

FORTY-THIRD DAY

St. Paul, Minnesota, Thursday, May 1, 1975

The Senate met at 10:00 o'clock and was called to order by the President.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Gearty	Keefe, S.	Milton	Schaaf
Arnold	Hansen, Baldy	Kirchner	Moe	Schmitz
Ashbach	Hansen, Mel	Kleinbaum	Ogdahl	Stokowski
Blatz	Hanson, R.	Kowalczyk	Olson, A. G.	Stumpf
Coleman	Hughes	Larson	Olson, J. L.	Tennessee
Doty	Humphrey	Laufenburger	Patton	Ueland
Dunn	Jensen	Lewis	Perpich, G.	Wegener
Fitzsimons	Josefson	McCutcheon	Pillsbury	Willet

The Sergeant-at-Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Ronald C. Peterson.

The roll being called, the following Senators answered to their names:

Anderson	Davies	Keefe, S.	Ogdahl	Schrom
Arnold	Doty	Kirchner	Olhott	Sillers
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Solon
Bang	Fitzsimons	Knutson	Olson, H. D.	Spear
Berg	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gearty	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Wegener
Chenoweth	Humphrey	Milton	Purfeerst	Willet
Chmielewski	Jensen	Moe	Renneke	
Coleman	Josefson	Nelson	Schaaf	
Conzemius	Keefe, J.	North	Schmitz	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 18, 1975

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment to the Minnesota Higher Education Coordinating Commission is hereby submitted to the Senate for confirmation as required by law:

Gerald Vizenor, 810 Thornton S.E., Minneapolis, Hennepin County, effective February 15, 1975, for a term expiring February 15, 1979.

Sincerely,
Wendell R. Anderson, Governor

Referred to the Committee on Education.

April 25, 1975

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment to the Housing Finance Agency is hereby submitted to the Senate for confirmation as required by law:

Richard Miller, 2652 Marshall Street N.E., Minneapolis, Hennepin County, effective January 1, 1975, for a term expiring January 1, 1979.

Sincerely,
Wendell R. Anderson, Governor

Referred to the Committee on Governmental Operations.

April 29, 1975

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointment to the Minnesota State Ethics Commission is hereby submitted to the Senate for confirmation as required by law:

Mrs. Elizabeth Ebbott, 409 Birchwood Avenue, Birchwood, Washington County, effective April 29, 1975, for a term expiring April 29, 1979.

Sincerely,
Wendell R. Anderson, Governor

Referred to the Committee on Governmental Operations.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Mr. Jensen introduced—

S. F. No. 1705: A bill for an act relating to crimes and criminals; false reports of crime; providing penalties; amending Minnesota Statutes 1974, Section 609.505.

Referred to the Committee on Judiciary.

Mr. Jensen introduced—

S. F. No. 1706: A bill for an act relating to the privacy of communications; providing that a warrant approved for the interception of any wire or oral communication may be issued or extended for a period of 30 days; amending Minnesota Statutes 1974, Section 626A.06, Subdivisions 5 and 6.

Referred to the Committee on Judiciary.

Mr. Jensen introduced—

S. F. No. 1707: A bill for an act relating to privacy of communications; authorization for interception of wire or oral communications; amending Minnesota Statutes 1974, Section 626A.05.

Referred to the Committee on Judiciary.

Messrs. Stokowski, Merriam and Anderson introduced—

S. F. No. 1708: A bill for an act relating to Anoka county; providing for a county board of seven members and for redistricting of county commissioner districts.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Conzemius and Spear introduced—

S. F. No. 1709: A bill for an act relating to corrections; reorganizing and harmonizing various laws relating to corrections and creating a code of corrections; establishing offender's rights; prescribing penalties; amending Minnesota Statutes 1974, Sections 609.165, Subdivision 1; 641.26; Chapters 144, by adding a section and 631, by adding sections; repealing Minnesota Statutes 1974, Sections 243.49; 243.50; 246.32; 260.51; 260.52; 260.53; 260.54; 260.55; 260.56; 260.57; 325.45; 325.46; 325.47; 609.12; 642.10; 642.11; 629.292; 629.294; Chapters 241; 242; 243; and 401; Laws 1973, Chapter 553, Section 7.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, Schmitz and Lewis introduced—

S. F. No. 1710: A bill for an act relating to public health; reducing to 17 the age at which a person is eligible to be a blood donor; amending Minnesota Statutes 1974, Section 145.41.

Referred to the Committee on Judiciary.

Messrs. Laufenburger and Bang introduced—

S. F. No. 1711: A bill for an act relating to commerce; industrial loan and thrift companies; permitting loans on real estate, extending the period of maturity, permitting certain charges on real estate loans, increasing the size of loans in ratio to committed reserves; amending Minnesota Statutes 1974, Sections 53.04; and 53.05.

Referred to the Committee on Labor and Commerce.

Messrs. Pillsbury, Bernhagen and Nelson introduced—

S. F. No. 1712: A bill for an act relating to department of natural resources; setting limitations on development of Luce Line Trail; amending Minnesota Statutes 1974, Section 85.015, Subdivision 10.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Stokowski and Gearty introduced—

S. F. No. 1713: A bill for an act relating to the acquisition of parks and parkways by the Minneapolis park and recreation board; establishing interest limitations.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Ashbach, Mrs. Brataas and Mr. Conzemius introduced—

S. F. No. 1714: A bill for an act relating to taxation; providing an investment tax credit for certain capital improvements; amending Minnesota Statutes 1974, Section 290.21, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 38, 565, 146, 157, 236, 1183 and 1302.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned April 28, 1975

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 182, and repassed said bill in accordance with the report of the Committee, so adopted.

S. F. No. 182: A bill for an act relating to counties; eliminating payment of certain fees to county sheriffs; requiring county boards to furnish board and other services for prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; 641.02; 641.03; 641.12; and 641.13; repealing Minnesota Statutes 1974, Section 641.11.

Senate File No. 182 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned April 29, 1975

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of three members of the House, on the amendments adopted by the House to the following Senate File:

S. F. No. 460: A bill for an act relating to pollution; prohibiting sale of beverage containers having detachable parts; providing a penalty.

There has been appointed as such committee on the part of the House:

Messrs. Haugerud, Munger and Nelson, K.

Senate File No. 460 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned April 28, 1975

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 451: A bill for an act relating to natural resources; raising limitations on values of timber which may be sold by informal sale; reducing the value of timber which may be sold at auction; altering certain sale procedures; amending Minnesota Statutes 1974, Chapter 90, by adding a section; Sections 90.02; 90.101; 90.151, Subdivisions 1 and 13; and 90.191, Subdivision 1; repealing Minnesota Statutes 1974, Section 9.051.

Senate File No. 451 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned April 28, 1975

CONCURRENCE AND REPASSAGE

Mr. Willet moved that the Senate concur in the amendments by the House to S. F. No. 451 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 451 was read the third time, as amended by the House, and placed on its repassage.

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Olson, A. G.	Sillers
Arnold	Doty	Kirchner	Olson, H. D.	Spear
Ashbach	Dunn	Kleinbaum	Olson, J. L.	Stassen
Bang	Fitzsimons	Knutson	O'Neill	Stokowski
Bernhagen	Frederick	Kowalczyk	Patton	Stumpf
Blatz	Gearty	Larson	Perpich, A. J.	Tennessen
Borden	Hansen, Baldy	Laufenburger	Perpich, G.	Ueland
Brataas	Hansen, Mel	Lewis	Pillsbury	Wegener
Brown	Hanson, R.	McCutcheon	Purfeerst	Willet
Chenoweth	Hughes	Milton	Renneke	
Chmielewski	Humphrey	Nelson	Schaaf	
Coleman	Jensen	North	Schmitz	
Conzemius	Josefson	Ogdahl	Schrom	

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 177: A bill for an act relating to public health; changing requirements and procedures for obtaining certificates of need for health care facilities; amending Minnesota Statutes 1974, Sections 145.72, Subdivisions 2 and 3; 145.76; 145.78; 145.80; 145.82; Chapter 145, by adding sections; and repealing Minnesota Statutes 1974, Section 145.81.

Senate File No. 177 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned April 28, 1975

Mr. North moved that the Senate do not concur in the amendments by the House to S. F. No. 177 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 278, and repassed said bill in accordance with the report of the Committee, so adopted.

H. F. No. 278: A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.38; and Chapter 151, by adding a section.

House File No. 278 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted April 28, 1975

CONFERENCE COMMITTEE REPORT ON H. F. NO. 278

A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.38; and Chapter 151, by adding a section.

April 23, 1975

The Honorable Martin O. Sabo
Speaker of the House of Representatives

The Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees for H. F. No. 278 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. 278 be amended as follows:

Strike everything after the enacting clause and insert:

“Section 1. Minnesota Statutes 1974, Section 151.01, is amended by adding subdivisions to read:

Subd. 24. “Brand name” means the registered trademark name given to a drug product by its manufacturer, labeler or distributor.

Subd. 25. “Generic name” means the established name or official name of a drug or drug product.

Subd. 26. “Finished dosage form” means that form of a drug which is or is intended to be dispensed or administered to the patient and requires no further manufacturing or processing other than packaging, reconstitution, or labeling.

Sec. 2. Minnesota Statutes 1974, Section 151.21, is amended to read:

151.21 [SUBSTITUTION.] *Subdivision 1. Except as provided in subdivision 2, it shall be unlawful for any pharmacist, assistant pharmacist, or pharmacist intern who dispenses prescriptions, drugs, and medicines to substitute an article different from the one ordered, or deviate in any manner from the requirements of an order or prescription without the approval of the prescriber.*

Subd. 2. A pharmacist who receives a prescription for a brand name legend drug may, with the written or verbal consent of the purchaser, dispense any drug having the same generic name as the brand name drug prescribed if the prescriber has not written in his own handwriting "dispense as written" or "D.A.W." on the prescription or, when an oral prescription is given, has not expressly indicated the prescription is to be dispensed as communicated. A pharmacist who receives a prescription marked "D.A.W." or "dispense as written", or an oral prescription indicating that the prescription is to be dispensed as communicated, may substitute for the prescribed brand name drug a generically equivalent drug product which is manufactured in the same finished dosage form having the same active ingredients and strength by the same manufacturer as the prescribed brand name drug. A pharmacist may also substitute pursuant to the oral instructions of the prescriber. A pharmacist may not substitute a generically equivalent drug product unless, in the pharmacist's professional judgment, the substituted drug is therapeutically equivalent and interchangeable to the prescribed drug. A pharmacist shall notify the purchaser if he is dispensing a drug other than the brand name drug prescribed.

Subd. 3. A pharmacist dispensing a drug under the provisions of subdivision 2 shall not dispense a drug of a higher retail price than that of the brand name drug prescribed. Any difference between acquisition cost to the pharmacist of the drug dispensed and the brand name drug prescribed shall be passed on to the purchaser.

Sec. 3. Minnesota Statutes 1974, Section 151.212, is amended to read:

151.212 [LABEL OF PRESCRIPTION DRUGS.] *Drugs dispensed pursuant to a prescription shall bear a label permanently affixed to the immediate container in which the drug is dispensed and which is received by the purchaser. Such The label shall bear the name of the manufacturer of the finished dosage form of the drug and all other information required by law and by regulations of the board.*

Sec. 4. Minnesota Statutes 1974, Chapter 151, is amended by adding a section to read:

[151.361] [MANUFACTURER DISCLOSURE.] *The manufacturer, packager, or distributor of any human use legend drug sold, delivered, or offered for sale in the state of Minnesota after January 1, 1976 must have printed on the label on the immediate container of the drug the name and address of the manufacturer of the finished dosage form of the drug. Failure to comply with this requirement shall subject a drug to embargo in accordance with section 151.38.*

Sec. 5. Minnesota Statutes 1974, Section 151.38, is amended to read:

151.38 [EMBARGOES.] (1) Whenever a duly authorized agent of the board finds or has probable cause to believe that any drug or medicine is adulterated, or so misbranded as to be dangerous or fraudulent, *or is being sold, delivered, or offered for sale in violation of section 4 of this act*, he shall affix thereto an appropriate marking, giving notice that ~~such the~~ article is, or is suspected of being, adulterated ~~or~~, misbranded ~~or sold, delivered, or offered for sale in violation of section 4 of this act~~ and has been embargoed, and warning that it is unlawful for any person to remove or dispose of ~~such the~~ embargoed article by sale or otherwise without permission from the agent or the court.

