson
Biersdorf	Fjoslien	Lehto	Otis	Valento
Blatz	Friedrich	Levi	Patton	Vanasek
Brinkman	Fritz	Long	Pehler	Voss
Byrne	Fudro	Ludeman	Peterson	Waldorf
Carlson, D.	Greenfield	Luknic	Piepho	Weaver
Carlson, L.	Halberg	Mann	Pleasant	Welch
Casserly	Haukoos	McCarron	Prahl	Welker
Clark	Heinitz	McDonald	Redalen	Wenzel
Clawson	Hoberg	McEachern	Reding	Wigley
Corbid	Jacobs	Mehrkens	Rees	Wynia
Crandall	Jaros	Metzen	Rice	Zubay
Dean	Jennings	Minne	Rothenberg	Speaker Searle

The bill was passed and its title agreed to.

S. F. No. 303 was reported to the House.

Welch moved to amend S. F. No. 303, the unofficial engrossment, as follows:

Page 3, lines 16 and 17, delete Section 2 from the bill

The motion prevailed and the amendment was adopted.

S. F. No. 303, A bill for an act relating to littering; imposing civil liability on the owner of a vehicle from which certain articles and materials are thrown, deposited, or dumped; prescribing procedures, civil damages, and penalties; amending Minnesota Statutes 1978, Chapter 169, by adding a section.

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

The question was taken on the passage of the bill and the roll was called. There were 83 yeas and 31 nays as follows:

Those who voted in the affirmative were:

Aasness	Drew	Johnson, C.	Munger	Sieben, H.
Adams	Eken	Johnson, D.	Nelsen, B.	Sieben, M.
Anderson, B.	Elioff	Jude	Nelsen, M.	Stadum
Anderson, G.	Ellingson	Kaley	Nelson	Stowell
Anderson, I.	Enebo	Kalis	Norman	Swanson
Battaglia	Erickson	Kelly	Novak	Thiede
Begich	Evans	Kroening	Nysether	Vanasek
Berglin	Ewald	Lehto	Onnen	Voss
Berkelman	Fjoslien	Ludeman	Osthoff	Waldorf
Byrne	Fritz	Luknic	Otis	Welch
Carlson, L.	Fudro	Mann	Pehler	Welker
Casserly	Greenfield	McCarron	Peterson	Wenzel
Clawson	Heap	McEachern	Piepho	Wieser
Corbid	Heinitz	Mehrkens	Reding	Zubay
Dean	Hoberg	Metzen	Rice	Speaker Searle
Dempsey	Jacobs	Minne	Sarna	
Den Ouden	Jaros	Moe	Sherwood	

Those who voted in the negative were:

Albrecht	Faricy	Long	Prahl	Weaver
Anderson, R.	Friedrich	McDonald	Redalen	Wigley
Biersdorf	Halberg	Murphy	Rees	Wynia
Brinkman	Haukoos	Niehaus	Rothenberg	
Carlson, D.	Kostohryz	Norton	Sviggum	
Crandall	Kvam	Patton	Tomlinson	
Esau	Levi	Pleasant	Valento	

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

CALL OF THE HOUSE LIFTED

Sieben, H., moved that the call of the House be dispensed with. The motion prevailed and it was so ordered.

S. F. No. 498 was reported to the House.

Dempsey moved to amend S. F. No. 498, the unofficial engrossment, as follows:

Page 1, lines 2 and 3, delete "motor vehicles and motor vehicle carriers" and insert "motor vehicle transportation"

The motion prevailed and the amendment was adopted.

Thiede moved to amend S. F. No. 498, the unofficial engrossment as follows:

Delete Section 2.

Renumber the remaining section.

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

S. F. No. 498, A bill for an act relating to motor vehicles; authorizing the identification of certain tax exempt vehicles by use of removable plates or placards; amending Minnesota Statutes 1978, Section 168.012, Subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 118 yeas and 4 nays as follows:

Those who voted in the affirmative were:

Aasness	Dempsey	Johnson, D.	Munger	Sarna
Adams	Den Ouden	Jude	Murphy	Searles
Ainley	Drew	Kahn	Nelsen, B.	Sieben, H.
Anderson, B.	Eken	Kaley	Nelsen, M.	Sieben, M.
Anderson, D.	Elioff	Kalis	Nelson	Simoneau
Anderson, G.	Ellingson	Kelly	Niehaus	Stadum
Anderson, I.	Enebo	Knickerbocker	Norman	Sviggum
Anderson, R.	Erickson	Kostohryz	Norton	Swanson
Battaglia	Esau	Kroening	Novak	Tomlinson
Begich	Evans	Kvam	Nysether	Valento
Berglin	Ewald	Laidig	Olsen	Vanasek
Berkelman	Fjoslien	Lehto	Onnen	Voss
Biersdorf	Friedrich	Levi	Osthoff	Waldorf
Blatz	Fritz	Long	Otis	Weaver
Brinkman	Fudro	Ludeman	Patton	Welch
Byrne	Greenfield	Luknic	Pehler	Welker
Carlson, D.	Halberg	Mann	Peterson	Wenzel
Carlson, L.	Haukoos	McCarron	Pleasant	Wieser
Casserly	Heap	McDonald	Prahl	Wigley
Clark	Hoberg	McEachern	Redalen	Wynia
Clawson	Jacobs	Mehrzens	Reding	Zubay
Corbid	Jaros	Metzen	Rees	Speaker Searle
Crandall	Jennings	Minne	Rice	
Dean	Johnson, C.	Moe	Rothenberg	

Those who voted in the negative were:

Faricy	Piepho	Sherwood	Thiede
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The bill was passed, as amended, and its title agreed to.

S. F. No. 926, A bill for an act relating to the city of Saint Paul; authorizing the port authority to make certain investments.

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:

Aasness	Den Ouden	Johnson, D.	Nelsen, M.	Sherwood
Adams	Drew	Jude	Nelson	Sieben, H.
Ainley	Eken	Kahn	Niehaus	Sieben, M.
Albrecht	Eloff	Kaley	Norman	Simoneau
Anderson, B.	Ellingson	Kalis	Norton	Stadum
Anderson, D.	Enebo	Kelly	Novak	Sviggum
Anderson, G.	Erickson	Knickerbocker	Nysether	Swanson
Anderson, R.	Esau	Kroening	Olsen	Thiede
Battaglia	Evans	Kvam	Onnen	Tomlinson
Begich	Ewald	Lehto	Osthoff	Valento
Berglin	Faricy	Levi	Otis	Vanasek
Berkelman	Fjoslien	Long	Patton	Voss
Biersdorf	Friedrich	Ludeman	Pehler	Waldorf
Blatz	Fritz	Luknic	Peterson	Weaver
Brinkman	Fudro	Mann	Piepho	Welch
Byrne	Greenfield	McCarron	Pleasant	Welker
Carlson, D.	Halberg	McDonald	Prahl	Wenzel
Carlson, L.	Haukoos	McEachern	Redalen	Wieser
Cassery	Heap	Mehrkens	Reding	Wigley
Clark	Heinitz	Metzen	Rees	Wynia
Clawson	Hoberg	Minne	Reif	Zubay
Corbid	Jacobs	Moe	Rice	Speaker Searle
Crandall	Jaros	Munger	Rothenberg	
Dean	Jennings	Murphy	Sarna	
Dempsey	Johnson, C.	Nelsen, B.	Searles	

The bill was passed and its title agreed to.

S. F. No. 1002, A bill for an act relating to the city of Duluth; defining construction powers of the Spirit Mountain Area Authority; amending Laws 1973, Chapter 327, Section 5, 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 109 yeas and 10 nays as follows:

Those who voted in the affirmative were:

Aasness	Ainley	Anderson, D.	Anderson, I.	Battaglia
Adams	Anderson, B.	Anderson, G.	Anderson, R.	Begich

Berglin	Evans	Knickerbocker	Norman	Sieben, H.
Berkelman	Ewald	Kostohryz	Norton	Sieben, M.
Biersdorf	Friedrich	Laidig	Novak	Simoneau
Blatz	Fritz	Lehto	Nysether	Stadum
Brinkman	Fudro	Levi	Olsen	Swanson
Byrne	Greenfield	Long	Onnen	Thiede
Carlson, D.	Halberg	Ludeman	Otis	Tomlinson
Carlson, L.	Haukoos	Luknic	Patton	Valento
Casserly	Heap	Mann	Pehler	Vanasek
Clark	Hoberg	McCarron	Piepho	Voss
Clawson	Jacobs	McDonald	Prahl	Waldorf
Corbid	Jaros	McEachern	Redalen	Weaver
Grandall	Jennings	Mehrkens	Reding	Welch
Dean	Johnson, C.	Metzen	Rees	Welker
Dempsey	Johnson, D.	Minne	Reif	Wenzel
Drew	Jude	Murphy	Rice	Wieser
Eken	Kahn	Nelsen, B.	Rothenberg	Wynia
Elioff	Kaley	Nelsen, M.	Sarna	Zubay
Ellingson	Kalis	Nelson	Searles	Speaker Searle
Enebo	Kelly	Niehaus	Sherwood	

Those who voted in the negative were:

Albrecht	Erickson	Faricy	Kroening	Peterson
Den Ouden	Esau	Fjoslien	Kvam	Wigley

The bill was passed and its title agreed to.

Kaley, Olsen and Weaver were excused while in conference.

S. F. No. 27 was reported to the House.

Casserly moved to amend S. F. No. 27, the unofficial engrossment, as follows:

Page 7, after line 33, insert

"Sec. 2. Minnesota Statutes, Chapter 256, is amended by adding a section to read:

[256.99] [REVERSE MORTGAGE PROCEEDS DISREGARDED.] *All reverse mortgage loan proceeds received pursuant to section 1, including interest or earnings thereon, shall be disregarded and shall not be considered available to the borrower for purposes of determining initial or continuing eligibility for, or amount of, medical assistance or any other public assistance program, or federal or state low interest loan or grant. This section applies regardless of the time elapsed since the loan was made or the disposition of the proceeds."*

Page 10, line 5, delete "2 and 3" and insert "3 and 4"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon insert "providing for disregard of reverse mortgage loan proceeds in determining eligibility or amount of public assistance;"

Page 1, line 10, after "1978," insert "Chapter 256, by adding a section;"

The motion prevailed and the amendment was adopted.

Corbid and Crandall offered an amendment to S. F. No. 27.

POINT OF ORDER

Fritz raised a point of order pursuant to rule 3.9 that the Corbid and Crandall amendment were not in order. The Speaker ruled the point of order well taken and the amendment out of order.

S. F. No. 27, A bill for an act relating to financial institutions; defining reverse mortgage loans; authorizing investments in reverse mortgage loans by certain financial institutions and insurance companies; providing tax deductions for accrued interest on reverse mortgage loans; allowing lenders to include accrued earned interest on such loans in their yearly earned income under certain circumstances; amending Minnesota Statutes 1978, Section 290.09, Subdivision 3; and Chapters 47, by adding a section; and 290, by adding a section.

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

The question was taken on the passage of the bill and the roll was called. There were 82 yeas and 31 nays as follows:

Those who voted in the affirmative were:

Aasness	Drew	Jude	Moe	Searles
Adams	Ellingson	Kahn	Munger	Sieben, M.
Albrecht	Enebo	Kalis	Murphy	Stadum
Anderson, B.	Esau	Kelly	Nelsen, B.	Stowell
Anderson, R.	Evans	Knickerbocker	Norman	Sviggun
Berkelman	Ewald	Kvam	Norton	Swanson
Biersdorf	Fjoslien	Lehto	Onnen	Thiede
Blatz	Friedrich	Levi	Otis	Tomlinson
Brinkman	Greenfield	Long	Patton	Valento
Carlson, D.	Halberg	Ludeman	Pehler	Voss
Carlson, L.	Haukoos	Luknic	Peterson	Wieser
Casserly	Heap	Mann	Pleasant	Wigley
Corbid	Heinitz	McCarron	Redalen	Zubay
Crandall	Hokanson	McDonald	Reding	Speaker Searle
Dean	Jennings	McEachern	Rees	
Dempsey	Johnson, C.	Mehrkens	Reif	
Den Ouden	Johnson, D.	Minne	Rothenberg	

Those who voted in the negative were:

Ainley	Eken	Kostohryz	Osthoff	Welker
Anderson, G.	Elioff	Kroening	Prahl	Wenzel
Anderson, I.	Erickson	Nelsen, M.	Rice	Wynia
Battaglia	Faricy	Nelson	Sarna	
Begich	Fritz	Niehaus	Sherwood	
Berglin	Fudro	Novak	Simoneau	
Byrne	Jacobs	Nysether	Waldorf	

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

Elioff was excused while in conference.

S. F. No. 130, A bill for an act relating to courts; criminal procedure; conforming certain statutory provisions to the rules of criminal procedure, and eliminating certain other statutory provisions which have been superseded by the rules; amending Minnesota Statutes 1978, Sections 169.89, Subdivision 2; 357.32; 484.30; 487.25, Subdivisions 1 and 2; 487.28; 487.29; 487.40, Subdivisions 1 and 2; 488A.08; 488A.10, Subdivisions 1 and 2; 488A.25; 488A.27, Subdivisions 1, 2, 3, 4, and 5; 542.16; 546.11; 546.12; 609.115, Subdivisions 1 and 4; 611.06; 627.01; 628.01; 628.02; 628.18; 628.54; 628.57; 628.63; 628.68; 629.47; 629.48; 629.49; 629.58; 629.61; 629.64; 630.18; 631.05; and Chapter 388, by adding a section; repealing Minnesota Statutes 1978, Sections 388.05; 487.25, Subdivisions 3, 4, 5, and 8; 488A.10, Subdivisions 3, 4, 5, and 9; 488A.27, Subdivision 9; 611.04; 611.08; 627.03 to 627.10; 627.13; 627.14; 628.03 to 628.08; 628.11; 628.14; 628.19; 628.29 to 628.33; 628.55; 628.58; 628.59; 628.64; 629.42; 629.43; 629.46; 629.50 to 629.52; 629.57; 630.01 to 630.11; 630.13 to 630.16; 630.19 to 630.30; 630.34; 631.01; 631.015; 631.03; 631.08; 631.10; 631.11; 631.16; 631.18; 631.19; 631.23 to 631.32; 631.34; 631.35; 631.37 to 631.39; 632.01 to 632.13.

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 115 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Byrne	Erickson	Hoberg	Levi
Adams	Carlson, D.	Esau	Jacobs	Long
Ainley	Carlson, L.	Evans	Jaros	Ludeman
Albrecht	Casserty	Ewald	Jennings	Luknic
Anderson, B.	Clawson	Faricy	Johnson, C.	Mann
Anderson, G.	Corbid	Fjoslien	Johnson, D.	McCarron
Anderson, R.	Crandall	Friedrich	Jude	McDonald
Battaglia	Dean	Fritz	Kahn	McEachern
Begich	Dempsey	Fudro	Kalis	Mehrkens
Berglin	Den Ouden	Greenfield	Kelly	Metzen
Berkelman	Drew	Halberg	Kostohryz	Minne
Biersdorf	Eken	Haukoos	Kroening	Moe
Blatz	Ellingson	Heap	Kvam	Munger
Brinkman	Enebo	Heinitz	Lehto	Murphy

Nelsen, B.	Osthoff	Reding	Stadum	Waldorf
Nelsen, M.	Otis	Rees	Stowell	Welch
Nelson	Patton	Reif	Sviggum	Welker
Niehaus	Pehler	Rice	Swanson	Wenzel
Norman	Peterson	Rothenberg	Thiede	Wieser
Norton	Piepho	Sarna	Tomlinson	Wigley
Novak	Pleasant	Sherwood	Valan	Wynia
Nysether	Prahl	Sieben, M.	Valento	Zubay
Onnen	Redalen	Simoneau	Voss	Speaker Searle

The bill was passed and its title agreed to.

S. F. No. 273 was reported to the House.

Evans moved to amend S. F. No. 273, the unofficial engrossment, as follows:

Page 3, line 5, after the period insert "*A commitment for a contract for deed shall include an executed purchase agreement or earnest money contract to execute a contract for deed.*"

Page 3, line 17, after the period insert "*Except for purposes of subdivisions 4, 5, 6, 7, 8, 9, 11, 12, 13,*"

Page 3, line 17, strike "The term", delete the new language and insert "*conventional loan*"

Page 3, line 17, strike "not"

Page 3, line 18, strike "contracts" and insert "*a loan or advance of credit secured by a contract*"

Page 3, line 18, strike "or installment land contracts"

Page 5, line 7 to page 7, line 21, delete section 2 and insert:

"Sec. 2. Minnesota Statutes 1978, Section 47.20, Subdivision 4, as amended by Laws 1979, Chapter 48, Section 1, is amended to read:

Subd. 4. No conventional loan or contract for deed 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 or contract for deed 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 or contracts for deed 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) A contract rate within the maximum lawful interest rate applicable to a conventional loan or contract for deed at the time the loan is made shall be the maximum lawful interest rate for the term of the conventional loan or contract for deed.

(4) Contracts for deed or conventional loans made pursuant to a commitment for a contract for deed or 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) the contract for deed or conventional loan is actually executed or 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 contract for deed vendor or mortgagee or lender to make or execute a contract for deed or 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 contract for deed vendor or lender to the borrower, or mailed to the borrower or to any one of them if there should be more than one. For the purposes of this clause (4), a commitment for a contract

for deed shall include an executed purchase agreement or earnest money contract to execute a contract for deed.

(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, 1983 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.

(6) This subdivision expires July 31, 1983."

Page 7, line 26, delete "*subdivision 4*" and insert "*this section*"

Page 11, line 7, delete "*less than*"

Page 11, line 7, after "*10*" insert "*or fewer*"

Page 12, line 6, after "*ALL*" insert "*THE*"

Page 12, line 26, delete "*120*" and insert "*90*"

Page 14, delete lines 29 through 33

Page 15, delete lines 1 through 6

Page 15, line 12, delete "*section*" and insert "*sections*"

Page 15, line 26, delete "*written*" and insert "*notice and hearing*"

Page 15, line 27, delete "*application*"

Page 16, line 3, after the period insert "*Upon written application, the court may disburse from payments tendered to the court such amounts as are necessary to insure the timely payment of property taxes, property insurance, mortgage installments or prior contract for deed installments regarding the real estate.*"

Page 16, line 11, delete "*and subsequent notice and hearing*"

Page 16, line 14, after the period insert "*The court shall order that a hearing, pursuant to subdivision 2, be held within 21 days after the date of issuance of the ex parte order.*"

Page 16, line 19, delete "*This act is*" and insert "*Sections 1 to 3 are*"

Page 16, line 19, after the period insert "*Sections 4 to 6 are effective for contracts executed after June 30, 1980.*"

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Dempsey	Johnson, C.	Nelsen, M.	Schreiber
Adams	Den Ouden	Johnson, D.	Nelson	Searles
Ainley	Drew	Jude	Niehaus	Sherwood
Albrecht	Eken	Kahn	Norman	Sieben, H.
Anderson, B.	Elioff	Kalis	Norton	Sieben, M.
Anderson, D.	Ellingson	Kelly	Novak	Simoneau
Anderson, G.	Enebo	Knickerbocker	Nysether	Stadum
Anderson, I.	Erickson	Kostohryz	Olsen	Stowell
Anderson, R.	Esau	Kvam	Onnen	Sviggum
Battaglia	Evans	Laidig	Osthoff	Swanson
Begich	Ewald	Lehto	Otis	Thiede
Berglin	Faricy	Levi	Patton	Tomlinson
Berkelman	Fjoslien	Ludeman	Pehler	Valan
Biersdorf	Friedrich	Luknic	Peterson	Valento
Blatz	Fritz	Mann	Piepho	Vanasek
Brinkman	Fudro	McCarron	Pleasant	Voss
Byrne	Greenfield	McDonald	Prahl	Weaver
Carlson, D.	Halberg	McEachern	Redalen	Welch
Carlson, L.	Haukoos	Mehrkens	Reding	Wenzel
Casserly	Heap	Metzen	Rees	Wieser
Clark	Heinitz	Minne	Reif	Wigley
Clawson	Hoberg	Moe	Rice	Wynia
Corbid	Jacobs	Munger	Rose	Zubay
Crandall	Jaros	Murphy	Rothenberg	Speaker Searle
Dean	Jennings	Nelsen, B.	Sarna	

The motion prevailed and the amendment was adopted.

S. F. No. 273, A bill for an act relating to commerce; providing a floating usury rate for contracts for deed on residential property; amending Minnesota Statutes 1978, Section 47.20, Subdivisions 2 and 4, and by adding a subdivision.

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 80 yeas and 39 nays as follows:

Those who voted in the affirmative were:

Aasness	Corbid	Fjoslien	Knickerbocker	Norman
Adams	Crandall	Friedrich	Kvam	Nysether
Ainley	Dean	Fritz	Laidig	Onnen
Albrecht	Dempsey	Greenfield	Levi	Otis
Anderson, B.	Den Ouden	Halberg	Long	Patton
Anderson, D.	Drew	Haukoos	Ludeman	Pehler
Anderson, R.	Ellingson	Heap	Luknic	Peterson
Berkelman	Erickson	Heinitz	McDonald	Piepho
Biersdorf	Esau	Hoberg	Mehrkens	Pleasant
Blatz	Evans	Jennings	Metzen	Redalen
Brinkman	Ewald	Johnson, D.	Nelsen, B.	Rees
Carlson, D.	Faricy	Kalis	Niehaus	Reif

Rose	Sherwood	Svigum	Voss	Wieser
Rothenberg	Stadum	Thiede	Weaver	Wigley
Schreiber	Stoa	Valan	Welker	Zubay
Searles	Stowell	Valento	Wenzel	Speaker Searle

Those who voted in the negative were:

Anderson, G.	Clark	Kostohryz	Nelson	Sieben, M.
Anderson, I.	Clawson	Kroening	Norton	Simoneau
Battaglia	Eken	Lehto	Novak	Swanson
Begich	Elioff	McEachern	Osthoff	Tomlinson
Berglin	Enebo	Minne	Prahl	Waldorf
Byrne	Fudro	Moe	Rice	Welch
Carlson, L.	Jude	Murphy	Sarna	Wynia
Casserly	Kelly	Nelsen, M.	Sieben, H.	

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

ANNOUNCEMENT BY THE SPEAKER AND THE CHAIRMAN OF THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 810:

Fudro, Sarna, Luknic, and Mehrkens.

SPECIAL ORDERS, Continued

S. F. No. 436, A bill for an act relating to financial institutions; permitting graduated payment home mortgages; amending Minnesota Statutes 1978, Chapters 47, by adding a section; and 52, by adding a section.

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

The question was taken on the passage of the bill and the roll was called. There were 108 yeas and 10 nays as follows:

Those who voted in the affirmative were:

Aasness	Carlson, D.	Fjoslien	Kelly	Nelson
Adams	Carlson, L.	Friedrich	Knickerbocker	Niehaus
Ainley	Casserly	Fritz	Kvam	Norman
Albrecht	Clark	Fudro	Laidig	Norton
Anderson, B.	Clawson	Greenfield	Lehto	Novak
Anderson, D.	Corbid	Halberg	Levi	Nysether
Anderson, G.	Crandall	Haukoos	Long	Osthoff
Anderson, I.	Dean	Heap	Ludeman	Otis
Anderson, R.	Dempsey	Heinitz	Luknic	Patton
Battaglia	Den Ouden	Hoberg	McDonald	Pehler
Begich	Drew	Jaros	McEachern	Peterson
Berglin	Elioff	Jennings	Mehrrens	Piepho
Berkelman	Ellingson	Johnson, C.	Metzen	Redalen
Biersdorf	Erickson	Johnson, D.	Minne	Reding
Blatz	Esau	Jude	Munger	Rees
Brinkman	Evans	Kahn	Murphy	Reif
Byrne	Ewald	Kalis	Nelsen, B.	Rose

Rothenberg	Stadum	Tomlinson	Waldorf	Wynia
Sarna	Stowell	Valan	Welch	Zubay
Searles	Sviggum	Valento	Welker	Speaker Searle
Sherwood	Swanson	Vanasek	Wenzel	
Sieben, H.	Thiede	Voss	Wigley	

Those who voted in the negative were:

Eken	Kroening	Nelsen, M.	Pleasant	Rice
Faricy	Moe	Onnen	Prahl	Stoa

The bill was passed and its title agreed to.

S. F. No. 600, A bill for an act relating to natural resources; exempting track racing snowmobiles from registration requirements; amending Minnesota Statutes 1978, Section 84.82, Subdivision 6.

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

The question was taken on the passage of the bill and the roll was called. There were 118 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Aasness	Dean	Johnson, C.	Nelsen, B.	Searles
Adams	Dempsey	Johnson, D.	Nelsen, M.	Sherwood
Ainley	Den Ouden	Jude	Nelson	Sieben, H.
Albrecht	Drew	Kahn	Niehaus	Sieben, M.
Anderson, B.	Eken	Kalis	Norman	Stadum
Anderson, D.	Elloff	Kelly	Norton	Stoa
Anderson, G.	Ellingson	Knickerbocker	Novak	Stowell
Anderson, I.	Erickson	Kroening	Nysether	Sviggum
Anderson, R.	Esau	Kvam	Onnen	Swanson
Battaglia	Evans	Laidig	Osthoff	Thiede
Begich	Ewald	Lehto	Otis	Tomlinson
Berglin	Faricy	Levi	Patton	Valan
Berkelman	Fjoslien	Long	Pehler	Valento
Biersdorf	Friedrich	Ludeman	Peterson	Vanasek
Blatz	Fritz	Luknic	Piepho	Voss
Brinkman	Fudro	Mann	Pleasant	Welch
Byrne	Halberg	McDonald	Redalen	Welker
Carlson, D.	Haukoos	McEachern	Reding	Wenzel
Carlson, L.	Heap	Mehrkens	Rees	Wigley
Casserly	Heinitz	Metzen	Reif	Wynia
Clark	Hoberg	Minne	Rice	Zubay
Clawson	Jacobs	Moe	Rose	Speaker Searle
Corbid	Jaros	Munger	Rothenberg	
Crandall	Jennings	Murphy	Sarna	

Those who voted in the negative were:

Prahl

The bill was passed and its title agreed to.

S. F. No. 681, A bill for an act relating to game and fish; providing for the licensing and regulation of commercial fishing in inland waters; contracts for removal of rough fish; amending Minnesota Statutes 1978, Section 98.46, by adding a subdivision; and Chapter 102, by adding a section; repealing Minnesota Statutes 1978, Section 97.4861.

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:

Aasness	Drew	Kalis	Norman	Simoneau
Adams	Eken	Kelly	Norton	Stadum
Ainley	Elioff	Knickerbocker	Novak	Stoa
Anderson, B.	Ellingson	Kostohryz	Nysether	Stowell
Anderson, D.	Erickson	Kroening	Onnen	Sviggum
Anderson, G.	Esau	Kvam	Osthoff	Swanson
Anderson, R.	Evans	Laidig	Otis	Thiede
Battaglia	Ewald	Lehto	Patton	Tomlinson
Begich	Faricy	Levi	Pehler	Valan
Berglin	Fjoslien	Long	Peterson	Valento
Berkelman	Friedrich	Ludeman	Piepho	Vanasek
Biersdorf	Fritz	Luknic	Pleasant	Voss
Blatz	Fudro	Mann	Prahl	Waldorf
Brinkman	Greenfield	McDonald	Redalen	Welch
Byrne	Halberg	McEachern	Reding	Welker
Carlson, D.	Haukoos	Mehrkens	Rees	Wenzel
Carlson, L.	Heap	Metzen	Reif	Wieser
Casserly	Heinitz	Minne	Rice	Wigley
Clark	Hoberg	Moe	Rose	Wynia
Clawson	Jaros	Munger	Rothenberg	Zubay
Corbid	Jennings	Murphy	Sarna	Speaker Searle
Crandall	Johnson, C.	Nelsen, B.	Searles	
Dean	Johnson, D.	Nelsen, M.	Sherwood	
Dempsey	Jude	Nelson	Sieben, H.	
Den Ouden	Kahn	Niehaus	Sieben, M.	

The bill was passed and its title agreed to.

S. F. No. 712, A bill for an act relating to Indians; providing for use of the nomenclature "American Indians" in Minnesota Statutes; amending Minnesota Statutes 1978, Sections 145.922, Subdivision 2; 152.02, Subdivision 2; 254A.02, Subdivision 11; 254A.03; 254A.031; 254A.07, Subdivision 2; 462A.07, Subdivisions 13, 14, and 15; 462A.21, Subdivisions 4c and 4d; and 517.18, 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 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Den Ouden	Jude	Nelson	Sieben, M.
Adams	Drew	Kahn	Niehaus	Simoneau
Ainley	Eken	Kalis	Norman	Stadum
Albrecht	Elioff	Kelly	Norton	Stoa
Anderson, B.	Ellingson	Knickerbocker	Novak	Stowell
Anderson, D.	Enebo	Kostohryz	Nysether	Sviggum
Anderson, G.	Erickson	Kroening	Onnen	Swanson
Anderson, I.	Esau	Kvam	Osthoff	Thiede
Anderson, R.	Evans	Laidig	Otis	Tomlinson
Battaglia	Ewald	Lehto	Patton	Valan
Begich	Faricy	Levi	Pehler	Valento
Berglin	Fjoslien	Long	Peterson	Vanasek
Berkelman	Friedrich	Ludeman	Piepho	Voss
Biersdorf	Fritz	Luknic	Pleasant	Waldorf
Blatz	Fudro	Mann	Prahl	Welch
Brinkman	Greenfield	McCarron	Redalen	Welker
Byrne	Halberg	McDonald	Reding	Wenzel
Carlson, D.	Haukoos	McEachern	Rees	Wieser
Carlson, L.	Heap	Mehrkens	Reif	Wigley
Casserly	Heinitz	Metzen	Rice	Wynia
Clark	Hoberg	Minne	Rose	Zubay
Clawson	Jacobs	Moe	Rothenberg	Speaker Searle
Corbid	Jaros	Munger	Sarna	
Crandall	Jennings	Murphy	Searles	
Dean	Johnson, C.	Nelsen, B.	Sherwood	
Dempsey	Johnson, D.	Nelsen, M.	Sieben, H.	

The bill was passed and its title agreed to.

S. F. No. 732, A bill for an act relating to game and fish; modifying the definitions of rough fish and minnows; amending Minnesota Statutes 1978, Section 97.40, Subdivisions 11 and 12.