(2) When an embargoed article has been found by ~~such the~~ agent to be adulterated, or misbranded, *or is being sold, delivered, or offered for sale in violation of section 4 of this act*, the board shall, within 30 days, petition the district court in whose jurisdiction the article is embargoed for an order of condemnation. When an embargoed article is not so found by the agent he shall remove the marking.

(3) If the court finds that an embargoed article is adulterated or misbranded, *or is being sold, delivered, or offered for sale in violation of section 4 of this act*, ~~such the~~ article shall be destroyed at the expense of the claimant thereof, who shall also pay all court costs and fees, storage and other proper expenses ~~; provided, that when~~. *If the adulteration or misbranding, or lack of manufacturer disclosure as required by section 4 of this act can be corrected by proper labeling or processing of the article, or by filing the proper documents with the court*, the court, after ~~such the~~ costs, fees, and expenses have been paid and a sufficient bond has been executed, may order that ~~such the~~ article be delivered to the claimant for ~~such labeling or~~, processing *or filing* under supervision of an agent of the board. The expense of ~~such the~~ supervision shall be paid by claimant. The bond shall be returned to the claimant on the representation to the court by the board that the article is no longer in violation of this chapter and that the expenses of ~~such~~ supervision have been paid.

Sec. 6. *Sections 3 and 4 shall be effective January 1, 1976.* "

Further amend the title as follows:

Page 1, line 6, after "otherwise," insert "providing for manufacturer disclosure;"

Page 1, line 8, after "151.21;" insert "151.212;"

We request adoption of this report and repassage of the bill in accordance therewith.

House Conferees: (Signed) Lyndon R. Carlson, Ray W. Faricy, James R. Casserly, Michael R. Sieben, M. J. McCauley.

Senate Conferees: (Signed) John Milton, Steve Keefe, William G. Kirchner, Al Kowalczyk, Allan H. Spear.

Mr. Milton moved that the foregoing recommendations and Conference Committee Report on H. F. No. 278 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H. F. No. 278: A bill for an act relating to pharmacy and drugs; authorizing pharmacists to dispense generically equivalent drugs in lieu of prescribed brand name legend drugs unless the prescribing practitioner instructs otherwise; providing for manufacturer disclosure; providing penalties; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; 151.21; 151.212; 151.38; and Chapter 151, by adding a section.

Was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question being taken on the repassage of the bill, as amended by the Conference Committee,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Milton	Renneke	
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	North	Schrom	

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 11, and repassed said bill in accordance with the report of the Committee, so adopted.

H. F. No. 11: A bill for an act relating to group insurance; exempting certain plans from optional continuation requirements; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 1 and 2.

House File No. 11 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 28, 1975

Mr. Coleman moved that H. F. No. 11 and the Conference Committee Report thereon be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 267, 661, 745, 521, 596, 1311, 1423, 1448 and 1328.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted April 28, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 313, 696, 718, 789, 1069, 1099, 220, 339, 866, 1527 and 1555.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted April 29, 1975

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 100:

H. F. No. 100: A bill for an act relating to game and fish; authorizing the commissioner of natural resources to establish limitations on fishing contests and to issue special permits for fishing contests; amending Minnesota Statutes 1974, Section 101.42, by adding a subdivision.

And the House respectfully requests that a Conference Committee of five members be appointed thereon:

Sherwood, Luther, Skoglund, Biersdorf and Wenstrom have been appointed as such committee on the part of the House.

House File No. 100 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted April 30, 1975

Mr. Borden moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 100, and that a Conference Committee of 5 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the

following House Files, herewith transmitted: H. F. Nos. 235, 1674, 1741 and 1743.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted April 30, 1975

FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 267: A bill for an act relating to metropolitan transit; providing for a redefinition of the transit property taxing district and authorizing contract service beyond the boundaries thereof; amending Laws 1975, Chapter 13, Section 71, Subdivision 2.

Referred to the Committee on Metropolitan and Urban Affairs.

H. F. No. 661: A bill for an act relating to labor; occupational safety and health; defining terms; requiring minimum posting time of citations; enforcement; notice to employee representative; amending Minnesota Statutes 1974, Sections 182.651, Subdivision 12; 182.66, Subdivision 2; and 182.661, Subdivisions 1 and 3.

Referred to the Committee on Labor and Commerce.

H. F. No. 745: A bill for an act relating to charitable organizations; solicitation; limitations and prohibitions; amending Minnesota Statutes 1974, Section 309.55, Subdivision 5; and by adding a subdivision.

Referred to the Committee on Rules and Administration.

H. F. No. 521: A bill for an act relating to retirement; mandatory retirement for corrections department employees; amending Minnesota Statutes 1974, Section 43.051, Subdivision 3.

Referred to the Committee on Finance.

H. F. No. 596: A bill for an act relating to retirement; service credit for certain members of the public employees retirement association.

Referred to the Committee on Rules and Administration.

H. F. No. 1311: A bill for an act relating to certain officers and employees of the state and their dependents; providing optional insurance coverage for certain officers and employees; amending Minnesota Statutes 1974, Section 43.491, Subdivision 2.

Referred to the Committee on Governmental Operations.

H. F. No. 1423: A bill for an act relating to the Minnesota Statutes; providing for publication thereof; amending Minnesota Statutes 1974, Sections 648.31, Subdivisions 1 and 3; and 648.45, Subdivision 4.

Referred to the Committee on Judiciary.

H. F. No. 1448: A bill for an act relating to retirement; survivor benefits payable by the firemen's relief association of the city of St. Paul; amending Laws 1955, Chapter 375, Section 25, as amended.

Referred to the Committee on Rules and Administration.

H. F. No. 1328: A bill for an act relating to real estate; abstracters; increasing fees and amount of bonds; changing enforcement procedures; providing for greater access to public records; changing registration requirement; amending Minnesota Statutes 1974, Sections 386.62; 386.66; 386.68; 386.70; 386.71; and Chapter 386, by adding sections.

Referred to the Committee on Judiciary.

H. F. No. 313: A bill for an act relating to the status of missing persons; providing for the distribution of property of persons presumed dead; amending Minnesota Statutes 1974, Section 576.16.

Referred to the Committee on Judiciary.

H. F. No. 696: A bill for an act relating to small loan companies; application and license fees; amending Minnesota Statutes 1974, Sections 56.02 and 56.08.

Referred to the Committee on Labor and Commerce.

H. F. No. 718: A bill for an act relating to forcible entry and unlawful detainer; amending Minnesota Statutes 1974, Section 566.06.

Referred to the Committee on Judiciary.

H. F. No. 789: A bill for an act relating to real estate; instruments of conveyance; recording requirements; providing that instruments of conveyance include name and address of grantee to whom tax statement should be sent; amending Minnesota Statutes 1974, Section 507.092, Subdivision 1.

Referred to the Committee on Judiciary.

H. F. No. 1069: A bill for an act relating to the operation of state government; state employees; adoption of rules by state commissioner of personnel; providing for agreement of rules with employment contracts; amending Minnesota Statutes 1974, Section 43.323, Subdivision 1.

Referred to the Committee on Governmental Operations.

H. F. No. 1099: A bill for an act relating to Hennepin county; hospital and medical care for poor persons funding; amending Laws 1963, Chapter 738, Section 3, Subdivision 3; repealing Laws 1963, Chapter 738, Section 7.

Referred to the Committee on Rules and Administration.

H. F. No. 220: A bill for an act relating to human rights; prohibiting employment and education discrimination based on age; amending Minnesota Statutes 1974, Sections 363.01, by adding a subdivision; 363.02, Subdivision 1, and by adding subdivisions; 363.03, Subdivisions 1 and 5, and by adding a subdivision; 363.05, Subdivision 1; 363.11; 363.115; and 363.12, Subdivision 1.

Referred to the Committee on Judiciary.

H. F. No. 339: A bill for an act relating to butter substitutes; identification of oleomargarine served in public places; amending Minnesota Statutes 1974, Section 33.111.

Referred to the Committee on Labor and Commerce.

H. F. No. 866: A bill for an act relating to courts; setting the salaries for certain court reporters; amending Minnesota Statutes 1974, Section 486.05.

Referred to the Committee on Rules and Administration.

H. F. No. 1527: A bill for an act relating to motor vehicles; providing for licensing and taxation; providing penalties; amending Minnesota Statutes, 1973 Supplement, Section 168.013, Subdivisions 1c and 1e, and 1g, as amended; and Minnesota Statutes 1974, Sections 168.012, Subdivision 7; 168.09, Subdivision 3; and 168.31, Subdivision 3.

Referred to the Committee on Rules and Administration.

H. F. No. 1555: A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted, unconstitutional and obsolete references and text; eliminating certain duplicitious and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1974, Chapter 28A, by adding a section; Sections 15.0411, Subdivision 2; 15A.083, Subdivision 2; 16.80; 16A.129; 30.461; 30.462; 30.463, Subdivisions 1 and 5; 30.464, Subdivisions 1, 2, and 3; 30.465; 30.467; 30.468; 30.469; 30.47; 30.472; 30.473; 30.475; 30.476; 32A.08, Subdivision 1; 34.05, Subdivision 2; 43.35; 43.09, Subdivision 2a; 50.14, Subdivision 1; 59A.03, Subdivision 3; 60A.03, Subdivision 2; 65B.06, Subdivision 2; 65B.44, Subdivision 5; 80A.15, Subdivision 2; 80C.03; 82.18; 82.30, Subdivision 2; 83.25, Subdivision 3; 84.87, Subdivision 1; 84A.07; 84A.26; 84A.36; 97.48, Subdivision 4; 111.80; 115.48, Subdivision 1; 115.51; 116.16, Subdivision 3; 116F.08; 116H.04, Subdivision 3; 121.02; 122.355, Subdivision 1; 123.78, Subdivision 1; 124.15, Subdivision 2; 124.17, Subdivision 2; 124.41, Subdivision 1; 124.803; 145.862, Subdivision 4; 147.02; 147.22; 155.02, Subdivision 2; 179.74, Subdivision 2; 181A.07, Subdivision 6; 192.40; 197.63, Subdivision 1; 205.10; 205.11, Subdivision 1; 205.12; 205.16, Subdivisions 1 and 2; 205.17, Subdivisions 1 and 2; 243.88, Subdivision 3; 245.68; 245.77; 246.23; 251.043, Subdivision 3; 256.01, Subdivision 2; 256D.02, Subdi-

vision 4; 260.251, Subdivision 3; 268.04, Subdivision 12; 268.115, Subdivision 2; 270.075, Subdivision 1; 273.11, Subdivision 4; 273.111, Subdivisions 9 and 11; 273.13, Subdivision 7; 275.125, Subdivision 4; 275.161; 282.16; 285.11; 290.01, Subdivision 22; 290.02; 290.06, Subdivision 2c; 290.086, Subdivision 1; 290.09, Subdivision 15; 290.21, Subdivision 3; 290.26, Subdivision 2a; 290.92, Subdivision 2a; 291.05; 292.04; 297.13, Subdivision 1; 297B.09; 298.026; 298.027; 298.51; 298.53; 298.63; 299.013; 299B.03, Subdivision 1; 299F.77; 300.025; 301.77, Subdivision 1; 308.06, Subdivision 3; 309.581; 318.03; 354A.05; 355.11, Subdivision 2; 355.80; 362.17; 363.01, Subdivision 13; 375.471; 376.25; 412.02, Subdivision 5; 412.251; 412.861, Subdivision 1; 441.15; 463.152, Subdivision 1; 463.261; 465.19; 466.02; 488A.13, Subdivision 1; 507.291; 525.213; 525.515; 550.041; 571.47, Subdivision 2; 571.48, Subdivision 2; 609.375, Subdivision 4; 609.75, Subdivision 4; 611.14; 626.05, Subdivision 2; 631.50; 632.12; and 648.43; repealing Minnesota Statutes 1974, Sections 15.13; 148.87; 171.12, Subdivision 4; 176.061, Subdivision 10; 309.583; 359.06; and 380.24; 593.17; Laws 1969, Chapters 540, Section 5; 896, Section 1; and 1126, Section 1; Laws 1971, Chapters 32, Section 1; 74, Section 6; 226, Section 1; and 427, Section 17; Laws 1973, Chapters 388, Sections 156, 157, 158, 159, 160, 161, 162, 163, and 170; 638, Sections 22 and 23; and 725, Sections 25 and 26; Laws 1974, Chapters 62, Section 1; 161, Section 10; and 205, Section 1.

Referred to the Committee on Judiciary.

H. F. No. 235: A bill for an act relating to operation of government; providing for aids to education, tax levies, and the distribution of tax revenues; changing the funding of post-secondary vocational-technical education and of education of handicapped children to a current funding basis; providing for changes in the maximum effort school aid law; granting certain powers and duties to school districts and the state board of education; appropriating money; amending Minnesota Statutes 1974, Sections 120.17, Subdivision 1; 121.21, Subdivisions 2, 4, and 6; 121.89; 124.04; 124.11; 124.17, Subdivisions 1 and 2; 124.18, Subdivision 2; 124.20; 124.212, Subdivisions 1, 3a, 8a, and 11, and by adding subdivisions; 124.215, by adding a subdivision; 124.222, Subdivisions 2 and 3; and by adding subdivisions; 124.223; 124.28, Subdivision 2; 124.32, Subdivision 1, and by adding a subdivision; 124.38, Subdivisions 4, 5, 6, and 7; 124.42, Subdivisions 1, 2, and 4; 124.43, Subdivisions 1, 2, 3, and 4; 124.45; 124.57; 275.125, Subdivisions 2a and 3, and by adding subdivisions; 475.54, Subdivision 2; Chapter 124, by adding sections; Laws 1967, Chapter 822, Section 7, as amended; Laws 1969, Chapter 775, Section 4, Subdivision 2, as amended; Laws 1969, Chapter 1060, Section 7; Laws 1971, Chapter 722, Section 1; and Laws 1974, Chapter 521, Section 9; repealing Minnesota Statutes 1974, Sections 121.21, Subdivisions 5, 7, 9, and 10; 121.211; 124.212, Subdivisions 6a and 7a; 124.215, Subdivision 2a; 124.222, Subdivision 1; 124.25; 124.30; 124.475; 124.50; 124.801; 124.802; 124.803; 124.804; 124.805; 124.806; and Laws 1969, Chapters 945,

Section 3; 1060, Section 8; and Laws 1975, Chapter 13, Sections 110 and 111.

Referred to the Committee on Rules and Administration.

H. F. No. 1674: A bill for an act relating to taxation; providing state relief to homeowners and renters for extraordinary property tax burdens; prohibiting certain escrow arrangements for tax payments; requiring interest payment on money received for payment of real estate taxes and insurance coverage; increasing market value of homesteads eligible for lower rate of assessment; providing for a four year rotation for reassessment of real property with increases in assessed valuation to be made in equal increments over the four year period; increasing and changing the calculation of local government aid to be paid for extended period; distributing certain gross earnings taxes to local governments; redefining special levies; altering means of calculation of property tax levy limitations for governmental subdivisions; providing for increases in levy limit bases of governmental subdivisions; exempting certain governmental subdivisions from levy limits; providing for reimbursement by the state to taxing districts for tax reduction granted to certain property; increasing the taconite production tax; creating a northeast Minnesota economic development and environment council; creating a northeast Minnesota economic protection fund; imposing a surtax on taconite producers which fail to meet standards for disposal of waste; creating a budget protection fund to hold excess money from the general fund and providing for transfers of money from that fund; exempting federal income tax rebates from state income taxation; modifying duties of the tax study commission; requiring payment of interest by corporations on unpaid estimated taxes; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 270.16; 273.01; 273.011, Subdivision 6; 273.012, by adding a subdivision; 273.03, Subdivision 1; 273.061, by adding a subdivision; 273.08; 273.11, Subdivisions 1, 2 and 5, and by adding a subdivision; 273.121; 273.13, Subdivisions 6 and 7; 273.135, Subdivision 2; 273.17, Subdivision 1; 275.50, Subdivision 5; 275.51, Subdivisions 1 and 4, and by adding subdivisions; 275.52, by adding a subdivision; 275.53, Subdivision 3; 275.59; 276.01; 276.04; 294.26; 298.03; 298.24, Subdivision 1; 298.27; 298.28, Subdivisions 1 and 1a, and by adding a subdivision; 298.282, Subdivisions 1 and 2; 477A.01, Subdivisions 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, and 16; Chapters 273, by adding sections; and 477A, by adding a section; and Laws 1973, Chapter 601, Section 1, Subdivisions 2 and 8; repealing Minnesota Statutes 1974, Sections 273.11, Subdivision 3; 273.13, Subdivisions 14a, 15a, and 18; 275.51, Subdivisions 3 and 3a; 298.24, Subdivision 2; 298.241; 298.242; 298.281; 298.32; and 477A.01, Subdivision 13.

Referred to the Committee on Rules and Administration.

H. F. No. 1741: A bill for an act relating to the organization and operation of state government; appropriating money for the conservation and development of the state's natural resources; providing for maintenance of the Minnesota historical society; for the horticultural society; for maintenance of the Sibley house; for maintenance of various semi-state activities; for aids

to local subdivisions of government; for maintenance of the uniform laws commission; for the Port Authority of Duluth; and for other purposes.

Referred to the Committee on Rules and Administration.

H. F. No. 1743: A bill for an act relating to the organization and operation of the state government; appropriating moneys therefor, permitting transfers in certain cases and limiting the use thereof, including appropriations for the departments of public welfare, corrections, health, corrections ombudsman, various health related boards, public assistance programs, aid to dependent children, Minnesota supplemental assistance, and public relief.

Referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S. F. No. 1581 and reports pertaining to appointments. The motion prevailed.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1463: A bill for an act relating to the city of St. Paul; providing for and authorizing issuance of general obligation bonds for capital improvement budget purposes; amending Laws 1971, Chapter 773, Section 1, as amended; and Section 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, reinstate "for a four year period"

Page 1, line 18, in the reinstated language, strike "four" and insert "two"

Page 2, after line 27, insert:

"Sec. 3. Laws 1971, Chapter 773, Section 4, is amended to read:

Sec. 4. No proceeds of any bonds issued pursuant to section 1 hereof shall be expended for the construction or equipment of any portion of the St. Paul auditorium or civic center connected thereto; *nor shall any such proceeds be expended for the acquisition or betterment of the building known as the Lowry Medical Arts Annex. All bonds issued under this act shall mature at any time or times within 10 years from the date of issue.*

Sec. 4. *Subdivision 1. [CITY COUNCIL AS COMMISSIONERS OF PORT AUTHORITY.] Notwithstanding any provision of Minnesota Statutes, Section 458.10 or any other law or the charter of the city of Saint Paul to the contrary, the Saint Paul port authority shall consist of the members of the city council of the city of Saint Paul.*

Subd. 2. [IMPAIRMENT OF EXISTING OBLIGATIONS.]
No existing obligation, contract, agreement or covenant made or entered into by the Saint Paul port authority shall be in any manner impaired by the adoption of this act.

Subd. 3. *The establishment of the Saint Paul city council as the commissioners of the Saint Paul port authority shall not affect the rights of any employees of the port authority, including but not limited to any rights pursuant to an existing collective bargaining agreement or fringe benefit plan. The employees shall remain as employees of the port authority and shall not be employees of the city of Saint Paul.*

Sec. 5. Subdivision 1. [CITY COUNCIL AS COMMISSIONERS OF HOUSING AND REDEVELOPMENT AUTHORITY.]
Notwithstanding the provisions of Laws 1963, Chapter 514, Minnesota Statutes, Section 462.425, or any other law or the charter of the city of Saint Paul to the contrary, the housing and redevelopment authority of the city of Saint Paul shall consist of the members of the city council of the city of Saint Paul.

Subd. 2. [IMPAIRMENT OF EXISTING OBLIGATIONS.]
No existing obligation, contract, agreement or covenant made or entered into by the housing and redevelopment authority of the city of Saint Paul shall be in any manner impaired by the adoption of this act.

Subd. 3. *The establishment of the Saint Paul city council as the commissioners of the Saint Paul housing and redevelopment authority shall not affect rights of any employees of the housing and redevelopment authority, including but not limited to any rights pursuant to an existing collective bargaining agreement or fringe benefit plan. The employees shall remain as employees of the housing and redevelopment authority and shall not be employees of the city of Saint Paul."*

Renumber the sections in sequence

Further amend the title as follows:

Page 1, at the end of line 4, insert: "providing that the Saint Paul port authority and the housing and redevelopment authority of the city of Saint Paul shall consist of the members of the city council;"

Page 1, line 6, strike "Section 3" and insert "Sections 3 and 4"

And when so amended the bill do pass. Amendments adopted.
Report adopted.

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1459: A bill for an act relating to the city of Saint Paul; providing for and authorizing said city to issue its general obligation bonds for housing and rehabilitation loan and grant programs; amending Laws 1974, Chapter 351, Section 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, before line 8, add the following section:

"Section 1. The legislature of the state of Minnesota finds that preservation of the quality of life in a major metropolitan city is dependent upon the maintenance, provision, and preservation of an adequate housing stock; that accomplishing this is a public purpose; that there are many housing units in the city of St. Paul that do not meet the applicable housing codes, some of which need to be destroyed, and some of which can be rehabilitated; that a need exists to replace housing which is destroyed; that a need exists for mortgage credit to be made available for new construction; that refinancing existing mortgages will allow owners of housing units which need rehabilitation to take advantage of existing rehabilitation programs; and that many owners, would-be purchasers or providers of housing units are either unable to afford mortgage credit at the market rate of interest or obtain mortgage credit because the mortgage credit market is severely restricted.

Sec. 2. Subdivision 1. The city of St. Paul is authorized to develop and administer a program to finance housing, located anywhere within its boundaries, for occupancy primarily by persons of low and moderate income to achieve the purpose set forth in section 1; provided that in developing this program, the city shall consider:

(a) the availability and affordability of other governmental programs;

(b) the availability and affordability of private market financing;

(c) whether refinancing existing mortgages will enable rehabilitation of housing units under a state or local housing rehabilitation program;

(d) the need for rehabilitating housing units acquired from governmental bodies and agencies;

(e) the need for additional mortgage credit to encourage the purchase of rehabilitated housing units from governmental bodies and agencies; and

(f) the need for additional mortgage credit to encourage the purchase of housing units which are located on property which governmental bodies or agencies have acquired and made suitable for housing construction.