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

The question was taken on the passage of the bill and the roll was called. There were 123 yeas and 2 nays as follows:

Those who voted in the affirmative were:

Aasness	Clark	Fritz	Kroening	Nelson
Adams	Clawson	Fudro	Kvam	Niehaus
Ainley	Corbid	Greenfield	Laidig	Norman
Albrecht	Crandall	Halberg	Lehto	Norton
Anderson, B.	Dean	Haukoos	Levi	Novak
Anderson, D.	Dempsey	Heap	Long	Nysether
Anderson, I.	Den Ouden	Heinitz	Ludeman	Onnen
Anderson, R.	Drew	Hoberg	Luknic	Osthoff
Battaglia	Eken	Jacobs	Mann	Otis
Begich	Elioff	Jaros	McCarron	Patton
Berglin	Ellingson	Jennings	McDonald	Pehler
Berkelman	Enebo	Johnson, C.	McEachern	Peterson
Biersdorf	Erickson	Johnson, D.	Mehrkens	Piepho
Blatz	Esau	Jude	Metzen	Pleasant
Brinkman	Evans	Kahn	Minne	Redalen
Byrne	Ewald	Kalis	Munger	Reding
Carlson, D.	Faricy	Kelly	Murphy	Rees
Carlson, L.	Fjoslien	Knickerbocker	Nelsen, B.	Reif
Casserly	Friedrich	Kostohryz	Nelsen, M.	Rice

Rose	Sieben, M.	Swanson	Voss	Wigley
Rothenberg	Simoneau	Thiede	Waldorf	Wynia
Sarna	Stadum	Tomlinson	Welch	Zubay
Searles	Stoa	Valan	Welker	Speaker Searle
Sherwood	Stowell	Valento	Wenzel	
Sieben, H.	Sviggum	Vanasek	Wieser	

Those who voted in the negative were:

Anderson, G. Prahl

The bill was passed and its title agreed to.

S. F. No. 799, A bill for an act relating to game and fish; revocation of and ineligibility for game and fish licenses upon conviction for game and fish law violations; amending Minnesota Statutes 1978, Section 98.52, Subdivision 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 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Dempsey	Johnson, C.	Nelsen, B.	Searles
Adams	Den Ouden	Johnson, D.	Nelsen, M.	Sherwood
Ainley	Drew	Jude	Nelson	Sieben, H.
Albrecht	Eken	Kahn	Niehaus	Sieben, M.
Anderson, B.	Elioff	Kalis	Norman	Simoneau
Anderson, D.	Ellingson	Kelly	Norton	Stadum
Anderson, G.	Enebo	Knickerbocker	Novak	Stoa
Anderson, I.	Erickson	Kostohryz	Nysether	Stowell
Anderson, R.	Esau	Kroening	Onnen	Sviggum
Battaglia	Evans	Kvam	Osthoff	Swanson
Begich	Ewald	Laidig	Otis	Thiede
Berglin	Faricy	Lehto	Patton	Tomlinson
Berkelman	Fjoslien	Levi	Pehler	Valan
Biersdorf	Friedrich	Long	Peterson	Valento
Blatz	Fritz	Ludeman	Piepho	Vanasek
Brinkman	Fudro	Luknic	Pleasant	Voss
Byrne	Greenfield	Mann	Prahl	Waldorf
Carlson, D.	Halberg	McCarron	Redalen	Welch
Carlson, L.	Haukoos	McDonald	Reding	Welker
Casserly	Heap	McEachern	Rees	Wenzel
Clark	Heinitz	Mehrkens	Reif	Wieser
Clawson	Hoberg	Metzen	Rice	Wigley
Corbid	Jacobs	Minne	Rose	Wynia
Crandall	Jaros	Moe	Rothenberg	Zubay
Dean	Jennings	Murphy	Sarna	Speaker Searle

The bill was passed and its title agreed to.

S. F. No. 486, A bill for an act relating to education; changing the requirements for membership on the state university board and on the state board for community colleges; amending Minnesota Statutes 1978, Sections 136.12, Subdivision 1; and 136.61, Subdivision 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 71 yeas and 48 nays as follows:

Those who voted in the affirmative were:

Aasness	Crandall	Hoberg	Nelsen, B.	Stowell
Adams	Dempsey	Jacobs	Nelson	Sviggum
Ainley	Den Ouden	Jennings	Niehaus	Valan
Anderson, B.	Drew	Johnson, D.	Norman	Valento
Anderson, R.	Elioff	Jude	Nysether	Waldorf
Battaglia	Erickson	Kalis	Otis	Weaver
Begich	Esau	Knickerbocker	Peterson	Welker
Berkelman	Evans	Laidig	Piepho	Wieser
Biersdorf	Ewald	Levi	Redalen	Wigley
Blatz	Fjoslien	Ludeman	Rees	Zubay
Byrne	Fritz	Luknic	Reif	Speaker Searle
Cassery	Fudro	McDonald	Searles	
Clark	Halberg	McEachern	Sherwood	
Clawson	Haukoos	Mehrkens	Stadum	
Corbid	Heap	Metzen	Stoa	

Those who voted in the negative were:

Albrecht	Enebo	Minne	Pehler	Swanson
Anderson, D.	Faricy	Moe	Prahl	Thiede
Anderson, G.	Greenfield	Munger	Reding	Tomlinson
Anderson, I.	Jaros	Murphy	Rice	Vanasek
Berglin	Kelly	Nelsen, M.	Rose	Voss
Carlson, D.	Kostohryz	Norton	Rothenberg	Welch
Carlson, L.	Kroening	Novak	Sarna	Wenzel
Dean	Lehto	Onnen	Sieben, H.	Wynia
Eken	Long	Osthoff	Sieben, M.	
Ellingson	Mann	Patton	Simoneau	

The bill was passed and its title agreed to.

Sieben, H., moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 87, A bill for an act relating to highways; providing for bus shelters and benches on streets and highways; authorizing road authorities to grant franchises; amending Minnesota Statutes 1978, Section 160.27, Subdivision 2.

H. F. No. 597, A bill for an act relating to the state transportation system; authorizing the issuance and sale of Minnesota state transportation bonds; authorizing the expenditure of the proceeds for grants for construction and reconstruction of certain bridges and for certain preliminary studies; appropriating money; amending Minnesota Statutes 1978, Section 174.50, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1111, A bill for an act relating to pollution; authorizing water pollution control fund grants for certain wastewater treatment projects; providing for use of state and federal funds in certain proportions; authorizing issuance of Minnesota state water pollution control bonds; appropriating money; amending Minnesota Statutes 1978, Section 116.18, Subdivisions 1 and 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1236, A bill for an act relating to the town of Forest Lake; exempting it from certain tax levy limitations.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 907, A bill for an act relating to retirement; judges retirement fund; including the conciliation court of the city of Duluth in certain provisions governing judicial retirement; transferring the obligations and assets of the county and probate court judges survivors' account to the judges retirement fund; amending Minnesota Statutes 1978, Sections 490.121, Subdivision 2; and 490.124, Subdivision 8; repealing Minnesota Statutes 1978, Section 490.12, Subdivisions 7 and 8.

The Senate has appointed as such committee Messrs. Stokowski, Ogdahl and Strand.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the adoption by the Senate of the following Senate Concurrent Resolution, herewith transmitted:

Senate Concurrent Resolution No. 4, A Concurrent Resolution recognizing the importance of children to the future of the State of Minnesota, and expressing support for the work of the United Nations and other agencies during 1979, the International Year of the Child.

PATRICK E. FLAHAVEN, Secretary of the Senate

The resolution was referred to the Committee on Rules and Legislative Administration.

Mr. Speaker:

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

S. F. No. 528, A bill for an act relating to courts; conforming civil fees collected by the Hennepin county municipal court with the district court; amending Minnesota Statutes 1978, Section 488A.03, Subdivision 11.

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

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Ellingson moved that the House accede to the request of the Senate for the appointment of a Conference Committee except that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a Conference Committee to meet with the committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 528. 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. 534, A bill for an act relating to Murray County; allowing the county and local government units to participate in a federal railroad assistance program.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Anderson, B., moved that the House concur in the Senate amendments to H. F. No. 534 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 534, A bill for an act relating to Murray and Goodhue Counties; allowing the county and local government units to participate in a federal railroad assistance program.

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

The question was taken on the repassage of the bill and the roll was called. There were 120 yeas and 0 nays as follows.

Those who voted in the affirmative were:

Aasness	Clawson	Fritz	Knickerbocker	Nelson
Adams	Corbid	Fudro	Kostohryz	Niehaus
Ainley	Crandall	Greenfield	Kroening	Norman
Albrecht	Dean	Halberg	Kvam	Norton
Anderson, B.	Dempsey	Haukoos	Lehto	Novak
Anderson, G.	Den Ouden	Heap	Levi	Nysether
Anderson, R.	Drew	Heinitz	Long	Olsen
Battaglia	Eken	Hoberg	Ludeman	Onnen
Begich	Elihoff	Hokanson	Luknic	Osthoff
Berglin	Ellingson	Jacobs	McCarron	Otis
Berkelman	Enebo	Jaros	McDonald	Patton
Biersdorf	Erickson	Jennings	McEachern	Pehler
Blatz	Esau	Johnson, C.	Mehrkins	Peterson
Brinkman	Ewald	Johnson, D.	Metzen	Piepho
Byrne	Faricy	Jude	Minne	Pleasant
Carlson, D.	Fjoslien	Kaley	Moe	Prahl
Carlson, L.	Forsythe	Kalis	Nelsen, B.	Redalen
Clark	Friedrich	Kelly	Nelsen, M.	Reding

Rees	Sherwood	Stowell	Valento	Wenzel
Reif	Sieben, H.	Sviggum	Vanasek	Wieser
Rice	Sieben, M.	Swanson	Voss	Wigley
Rothenberg	Simoneau	Thiede	Weaver	Wynia
Sarna	Stadum	Tomlinson	Welch	Zubay
Searles	Stoa	Valan	Welker	Speaker Searle

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

Mr. Speaker:

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

S. F. No. 917, A bill for an act relating to workers' compensation; changing certain insurance rate making procedures; increasing the membership of the workers' compensation court of appeals; directing certain studies; providing for certain schedules and lists; increasing certain staff; relocating workers' compensation court of appeals; changing availability amounts for certain benefits; changing rehabilitation procedures; changing certain presumptions; changing basis for attorneys' fees; changing notice provisions; establishing a workers' compensation reinsurance association; transferring self-insuring duties to the commissioner of insurance; establishing a reopened case fund; establishing a voluntary group self-insurance association; appropriating money; amending Minnesota Statutes 1978, Sections 79.01, Subdivision 2, and by adding subdivisions; 79.095; 79.10; 79.21; 79.22, by adding a subdivision; 79.25; 175.006, Subdivision 1; 175.08; 176.011, Subdivisions 9 and 15; 176.021, Subdivision 3; 176.061, Subdivision 5; 176.081, Subdivision 5; 176.101, Subdivisions 1, 3 and 4; 176.111, Subdivision 1; 176.131, Subdivisions 3, 10 and by adding a subdivision; 176.135, by adding a subdivision; 176.141; 176.155, Subdivision 2; 176.179; 176.181, Subdivision 2, and by adding a subdivision; 176.191; 176.231, Subdivisions 1 and 2; 176.235, Subdivision 1; 176.241; 176.271; 176.391, Subdivision 2; 176.521, Subdivision 1; Chapters 79, by adding sections; and 176, by adding a section; repealing Minnesota Statutes 1978, Sections 79.05; 79.06; 79.07; 175.092; and 176.101, Subdivision 7.

And the Senate respectfully requests that a Conference Committee be appointed thereon. Messrs. Keefe, S.; Nichols and Laufenburger have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Simoneau moved that the House accede to the request of the Senate for the appointment of a Conference Committee except that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a Conference Committee to meet with the committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 917. The motion prevailed.

McDonald was excused for the remainder of today's session. Pehler was excused while in conference.

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. 1253, A bill for an act relating to open space and recreation; providing for the acquisition and betterment of open space lands, state trails, forests, fish and wildlife management, natural and scientific areas, and accesses to public waters; payments to counties in lieu of taxes on public hunting grounds and game refuges; establishing Tettegouche State Park; prescribing the powers and duties of the commissioner of natural resources in relation to Tettegouche State Park; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1978, Section 97.49, Subdivision 3; and Laws 1977, Chapter 421, Section 13, Subdivision 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Casslerly moved that the House concur in the Senate amendments to H. F. No. 1253 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1253, A bill for an act relating to open space and recreation; providing for the acquisition and betterment of open space lands, state trails, forests, fish and wildlife management, natural and scientific areas, and accesses to public waters; payments to counties in lieu of taxes on public hunting grounds and game refuges; establishing Tettegouche State Park; prescribing the powers and duties of the commissioner of natural resources in relation to Tettegouche State Park; establishing a citizen's advisory task force on the Boundary Waters Canoe Area; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1978, Section 97.49, Subdivision 3; and Laws 1977, Chapter 421, Section 13, Subdivision 3.

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

The question was taken on the repassage of the bill and the roll was called. There were 93 yeas and 21 nays as follows:

Those who voted in the affirmative were:

Aasness	Dean	Jaros	Murphy	Sieben, H.
Adams	Dempsey	Jennings	Nelsen, B.	Sieben, M.
Albrecht	Den Ouden	Johnson, C.	Nelsen, M.	Simoneau
Anderson, B.	Drew	Johnson, D.	Nelson	Stadum
Anderson, G.	Eken	Jude	Norman	Stoa
Anderson, I.	Elioff	Kahn	Norton	Stowell
Battaglia	Ellingson	Kaley	Novak	Swanson
Begich	Erickson	Kalis	Onnen	Thiede
Berglin	Esau	Kelly	Osthoff	Tomlinson
Berkelman	Evans	Knickerbocker	Patton	Vanasek
Biersdorf	Faricy	Kostohryz	Peterson	Voss
Blatz	Fjoslien	Kroening	Piepho	Waldorf
Brinkman	Forsythe	Lehto	Pleasant	Weaver
Byrne	Fudro	Luknic	Reding	Wenzel
Carlson, L.	Greenfield	McEachern	Reif	Wynia
Casserly	Halberg	Metzen	Rice	Zubay
Clark	Heinitz	Minne	Sarna	Speaker Searle
Corbid	Hokanson	Moe	Searles	
Crandall	Jacobs	Munger	Sherwood	

Those who voted in the negative were:

Anderson, R.	Levi	Nysether	Rothenberg	Wigley
Clawson	Long	Olsen	Sviggun	
Ewald	Ludeman	Otis	Valento	
Fritz	Mehrkens	Redalen	Welker	
Heap	Niehaus	Rees	Wieser	

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

Mr. Speaker:

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

H. F. No. 1241, A bill for an act relating to natural resources; reducing local match required for dam repair and reconstruction grants; authorizing loans for local share of project costs; authorizing sale of bonds for loan program; appropriating money; amending Minnesota Statutes 1978, Section 105.482, Subdivisions 3 and 5, and by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Lehto moved that the House refuse to concur in the Senate amendments to H. F. No. 1241, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a conference committee, and that the House requests that a conference

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 Senate Files, herewith transmitted:

S. F. Nos. 844, 897 and 1141.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 275.

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. 1035 and 1101.

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. 966 and 1234.

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. 390 and 435.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 844, A bill for an act relating to welfare; providing state aid through matching grants from the department of public welfare to counties for certain semi-independent living services programs; requiring counties to monitor the services; requiring bonds for private providers of the services; directing the commissioner of public welfare to promulgate rules to implement administration of the grant program; appropriating money.

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

S. F. No. 897, A bill for an act relating to the secretary of state; providing for printing and distributing the student edition of the legislative manual; appropriating money; amending Minnesota Statutes 1978, Section 5.09.