Subd. 2. The city council shall, by ordinance, promulgate regulations for this program. Loans shall not be made when the city determines that financing is otherwise available from private lenders upon terms and conditions which are affordable by the applicant, as provided by the city in its regulations.

Subd. 3. To finance the program authorized by this section, the city council of the city of St. Paul may by resolution, and without an election, authorize, issue, and sell general obligation bonds of the city in accordance with the provisions of Minnesota Statutes, Chapter 475. The total amount of all general obligation bonds outstanding for the program provided for in this section shall not exceed \$2,000,000,

shall not constitute indebtedness of the city for the purpose of any statutory or charter debt limitation.

Subd. 4. In establishing the program provided for in this section, the city council shall make every effort to ensure that the revenues generated from the mortgage credit made available are sufficient to retire the bonds issued to finance the program and to provide for the administrative costs of the program.

Sec. 3. Subdivision 1. The city of St. Paul is authorized to develop and administer a program to finance housing in addition to that authorized in section 2, located anywhere within its boundaries, to achieve the purposes set forth in section 1, on such terms and conditions as it determines. The city council shall, by ordinance, promulgate regulations for this program. Loans shall not be made when the city determines that financing is otherwise available from private lenders upon terms and conditions which are affordable by the applicant, as provided by the city in its regulations.

Subd. 2. To finance the program authorized by this section, and by section 2, the city council of the city of St. Paul may by resolution, and without an election, authorize, issue, and sell revenue bonds or obligations, payable solely from revenues of the programs authorized by this act defined and pledged to their payment by such resolution.

Sec. 4. Subdivision 1. In the making or purchase of loans or other securities in furtherance of the programs authorized in sections 2 and 3, and in the issuance of revenue bonds or obligations pursuant to section 3, the city council may exercise, or may by ordinance authorize an existing agency or an agency created by such ordinance to exercise, within the corporate limits of the city, any and all of the powers which the Minnesota housing finance agency is authorized to exercise under the provisions of Minnesota Statutes, Chapter 462A.

Subd. 2. The city council shall not amend the regulations adopted by ordinance and in effect at the time any revenue bonds or obligations authorized by this section are issued, to the detriment of the holders of such revenue bonds or obligations."

Page 2, Line 5, after the period, insert:

"The council may authorize the use of bond proceeds for administration and operation expenses of the programs provided that the total amount of proceeds so authorized shall not exceed the sum equivalent to seven percent of the total value of all bonds issued under the provisions of this act.

Sec. 5. Laws 1963, Chapter 881, Section 1, Subdivision 1, as amended by Laws 1967, Chapter 499, Section 1, Laws 1969, Chapter 923, Section 1, Laws 1971, Chapter 321, Section 1, and Laws 1973, Chapter 395, Section 1, is amended to read:

Section 1. [ST. PAUL, CITY OF; URBAN RENEWAL; BONDS.] Subdivision 1. The city of Saint Paul may issue its general obligation bonds for the purpose of and in the amounts necessary for paying not to exceed one third of the net project cost of

each of the urban renewal development or code enforcement projects heretofore designated by the housing and redevelopment authority of the city of Saint Paul or the city of Saint Paul as the Downtown, Cathedral, Riverview, Concord Terrace, Summit-University, and Phalen Area projects and such additional projects which may be approved in the manner provided by law, and for paying any remaining costs of municipal buildings and improvements to be constructed within or adjacent to the project area. The net project cost referred to in this act is the public redevelopment cost of the project less its capital proceeds, as those terms are defined in Minnesota Statutes, Section 462.545, and in subdivision 2, and as the amounts thereof are estimated by the city council prior to the delivery of each series of bonds. The total amount of bonds authorized herein shall be limited to ~~\$45,400,000~~ \$43,400,000.

Sec. 7. Laws 1963, Chapter 881, Section 1, as amended by Laws 1967, Chapter 499, Section 1, Laws 1969, Chapter 923, Section 1, Laws 1971, Chapter 321, Section 1, and Laws 1973, Chapter 395, Section 1, is amended by adding a subdivision to read:

Subd. 3. Notwithstanding any contrary provisions contained in section 1 hereof, except as said section limits the dollar amount of bonding authorization, and in the event there is not first available in any annual increment period under Title I of the Federal Housing Act of 1949, and acts amendatory thereof, sufficient urban renewal development capital grant money, then the city may issue bonds under the act, as necessary in an amount not to exceed \$10,000,000, for the purpose of paying up to the entire project cost for any urban renewal development project designated under the provisions of section 1.

Sec. 8. Laws 1963, Chapter 881, Sections 4 and 5, as added by Laws 1973, Chapter 395, Section 2, are repealed."

Renumber the sections in sequence

Further amend the title as follows:

Page 1, line 2, after the semicolon insert "authorizing a housing finance program; providing for the issuance of general obligation and revenue bonds;"

Page 1, line 5, after the semicolon insert "removing certain bonding authority for rehabilitation loans for urban renewal development and code enforcement areas;"

Page 1, line 5, after "amending" insert "Laws 1963, Chapter 881, Section 1, Subdivision 1, as amended, and by adding a subdivision; and"

Page 1, line 6, before the period, insert "; repealing Laws 1963, Chapter 881, Sections 4 and 5, as added by Laws 1973, Chapter 395, Section 2"

And when so amended the bill do pass. Amendments adopted.
Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

H. F. No. 511: A bill for an act relating to commerce; interest rates on money; continuing the exemption of certain loans from maximum interest rates; amending Minnesota Statutes 1974, Section 334.01, Subdivision 2; repealing laws 1974, Chapter 238, Section 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 135: A bill for an act relating to taxation; providing for confiscation of vehicles, trailers and airplanes used to transport illegally untaxed cigarettes; amending Minnesota Statutes 1974, Section 297.08, Subdivisions 1 and 2, and by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 9, after "used" insert "*with the knowledge of the owner or of a person operating with the consent of the owner*"

Page 2, line 11, strike "declared to be" and insert "*which are*"

Page 2, line 17, strike "(2)" and insert "(1)"

Page 2, line 29, after "1" insert ", clause 5"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 251: A bill for an act relating to eminent domain; possession; amending Minnesota Statutes 1974, Section 117.042.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 19, after "In" insert "*all other cases, petitioner has the right to the title and possession after the filing of the award by the court appointed commissioners as follows:*

(a) *if appeal is waived by the parties upon payment of the award;*

(b) *if appeal is not waived by the parties upon payment or deposit of three-fourths of the award."*

Page 1, strike lines 20 to 22

Page 2, strike lines 1 and 2

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Finance, to which was referred

S. F. No. 1551: A bill for an act relating to highways; designating and describing the route of the Viking Trail; amending Minnesota Statutes 1974, Section 161.14, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 5, strike lines 8 through 13, and insert:

"(b) The respective road authorities, of the highways over which the route described in this subdivision is located, may erect and maintain the "Viking Trail" emblem on the highways under their jurisdiction to adequately mark the route as the "Viking Trail". The commissioner of highways shall approve an emblem which shall consist of the lettering "Viking Trail" with the bow section of a Viking ship on a body of water; the colors being blue on white."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 69: A bill for an act relating to athletics; providing for equal opportunity for members of both sexes to participate in athletics; amending Minnesota Statutes 1974, Chapter 126, by adding a section; repealing Laws 1974, Chapter 355, Section 68, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 13, strike *"builds character"*

Page 1, line 14, strike *"and develops citizenship as well as contributing"*

Page 1, line 14, before *"to"* insert *"contributes"*

Page 1, strike line 18 except the period

Page 1, line 23, after *"other"* insert *"state"*

Page 2, line 7, strike *", except that teams"* and insert a period

Page 2, strike lines 8 to 11

Page 2, line 12, strike *"according to sex, the two"*

Page 2, line 15, after *"are"* insert *"in fact"*

Page 2, line 17, strike *"similar"* and insert *"substantially equal"*

Page 2, line 18, strike *"donations"* and insert *"other revenues"*

Page 2, line 22, strike *"serves a clear and desirable purpose"* and insert *"is necessary to provide the members of each sex equal opportunity to participate in the athletic program"*

Page 2, line 32, strike "*similar*" and insert "*substantially equal*"

Page 3, line 2, strike "*similar*" and insert "*substantially equal*"

Page 3, line 4, strike "*gradually*"

Page 3, line 5, strike "*eliminate*" and insert "*phase out*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

H. F. No. 409: A bill for an act relating to veteran affairs; the transfer of the personal property a deceased resident leaves at the Minnesota veterans home; repealing Minnesota Statutes 1974, Section 198.23.

Reports the same back with the recommendation that the bill be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Section 198.23 is amended to read:

198.23 [PERSONAL PROPERTY OF RESIDENTS; WILLS.]
As a condition of admission to the home, every person shall execute his will, and deposit the same with the administrator of the home, disposing of any personal property of which he may be possessed. Upon the decease of any such testator resident of the home, the veterans home board shall cause such of his personal estate as may be left in his possession to be disposed of pursuant to the his will, if any. All property of the deceased resident of the home not so bequeathed by will, and remaining at the home, unclaimed, for one year after his death, shall be inventoried, appraised, and sold, and the proceeds thereof paid into the state treasury to the credit of the Minnesota veterans home endowment, bequest and devises fund."

Amend the title as follows:

Page 1, line 4, strike "*repealing*" and insert "*amending*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 854: A bill for an act relating to taxation; denying tax deductions relating to substandard rental housing; amending Minnesota Statutes 1974, Chapter 290, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 10, after "*receives*" insert "*or has received*"

Page 1, line 14, after "*deductions*" insert "*otherwise*"

Page 1, line 15, after "*290.09*" insert "*or 290.01, Subdivision 20*"

Page 1, line 15, strike "*a*" and insert "*that*"

Page 1, line 21, strike "*violate codes applicable to the*"

Page 1, strike lines 22 and 23

Page 2, line 1, strike "*endangers*" and insert "*endanger*"

Page 2, line 21, strike "*any*" and insert "*an*"

Page 2, line 22, strike "*within ten days unless an appeal is filed*"

Page 2, line 25, after "*commissioner*" insert "*and a general description of the tax consequences if the taxpayer should prevail on appeal*"

Page 2, strike lines 28 and 29

Page 2, line 30, strike "*notify the commissioner of noncompliance.*"

Page 3, line 3, strike "*the commissioner and*"

Page 3, after line 9, insert:

"Subd. 4. On or before March 15 of each year, the agency shall notify the commissioner of revenue of all cases of non-compliance in the previous year. The notice shall be in the form and include the information as may be prescribed by the commissioner.

Subd. 5. If the taxpayer is sustained upon appeal, the agency shall notify the taxpayer concerning the procedures for the filing of a refund. The notice shall be in the form and include such information as may be prescribed by the commissioner. The taxpayer may then file for a refund as provided for by law."

Renumber the subdivisions in sequence

Page 3, after line 20, insert:

"Sec. 2. Minnesota Statutes 1974, Section 290.01, Subdivision 20, is amended to read:

Subd. 20. [GROSS INCOME.] Except as otherwise provided in this chapter, the term "gross income," as applied to corporations includes every kind of compensation for labor or personal services of every kind from any private or public employment, office, position or services; income derived from the ownership or use of property; gains or profits derived from every kind of disposition of, or every kind of dealing in, property; income derived from the transaction of any trade or business; and income derived from any source.

For each of the taxable years beginning after December 31, 1960 and prior to January 1, 1971, the term "gross income" in

its application to individuals, estates, and trusts, shall mean the adjusted gross income as computed for federal income tax purposes as defined in the Internal Revenue Code of 1954, as amended through December 31, 1970, for the applicable taxable year, with the modifications specified in this section.

For each of the taxable years beginning after December 31, 1970, the term "gross income" in its application to individuals, estates, and trusts shall mean the adjusted gross income as computed for federal income tax purposes as defined in the Internal Revenue Code of 1954, as amended through the date specified herein for the applicable taxable year, with the modifications specified in this section.