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

S. F. No. 1141, A bill for an act relating to hearing impaired persons; establishing regional service centers and advisory committees; establishing a statewide interpreter referral service; providing for a program of training and employment; prescribing duties for the commissioner of public welfare; establishing an office on hearing impairment; providing for an advisory committee for the state council for the handicapped; prescribing duties for the department of health; providing for a study by the state planning agency; appropriating money.

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

S. F. No. 275, A bill for an act relating to taxation; income tax; clarifying non-taxable status of certain federal earned income credits; amending Minnesota Statutes 1978, Section 290.01, Subdivision 20.

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

S. F. No. 1035, A bill for an act relating to taxation; deed tax; authorizing the commissioner of revenue to provide tax meter machines to replace deed tax stamps; appropriating funds; amending Minnesota Statutes 1978, Section 287.27, by adding a subdivision.

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

S. F. No. 1101, A bill for an act relating to taxation; altering the penalty to be imposed upon assessment districts having large coefficients of dispersion; delaying the effective date of imposition of the penalty; amending Minnesota Statutes 1978, Section 477A.04.

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

S. F. No. 966, A bill for an act relating to county human services facilities; providing authority to issue and sell general obligation revenue bonds, lease facilities, pledge revenues, and pledge full faith and credit; amending Minnesota Statutes 1978, Chapter 402, by adding a section.

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

S. F. No. 1234, A bill for an act relating to taxation; providing that property tax exemption allowed for pollution control property shall not apply to solid waste disposal sites; amending Minnesota Statutes 1978, Section 272.02, Subdivision 1.

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

S. F. No. 390, A bill for an act relating to taxation; property tax; extending 3cc classification to mobile homes owned by disabled persons; allowing homestead owned by disabled person and joint tenant to qualify for 3cc classification; amending Minnesota Statutes 1978, Section 273.13, Subdivision 7.

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

S. F. No. 435, A bill for an act relating to education; increasing the maximum awards for scholarships and grants-in-aid; changing the eligibility for certain financial assistance; increasing the bonding authority of the higher education coordinating board; requiring that data on certain applicants for student financial assistance be classified as private and providing an exception; increasing the eligibility for a tuition subsidy for a public post-secondary vocational-technical school; prescribing additional qualifications for receipt of certain Indian scholarships; reconstituting the Minnesota Indian scholarship committee; appropriating money; amending Minnesota Statutes 1978, Sections 124.48; 136A.121, Subdivisions 4, 5, 7 and 8; 136A.162; 136A.171; and 136A.236, Subdivision 2.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Faricy moved that the rule therein be suspended and an urgency be declared so that S. F. No. 435 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Faricy moved that the rules of the House be so far suspended that S. F. No. 435 be given its second and third readings and be placed upon its final passage. The motion prevailed.

S. F. No. 435 was read for the second time.

Faricy moved to amend S. F. No. 435 as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 136A.121, Subdivision 4, is amended to read:

Subd. 4. A financial stipend shall accompany scholarship awards if the scholarship winner demonstrates financial need and will attend an eligible institution. Financial stipends shall range from a maximum of \$1,100 *in the 1979-1980 school year*, \$1,250 *in the 1980-1981 school year* and \$1,400 *in the 1981-1982 school year and subsequent school years* to a minimum of \$100 but in no event shall exceed one-half of the applicant's financial need or an amount which if combined with the amount of a federal basic educational opportunity grant for which the applicant is eligible equals 75 percent of the applicants need, whichever is the lesser. Scholarship winners who do not demonstrate financial need under criteria prescribed by the board shall be awarded honorary scholarships.

Sec. 2. Minnesota Statutes 1978, Section 136A.121, Subdivision 5, is amended to read:

Subd. 5. A financial stipend based on financial need shall accompany grants-in-aid. Financial stipends shall range from a maximum of \$1,100 *in the 1979-1980 school year*, \$1,250 *in the 1980-1981 school year* and \$1,400 *in the 1981-1982 school year and subsequent school years* to a minimum of \$100, but in no event shall exceed one-half of the applicant's financial need, or an amount which if combined with the amount of a federal basic educational opportunity grant for which the applicant is eligible equals 75 percent of the applicants need, whichever is the lesser.

Sec. 3. Minnesota Statutes 1978, Section 136A.121, Subdivision 7, is amended to read:

Subd. 7. Only first year students shall be eligible to apply for and receive initial scholarship awards. Only first year and transfer students who meet the board's requirements shall be eligible to apply for and receive initial grants-in-aid for the 1977-1978 school year. First year students, transfer students who meet the board's requirements and second year students who did not receive a grant-in-aid award upon entrance to post-secondary education shall be eligible to apply for and receive initial grants-in-aid for the 1978-1979 and 1979-1980 school (YEAR AND SUBSEQUENT SCHOOL) years. *Any undergraduate student who has not previously received a scholarship or grant-in-aid and who meets the board's requirements shall be eligible to apply for and receive a grant-in-aid in any year of undergraduate study for the 1980-1981 school year and subsequent school years.*

Sec. 4. Minnesota Statutes 1978, Section 136A.121, Subdivision 8, is amended to read:

Subd. 8. Each scholarship or grant-in-aid shall be awarded for one academic year but shall be renewable (UNTIL A TOTAL) *for a maximum of eight semesters or twelve quarters or their equivalent (HAVE BEEN COVERED, OR) but may not continue after the recipient has obtained a baccalaureate degree (OBTAINED) or been enrolled full-time or the equivalent for the number of semesters or quarters normally required to complete a baccalaureate degree, whichever occurs first.*

Sec. 5. Minnesota Statutes 1978, Section 136A.162, is amended to read:

136A.162 [CLASSIFICATION OF DATA.] All data on applicants for financial assistance collected and used by the higher education coordinating board for the purposes of (THE SCHOLARSHIP, GRANT-IN-AID AND LOAN) *student financial aid* programs administered by that board shall be classified as private data on individuals pursuant to section 15.162, subdivision 5a. Exceptions to this classification are the names and addresses of (SCHOLARSHIP, GRANT-IN-AID AND LOAN) program recipients *or participants.*

Sec. 6. Minnesota Statutes 1978, Section 136A.171, is amended to read:

136A.171 [REVENUE BONDS; ISSUANCE; PROCEEDS.] The higher education coordinating board is hereby authorized to issue revenue bonds for the purpose of obtaining funds for loans made in accordance with the provisions of this chapter. The aggregate amount of revenue bonds, issued directly by the board, outstanding at any one time, not including (REFUNDING) *refunded bonds or otherwise defeased or discharged bonds*, shall not exceed (\$125,000,000) *\$200,000,000*. Proceeds from the issuance of bonds may be held and invested by the board pending disbursement in the form of loans. All interest and prof-

its from such investments shall inure to the benefit of the board and shall be available to the board for the same purposes as the proceeds from the sale of revenue bonds including but not limited to costs incurred in administering loans under this chapter and loan reserve funds.

Sec. 7. Minnesota Statutes 1978, Section 136A.236, Subdivision 2, is amended to read:

Subd. 2. Effective July 1, (1978) 1979, any Minnesota resident (WHO IS UNDER 21 YEARS OF AGE,) who attends a public post-secondary vocational-technical school, and who is not receiving a state scholarship or grant-in-aid for the current year of attendance, shall be eligible to apply for a tuition subsidy pursuant to this section.

Sec. 8. *The sum of \$3,668,000 is appropriated from the general fund to the higher education coordinating board for the purpose of implementing program changes made by sections 1 to 4. The sum of \$475,000 is appropriated from the general fund to the private college contract program for the purpose of funding changes resulting from sections 3 and 4. The sums shall be available until June 30, 1981.*

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

Further amend by striking the title and inserting:

"A bill for an act relating to education; increasing the maximum awards for scholarships and grants-in-aid; changing the eligibility for certain financial assistance; increasing the bonding authority of the higher education coordinating board; requiring that data on certain applicants for student financial assistance be classified as private and providing an exception; increasing the eligibility for a tuition subsidy for a public post-secondary vocational-technical school; appropriating money; amending Minnesota Statutes 1978, Sections 136A.121, Subdivisions 4, 5, 7 and 8; 136A.162; 136A.171; and 136A.236, Subdivision 2."

The motion prevailed and the amendment was adopted.

Faricy moved to amend S. F. No. 435, as amended, as follows:

Page 3, line 8, strike "eight" insert "six"

Page 3, line 8, strike "twelve" insert "nine"

The motion prevailed and the amendment was adopted.

S. F. No. 435, A bill for an act relating to education; increasing the maximum awards for scholarships and grants-in-aid;

changing the eligibility for certain financial assistance; increasing the bonding authority of the higher education coordinating board; requiring that data on certain applicants for student financial assistance be classified as private and providing an exception; increasing the eligibility for a tuition subsidy for a public post-secondary vocational-technical school; prescribing additional qualifications for receipt of certain Indian scholarships; reconstituting the Minnesota Indian scholarship committee; appropriating money; amending Minnesota Statutes 1978, Sections 124.48; 136A.121, Subdivisions 4, 5, 7 and 8; 136A.162; 136A.171; and 136A.236, Subdivision 2.

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 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Drew	Johnson, C.	Nelsen, M.	Sherwood
Adams	Eken	Johnson, D.	Nelson	Sieben, H.
Ainley	Elioff	Jude	Niehaus	Sieben, M.
Albrecht	Ellingson	Kahn	Norman	Simoneau
Anderson, B.	Enebo	Kaley	Norton	Stadum
Anderson, G.	Erickson	Kalis	Novak	Stoa
Anderson, I.	Esau	Kelly	Nysether	Stowell
Anderson, R.	Evans	Knickerbocker	Olsen	Sviggum
Battaglia	Ewald	Kostohryz	Onnen	Swanson
Begich	Faricy	Kroening	Osthoff	Thiede
Berglin	Fjoslien	Lehto	Otis	Tomlinson
Berkelman	Forsythe	Levi	Patton	Valento
Biersdorf	Friedrich	Long	Pehler	Vanasek
Blatz	Fritz	Ludeman	Peterson	Voss
Brinkman	Fudro	Luknic	Piepho	Waldorf
Byrne	Greenfield	Mann	Pleasant	Weaver
Carlson, L.	Halberg	McCarron	Prahl	Welch
Casserly	Haukoos	McEachern	Redalen	Welker
Clark	Heap	Mehrkens	Reding	Wenzel
Clawson	Heinitz	Metzen	Rees	Wieser
Corbid	Hoberg	Minne	Reif	Wigley
Crandall	Hokanson	Moe	Rice	Wynia
Dean	Jacobs	Munger	Rothenberg	Zubay
Dempsey	Jaros	Murphy	Sarna	Speaker Searle
Den Ouden	Jennings	Nelsen, B.	Searles	

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

The following conference committee report was received.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 218

A bill for an act relating to public utilities; removing cooperative telephone associations from the rate jurisdiction of the public service commission; granting associations an option as to rate regulation; amending Minnesota Statutes 1978, Section 237.06.

May 18, 1979

The Honorable Rod Searle
Speaker of the House of Representatives

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 218, report that we have agreed upon the items in dispute and recommended as follows:

That the Senate recede from its amendments and H. F. No. 218 be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 237.075, is amended by adding a subdivision to read:

Subd. 9. For the purposes of this section, "telephone company" shall not include a cooperative telephone association organized under the provisions of chapter 308, or a municipal, unless the cooperative telephone association or municipal makes the election provided in this subdivision.

A cooperative telephone association may elect to become subject to rate regulation by the commission pursuant to this section. The election shall be (a) approved by the board of directors of the association in accordance with the procedures for amending the articles of incorporation contained in section 308.15, subdivision 1, excluding the filing requirements; or (b) approved by a majority of members or stockholders voting by mail ballot initiated by petition of no fewer than five percent of the members or stockholders of the association. The ballot to be used for the election shall be approved by the board of directors and the department of public service. The department shall mail the ballots to the association's members who shall return the ballots to the department. The department will keep the ballots sealed until a date agreed upon by the department and the board of directors. On this date, representatives of the department and the association shall count the ballots. If a majority of the association's members who vote elect to become subject to rate regulation by the commission, the election shall be effective 30 days after the date the ballots are counted.

A municipal may elect to become subject to rate regulation by the commission pursuant to this section. The election shall be (a) approved by resolution of the governing body of the municipality; or (b) approved by a majority of the customers of the municipal voting by mail ballot initiated by petition of no fewer

than 20 percent of the customers of the municipal. The ballot to be used for the election shall be approved by the governing body of the municipality and the department of public service. The department shall mail the ballots to the municipal's customers who shall return the ballots to the department. The department will keep the ballots sealed until a date agreed upon by the department and the governing body of the municipality. On this date, representatives of the department and the municipal shall count the ballots. If a majority of the customers of the municipal who vote elect to become subject to rate regulation by the commission, the election shall be effective 30 days after the date the ballots are counted.

Sec. 2. Minnesota Statutes 1978, Section 237.081, is amended by adding a subdivision to read:

Subd. 1a. Upon a complaint made against any cooperative telephone association or a municipal telephone utility by the governing body of any political subdivision, or by no fewer than five percent of the consumers of the particular cooperative telephone association or municipal telephone utility, that any of the rates, tolls, tariffs, charges or schedules or any regulation, measurement, practice, act or omission affecting or relating to the production, transmission, delivery or furnishing of telephone service or any service in connection therewith is in any respect unreasonable, insufficient or unjustly discriminatory, or that any service is inadequate or cannot be obtained, the commission shall proceed to make an investigation as it may deem necessary. The commission may dismiss any complaint without a hearing if in its opinion a hearing is not in the public interest.

Sec. 3. Minnesota Statutes 1978, Section 237.081, Subdivision 4, is amended to read:

Subd. 4. Whenever the commission shall find that any service which can be reasonably demanded cannot be obtained, or that any of the rates, tolls, tariffs, charges or schedules or any regulation, measurement, practice, act or omission affecting or relating to the production, transmission, delivery or furnishing of telephone service or any service in connection therewith is in any respect unreasonable, insufficient or unjustly discriminatory, or that any service is inadequate, the commission shall (DETERMINE AND BY ORDER FIX REASONABLE REGULATIONS, ACTS, PRACTICES OR SERVICE TO BE FURNISHED, IMPOSED, OBSERVED AND FOLLOWED IN THE FUTURE IN LIEU OF THOSE FOUND TO BE UNREASONABLE, INADEQUATE OR OTHERWISE UNLAWFUL, AND SHALL) make (SUCH OTHER) an order respecting (SUCH) the rates, tolls, tariffs, regulation, act, omission, practice or service (AS SHALL BE) that is just and reasonable.

Sec. 4. [EFFECTIVE DATE.] *This act is effective on the day following final enactment. This act is effective in respect to applications for cooperative telephone association or municipal rate changes pending before the commission on the effective date of this act and no refunds of increased cooperative telephone association or municipal rates ordered after the effective date of this act shall be necessary, unless the cooperative telephone association or municipal elects to be subject to rate regulation on or before 60 days after the effective date of this act."*

Further, amend the title by deleting it in its entirety and inserting:

"A bill for an act relating to telephone companies; requiring telephone cooperatives and municipals to obtain prior approval of rates only if they elect to be so regulated by the public service commission; giving the public service commission the power to investigate and determine cases upon complaint against telephone cooperatives and municipals; amending Minnesota Statutes 1978, Sections 237.075, by adding a subdivision; and 237.081, Subdivision 4, and by adding a subdivision."

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

House Conferees: DAVID O. FJOSLIEN, WARREN (TOM) STOWELL, LEO G. ADAMS and DAVID P. BATTAGLIA.

Senate Conferees: WAYNE OLHOFT, JACK DAVIES and CARL A. JENSEN.

Fjoslien moved that the report of the Conference Committee on H. F. No. 218 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 218, A bill for an act relating to public utilities; removing cooperative telephone associations from the rate jurisdiction of the public service commission; granting associations an option as to rate regulation; amending Minnesota Statutes 1978, Section 237.06.

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

The question was taken on the repassage of the bill and the roll was called. There were 104 yeas and 16 nays as follows:

Those who voted in the affirmative were:

Aasness	Anderson, G.	Begich	Blatz	Carlson, L.
Ainley	Anderson, I.	Berglin	Brinkman	Clawson
Albrecht	Anderson, R.	Berkelman	Byrne	Corbid
Anderson, B.	Battaglia	Biersdorf	Carlson, D.	Crandall

Dean	Heinitz	Luknic	Otis	Stoa
Dempsey	Hoberg	Mann	Patton	Stowell
Den Ouden	Hokanson	McCarron	Pehler	Svigum
Drew	Jacobs	McEachern	Peterson	Thiede
Eken	Jennings	Mehrkens	Piepho	Valento
Elioff	Johnson, C.	Metzen	Prahl	Vanasek
Enebo	Johnson, D.	Minne	Redalen	Voss
Erickson	Jude	Munger	Reding	Waldorf
Esau	Kaley	Murphy	Rees	Weaver
Evans	Kalis	Nelsen, B.	Rice	Welch
Ewald	Knickerbocker	Nelsen, M.	Rothenberg	Welker
Fjoslien	Kostohryz	Niehaus	Schreiber	Wenzel
Forsythe	Kvam	Norman	Sherwood	Wieser
Friedrich	Lehto	Norton	Sieben, H.	Wigley
Halberg	Levi	Nysether	Sieben, M.	Zubay
Haukoos	Long	Olsen	Simoneau	Speaker Searle
Heap	Ludeman	Onnen	Stadum	

Those who voted in the negative were:

Clark	Greenfield	Nelson	Sarna	Tomlinson
Ellingson	Kelly	Novak	Swanson	Wynia
Farcy	Kroening	Osthoff		
Fritz	Moe	Reif		

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

CONFERENCE COMMITTEE REPORT ON H. F. NO. 444

A bill for an act relating to intoxicating liquor; authorizing the city of Spring Lake Park to issue an on-sale intoxicating liquor license to a club in existence for less than 15 years.

May 19, 1979

The Honorable Rod Searle
Speaker of the House of Representatives

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 444, report that we have agreed upon the items in dispute and recommend as follows:

The Senate recede from its amendments and that H. F. No. 444 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 340.11, Subdivision 11, is amended to read:

Subd. 11. [ON-SALE LICENSES, INCLUDING HOTELS, CLUBS, RESTAURANTS, AND ON-SALE EXCLUSIVE LI-

QUOR STORES.] "On-sale" licenses may be issued by municipalities for the sale of intoxicating liquors in hotels, clubs, restaurants and establishments for the sale of "on-sale" liquors exclusively within the number authorized by this section. Except in a city of the first class and in addition to the number of licenses authorized by this section, an "on-sale" license may be issued, if approved by the commissioner of public safety, to a bona fide club which has been in existence for 15 years or more or to a congressionally chartered veterans' organization which has been in existence for 10 years. Such a club or veterans' organization shall be incorporated in order to be eligible to apply for a license, and the license issued shall be for the sale of intoxicating liquors to members and bona fide guests only. The license fee for such an "on-sale" license issued by a municipality pursuant to this subdivision is \$100 unless the municipality sets a higher amount. Except in cities of the first, second, and third class, a license may be issued jointly to congressionally chartered veterans' organizations which otherwise qualify under this subdivision.

Sec. 2. *Notwithstanding any law to the contrary, the cities of Spring Lake Park, Hermantown and Waseca may each issue one license for the on-sale of intoxicating liquor to a bona fide club, as defined in Minnesota Statutes, Section 340.07, Subdivision 15, which has been in existence for less than 15 years but which holds a charter from a national organization which has been in existence for 15 years or more. The license shall be subject to approval by the commissioner of public safety and shall be for the sale of intoxicating liquor to members and bona fide guests only. The fee for the license shall be \$100 unless the municipality sets a higher amount. The license so authorized shall be in addition to the number authorized by Minnesota Statutes, Section 340.11, Subdivision 5a.*

Sec. 3. *Section 2 of this act is effective for each of the cities named in section 2 upon approval by the governing body of the respective cities and compliance with the provisions of Minnesota Statutes, Section 645.021."*

Further amend the title as follows:

Delete the title and insert:

"A bill for an act relating to intoxicating liquor; allowing municipalities to set license fees in excess of \$100 for club on-sale licenses; allowing the cities of Spring Lake Park, Hermantown and Waseca to issue on-sale licenses to clubs in existence for less than 15 years; amending Minnesota Statutes 1978, Section 340.11, Subdivision 11."

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

House Conferees: PAUL MCCARRON, JOHN J. SARNA, BOB ANDERSON and JOHN S. BIERSDORF.

Senate Conferees: DAVID D. SCHAAF, JOHN C. CHENOWETH and NANCY BRATAAS.

McCarron moved that the report of the Conference Committee on H. F. No. 444 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 444, A bill for an act relating to intoxicating liquor; authorizing the city of Spring Lake Park to issue an on-sale intoxicating liquor license to a club in existence for less than 15 years.

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

The question was taken on the repassage of the bill and the roll was called. There were 105 yeas and 10 nays as follows:

Those who voted in the affirmative were:

Ainley	Drew	Jennings	Munger	Sarna
Anderson, B.	Eken	Johnson, C.	Murphy	Searles
Anderson, G.	Elioff	Johnson, D.	Nelsen, M.	Sieben, H.
Anderson, I.	Ellingson	Jude	Nelson	Sieben, M.
Anderson, R.	Enebo	Kaley	Niehaus	Simoneau
Battaglia	Esau	Kalis	Norman	Stoa
Begich	Evans	Kelly	Norton	Stowell
Berglin	Ewald	Knickerbocker	Novak	Sviggum
Berkelman	Faricy	Kostohryz	Nysether	Swanson
Biersdorf	Fjoslien	Kroening	Osthoff	Tomlinson
Blatz	Forsythe	Kvam	Otis	Valento
Brinkman	Friedrich	Long	Patton	Vanasek
Byrne	Fritz	Ludeman	Pehler	Voss
Carlson, D.	Greenfield	Luknic	Peterson	Waldorf
Carlson, L.	Halberg	Mann	Piepho	Weaver
Clark	Haukoos	McCarron	Prahl	Wenzel
Clawson	Heap	McEachern	Redalen	Wieser
Corbid	Heinitz	Mehrkens	Reding	Wigley
Crandall	Hokanson	Metzen	Rees	Wynia
Dean	Jacobs	Minne	Reif	Zubay
Dempsey	Jaros	Moe	Rothenberg	Speaker Searle

Those who voted in the negative were:

Aasness	Den Ouden	Nelsen, B.	Rice	Thiede
Albrecht	Erickson	Onnen	Sherwood	Welch

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

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

MESSAGES FROM THE SENATE

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the return of House File No. 970 for further consideration.

H. F. No. 970, A bill for an act relating to unemployment compensation; limiting benefits paid to certain owners and relatives of certain businesses; amending Minnesota Statutes 1978, Section 268.07, Subdivision 3.

House File No. 970 is herewith returned to the House.

Patrick E. Flahaven, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Haukoos moved that the rules be suspended, that the House concur in the Senate amendments to H. F. No. 970, and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 970, A bill for an act relating to unemployment compensation; limiting benefits paid to certain owners of employing units; amending Minnesota Statutes 1978, Section 268.07, Subdivision 3.

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

The question was taken on the repassage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Dempsey	Jennings	Murphy	Searles
Adams	Den Ouden	Johnson, C.	Nelsen, B.	Sherwood
Ainley	Drew	Johnson, D.	Nelsen, M.	Sieben, H.
Albrecht	Eken	Jude	Nelson	Sieben, M.
Anderson, B.	Elioff	Kahn	Niehaus	Simoneau
Anderson, D.	Ellingson	Kaley	Norman	Stadum
Anderson, G.	Enebo	Kalis	Norton	Stoa
Anderson, I.	Erickson	Kelly	Novak	Stowell
Anderson, R.	Esau	Knickerbocker	Nysether	Sviggum
Battaglia	Evans	Kostohryz	Olsen	Swanson
Begich	Ewald	Kroening	Onnen	Thiede
Berglin	Faricy	Kvam	Osthoff	Tomlinson
Berkelman	Fjoslien	Lehto	Otis	Valento
Biersdorf	Forsythe	Levi	Patton	Vanasek
Blatz	Friedrich	Long	Pehler	Voss
Brinkman	Fritz	Ludeman	Peterson	Waldorf
Byrne	Fudro	Luknie	Piepho	Weaver
Carlson, D.	Greenfield	Mann	Pleasant	Welch
Carlson, L.	Halberg	McCarron	Redalen	Wenzel
Cassery	Haukoos	McEachern	Reding	Wieser
Clark	Heap	Mehrkens	Rees	Wigley
Clawson	Heinitz	Metzen	Reif	Wynia
Corbid	Hoberg	Minne	Rice	Zubay
Crandall	Hokanson	Moe	Rothenberg	Speaker Searle
Dean	Jaros	Munger	Sarna	

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

Mr. Speaker:

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

H. F. No. 1198, A bill for an act relating to wild animals; altering or eliminating certain provisions in regard to the taking, possessing, or transporting of game or fish; amending Minnesota Statutes 1978, Sections 98.45, Subdivision 1; 100.27, Subdivision 4; 100.29, Subdivisions 7, 14, and 19; and 101.42, Subdivision 18, and by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Fjoslien moved that the House refuse to concur in the Senate amendments to H. F. No. 1198, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a conference committee, and that the House requests that a conference committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

S. F. No. 129, A bill for an act relating to reapportionment of the legislature and congressional districts; proposing an amendment to the Minnesota Constitution, Article IV, Sections 2, 3 and 4 to provide for establishment of the boundaries of congressional and legislative districts by a commission, removing the requirement that all senators be elected at the first general election following an apportionment and limiting the power of the legislature to change the number of senators and representatives; implementing the proposed amendment by providing by law for the duties, powers and operation of the commission; and repealing Minnesota Statutes 1978, Sections 2.041 to 2.712 and 2.731 to 2.811.

And the Senate respectfully requests that a Conference Committee be appointed thereon. Messrs. Luther, Dieterich, Schaaf, Sikorski and Pillsbury have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, M., moved that the House accede to the request of the Senate for the appointment of a Conference Committee except that the Speaker shall appoint 3 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 3 members to a Conference Committee to meet with the committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 129. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER AND THE CHAIRMAN OF THE
COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on S. F. No. 917:

Simoneau, Begich, Heinitz, and Kaley.

Sieben, H., moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

ANNOUNCEMENTS BY THE SPEAKER AND THE CHAIRMAN OF THE
COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on S. F. No. 528:

Ellingson, Faricy, Crandall, and Norman.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1241:

Lehto, Brinkman, Luknic, and Sviggum.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1563:

Osthoff; Voss; Waldorf; Nelsen, B.; Piepho; and Johnson, D.

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1198:

Fjoslien, Aasness, Murphy, and McCarron.

MESSAGES FROM THE SENATE, Continued

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 1091, A bill for an act relating to natural resources; providing a public policy directed to preservation of agricultural lands; establishing a temporary joint legislative committee on agricultural land preservation; requiring studies and reports by the state planning agency; providing for staffing of the joint legislative committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Kalis moved that the House concur in the Senate amendments to H. F. No. 1091 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1091, A bill for an act relating to natural resources; providing a public policy directed to preservation of agricultural lands; establishing a temporary joint legislative committee on agricultural land preservation; requiring studies and reports by the state planning agency; providing for staffing of the joint legislative committee.

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

The question was taken on the repassage of the bill and the roll was called. There were 116 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Aasness	Berglin	Clawson	Enebo	Greenfield
Adams	Berkelman	Corbid	Esau	Halberg
Ainley	Biersdorf	Crandall	Evans	Haukoos
Albrecht	Blatz	Dean	Ewald	Heap
Anderson, B.	Brinkman	Dempsey	Faricy	Heinitz
Anderson, G.	Byrne	Den Ouden	Fjoslien	Hoberg
Anderson, I.	Carlson, D.	Drew	Forsythe	Hokanson
Anderson, R.	Carlson, L.	Eken	Friedrich	Jacobs
Battaglia	Casserly	Elioff	Fritz	Jaros
Begich	Clark	Ellingson	Fudro	Jennings

Johnson, C.	McCarron	Nysether	Reif	Vanasek
Johnson, D.	McEachern	Olsen	Rice	Voss
Jude	Mehrkens	Onnen	Rothenberg	Waldorf
Kahn	Metzen	Osthoff	Sarna	Weaver
Kaley	Minne	Otis	Searles	Welch
Kalis	Moe	Patton	Sherwood	Wenzel
Knickerbocker	Munger	Pehler	Sieben, H.	Wieser
Kostohryz	Murphy	Peterson	Sieben, M.	Wigley
Kroening	Nelsen, B.	Piepho	Simoneau	Wynia
Kvam	Nelsen, M.	Pleasant	Stadum	Zubay
Lehto	Nelson	Prahl	Stowell	
Levi	Norman	Redalen	Sviggum	
Long	Norton	Reding	Swanson	
Luknic	Novak	Rees	Tomlinson	

Those who voted in the negative were:

Ludeman Thiede Welker

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

Mr. Speaker:

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

H. F. No. 451, A bill for an act relating to parking privileges for handicapped persons; defining terms; extending the uses, in relation to parking privileges, of the special license plates issued to physically handicapped persons and clarifying the meaning of unauthorized use of those plates; recognizing parking certificates, insignia or license plates issued to handicapped persons by other jurisdictions; modifying the criteria for posted signs designating handicapped parking spaces; imposing penalties; amending Minnesota Statutes 1978, Sections 168.021, Subdivisions 3 and 5, and by adding a subdivision; 169.345; and 169.346, Subdivisions 1, 2 and 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Berkelman moved that the House concur in the Senate amendments to H. F. No. 451 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 451, A bill for an act relating to parking privileges for handicapped persons; defining terms; extending the uses, in relation to parking privileges, of the special license plates issued to physically handicapped persons and clarifying the meaning of unauthorized use of those plates; recognizing parking certificates, insignia or license plates issued to handicapped persons by

other jurisdictions; modifying the criteria for posted signs designating handicapped parking spaces; imposing penalties; amending Minnesota Statutes 1978, Sections 168.021, Subdivisions 3 and 5, and by adding a subdivision; 169.345; and 169.346, Subdivisions 1, 2 and 3.