(i) The Internal Revenue Code of 1954, as amended through December 31, 1970, shall be in effect for taxable years beginning after December 31, 1970 and prior to January 1, 1973.

(ii) The Internal Revenue Code of 1954, as amended through December 31, 1972, shall be in effect for taxable years beginning after December 31, 1972.

(iii) The Internal Revenue Code of 1954, as amended through December 31, 1973, shall be in effect for taxable years beginning after December 31, 1973.

References to the Internal Revenue Code of 1954 in clauses (a), (b) and (c) following shall mean the code in effect for the purpose of defining gross income for the applicable taxable year.

(a) Modifications increasing federal adjusted gross income. There shall be added to federal adjusted gross income:

(1) Interest income on obligations of any state other than Minnesota or a political subdivision of any such other state exempt from federal income taxes under the Internal Revenue Code of 1954;

(2) Interest income on obligations of any authority, commission, or instrumentality of the United States, which the laws of the United States exempt from federal income tax, but not from state income taxes;

(3) Income taxes imposed by this state or any other taxing jurisdiction, to the extent deductible in determining federal adjusted gross income and not credited against federal income tax;

(4) Interest on indebtedness incurred or continued to purchase or carry securities the income from which is exempt from tax under chapter 290, to the extent deductible in determining federal adjusted gross income;

(5) Amounts received as reimbursement for an expense of sickness or injury which was deducted in a prior taxable year to the extent that the deduction for such reimbursed expenditure resulted in a tax benefit;

(6) Losses which do not arise from events or transactions

which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses, and including any such nonassignable losses which occur prior to the time the individual becomes a resident of the state of Minnesota;

(7) The amount of any federal income tax overpayment for any previous taxable year, received as refund or credited to another taxable year's income tax liability, proportionate to the percentage of federal income tax that was claimed as a deduction in determining Minnesota income tax for such previous taxable year.

The overpayment refund or credit, determined with respect to a husband and wife on a joint federal income tax return for a previous taxable year, shall be reported on joint or separate Minnesota income tax returns. In the case of separate Minnesota returns, the overpayment shall be reported by each spouse proportionately according to the relative amounts of federal income tax claimed as a deduction on his or her separate Minnesota income tax return for such previous taxable year;

(8) In the case of a change of residence from Minnesota to another state or nation, the amount of moving expenses which exceed total reimbursements and which were therefore deducted in arriving at federal adjusted gross income;

(9) In the case of property disposed of on or after January 1, 1973, the amount of any increase in the taxpayer's federal tax liability under section 47 of the Internal Revenue Code of 1954, as amended through December 31, 1972, to the extent of the credit under section 38 of the Internal Revenue Code of 1954, as amended through December 31, 1972, that was previously allowed as a deduction either under section 290.01, subdivision 20 (b) (9) or under section 290.09, subdivision 24; and

(10) Expenses and losses arising from a farm which are not allowable under section 290.09, subdivision 29;

(11) Expenses and depreciation attributable to substandard buildings disallowed by section 1 of this act.

(b) Modifications reducing federal adjusted gross income. There shall be subtracted from federal adjusted gross income:

(1) Interest income on obligations of any authority, commission or instrumentality of the United States to the extent includible in gross income for federal income tax purposes but exempt from state income tax under the laws of the United States;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis for Minnesota income tax purposes than for federal income tax purposes, that does not exceed such difference in basis; but if such gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to fifty per centum of such portion of the gain;

This modification shall not be applicable if the difference in basis is due to disallowance of depreciation pursuant to section 1 of this act;

(3) Interest or dividend income on securities to the extent exempt from income tax under the laws of this state authorizing the issuance of such securities but includible in gross income for federal income tax purposes;

(4) Income which does not arise from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20;

(5) Losses, not otherwise reducing federal adjusted gross income assignable to Minnesota, arising from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses;

(6) If included in federal adjusted gross income, the amount of any overpayment of income tax to Minnesota, or any other state, for any previous taxable year, whether such amount is received as a refund or credited to another taxable year's income tax liability;

(7) The amount of any pension or benefit which is excluded from gross income under the provisions of section 290.08, subdivision 6; and

(8) The amount of compensation for personal services in the armed forces of the United States or the United Nations which is excluded from gross income under the provisions of section 290.65; and

(9) In the case of property acquired on or after January 1, 1973, the amount of any credit to the taxpayer's federal tax liability under section 38 of the Internal Revenue Code of 1954, as amended through December 31, 1972.

(c) Modifications affecting shareholders of electing small business corporations under section 1372 of the Internal Revenue Code of 1954, or section 290.972 of this chapter.

(1) Shareholders in a small business corporation, which has elected to be so taxed under the Internal Revenue Code of 1954, but has not made an election under section 290.972 of this chapter, shall deduct from federal adjusted gross income the amount of any imputed income from such corporation and shall add to federal adjusted gross income the amount of any loss claimed as a result of such stock ownership. Also there shall be added to federal adjusted gross income the amount of any distributions in cash or property made by said corporation to its shareholders during the taxable year.

(2) In cases where the small business corporation has made an election under section 1372 of the Internal Revenue Code of 1954, but has not elected under section 290.972 of this chapter and said corporation is liquidated or the individual shareholder disposes of his stock and there is no capital loss reflected in federal adjusted gross income because of the fact that corporate losses have exhausted the shareholders basis for federal purposes, such

shareholders shall be entitled, nevertheless, to a capital loss commensurate to their Minnesota basis for the stock.

(3) In cases where the election under section 1372 of the Internal Revenue Code of 1954 antedates the election under section 290.972 of this chapter and at the close of the taxable year immediately preceding the effective election under section 290.972 the corporation has a reserve of undistributed taxable income previously taxed to shareholders under the provisions of the Internal Revenue Code of 1954, in the event and to the extent that such reserve is distributed to shareholders such distribution shall be taxed as a dividend for purposes of this act.

Items of gross income includible within these definitions shall be deemed such regardless of the form in which received. Items of gross income shall be included in gross income of the taxable year in which received by a taxpayer unless properly to be accounted for as of a different taxable year under methods of accounting permitted by section 290.07, except that (1) amounts transferred from a reserve or other account, if in effect transfers to surplus, shall, to the extent that such amounts were accumulated through deductions from gross income or entered into the computation of taxable net income during any taxable year, be treated as gross income for the year in which the transfer occurs, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act, and (2) amounts received as refunds on account of taxes deducted from gross income during any taxable year shall be treated as gross income for the year in which actually received, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act.

(d) Modification in computing taxable income of the estate of a decedent. Amounts allowable under section 291.07, subdivision 1(2) in computing Minnesota inheritance tax liability shall not be allowed as a deduction in computing the taxable income of the estate unless there is filed within the time and in the manner and form prescribed by the commissioner a statement that the amounts have not been allowed as a deduction under section 291.07 and a waiver of the right to have such amounts allowed at any time as deductions under section 291.07. The provisions of this paragraph shall not apply with respect to deductions allowed under section 290.077 (relating to income in respect of decedents). In the event that the election made for federal tax purposes under section 642(g) of the Internal Revenue Code of 1954 differs from the election made under this paragraph appropriate modification of the estate's federal taxable income shall be made to implement the election made under this paragraph in accordance with regulations prescribed by the commissioner.

Sec. 3. Minnesota Statutes 1974, Section 290.12, Subdivision 2, is amended to read:

Subd. 2. [ADJUSTMENTS.] In computing the amount of gain or loss under subdivision 1 proper adjustment shall be made for any expenditure, receipt, loss, or other item properly chargeable to capital account by the taxpayer during his ownership thereof,

and for the gain or any part thereof realized from the sale, exchange or involuntary conversion of a residence where, by reason of the provisions of section 290.13, such gain or any part thereof is not recognized. The basis shall be diminished by the amount of the deductions for exhaustion, wear and tear, obsolescence, amortization, depletion, and the allowance for amortization of bond premium if an election to amortize was made in accordance with section 290.09, subdivision 13, which could, during the period of his ownership thereof, have been deducted by the taxpayer under this chapter in respect of such property. *The basis shall also be diminished by the amount of depreciation relating to a substandard building disallowed by section 1 of this act.* In addition, if the property was acquired before January 1, 1933, the basis, if other than the fair market value as of such date, shall be diminished by the amount of exhaustion, wear and tear, obsolescence, amortization, or depletion actually sustained before such date. In respect of any period since December 31, 1932, during which property was held by a person or an organization not subject to income taxation under this act, proper adjustment shall be made for exhaustion, wear and tear, obsolescence, amortization, and depletion of such property to the extent sustained. For the purpose of determining the amount of these adjustments the taxpayer who sells or otherwise disposes of property acquired by gift shall be treated as the owner thereof from the time it was acquired by the last preceding owner who did not acquire it by gift, and the taxpayer who sells or otherwise disposes of property acquired by gift through an inter vivos transfer in trust shall be treated as the owner from the time it was acquired by the grantor. The adjustments in case of a sale or other disposition of property received in a transaction of the kind specified in section 290.13, subdivision 1, and in the case of a transaction referred to in section 290.14, clause (6), shall include those which the taxpayer should have been required to make were he selling or otherwise disposing of the property exchanged, or sold, in any such transaction.

No adjustment shall be made:

(1) for taxes or other carrying charges described in section 290.10(10), or

(2) for expenditures described in section 290.09, subdivision 16 (relating to circulation expenditures), for which deductions have been taken by the taxpayer in determining taxable income for the taxable year or prior years."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after "section" insert "; Sections 290.01, Subdivision 20; and 290.12, Subdivision 2"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 1581: A bill for an act relating to the legislature; regulating duties of the legislative audit commission and the legislative auditor; amending Minnesota Statutes 1974, Sections 3.97, Subdivision 5; and 3.971.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after "cause" insert "*after notice and hearing*"

And when so amended the bill do pass. Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

Mr. Davies from the Committee on Judiciary, to which was re-referred

H. F. No. 68: A bill for an act relating to public welfare; juveniles; guardian ad litem; amending Minnesota Statutes 1974, Section 260.155, Subdivision 4.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 8, after "[GUARDIAN AD LITEM.]" insert "(a)"

Page 1, line 14, strike "*abuse,*"

Page 1, after line 20, insert:

"(b) The court may waive the appointment of a guardian ad litem pursuant to section 260.155, subdivision 4, clause (a), whenever counsel has been appointed pursuant to section 260.155, subdivision 2 or is retained otherwise, and the court is satisfied that the interests of the minor are protected.

(c) In appointing a guardian ad litem pursuant to section 260.155, subdivision 4, clause (a), if the court finds that it is not in the best interests of the child, the court shall not appoint the party, or any agent or employee thereof, filing a petition pursuant to section 260.131.

Sec. 2. Minnesota Statutes 1974, section 260.251 is amended by adding a subdivision to read:

Subd. 5. [GUARDIAN AD LITEM FEES.] In proceedings in which the court appoints a guardian ad litem pursuant to section 260.155, subdivision 4, clause (a), the court may inquire into the ability of the parents to pay for the guardian ad litem's services and, after giving the parents a reasonable opportunity to be heard, may order the parents to pay guardian fees."

Amend the title as follows:

Page 1, line 2, after "juveniles;" insert "requiring the appointment of a "

Page 1, line 3, after "litem" insert "for certain proceedings"

Page 1, line 3, after the semicolon insert "providing for payment of guardian ad litem fees;"

Page 1, line 3, strike "Section" and insert "Sections 260.251, by adding a subdivision; and"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Arnold from the Committee on Finance, to which was re-referred

S. F. No. 135: A bill for an act relating to the operation of government; providing for aids to education, tax levies, and the distribution of tax revenues; changing the funding of adult education, special education, post-secondary vocational-technical education, and community school education to a current funding basis; establishing early childhood and family education programs and programs for high potential children; granting certain powers to school districts, the state board of education, and the state board for vocational education; providing state aid for extraordinary tax delinquency to Independent School District No. 272; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 120.03, Subdivision 3; 120.17, Subdivision 1 and by adding a subdivision; 120.76; 120.80, Subdivision 1; 121.21, Subdivisions 2 and 6; 121.89; 123.80; 124.04; 124.11; 124.14, Subdivision 1 and by adding a subdivision; 124.17, Subdivisions 1, 2, and 2a; 124.18, Subdivision 2; 124.20; 124.212, Subdivisions 1, 2, 3a, 8a, 11, and by adding subdivisions; 124.222, Subdivisions 1, 3, and by adding a subdivision; 124.223; 124.26; 124.32, Subdivisions 1 and 5, and by adding a subdivision; 124.38, Subdivisions 4, 5, 7, and 8; 124.42, Subdivisions 1, 2, and 4; 124.43, Subdivisions 1, 2, 3, and 4; 124.45; 124.57; 128.04; 275.125, Subdivisions 3, 4, 5, 6, 7, and by adding subdivisions; 275.48; 475.54, Subdivision 2; Chapter 124, by adding sections; Laws 1967, Chapter 822, Section 7, as amended; Laws 1969, Chapters 775, Section 4, Subdivision 2, as amended; 1060, Section 7; Laws 1971, Chapter 722, Section 1; Laws 1973, Chapter 683, Section 26, Subdivision 17; Laws 1974, Chapter 521, Section 9; Laws 1975, Chapter 13, Section 110, Subdivision 1 and by adding a subdivision; Laws 1975, Chapter 13, Section 111; repealing Minnesota Statutes 1974, Sections 121.21, Subdivisions 5, 7, 9, and 10; 121.211; 124.212, Subdivisions 6a and 7a; 124.222, Subdivision 2; 124.475; 124.50; 124.801; 124.802; 124.803; 124.804; 124.805; 124.806; 275.125, Subdivision 2a; Laws 1919, Chapter 271; Laws 1951, Chapter 659; Laws 1969, Chapters 945, Section 3; and 1060, Section 8.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 2 to 8, strike sections 3 to 7

Page 8, line 21, strike "*levied in*" and insert "*certified in October of*"

Page 9, line 6, strike "*nearly equal*" and insert "*equally*"

Page 9, strike section 9

Page 12, after line 5, insert:

"Sec. 4. Minnesota Statutes 1974, Section 3.9271, Subdivision 1, is amended to read:

3.9271 [EARLY CHILDHOOD IDENTIFICATION AND EDUCATION PROGRAMS.] Subdivision 1. For the ~~1974-75~~ 1975-76 and 1976-77 school year years, the council on quality education shall make grants to no fewer than ~~six~~ ten pilot early childhood identification and education programs. Early childhood identification and education programs are programs for children before kindergarten and below age six which may include the following: identification of potential barriers to learning, education of parents on child development, libraries of educational materials, family services, education for parenthood programs in secondary schools, in-center activity, home-based programs, and referral services.

Notwithstanding section 3.926, subdivision 2, every early childhood identification and education program proposal shall be submitted to the council on quality education not less than six weeks before the planned commencement of the program. These programs or grants shall be as equally distributed as possible among districts in cities of the first class, in suburbs, and outside the seven county metropolitan area. Each pilot program shall serve one elementary school attendance area in the local school district.

The council on quality education shall prescribe the form and manner of application and shall determine the participating pilot programs. In the determination of pilot programs, programs shall be given preference for their ability to coordinate their services with existing programs and other governmental agencies. The council on quality education shall report on the programs annually to the committees on education of the senate and house of representatives."

Page 12, line 18, after "services" insert " , either within the district or in another district,"

Page 12, line 21, after "4" strike the comma

Page 12, line 22, strike "either within the district or in another district"

Page 13, line 21, after the period insert "Notwithstanding subdivisions 6 and 7,"

Page 15, line 30, strike "56 to 59" and insert "50 to 53"

Page 16, line 31, strike "up"

Page 16, line 32, strike "to" and insert " , but not to exceed"

Page 16, line 32, after "\$5,000" insert a comma

Page 16, line 32, strike "each" and insert "one"

Page 16, line 32, strike "and" and insert "or"

Page 17, line 3, before "125" insert "the equivalent of"

Page 23, line 27, strike "early childhood"

Page 23, line 28, strike "*and family education programs and*"

Page 23, line 31, after "*of*" insert "*both*"

Page 24, strike line 32

Page 25, strike lines 1 to 14

Pages 26 and 27, strike section 25

Page 27, line 23, strike "*attendance*" and insert "*membership*"

Page 31, strike line 15

Page 31, line 16, strike "*by \$162*" and insert "*greater sum computed pursuant to Minnesota Statutes 1974, Section 124.212, Subdivision 7a, clause (2)*"

Page 32, line 1, after "*from*" strike "\$890" and insert "\$950"

Page 32, line 1, after "*to*" strike "\$890" and insert "\$950"

Page 38, line 11, strike "*up to*" and insert "*, but not to exceed*"

Page 38, line 11, after "\$5000" insert a comma

Page 40, line 5, strike "60" and insert "70"

Page 51, line 26, strike "*56 to 59*" and insert "*50 to 53*"

Page 51, line 28, strike "*post*" and insert "*past*"

Page 52, line 5, strike "*57 and 58*" and insert "*51 and 52*"

Page 58, line 1, strike "\$4" and insert "\$6"

Page 58, line 9, strike "57" and insert "51"

Page 59, line 27, strike "*56 to 59*" and insert "*50 to 53*"

Page 65, line 11, after "*of*" insert "*EARC*"

Page 71, line 13, strike "*Minnesota Statutes, Section 124.561, Subdivision 4*" and insert "*section 50, subdivision 4 of this act*"

Page 82, line 31, strike "\$594,372,000" and insert "\$592,572,000"

Page 82, line 31, strike "\$634,722,000" and insert "\$632,822,000"

Page 83, after line 31, insert:

*"(12) Council on quality education \$500,000 \$500,000
This appropriation shall be used for funding ten early childhood
identification and education programs pursuant to sections 3.9271
to 3.9275. No more than \$15,000 may be expended each year for
administration of these programs by the council on quality educa-
tion and no more than \$15,000 may be expended each year for
evaluation of these programs."*

Page 83, strike line 32

Page 84, strike line 1

Page 84, strike lines 19 and 20

Page 84, line 24, strike "15" and insert "14"

Page 84, line 29, strike "15" and insert "14"

Page 84, line 30, strike "16" and insert "15"

Page 85, line 2, strike "17" and insert "16"

Page 85, line 5, strike "18" and insert "17"

Page 85, line 8, strike "19" and insert "18"

Page 85, line 12, strike "20" and insert "19"

Page 85, line 16, strike "21" and insert "20"

Page 85, line 19, strike "21" and insert "20"

Page 85, line 24, strike "16" and insert "15"

Page 85, line 25, strike "21" and insert "20"

Page 85, line 30, strike "21" and insert "20"

Page 85, line 32, strike "21" and insert "20"

Renumber the sections accordingly

Further amend the title as follows:

Page 1, line 8, strike "establishing early childhood and family"

Page 1, strike line 9

Page 1, line 10, strike "children;"

Page 1, line 16, after "Sections" insert "3.9271, Subdivision 1;"

And when so amended the bill do pass. Amendments adopted.
Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was re-referred

H. F. No. 79: A bill for an act regulating smoking at public places and in public meetings; providing a penalty.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 4, insert:

"Section 1. [CITATION.] Sections 1 to 7 may be cited as the Minnesota clean indoor air act."

Page 2, line 6, strike "where" and insert "in which"

Page 2, line 7, strike "where" and insert "and"

Page 2, line 9, strike "such" and insert "the"

Page 2, line 10, strike "in the case of" and insert "to"

Page 2, line 12, strike ", unless the close proximity of workers"

Page 2, line 13, strike "or the inadequacy of ventilation causes smoke pollution"

Page 2, line 16, strike "where" and insert "in which"

Page 2, line 25, strike "restaurant or"

Page 2, line 27, strike "restaurant or"

Page 2, line 28, after "entirety" insert a comma

Page 2, after line 29, insert:

"Sec. 6. [RESPONSIBILITIES OF PROPRIETORS.] The proprietor or other person in charge of a public place shall make reasonable efforts to prevent smoking in the public place by

(a) posting appropriate signs;

(b) arranging seating to provide a smoke-free area;

(c) asking smokers to refrain from smoking upon request of a client or employee suffering discomfort from the smoke; or

(d) any other means which may be appropriate."

Page 2, line 32, strike "such"

Page 2, line 32, strike "as are"

Page 3, line 1, strike "useful in carrying out" and insert "reasonable to implement"

Page 3, line 1, strike "purpose" and insert "provisions"

Page 3, after line 2, insert:

"The state board of health may, upon request, waive the provisions of this act if it determines there are compelling reasons to do so and a waiver will not significantly affect the health and comfort of nonsmokers."

Page 3, line 4, strike "3," and insert "4"

Page 3, line 5, before "State" insert "The"

Page 3, line 5, strike "and" and insert "board of health, a"

Page 3, line 5, strike "boards" and insert "board"

Page 3, line 6, after "health" insert a comma

Page 3, line 7, after "of" insert "section 6 of"

Page 3, strike lines 9 and 10

Renumber sections in sequence

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

H. F. No. 177: A bill for an act relating to public health; pro-

hibiting pay toilets and urinals in public places; providing a penalty; amending Minnesota Statutes 1974, Chapter 145, by adding a section.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred the following appointment as reported in the Journal for April 14, 1975:

STATE BOARD OF EDUCATION

Daniel Burton

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Hughes moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Hughes from the Committee on Education, to which was referred the following appointment as reported in the Journal for April 10, 1975:

MINNESOTA HIGHER EDUCATION FACILITIES AUTHORITY

Robert Bonine

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Hughes moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Hughes from the Committee on Education, to which were referred the following appointments as reported in the Journal for January 16, 1975:

ADVISORY COMMISSION ON FLUCTUATING SCHOOL ENROLLMENTS

Jerome Daily
Russel Parta
Dr. Van Mueller
Duane W. Kronke
Mrs. Larry Lambert
Erling O. Johnson

Mrs. Duane Ditlevson
Robert Whaley
Tom Lykins
Char Mitau
Mary Drenckhan

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Hughes moved that the foregoing committee report be laid on the table. The motion prevailed.

Mr. Hughes from the Committee on Education, to which was re-referred

H. F. No. 80: A bill for an act relating to education; authorizing certain governing student associations of institutions of higher learning to expend money for the purpose of funding a legal counseling and services program.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

H. F. No. 428: A bill for an act relating to education; teachers; providing time for consideration of contract; amending Minnesota Statutes 1974, Section 125.12, Subdivision 2.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

H. F. No. 1175: A bill for an act relating to education; school districts; data processing services; authorizing joint boards to hold title to property.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Hughes from the Committee on Education, to which was referred

H. F. No. 562: A bill for an act relating to school districts; lowering the age of retired employees for whom a school board may purchase medical insurance; amending Minnesota Statutes 1974, Section 123.72.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 45: A bill for an act relating to taxation; exempting from sales and use tax certain sand and gravel; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 8, strike lines 14 through 17 and insert:

“(x) The gross receipts from sales of and storage, use or consumption of all road building materials designed for inclusion in or construction of any public road be it township, municipal, county, state, or interstate.”