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

The question was taken on the repassage of the bill and the roll was called. There were 125 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Aasness	Drew	Johnson, D.	Nelson	Searles
Adams	Eken	Jude	Niehaus	Sherwood
Ainley	Elioff	Kaley	Norman	Sieben, H.
Albrecht	Ellingson	Kalis	Norton	Sieben, M.
Anderson, B.	Enebo	Kelly	Novak	Simoneau
Anderson, G.	Erickson	Knickerbocker	Nysether	Stadum
Anderson, I.	Esau	Kostohryz	Olsen	Stoa
Anderson, R.	Evans	Kroening	Onnen	Stowell
Battaglia	Ewald	Kvam	Osthoff	Sviggum
Begich	Faricy	Lehto	Otis	Swanson
Berglin	Fjoslien	Levi	Patton	Thiede
Berkelman	Forsythe	Long	Pehler	Tomlinson
Biersdorf	Friedrich	Ludeman	Peterson	Valento
Blatz	Fritz	Luknic	Piepho	Vanasek
Brinkman	Fudro	Mann	Pleasant	Voss
Byrne	Greenfield	McCarron	Prahl	Waldorf
Carlson, D.	Halberg	McEachern	Redalen	Weaver
Carlson, L.	Haukoos	Mehrkens	Reding	Weich
Clark	Heap	Metzen	Rees	Welker
Clawson	Heinitz	Minne	Reif	Wenzel
Corbid	Hoberg	Moe	Rice	Wieser
Crandall	Hokanson	Munger	Rose	Wigley
Dean	Jacobs	Murphy	Rothenberg	Wynia
Dempsey	Jennings	Nelsen, B.	Sarna	Zubay
Den Ouden	Johnson, C.	Nelsen, M.	Schreiber	Speaker Searle

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

Mr. Speaker:

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

H. F. No. 913, A bill for an act relating to small businesses; increasing state procurement from small businesses; amending Minnesota Statutes 1978, Section 16.083, Subdivisions 1 and 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Biersdorf moved that the House concur in the Senate amendments to H. F. No. 913 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 913, A bill for an act relating to small businesses; increasing state procurement from small businesses; amending Minnesota Statutes 1978, Section 16.083, Subdivisions 1 and 4.

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

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

Those who voted in the affirmative were:

Aasness	Den Ouden	Johnson, C.	Nelsen, M.	Searles
Adams	Drew	Johnson, D.	Nelson	Sherwood
Ainley	Eken	Jude	Niehau	Sieben, H.
Albrecht	Elioff	Kahn	Norman	Sieben, M.
Anderson, B.	Ellingson	Kaley	Norton	Simoneau
Anderson, D.	Enebo	Kalis	Novak	Stadum
Anderson, G.	Erickson	Kelly	Nysether	Stoa
Anderson, I.	Esau	Knickerbocker	Olsen	Stowell
Anderson, R.	Evans	Kostohryz	Onnen	Sviggum
Battaglia	Ewald	Kroening	Osthoff	Swanson
Begich	Faricy	Kvam	Otis	Thiede
Berglin	Fjoslien	Lehto	Patton	Tomlinson
Berkelman	Forsythe	Levi	Pehler	Valento
Biersdorf	Friedrich	Long	Peterson	Vanasek
Blatz	Fritz	Ludeman	Piepho	Voss
Brinkman	Fudro	Luknic	Pleasant	Waldorf
Byrne	Greenfield	Mann	Prahl	Weaver
Carlson, D.	Halberg	McCarron	Redalen	Welch
Carlson, L.	Haukoos	McEachern	Reding	Welker
Casserly	Heap	Mehrkens	Rees	Wenzel
Clarke	Heinitz	Metzen	Reif	Wieser
Clawson	Hoberg	Minne	Rice	Wigley
Corbid	Hokanson	Moe	Rose	Wynia
Crandall	Jacobs	Munger	Rothenberg	Zubay
Dean	Jaros	Murphy	Sarna	Speaker Searle
Dempsey	Jennings	Nelsen, B.	Schreiber	

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

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 772

A bill for an act relating to highways; allowing private land-owners to install drainage tiles in highway right-of-way; amending Minnesota Statutes 1978, Section 160.20, by adding a subdivision.

May 19, 1979

The Honorable Rod Searle
Speaker of the House of Representatives

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 772, report that we have agreed upon the items in dispute and recommend as follows:

That the senate recede from its amendments and that H. F. No. 772 be further amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Section 160.20, is amended by adding a subdivision to read:

Subd. 3. [INSTALLATION OF DRAIN TILE ALONG OR ACROSS HIGHWAY RIGHT-OF-WAY.] (a) When the course of natural drainage of any land runs to a highway, the owner of the land who has been granted a permit as provided in this subdivision may install drain tile along or across the highway right-of-way along the general course of the natural drainageway, provided further that there will be no diversion of drainage waters away from the natural receiving drainageway immediately downstream from the highway. Any installation shall be made in accordance with specifications set forth in the permit and any rules that apply to the installations. When any installation is made pursuant to this subdivision the highway shall be left in as good condition in every respect as it was before the installation was made.

(b) Any road authority may accept applications for permits for installation of drain tile along or across the right-of-way of a highway under its jurisdiction. The road authority may adopt reasonable rules for the installations and may require a bond before granting any permit. Permits for installation along a highway right-of-way shall insure that the length of the installation is restricted to the minimum necessary to achieve the desired agricultural benefits. No permit shall allow any open trenches to be left on the right-of-way after installation of drain tile is completed. A road authority that grants a permit for drain tile installation shall not be responsible for any damage to that installation resulting from the action of the authority or any other permittee utilizing the right-of-way.

(c) Any person who installs drain tile along or across a highway right-of-way without obtaining a permit as provided in this subdivision is guilty of a misdemeanor.

(d) *The commissioner shall take no action pursuant to this subdivision which will result in the loss of any federal aid for highway construction in this state.*

(e) *For the purpose of this subdivision "highway" means any highway as defined in chapter 160 which is located outside the corporate limits of any home rule charter or statutory city.*

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

Further, amend the title as follows:

Page 1, line 3, delete "in" and insert "along and across" and after "right-of-way" insert "under certain conditions; prescribing a penalty"

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

House Conferees: ADOLPH L. KVAM, CAL R. LUDEMAN, STANLEY J. FUDRO and BOB MCEACHERN.

Senate Conferees: TIMOTHY J. PENNY, COLLIN C. PETERSON and MEL FREDERICK.

Kvam moved that the report of the Conference Committee on H. F. No. 772 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 772, A bill for an act relating to highways; allowing private landowners to install drainage tiles in highway right-of-way; amending Minnesota Statutes 1978, Section 160.20, by adding a subdivision.

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

The question was taken on the repassage of the bill and the roll was called. There were 119 yeas and 9 nays as follows:

Those who voted in the affirmative were:

Aasness	Anderson, B.	Anderson, R.	Berkelman	Byrne
Adams	Anderson, D.	Battaglia	Biersdorf	Carlson, D.
Ainley	Anderson, G.	Begich	Blatz	Carlson, L.
Albrecht	Anderson, I.	Berglin	Brinkman	Casserly

Clark	Greenfield	Lehto	Nysether	Stadum
Clawson	Halberg	Levi	Olsen	Stoa
Corbid	Haukoos	Ludeman	Onnen	Stowell
Crandall	Heap	Luknic	Osthoff	Swiggum
Dean	Heinitz	Mann	Otis	Swanson
Den Ouden	Hoberg	McCarron	Patton	Thiede
Drew	Hokanson	McEachern	Pehler	Valento
Eken	Jacobs	Mehrkens	Piepho	Vanasek
Elioff	Jaros	Metzen	Pleasant	Voss
Ellingson	Jennings	Minne	Prahl	Waldorf
Enebo	Johnson, C.	Moe	Redalen	Weaver
Erickson	Johnson, D.	Munger	Rice	Welch
Esau	Jude	Murphy	Rose	Welker
Evans	Kahn	Nelsen, B.	Rothenberg	Wenzel
Ewald	Kaley	Nelsen, M.	Sarna	Wieser
Fjoslien	Kalis	Nelson	Schreiber	Wigley
Forsythe	Kelly	Niehaus	Searles	Wynia
Friedrich	Knickerbocker	Norman	Sieben, H.	Zubay
Fritz	Kroening	Norton	Sieben, M.	Speaker Searle
Fudro	Kvam	Novak	Simoneau	

Those who voted in the negative were:

Faricy	Long	Reding	Reif	Tomlinson
Kostohryz	Peterson	Rees	Sherwood	

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

There being no objection the order of business advanced to Motions and Resolutions.

MOTIONS AND RESOLUTIONS

Patton moved that the name of Wenzel be added as an author on H. F. No. 746. The motion prevailed.

Onnen moved that the name of Blatz be stricken as an author on H. F. No. 978. The motion prevailed.

Clawson moved that the name of Wynia be added as an author on H. F. No. 1613. The motion prevailed.

Lehto moved that the name of Murphy be added as an author on H. F. No. 1620. The motion prevailed.

Swanson moved that H. F. No. 155 be returned to its author. The motion prevailed.

McCarron moved that H. F. No. 1578 be returned to its author. The motion prevailed.

Rothenberg moved that H. F. No. 1244 be returned to its author. The motion prevailed.

Faricy moved that H. F. No. 381 be returned to its author. The motion prevailed.

Sieben, H., moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

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 has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1351.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1351

A bill for an act relating to metropolitan government; providing for financing of metropolitan sports facilities; authorizing a revised site determination and establishing conditions for issuance of bonds; providing for appointment of members of the metropolitan sports facilities commission; exempting events sponsored at the metropolitan sports center from the three percent admission tax; appropriating money; amending Minnesota Statutes 1978, Sections 473.553, Subdivisions 2 and 4; 473.581, Subdivisions 2, 3, as amended, 4, as amended, and 5, as amended; 473.595, Subdivision 1; and Chapter 473, by adding sections; repealing Minnesota Statutes 1978, Section 473.568.

May 19, 1979

The Honorable Edward J. Gearty
President of the Senate

The Honorable Rod Searle
Speaker of the House of Representatives

We, the undersigned conferees for S. F. No. 1351, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and S. F. No. 1351 be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1978, Chapter 473, is amended by adding a section to read:

[473.572] [REVISED FINAL DETERMINATION.] *Subdivision 1. Notwithstanding any final determination reached by the commission on or before December 1, 1978, pursuant to section 473.571, subdivision 6, the commission shall make a revised determination on a sports facility or sports facilities which facility or facilities (1) may be covered, (2) may include use of the existing or a remodeled metropolitan stadium for baseball, and (3) shall be located in Hennepin County. The decision shall be made within 30 days after the effective date of this act. In making its decision the commission may rely on data previously submitted and reviewed pursuant to section 473.571 and need not require new data even if modifications are made in an alternative previously considered. The commission shall give full consideration to the needs of the University of Minnesota when making its revised determination.*

Subd. 2. Except as provided in this section, the council shall make all determinations required by section 473.581, subdivision 3, before it authorizes the issuance of bonds.

Subd. 3. It is the intent of the legislature that the commission shall, to the maximum extent possible consistent with the provisions of section 473.581, subdivision 3, impose rates, rentals and other charges in the operation of the sports facility which will make the sports facility self supporting so that the taxes imposed under section 11 will be at the lowest possible rate consistent with the obligations of the political subdivision levying those taxes as provided in sections 473.551 to 473.595.

Sec. 2. Minnesota Statutes 1978, Section 473.553, Subdivision 2, is amended to read:

Subd. 2. [MEMBERSHIP.] The commission shall consist of six members, appointed by the governor during the period

before substantial completion of construction of sports facilities pursuant to sections 473.551 to 473.595 and thereafter as hereinafter provided, plus a chairman appointed as provided in subdivision 3. Initial appointments of members shall be made within 30 days of May 17, 1977. One member shall be appointed from each of the following combinations of metropolitan commission precincts defined in section 473.141, subdivision 2: A and B; C and G; D and E; F and H. Two members shall be appointed from outside the metropolitan area. Upon substantial completion of construction of the sports facility, vacancies occurring on the commission, whether at the completion of or prior to the completion of a member's term, shall be filled by the city council of the city in which the stadium is located.

Sec. 3. Minnesota Statutes 1978, Section 473.553, Subdivision 4, is amended to read:

Subd. 4. [QUALIFICATIONS.] Each member appointed prior to substantial completion of construction of a sports facility constructed pursuant to sections 473.551 to 473.595 shall be a resident of the precincts or area of the state for which he is appointed (AND). A member appointed at any time shall not during his term of office hold the office of metropolitan council member or be a member of another metropolitan commission or hold any judicial office or office of state government. Each member shall qualify by taking and subscribing the oath of office prescribed by the Minnesota Constitution, Article 5, Section 6. The oath, duly certified by the official administering it, shall be filed with the chairman of the metropolitan council.

Sec. 4. Minnesota Statutes 1978, Section 473.556, Subdivision 4, is amended to read:

Subd. 4. [EXEMPTION OF PROPERTY.] Any real or personal property acquired, owned, leased, controlled, used, or occupied by the commission for any of the purposes of sections 473.551 to 473.595 is declared to be acquired, owned, leased, controlled, used and occupied for public, governmental, and municipal purposes, and shall be exempt from taxation by the state or any political subdivision of the state, provided that such properties shall be subject to special assessments levied by a political subdivision for a local improvement in amounts proportionate to and not exceeding the special benefit received by the properties from the improvement. No possible use of any such properties in any manner different from their use under sections 473.551 to 473.595 at the time shall be considered in determining the special benefit received by the properties. All assessments shall be subject to final confirmation by the council, whose determination of the benefits shall be conclusive upon the political subdivision levying the assessment. *The provisions of this subdivision, insofar as they require exemption or special treatment, shall not apply to any real property at the metropolitan sports area which is leased by the commission for development pursuant to subdivision 6.*

Sec. 5 Minnesota Statutes 1978, Section 473.556, Subdivision 6, is amended to read:

Subd. 6. [DISPOSITION OF PROPERTY.] The commission may sell or otherwise dispose of any real or personal property acquired by it which is no longer required for accomplishment of its purposes. The property shall be sold in the manner provided by section 458.196, insofar as practical and consistent with sections 473.551 to 473.595. *Real property at the metropolitan sports area (not including the indoor public assembly facility and adjacent parking facilities) which is no longer needed for sports facilities shall be sold or leased for commercial or industrial development in accordance with the procedures in section 458.196 within two years to a private, for-profit entity, and thereafter the property shall be subject to all applicable taxes and assessments and all government laws, regulations and ordinances bearing on use and development as if the property were privately owned.* The proceeds from the sale of any real property at the metropolitan sports area shall be paid to the council and used for debt service.

Sec. 6. Minnesota Statutes 1978, Section 473.556, Subdivision 7, is amended to read:

Subd. 7. [CONTRACTS.] The commission may contract for materials, supplies, and equipment in accordance with section 471.345, except that the commission may employ persons, firms, or corporations to perform one or more or all of the functions of architect, engineer, construction manager, or contractor for both design and construction, with respect to all or any part of a project to build or remodel sports facilities. (SUCH EMPLOYMENT) *Contractors shall be selected through the process of public bidding, provided that it shall be permissible for the commission to narrow the listing of eligible bidders to those which the commission determines to possess sufficient expertise to perform the intended functions. Any (SUCH PERSON, FIRM, OR CORPORATION) construction manager or contractor shall certify, before the contracts are finally signed, a construction price and completion date to the commission and shall post a bond in an amount at least equal to 100 percent of the certified price, to cover any costs which may be incurred over and above the certified price, including but not limited to costs incurred by the commission or loss of revenues resulting from incomplete construction on the completion date. The commission shall secure surety bonds as required in section 574.26, securing payment of just claims in connection with all public work undertaken by it. Persons entitled to the protection of the bonds may enforce them as provided in sections 574.28 to 574.32, and shall not be entitled to a lien on any property of the commission under the provisions of sections 514.01 to 514.16.*

Sec. 7. Minnesota Statutes 1978, Section 473.581, Subdivision 2, is amended to read:

Subd. 2. [PROCEDURE.] The bonds shall be sold, issued, and secured in the manner provided in chapter 475 for bonds payable solely from revenues, except as otherwise provided in sections 473.551 to 473.595, and the council shall have the same powers and duties as a municipality and its governing body in issuing bonds under that chapter. The bonds may be sold at any price and at public or private sale as determined by the council. They shall be payable solely from tax and other revenues referred to in sections 473.551 to 473.595, shall not be a general obligation or debt of the council or of the commission, and shall not be included in the net debt of any city, county, or other subdivision of the state for the purpose of any net debt limitation, *provided that nothing herein shall affect the obligation of any political subdivision to levy a tax pursuant to an agreement made under the provisions of section 11.* No election shall be required. The principal amount shall not be limited except as provided in subdivision 3.