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 1554: A bill for an act relating to taxation; providing additional duties and powers for the state board of equalization; providing for tax equalization when one taxing jurisdiction includes two or more counties; amending Minnesota Statutes 1974, Section 270.12.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 19, after "*as the*" insert "*adjusted*"

Page 3, line 21, after "*total*" insert "*adjusted*"

Page 3, line 27, after "*year*" insert "*preceding the year*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

H. F. No. 669: A bill for an act relating to taxation; assessment and collection of personal property taxes on mobile homes; amending Minnesota Statutes 1974, Section 273.13, Subdivision 3; and Chapter 274, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 30, strike "*15*" and insert "*30*"

Page 2, line 31, strike "*1*" and insert "*15*"

Page 3, line 2, strike "*July*" and insert "*August*"

Page 3, line 5, strike "*August*" and insert "*September*"

Page 3, line 17, strike "*serving copies of a petition for such*"

Page 3, strike lines 18 and 19

Page 3, line 20, strike "*service,*" and insert "*filing a petition for such determination*"

Page 3, line 21, strike "*last*" and insert "*first*"

Page 3, line 21, strike "*July*" and insert "*September*"

Page 3, line 29, strike "*July*" and insert "*August*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

H. F. No. 535: A bill for an act relating to the department of public welfare; eliminating the duty of the commissioner of public welfare to appoint directors of community mental health services; amending Minnesota Statutes 1974, Section 245.69.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

H. F. No. 739: A bill for an act relating to the department of administration; powers of the commissioner; air navigation facilities; amending Minnesota Statutes 1974, Section 16.02, Subdivision 2a.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 17, strike the new language

Page 1, line 18, strike "aeronautics"

Page 1, line 18, after "or" insert "*the commissioner of aeronautics relating only to*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

H. F. No. 599: A bill for an act relating to health; practice of healing; increasing the annual registration fee; amending Minnesota Statutes 1974, Section 146.13.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 19, strike "of not to exceed"

Page 1, line 19, strike "\$25"

Page 1, line 19, strike ", the" and insert "*in an*"

Page 1, line 19, after "by" insert "*rule of*"

Page 2, line 25, strike everything before "the" and insert "*paid to the general fund.*"

Page 2, line 32, strike everything before the period and insert "*shall be paid from the appropriation made to the examining board*"

Page 2, after line 32, insert:

"Sec. 2. This act shall be effective the day after final enactment except that the provisions relative to depositing fees in the general fund and the payment of expenses from appropriations shall be effective July 1, 1976."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

H. F. No. 774: A bill for an act relating to the city of Minneapolis; retirement for city officials and employees; retirement allowance, deferred compensation, combined service annuity, disability allowances; amending Minnesota Statutes 1974, Sections 422A.16, Subdivision 8, and by adding a subdivision; 422A.18, Subdivision 3; and 422A.25; repealing Minnesota Statutes 1974, Section 422A.18, Subdivision 6.

Reports the same back with the recommendation that the bill be amended as follows:

Pages 2 and 3, strike section 2

Renumber the sections

Amend the title as follows:

Page 1, lines 4 and 5, strike "combined service annuity,"

Page 1, lines 6 and 7, strike ", and by adding a subdivision"

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

H. F. No. 600: A bill for an act relating to public health; providing for representation of the state examining committee for physical therapists on the advisory committee on allied health manpower credentialing of the state board of health; amending Minnesota Statutes 1974, Section 145.865, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes 1974, Section 144.571, is amended to read:

144.571 [ADVISORY COUNCIL.] An advisory board council of nine members shall be appointed in the following manner to make recommendations to the state board of health and to assist in the establishment of such rules, regulations, and standards and any amendments thereto. This board council shall consist of four members to be appointed annually from the membership of the Minnesota hospital association by the board of trustees thereof, one of said four members shall be the superintendent of a hospital operated by a county or other local governmental unit; one member representing homes for chronic or convalescent patients shall be appointed annually by the state board of health; and two members shall be doctors of medicine to be appointed annually

from the Minnesota state medical association by the council of the Minnesota state medical association. The commissioner of public welfare, or a person from the department of public welfare designated by him, shall be the eighth member of said advisory board the council, and the commissioner of public welfare shall designate the ninth member who will represent the Minnesota county welfare boards."

Page 1, line 20, strike "existing state"

Page 1, line 21, strike "health" and insert "health-related"

Page 1, line 21, after "boards" insert "*as defined in section 214.01, subdivision 2*"

Page 1, line 22, after the new comma insert "*the advisory council for hospital administrator's registration,*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after "therapists" insert "and the advisory council for hospital administrator's registration"

Page 1, line 7, strike "Section" and insert "Sections 144.571; and"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

H. F. No. 25: A bill for an act relating to housing; providing warranties on the sale of new housing upon the seller.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

H. F. No. 1536: A bill for an act relating to crimes; permitting certain ticket sale service fees; amending Minnesota Statutes 1974, Section 609.805, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

H. F. No. 306: A bill for an act relating to children; requiring reports of maltreatment of minors to be filed by certain individuals; authorizing reports to be filed by citizens under certain circumstances; prescribing penalties for failing to report or falsifying reports; amending Minnesota Statutes 1974, Chapter 626, by adding a section; repealing Minnesota Statutes 1974, Section 626.554.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 2, strike "*for both*" and insert "*in appropriate cases*"

Page 2, line 3, strike "*the child and family*"

Page 2, line 13, after the period insert "*Nothing in this section shall be construed to mean that a child is neglected solely because the child's parent, guardian or other person responsible for his care in good faith selects and depends upon spiritual means or prayer for treatment or care of disease or remedial care of the child.*"

Page 2, line 15, after "*Any*" insert "*physical*"

Page 2, line 18, after "*Any*" insert "*physical*"

Page 2, line 19, after "*of*" strike "*the*"

Page 2, line 20, strike "*; or*" and insert a period

Page 2, strike lines 21 through 29

Page 2, line 30, strike "*(f)*" and insert "*(d)*"

Page 3, line 28, after "*damages*" and before the period insert "*set by the court or jury*"

Page 4, line 14, strike "*maltreatment*" and insert "*physical or sexual abuse*"

Page 5, line 4, strike "*commence a proceeding*" and insert "*seek authority*"

Page 5, line 5, strike "*pursuant to Minnesota Statutes 1974, Section 260.131,*"

Page 5, after line 9, insert:

"Subd. 11. [RECORDS.] All records maintained by a local welfare agency under this section, including any written reports filed under subdivision 7, shall be private. The records shall be collected and maintained in accordance with the provisions of Minnesota Statutes, Sections 15.162 to 15.168, and an individual subject of a record shall have access to the record in accordance with those sections, except that the name of the reporter shall be disclosed only (a) by the local welfare agency if the report is found to be unsubstantiated or (b) by the local welfare agency upon court order if the report is found to be substantiated.

Records maintained by local welfare agencies under this section must be destroyed as follows:

(a) All records relating to reports which, upon investigation, are found to be unsubstantiated shall be destroyed immediately;

(b) All records relating to reports which, upon investigation, are found to be substantiated shall be destroyed 7 years after the date of the final entry in the case record; and

(c) All records of reports which, upon initial investigation, cannot be substantiated to the satisfaction of the local welfare agency may

be kept for a period of one year. If the local welfare agency is unable to substantiate the report within that period, all records relating to the report shall be destroyed immediately."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was re-referred

H. F. No. 481: A bill for an act relating to agriculture; regulating wholesale produce dealers by requiring licensing, bonding, and assurance of financial responsibility; removing requirement of publication of information concerning commercial feed, fertilizer, and soil conditioners; removing restrictions on unofficial grain inspection certificates; providing a penalty; amending Minnesota Statutes 1974, Sections 27.001; 27.01, Subdivisions 2, 5, and 8; 27.03; 27.04; 27.06; 27.19; and Chapter 27, by adding a section; repealing Minnesota Statutes 1974, Sections 17.724; 17B.19; and 25.45.

Reports the same back with the recommendation that the bill be amended as follows:

Page 4, lines 6 and 7, strike the new language

Page 6, line 27, strike "*or wool dealer*"

Page 8, lines 24 and 25, strike the new language

Page 11, line 17, strike "*gross*"

Page 11, line 27, after the period insert "*Each day a person violates any provisions of sections 27.01, to 27.15 and 27.19, or any rule or regulation published thereunder by the commissioner, shall constitute a separate offense.*"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

H. F. No. 483: A bill for an act relating to livestock; registration and publication of livestock brands or marks; amending Minnesota Statutes 1974, Sections 35.824; 35.826; 35.827; 35.828; 35.829; and 35.830; repealing Minnesota Statutes 1974, Section 35.823.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

H. F. No. 1049: A bill for an act relating to highways; duties of the commissioner of highways; providing that the commissioner shall publish a highway map periodically; amending Minnesota Statutes 1974, Section 161.31, Subdivision 1.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was re-referred

H. F. No. 153: A bill for an act relating to elections; prohibiting interference with candidacy; permitting public officials time off to attend meetings of their public offices; prohibiting retaliatory action by employers; amending Minnesota Statutes 1974, Section 211.10.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

H. F. No. 556: A bill for an act relating to highway traffic regulations; speed restrictions; authorizing local authorities to reduce speed limits on certain portions of highways and streets during school hours; amending Minnesota Statutes 1974, Section 169.14, Subdivision 5, and by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

H. F. No. 1167: A bill for an act relating to motor vehicles; registration and taxation; authorizing the transfer of number plates issued to a vehicle used in driver education courses in public schools to another vehicle used for the same purposes; amending Minnesota Statutes 1971, Section 168.12, Subdivision 1, as amended.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

H. F. No. 618: A bill for an act relating to securities; providing for the inclusion of commodity contracts in the definition of a security; providing an exemption from registration requirements for commodity contracts; amending Minnesota Statutes 1974, Sections 80A.14 and 80A.15, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, strike lines 10 to 32

Page 4, strike line 1

Page 4, line 2, strike "(g)" and reinstate "(e)"

Page 4, line 4, strike "(h)" and reinstate "(f)"

Page 4, line 6, strike "(i)" and reinstate "(g)"

Page 4, line 27, strike "(j)" and reinstate "(h)"

Page 5, after line 23, insert:

"(i) 'Investment metal' means any object which contains gold, silver or platinum, or any other metal which the commissioner may specify by rule upon a showing that such other metal is being purchased and sold by the public as an investment.

(j) 'Investment gem' means any gem which the commissioner may specify by rule upon a showing that such gem is being purchased and sold by the public as an investment.

(k) 'Investment metal contract' or 'investment gem contract' means:

(i) a sale of an investment metal or investment gem in which the seller or an affiliate of the seller retains possession of the investment metal or investment gem; or

(ii) a contract of purchase or sale which provides for the future delivery of an investment metal or investment gem, or any option to purchase or option to sell such a contract; or

(iii) a sale of an investment metal or investment gem pursuant to a contract known to the trade as a margin account, margin contract, leverage account, or leverage contract.

"Investment metal contract" or "investment gem contract" shall not include:

(i) the sale of an investment metal or investment gem where the seller has reasonable grounds to believe that the investment metal or investment gem is being acquired for manufacturing, commercial or industrial purposes; or

(ii) the sale, or contract for the future purchase or sale, of jewelry, art objects or other manufactured or crafted goods other than bullion or bulk sales of coins; or

(iii) the sale of an investment metal or investment gem where full payment is made to the seller and delivery is made to the purchaser within twenty days of the date of purchase provided that a purchaser may designate a bank, savings institution, trust company, or licensed broker-dealer, within this state, to accept delivery on his behalf if such bank, savings institution, trust company or licensed broker-dealer maintains such investment metal or investment gem in safe-keeping and as the specifically identifiable property of the purchaser; or

(iv) any futures contracts traded on a commodities exchange registered under the Federal Commodity Futures Trading Commission Act of 1974."