Sec. 8. Minnesota Statutes 1978, Section 473.581, Subdivision 3, as amended by Laws 1979, Chapter 26, Section 1, is amended to read:

Subd. 3. [LIMITATIONS.] The principal amount of the bonds issued pursuant to subdivision 1, clause (a), shall not exceed the amounts hereinafter authorized. If the commission's proposal and the construction contracts referred to in clause (g) of this subdivision provide for the construction of a covered multipurpose sports facility, *the total cost of constructing the facility under the construction contracts, not including costs paid from funds provided by others, and the principal amount of bonds issued pursuant to subdivision 1, clause (a), shall be limited to \$55,000,000.* If the commission's proposal and the construction contracts do not provide for the construction of a cover on a proposed multipurpose sports facility and the commission does not otherwise contract for the construction or acquisition of a cover for the sports facility, the principal amount shall be limited to \$42,000,000. (IF THE SITE FOR THE FACILITY IS IN THE COUNTY OF ANOKA, NO MORE THAN \$3,000,000 OF ADDITIONAL BONDS MAY BE ISSUED FOR LAND ACQUISITION, CLEARANCE, RELOCATION AND LEGAL COSTS REFERRED TO IN CLAUSES (D) AND (E) OF THIS SUBDIVISION IN CONNECTION WITH THE CONSTRUCTION OF A MULTI-PURPOSE STADIUM.) If the commission's proposal and the construction contracts provide for the construction of a new sports facility for football and soccer and for remodeling the existing metropolitan stadium for baseball, the principal amount shall be limited to \$37,500,000. If the commission's proposal and the construction contracts provide for the reconstruction and remodeling of the existing metropolitan stadium as an uncovered multipurpose sports facility, the principal amount shall be limited to \$25,000,000. The bonds issued pursuant to subdivision 1, clause (a), shall bear an average annual rate of inter-

est, including discount, not in excess of seven and one-half percent. The proceeds of the bonds issued pursuant to subdivision 1, clause (a), shall be used only for the acquisition and betterment of sports facilities suitable for baseball, football and soccer, with a seating capacity for football and soccer of approximately 65,000 persons. The council shall issue its bonds and construction of sports facilities may commence when the council has made the following determinations:

(a) The commission has executed agreements with major league professional baseball and football organizations to use its sports facilities for all scheduled regular season home games and play-off home games and, in the case of the football organization, for at least one-half of its exhibition games played each season. The agreements shall be for a period of not more than 30 years nor less than the term of the longest term bonds that in the council's judgment it may find it necessary to issue to finance the acquisition and betterment of the commission's sports facilities. *The agreements may contain provisions negotiated between the organizations and the commission which provide for termination upon conditions related and limited to the bankruptcy, insolvency, or financial capability of the organization.* The agreements shall provide that, in the event of breach of the agreements, the defaulting organization shall pay damages annually to the commission. The annual payment shall be in an amount equal to the annual average of all revenue derived by the commission from attendance at events and activities of the defaulting organization during the years prior to default, provided that the damages shall not exceed in any year an amount sufficient, with other revenues of the commission *but excluding proceeds of the taxes under section 11*, to pay all expenses of operation, maintenance, administration, and debt service for the facilities used by the defaulting organization during the same year. The damages shall be payable during the period from the occurrence of the default to the date on which another major league professional baseball or football organization, replacing the defaulting organization, enters into a use agreement with the commission for not less than the then remaining term of the original agreement. The agreements with the teams shall provide that no closed circuit or pay television broadcasting of events in the sports facility may be allowed without the approval of the commission. The agreements shall include provisions protecting the commission and the council in the event of change in ownership of the professional teams.

(b) The commission has executed agreements with professional baseball and football major leagues which guarantee the continuance of franchises in the metropolitan area for the period of the agreements referred to in clause (a).

(c) The proceeds of bonds provided for in this subdivision will be sufficient, together with other capital funds that may

be available to the commission, to construct or remodel and to furnish the sports facilities proposed by the commission, including the appropriate professional fees and charges but excluding, except as otherwise provided in this subdivision, the acquisition, clearance, relocation, and legal costs referred to in clauses (d) and (e).

(d) The commission has acquired, without cost to the commission or the council except as provided in this subdivision, title to all real property including all easements and other appurtenances needed for the construction and operation of any proposed sports facilities or has received a grant of funds or has entered into an agreement or agreements sufficient in the judgment of the council to assure the receipt of funds, at the time and in the amount required, to make any payment upon which the commission's acquisition of title and possession of the real property is conditioned.

(e) The commission has received a grant of funds or entered into an agreement or agreements sufficient in the judgment of the council to assure the receipt of funds, at the time and in the amount required, to pay all costs, except as provided in this subdivision, of clearing the real property needed for the construction and operation of any proposed sports facilities of all buildings, railroad tracks and other structures, including without limitation all relocation costs, all utility relocation costs, and all legal costs.

(f) The commission has executed agreements with appropriate labor organizations and construction (CONTRACTOR ORGANIZATIONS) *contractors* which provide that no labor strike or management lockout will halt, delay or impede construction.

(g) The commission has executed (CONTRACTS) *agreements which will provide* for the construction of its sports facilities for a certified construction price and completion date and which include performance bonds in an amount at least equal to 100 percent of the certified price to cover any costs which may be incurred over and above the certified price, including but not limited to costs incurred by the commission or loss of revenues resulting from incomplete construction on the completion date.

(h) The environmental impact statement for the sports facility or facilities has been accepted by the environmental quality board, and the pollution control agency and any other department, agency, or unit of government have taken (FINAL ACTION TO APPROVE OR DENY ANY PERMITS NECESSARY FOR) *the actions necessary to permit the construction of* the sports facility or facilities.

(i) At least 50 percent of the private boxes provided for in the *commission's proposal for the sports facility or facilities* are sold or leased for at least five years.

(j) The anticipated revenue from the operation of the sports facility or facilities plus any additional available revenue of the commission and the revenue from the taxes under section 11 will be an amount sufficient (TO PAY WHEN DUE ALL DEBT SERVICE PLUS ALL OPERATING AND MAINTENANCE EXPENSES, UNLESS THE PROPOSED FACILITY IS A COVERED MULTIPURPOSE SPORTS FACILITY, IN WHICH CASE THE AFOREMENTIONED REVENUES NEED ONLY BE AN AMOUNT SUFFICIENT) to pay when due all debt service plus (A SUBSTANTIAL PORTION OF) all administration, operating and maintenance expense.

(k) The commission has studied and considered the needs of the university of Minnesota for athletic facilities for a prospective 20 year period.

(l) The municipality where the facility is to be constructed has entered into an agreement as contemplated in section 11.

(m) The commission has entered into an agreement or agreements with a purchaser or purchasers of tickets of admission for a period of not less than 20 years which will assure that, if the professional football organization cannot comply with the provisions of section 473.568, whenever more than 90 and less than 100 percent of the tickets of admission for seats at any professional football game, which were available for purchase by the general public 120 hours or more before the scheduled beginning time of the game either at the sports facility where the game is to be played or at the box office closest to the sports facility, have been purchased 72 hours or more before the beginning time of the game, then all of such tickets which remain unsold will be purchased in sufficient time to permit the telecast to areas within the state which otherwise would not receive the telecast because of the terms of an agreement in which the professional football league has sold or otherwise transferred all or part of the rights of the league's member organizations in the sponsored telecasting of games of the organizations. The party or parties agreeing to the purchase of such unsold tickets shall be obligated for a period of at least 20 years in an amount determined by the council to be sufficient to assure the purchase of all such unsold tickets. An agreement or agreements satisfying the requirements of this clause shall free the professional football organization from the prohibition otherwise imposed on it by section 473.568.

(n) The council has entered into an agreement with the brokerage firm or brokerage firms to be used in connection with the issuance and sale of the bonds guaranteeing that fees and charges payable to the brokerage firm or firms in connection therewith, including any underwriting discounts, shall not

exceed fees and charges customarily payable in connection with the issuance and sale of bonds secured by the pledge of the full faith and credit of the municipality in which any new sports facility is to be located.

The validity of any bonds issued under subdivision 1, clause (a), and the obligations of the council and commission related thereto, shall not be conditioned upon or impaired by the council's determinations made pursuant to this subdivision. For purposes of issuing the bonds the determinations made by the council shall be deemed conclusive, and the council shall be and remain obligated for the security and payment of the bonds irrespective of determinations which may be erroneous, inaccurate, or otherwise mistaken.

Sec. 9. Minnesota Statutes 1978, Section 473.581, Subdivision 4, as amended by Laws 1979, Chapter 26, Section 1, is amended to read:

Subd. 4. [SECURITY.] To the extent and in the manner provided in (SECTION) *sections 11 and 473.595, the taxes described in section 11, the tax and other revenues of the commission described in section 473.595, and any other revenues of the commission shall be and remain pledged and appropriated for the payment of all necessary and reasonable expenses of the operation, administration, maintenance, and debt service of the commission's sports facilities until all bonds referred to in section 473.564, subdivision 2, and all bonds and certificates issued pursuant to this section are fully paid or discharged in accordance with law. The revenue bonds and interest thereon referred to in section 473.564, subdivision 2, may be refunded, whether at a lower or a higher rate of interest, by the issuance of new bonds pursuant to subdivision 1, clause (b), for the purpose of pledging revenues of the metropolitan sports area for the payment and security of bonds issued hereunder, and the council may provide that a portion of the new bonds shall be payable solely from the interest earnings derived from the investment of the bond proceeds. Until these revenue bonds are fully paid or the council's obligation thereon is discharged in accordance with law they shall be deemed a first and prior charge on those revenues and shall be secured by all provisions of the revenue bond resolution and the ownership and operations agreement. Bonds issued pursuant to this section and bonds referred to in section 473.564, subdivision 2, may be secured by a bond resolution, or by a trust indenture entered into by the council with a corporate trustee within or outside the state, which shall define the tax and other revenues pledged for the payment and security of the bonds. The pledge shall be a valid charge on the tax and other revenues referred to in sections 473.551 to 473.595 from the date when bonds are first issued or secured under the resolution or indenture and shall secure the payment of principal and interest and redemption premiums when due and the maintenance at all times of a reserve securing such payments. No mortgage of or security interest in any tangible real or personal*

property shall be granted to the bondholders or the trustee, but they shall have a valid security interest in all tax and other revenues received and accounts receivable by the commission or council hereunder, as against the claims of all other persons in tort, contract, or otherwise, irrespective of whether such parties have notice thereof, and without possession or filing as provided in the uniform commercial code or any other law. In the bond resolution or trust indenture the council may make such covenants, which shall be binding upon the commission, as are determined to be usual and reasonably necessary for the protection of the bondholders. No pledge, mortgage, covenant, or agreement securing (REVENUE) bonds may be impaired, revoked, or amended by law or by action of the council (OR), commission, or city, except in accordance with the terms of the resolution or indenture under which the bonds are issued, until the obligations of the council thereunder are fully discharged.

Sec. 10. Minnesota Statutes 1978, Section 473.581, Subdivision 5, as amended by Laws 1979, Chapter 26, Section 1 is amended to read:

Subd. 5. [REVENUE ANTICIPATION CERTIFICATES.] At any time or times after approval by the council and final adoption by the commission of an annual budget of the commission for operation, administration, and maintenance of its sports facilities, and in anticipation of *the proceeds from the taxes under section 11 and the revenues of the commission provided for in the budget*, but subject to any limitation or prohibition in a bond resolution or indenture, the council may authorize the issuance, negotiation, and sale, in such form and manner and upon such terms as it may determine, of revenue anticipation certificates. The principal amount of the certificates outstanding shall at no time exceed 25 percent of the total amount of the tax and other revenues anticipated. The certificates shall mature not later than three months after the close of the budget year. Prior to the approval and final adoption of the first annual budget of the commission, the council may authorize up to \$300,000 in revenue anticipation certificates under this subdivision. So much of the anticipated tax and other revenues as may be needed for the payment of the certificates and interest thereon shall be paid into a special debt service fund established for the certificates in the council's financial records. If for any reason the anticipated tax and other revenues are insufficient, the certificates and interest shall be paid from the first tax and other revenues received, subject to any limitation or prohibition in a bond resolution or indenture. The proceeds of the certificates may be used for any purpose for which the anticipated revenues (OF THE COMMISSION) or taxes may be used or for any purpose for which bond proceeds under subdivision 1 may be used, provided that the proceeds of certificates issued after the (FIRST ISSUANCE OF BONDS UNDER SUBDIVISION 1, CLAUSE (A)) *effective date of this act*, shall not be used to pay capital costs of sports facilities constructed or remodeled pursuant to sections 473.551 to 473.595.

Sec. 11. Minnesota Statutes 1978, Chapter 473, is amended by adding a section to read:

[473.592] [TAX REVENUES.] Subdivision 1. [LOCAL SALES TAX.] Upon designation of a location for a sports facility pursuant to section 1, the municipality in which the facility is to be located may enter into an agreement with the metropolitan council and the commission which requires the municipality to impose a sales tax, supplemental to the general sales tax imposed in chapter 297A, for the purposes and in accordance with the requirements specified in sections 473.551 to 473.595. The tax may be imposed on the gross receipts from all retail on-sales of intoxicating liquor and fermented malt beverages when sold at licensed on-sale liquor establishments and municipal liquor stores located within the municipality, or on the gross receipts from the furnishing for consideration of lodging for a period of less than 30 days at a hotel, motel, rooming house, tourist court, or trailer camp located within the municipality, or on both. The agreement between the municipality, the metropolitan council, and the commission shall require the municipality to impose the tax or taxes at whatever rate or rates may be necessary to produce revenues which are determined by the council from year to year to be required, together with the revenues available to the commission, to pay when due all debt service on bonds and revenue anticipation certificates issued under section 473.581, all debt service on bonds referred to in section 473.564, subdivision 2, and all expenses of operation, administration, and maintenance of the sports facilities. The agreement shall provide for the suspension, reimposition, reduction, or increase in tax collections upon determination by the metropolitan council that such actions are appropriate or necessary for the purposes for which the tax is imposed, provided that the balance in the debt service fund or funds, including any reserve for debt service, shall be maintained at least at an amount sufficient to pay the principal and interest on bonds which will become due within the next succeeding one year period and, except as otherwise provided by agreement, shall not be maintained at an amount greater than that required to pay principal and interest on bonds which will become due within the next succeeding two year period. The agreement shall be executed by the city, after approval by resolution of the city council and before the issuance of the bonds under section 473.581 and commencement of construction, and shall constitute a contract with and for the security of all holders of the bonds and revenue anticipation certificates secured by the tax. A sports facility shall not be constructed or remodeled in a municipality which has not entered into an agreement in accordance with this section. The tax shall be reported and paid to the commissioner of revenue with and as part of the state sales and use taxes, and shall be subject to the same penalties, interest, and enforcement provisions. The collections of the tax, less refunds and a proportionate share of the costs of collection, shall be remitted at least quarterly to the metropolitan council. The commissioner of revenue shall deduct from

the proceeds remitted to the council an amount that equals the indirect statewide costs as well as the direct and indirect department costs necessary to administer, audit, and collect this tax. The amount deducted shall be deposited in the general fund of the state. The proceeds remitted shall be placed, together with the net revenues of the commission under section 473.595, into the debt service fund or reserve or special funds, established under section 473.581, and any funds established to secure payment of operating deficits of the commission. The proceeds may be used for payment of debt service on bonds and revenue anticipation certificates issued under section 473.581, debt service on bonds referred to in section 473.564, subdivision 2, and expenses of operation, administration, and maintenance of the sports facilities. The proceeds shall not be used for any capital costs of sports facilities constructed under sections 473.551 to 473.595, except that the proceeds may be used to pay interest on bonds during the construction period.

Subd. 2. [METROPOLITAN LIQUOR TAX.] All proceeds of the liquor tax collected by the council pursuant to the provisions of Minnesota Statutes 1978, Section 473.591, prior to August 1, 1979, not otherwise expended or applied as provided in chapter 473, together with any earnings derived from the investment of such revenues, may be used for any purpose for which the tax revenues under subdivision 1 may be used.

Sec. 12. Minnesota Statutes 1978, Section 473.595, Subdivision 1, is amended to read:

473.595 [COMMISSION FINANCES.] Subdivision 1. **[ADMISSION TAX.]** Effective January 1, 1978, the commission shall by resolution impose a three percent admission tax upon the granting, sale, or distribution, by any private or public person, association, or corporation, of the privilege of admission to activities; except for those activities sponsored (BY NON-PROFIT ORGANIZATIONS AND CONDUCTED) at the indoor public assembly facility at the metropolitan sports area known as the metropolitan sports center. Commencing with the operation of sports facilities constructed or remodeled by the commission pursuant to sections 473.551 to 473.595, the commission shall impose an additional seven percent admission tax upon activities conducted at such sports facilities. Effective January 1, 1978, no other tax, except the taxes imposed by chapter 297A, may be levied by any other unit of government upon any such sale or distribution. The admission tax shall be stated and charged separately from the sales price so far as practicable and shall be collected by the grantor, seller, or distributor from the person admitted and shall be a debt from that person to the grantor, seller, or distributor, and the tax required to be collected shall constitute a debt owed by the grantor, seller, or distributor to the commission, which shall be recoverable at law in the same manner as other debts. Every person granting, sell-

ing, or distributing tickets for such admissions may be required, as provided in resolutions of the commission, to secure a permit, to file returns, to deposit security for the payment of the tax, and to pay such penalties for nonpayment and interest on late payments, as shall be deemed necessary or expedient to assure the prompt and uniform collection of the tax.

Sec. 13. Minnesota Statutes 1978, Section 473.595, is amended by adding a subdivision to read:

Subd. 7. [SALE OF SEATS.] The commission may sell seats in any multipurpose sports facility constructed after June 30, 1979 at prices and subject to conditions consistent with this section. Ownership of a seat shall give the owner first preference for purchase of a season ticket of admission for professional sports exhibitions with a right to be seated in the owned seat. An owner may sell or otherwise transfer his rights on whatever terms he chooses. Rights to a seat may not be divided. No fee may be charged for a transfer of ownership of a seat. The commission may charge a maintenance fee not exceeding \$10 per year for each seat.

Sec. 14. [HIGHWAY USER TAX DISTRIBUTION FUND.] *So long as the tax imposed pursuant to article XIV, section 10, of the Minnesota Constitution is at or below the rate fixed by law on January 1, 1979, no money derived from the highway user tax distribution fund shall be used to construct, relocate, or improve any streets, highways, or other public thoroughfares, except ones included in the municipal state aid street system established pursuant to article XIV, section 4, if such work is done solely in order to provide or improve access to a new sports facility constructed pursuant to sections 473.551 to 473.595. The commissioner of transportation shall determine whether expenditures are in violation of this section.*

Sec. 15. *Pursuant to article VI, section 2 of the Minnesota constitution the supreme court shall have original jurisdiction of any action brought or maintained in which an issue is presented as to the validity of a provision of sections 1 to 14 of this act, and may hear and determine the issue as provided in title V of the rules of civil appellate procedure, after notice given as provided in rule 144.*

Sec. 16. *This act is effective the day following final enactment in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington."*

Further, strike the title and insert:

"A bill for an act relating to metropolitan government; providing for financing of metropolitan sports facilities; authorizing a revised site determination and establishing conditions for is-

suance of bonds; changing certain provisions relating to the powers and duties of the metropolitan council and sports facilities commission; providing for appointment of members of the metropolitan sports facilities commission; exempting events sponsored at the metropolitan sports center from the three percent admission tax; providing expedited court procedures; limiting use of the highway user tax distribution fund; authorizing local taxes; appropriating money; amending Minnesota Statutes 1978, Sections 473.553, Subdivisions 2 and 4; 473.556, Subdivisions 4, 6, and 7; 473.581, Subdivisions 2, 3, as amended, 4, as amended, and 5, as amended; 473.595, Subdivision 1, and by adding a subdivision; and Chapter 473, by adding sections."

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

Senate Conferees: STEVE KEEFE, A. O. H. SETZEPFANDT, JIM NICHOLS, TOM NELSON and NANCY BRATAAS.

House Conferees: AL W. PATTON, JOEL JACOBS, WILLIAM SCHREIBER, DOUGLAS W. CARLSON and JIM EVANS.

Patton moved that the report of the Conference Committee on S. F. No. 1351 be adopted and that the bill be repassed as amended by the Conference Committee.

Greenfield moved that the House refuse to adopt the Conference Committee report on S. F. No. 1351, and that the bill be returned to Conference.

A roll call was requested and properly seconded.

CALL OF THE HOUSE

On the motion of Patton and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Aasness	Den Ouden	Heinitz	Luknic	Osthoff
Adams	Drew	Hoberg	Mann	Otis
Ainley	Eken	Hokanson	McCarron	Patton
Albrecht	Elioff	Jacobs	McEachern	Pehler
Anderson, B.	Enebo	Jaros	Mehrkens	Peterson
Anderson, D.	Erickson	Jennings	Metzen	Piepho
Anderson, G.	Esau	Johnson, C.	Minne	Pleasant
Battaglia	Evans	Johnson, D.	Moe	Prahl
Begich	Ewald	Jude	Munger	Redalen
Berglin	Faricy	Kaley	Murphy	Reding
Biersdorf	Fjoslien	Kalis	Nelsen, B.	Rees
Blatz	Forsythe	Kelly	Nelsen, M.	Reif
Byrne	Friedrich	Knickerbocker	Nelson	Rice
Carlson, D.	Fritz	Kostohryz	Niehaus	Rose
Carlson, L.	Fudro	Kroening	Norman	Rothenberg
Casserly	Greenfield	Lehto	Novak	Sarna
Clark	Halberg	Levi	Nysether	Schreiber
Clawson	Haukoos	Long	Olsen	Searles
Crandall	Heap	Ludeman	Onnen	Sherwood

Sieben, M.	Swanson	Vanasek	Wenzel	Speaker Searle
Simoneau	Thiede	Waldorf	Wieser	
Stadum	Tomlinson	Weaver	Wigley	
Stowell	Valan	Welch	Wynia	
Sviggum	Valento	Welker	Zubay	

Moe moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

The question was taken on the Greenfield motion to refuse to adopt the Conference Committee report and the roll was called.

Enebo moved that those not voting be excused from voting. The motion did not prevail.

Carlson, D., moved that those not voting be excused from voting. The motion prevailed.

There were 58 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Albrecht	Fjoslien	Kostohryz	Norman	Simoneau
Anderson, G.	Fritz	Kroening	Norton	Stoa
Anderson, I.	Greenfield	Kvam	Nysether	Sviggum
Berkelman	Haukoos	Long	Osthoff	Swanson
Blatz	Hokanson	Luknic	Peterson	Tomlinson
Byrne	Jennings	Mann	Pleasant	Waldorf
Clawson	Johnson, C.	McCarron	Prahl	Welch
Crandall	Jude	Mehrkens	Reding	Wieser
Drew	Kaley	Metzen	Reif	Wynia
Erickson	Kalis	Moe	Rice	Zubay
Ewald	Kelly	Nelsen, M.	Sherwood	
Faricy	Knickerbocker	Niehaus	Sieben, M.	

Those who voted in the negative were:

Aasness	Corbid	Heinitz	Nelsen, B.	Schreiber
Adams	Dean	Hoberg	Nelson	Searles
Ainley	Den Ouden	Jacobs	Novak	Sieben, H.
Anderson, B.	Eken	Jaros	Olsen	Stadum
Anderson, R.	Elioff	Johnson, D.	Onnen	Stowell
Battaglia	Ellingson	Kahn	Otis	Thiede
Begich	Enebo	Laidig	Patton	Valento
Berglin	Esau	Lehto	Pehler	Vanasek
Biersdorf	Evans	Levi	Piepho	Voss
Brinkman	Forsythe	Ludeman	Redalen	Weaver
Carlson, D.	Friedrich	McEachern	Rees	Welker
Carlson, L.	Fudro	Minne	Rose	Wenzel
Casserly	Halberg	Munger	Rothenberg	Wigley
Clark	Heap	Murphy	Sarna	Speaker Searle

The motion did not prevail.

The question recurred on the motion to adopt the Conference Committee report on S. F. No. 1351, and that the bill be repassed as amended by Conference. The motion prevailed.

S. F. No. 1351, A bill for an act relating to metropolitan government; providing for financing of metropolitan sports facilities; authorizing a revised site determination and establishing conditions for issuance of bonds; providing for appointment of members of the metropolitan sports facilities commission; exempting events sponsored at the metropolitan sports center from the three percent admission tax; appropriating money; amending Minnesota Statutes 1978, Sections 473.553, Subdivisions 2 and 4; 473.581, Subdivisions 2, 3, as amended, 4, as amended, and 5, as amended; 473.595, Subdivision 1; and Chapter 473, by adding sections; repealing Minnesota Statutes 1978, Section 473.568.

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

The question was taken on the repassage of the bill and the roll was called.

Jude moved that those not voting be excused from voting. The motion did not prevail.

Greenfield moved that those not voting be excused from voting. The motion did not prevail.

Peterson moved that those not voting be excused from voting. The motion did not prevail.

There were 66 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Adams	Dean	Jacobs	Nelson	Sieben, H.
Ainley	Dempsey	Jaros	Novak	Stadum
Anderson, B.	Eken	Johnson, D.	Nysether	Valan
Battaglia	Elioff	Kahn	Onnen	Valento
Begich	Ellingson	Laidig	Otis	Vanasek
Berglin	Enebo	Lehto	Patton	Voss
Biersdorf	Erickson	Levi	Pehler	Weaver
Brinkman	Evans	Mann	Piepho	Welker
Carlson, D.	Forsythe	McEachern	Redalen	Wenzel
Carlson, L.	Friedrich	Mehrkens	Rice	Speaker Searle
Casserly	Fudro	Minne	Rothenberg	
Clark	Halberg	Munger	Sarna	
Corbid	Heap	Murphy	Schreiber	
Crandall	Hoberg	Nelsen, B.	Searles	

Those who voted in the negative were:

Aasness	Byrne	Fritz	Kaley	Ludeman
Albrecht	Clawson	Greenfield	Kalis	Luknic
Anderson, D.	Den Ouden	Haukoos	Kelly	McCarron
Anderson, G.	Drew	Heinitz	Knickerbocker	Metzen
Anderson, I.	Esau	Hokanson	Kostohryz	Moe
Anderson, R.	Ewald	Jennings	Kroening	Nelsen, M.
Berkelman	Faricy	Johnson, C.	Kvam	Niehaus
Blatz	Fjoslien	Jude	Long	Norman

Norton	Prahl	Sherwood	Sviggum	Welch
Olsen	Reding	Sieben, M.	Swanson	Wieser
Osthoff	Rees	Simoneau	Thiede	Wigley
Peterson	Reif	Stoa	Tomlinson	Wynia
Pleasant	Rose	Stowell	Waldorf	Zubay

The bill was not repassed, as amended by Conference.

Cassery moved that the present House Conference Committee for S. F. No. 1351 be discharged, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to the Conference Committee, and that the bill be returned to Conference. 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. 990, A bill for an act relating to energy; clarifying the procedures for declaring an energy emergency; prescribing the powers of the governor and executive council in an emergency; providing for the issuance of emergency rules by the director of the energy agency; prescribing additional elements of the energy emergency conservation and allocation plan; providing for earth sheltered construction zoning variances; prohibiting local governments from banning earth sheltered construction; requiring certain building energy reports and audits; providing for an adult and post-secondary energy education plan; limiting the time for application for certain variances; providing a method for determining certain efficiencies for air conditioners; providing partial funding to school districts, municipalities and counties for energy audits and energy conservation measures; requiring the commissioner of administration to prepare plans for new buildings that utilize alternative energy sources; establishing a state building solar demonstration program; requiring notice to the Minnesota energy agency of the proposed discontinuance of municipal steam heat systems; appropriating funds to the energy agency for various energy related purposes; prescribing a penalty; authorizing a weatherization program for low-income persons; amending Minnesota Statutes 1978, Sections 12.02, Subdivision 1; 12.03, Subdivision 4, and by adding a subdivision; 12.21, Subdivisions 1 and 3, and by adding a subdivision; 12.28; 12.32; 16.32, by adding a subdivision; 116H.02, Subdivisions 3 and 5, and by adding subdivisions; 116H.08; 116H.09, Subdivisions 1, 4, and 5; 116H.11; 116H.12, Subdivisions 1a, 1b, 3a, 3b, and 10; 116H.122; 116H.123; 116H.124; 116H.126; 116H.13; 116H.15; 120.78, Subdivision 1; 325.989, by adding a subdivision; 394.25, Subdivision 3; 394.27, Subdivision 7; 451.09; 462.357, Subdivisions 1 and 6; 462A.02,

by adding a subdivision; and Chapter 116H, by adding a section; and Chapter 268, by adding a section; repealing Minnesota Statutes 1978, Section 116H.125.

PATRICK E. FLAHAVEN, Secretary of the Senate

Dean moved that the House refuse to concur in the Senate amendments to H. F. No. 990, that the Speaker shall appoint 2 members and the Chairman of the Committee on Rules and Legislative Administration shall appoint 2 members to a conference committee, and that the House requests that a conference committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER AND THE CHAIRMAN OF THE
COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

The Speaker and the Chairman of the Committee on Rules and Legislative Administration announced the appointment of the following members of the House to a Conference Committee on H. F. No. 990:

Dean, Wigley, Nelson, and Corbid.

SPECIAL ORDERS

Sieben, H., moved that the remaining bill on Special Orders for today be continued for one day immediately preceding General Orders. The motion prevailed.

ADJOURNMENT

Sieben, H., moved that when the House adjourns today it adjourn until 8:00 a.m., Monday, May 21, 1979. The motion prevailed.

Sieben, H., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 8:00 a.m., Monday, May 21, 1979.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