Page 5, line 24, strike "(k)" and insert "(l)"

Page 6, line 5, strike "(l)" and insert "(m)"

Page 6, line 7, strike "(m)" and insert "(n)"

Page 6, line 12, strike "(n)" and insert "(o)"

Page 6, line 19, strike "(o)" and insert "(p)"

Page 7, line 10, strike "(p)" and insert "(q)"

Page 7, line 15, after "contract;" strike "commodity" and insert "investment metal contract or investment gem"

Page 7, line 29, strike "(q)" and insert "(r)"

Pages 7 through 10, strike sections 2 and 3

Amend the title as follows:

Page 1, line 3, strike "commodity" and insert "investment metal contracts and investment gem"

Page 1, line 4, after "security;" strike "providing an exemption from"

Page 1, strike line 5

Page 1, line 6, strike "Sections" and insert "Section"

Page 1, line 7, strike "and 80A.15, Subdivision 1"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

H. F. No. 628: A bill for an act relating to Voyageurs National Park; establishing and empowering an advisory committee thereon.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, after "appoint" insert ", except for the legislative members,"

Page 1, line 9, after "county" insert ", two of whom shall be appointed to terms ending January 1, 1979, and two of whom shall be appointed to terms ending January 7, 1980"

Page 1, line 10, after "county" insert ", two of whom shall be appointed to terms ending January 7, 1980, and two of whom shall be appointed to terms ending January 1, 1979"

Page 1, line 12, after "counties" insert ", two of whom shall be appointed to terms ending January 1, 1979, and two of whom shall be appointed to terms ending January 7, 1980"

Page 1, line 13, after "senate" insert "to be appointed by the committee on committees"

Page 1, line 14, after "representatives" insert "to be appointed by the speaker of the house"

Page 1, line 17, after the period, strike the rest of the line and insert "Members shall be appointed so as to represent differing viewpoints and interest groups on the facilities included in and around the park."

Page 1, strike lines 18 to 22

Page 2, strike lines 1 to 4 and insert: "Legislator members shall serve for the term of the legislative office to which they were elected. Successor members to the non-legislator members shall serve until the first Monday in January four years after the end of the prior term. Members may serve until their successors are appointed and qualify. If a successor has not been appointed by the July 1 after the scheduled end of a member's term, the term of the member for whom a successor has not been appointed shall be extended until the first Monday in January four years after the scheduled end of the term."

Members of the committee shall be compensated at the rate of \$25 per day spent on committee activities plus expenses in the same manner and amount as state employees. Members who are full-time state employees or full-time employees of political subdivisions shall not receive the \$25 per day, but they shall suffer no loss in compensation from the state or political subdivision as a result of their services on the committee. Members who are state employees or employees of the political subdivisions of the state may receive the expenses provided for in this section unless such expenses are reimbursed by another source.

A member may be removed by the appointing authority at any time (1) for cause after notice and hearing, or (2) after missing three consecutive meetings. The chairman of the committee shall inform the appointing authority of a member missing the three consecutive meetings. After the second consecutive missed meeting and before the next meeting, the secretary of the committee shall notify the member in writing that he may be removed if he misses the next meeting."

Page 2, line 22, after "1975" insert "and shall expire June 30, 1983"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 439 for comparison to companion Senate Files, reports the following House File was found not identical with its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
439	377				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 439 be amended as follows:

Page 3, delete lines 10 through 13 and insert the following:

"(h) For the purposes of subparagraphs (e), (f) and (g) or paragraph (4), an individual is deaf if the average loss in the speech frequencies (500-2000 Hertz) in the better ear, unaided, is 92 decibels, American National Standards Institute, or worse."

And when so amended, H. F. No. 439 will be identical to S. F. No. 377 and further recommends that H. F. No. 439 be given its second reading and substituted for S. F. No. 377 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 1448 and 1527 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. No. 1448 to the Committee on Governmental Operations.

H. F. No. 1527 to the Committee on Transportation and General Legislation.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred:

H. F. Nos. 1674, 1741 and 1743 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. Nos. 1741 and 1743 to the Committee on Finance.

H. F. No. 1674 to the Committee on Taxes and Tax Laws.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1463, 1459, 1551, 854, 135, 45, 1554 and 1697 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 511, 135, 251, 69, 409, 68, 79, 177, 80, 428, 1175, 562, 669, 535, 739, 599, 774, 600, 25, 1536, 306, 481, 1049, 153, 556, 618, 628 and 439 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Chenoweth moved that H. F. No. 1513 be withdrawn from the Committee on Metropolitan and Urban Affairs and re-referred to the Committee on Rules and Administration for comparison to S. F. No. 1459, now on General Orders. The motion prevailed.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate take up the Senate Calendar. The motion prevailed.

THIRD READING OF SENATE BILLS

S. F. No. 954: A bill for an act relating to elections; rearranging the laws regulating campaign practices and penalties; providing penalties; amending Laws 1975, Chapter 5, by adding a section; and Minnesota Statutes 1974, Sections 123.015; 290.09, Subdivision 2; and 290.21, Subdivision 3; repealing Minnesota Statutes 1974, Sections 210.01 to 210.22 and 211.01 to 211.41.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, J.	Nelson	Schaaf
Arnold	Davies	Keefe, S.	North	Schmitz
Ashbach	Doty	Kirchner	Ogdahl	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	Fitzsimons	Knutson	Olson, H. D.	Solon
Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Spear
Blatz	Gearty	Larson	O'Neill	Stassen
Borden	Hansen, Mel	Laufenburger	Patton	Stokowski
Brataas	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brown	Hughes	McCutcheon	Perpich, G.	Tennessee
Chenoweth	Humphrey	Merriam	Pillsbury	Ueland
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Josefson	Moe	Renneke	Willet

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1004: A bill for an act relating to insurance; requiring insurers of employee group insurance policies or group non-profit health service plan contracts covering hospital and medical expense to coordinate benefits when two family members are covered under separate policies.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessen
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Milton	Renneke	
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 833: A bill for an act relating to agricultural lands; permitting gifts of agricultural lands to nonprofit educational, religious or charitable corporations and restricting the ownership thereof; amending Minnesota Statutes 1974, Section 500.25, Subdivisions 2 and 3.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessen
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Milton	Renneke	
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 584: A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; providing that workmen's compensation payments are not salary; venue in law suits to be Ramsey county; monthly benefits payable to a public body under certain circumstances; if spouse survives a deceased annuitant, annuity shall be paid through date of death and survivor benefits to commence with first day following date of death; disability benefits to be reduced by amounts paid under workmen's compensation law after deduction of attorney fees; amending Minnesota Statutes 1974, Sections 353.01,

Subdivisions 6, 10 and 24; 353.03, Subdivision 3, and by adding subdivisions; 353.08; 353.15; 353.29, Subdivisions 7 and 8; 353.31, Subdivision 8; 353.32, Subdivision 5; 353.33, Subdivisions 2, 5, and 7; 353.37; 353.46, Subdivision 3; 353.656, Subdivisions 1 and 2; 353.657, by adding a subdivision; 353.71, by adding a subdivision; and Chapter 353, by adding a section.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessen
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Milton	Renneke	
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

H. F. No. 911: A bill for an act relating to crimes; prohibiting removing, altering or obliterating identifying marks on property; providing penalties; amending Minnesota Statutes 1974, Section 609.52, Subdivision 2.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessen
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Wegener
Brown	Hughes	Merriam	Purfeerst	Willet
Chenoweth	Humphrey	Milton	Renneke	
Chmielewski	Jensen	Moe	Schaaf	
Coleman	Josefson	Nelson	Schmitz	
Conzemius	Keefe, J.	North	Schrom	

So the bill passed and its title was agreed to.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate take up the Calendar of Ordinary Matters. The motion prevailed.

CALENDAR OF ORDINARY MATTERS

S. F. No. 1510: A bill for an act relating to Ramsey county; allowing the county board to set sheriff's fees within the county; amending Laws 1974, Chapter 435, Section 3.10.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Schmitz
Arnold	Davies	Keefe, J.	Nelson	Schrom
Ashbach	Doty	Keefe, S.	North	Sillers
Bang	Dunn	Kirchner	Olson, A. G.	Solon
Berg	Fitzsimons	Kleinbaum	Olson, J. L.	Spear
Bernhagen	Frederick	Knutson	O'Neill	Stassen
Blatz	Gearty	Kowalczyk	Patton	Stokowski
Borden	Hansen, Baldy	Larson	Perpich, A. J.	Stumpf
Brataas	Hansen, Mel	Laufenburger	Perpich, G.	Tennessen
Brown	Hanson, R.	Lewis	Pillsbury	Ueland
Chenoweth	Hughes	McCutcheon	Purfeerst	Willet
Chmielewski	Humphrey	Merriam	Renneke	
Coleman	Jensen	Milton	Schaaf	

So the bill passed and its title was agreed to.

S. F. No. 300: A bill for an act relating to the town of White Bear; authorizing the town to adopt the calendar year as its fiscal year.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Schrom
Arnold	Davies	Keefe, J.	Nelson	Sillers
Ashbach	Doty	Keefe, S.	North	Solon
Bang	Dunn	Kirchner	Olson, A. G.	Spear
Berg	Fitzsimons	Kleinbaum	Olson, J. L.	Stassen
Bernhagen	Frederick	Knutson	O'Neill	Stokowski
Blatz	Gearty	Kowalczyk	Patton	Stumpf
Borden	Hansen, Baldy	Larson	Perpich, A. J.	Tennessen
Brataas	Hansen, Mel	Laufenburger	Perpich, G.	Ueland
Brown	Hanson, R.	Lewis	Pillsbury	Wegner
Chenoweth	Hughes	McCutcheon	Purfeerst	Willet
Chmielewski	Humphrey	Merriam	Renneke	
Coleman	Jensen	Milton	Schmitz	

Mr. Schaaf voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 259: A bill for an act relating to real estate; restricting the filing and recording of certain conveyances; amending Minnesota Statutes 1974, Section 462.358, Subdivision 4.

Was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Schrom
Arnold	Doty	Keefe, S.	Olson, A. G.	Sillers
Ashbach	Dunn	Kirchner	Olson, H. D.	Solon
Bang	Fitzsimons	Kleinbaum	Olson, J. L.	Spear
Berg	Frederick	Knutson	O'Neill	Stassen
Bernhagen	Gearty	Kowalczyk	Patton	Stokowski
Borden	Hansen, Baldy	Larson	Perpich, A. J.	Stumpf
Brataas	Hansen, Mel	Laufenburger	Perpich, G.	Tennessee
Brown	Hanson, R.	Lewis	Pillsbury	Ueland
Chenoweth	Hughes	McCutcheon	Purfeerst	Wegener
Chmielewski	Humphrey	Merriam	Renneke	Willet
Coleman	Jensen	Moe	Schaaf	
Conzemius	Josefson	Nelson	Schmitz	

So the bill passed and its title was agreed to.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate resolve itself into a Committee of the Whole. The motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Hansen, Baldy in the chair.

After some time spent therein, the committee arose, and the President having resumed the chair, Mr. Hansen, Baldy reported that the committee had considered the following:

S. F. Nos. 1404, 1114, 726, 469 and 1355 which the committee recommends to pass.

S. F. No. 1305, which the committee recommends to pass with the following amendment offered by Mr. Ueland:

Page 3, after line 11, insert:

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

S. F. No. 633 which the committee recommends to pass with the following amendments offered by Messrs. Frederick and Gearty:

Mr. Frederick moved to amend S. F. No. 633 as follows:

Page 1, after line 5, insert the following:

"Section 1. Minnesota Statutes 1974, Section 291.03, is amended to read:

291.03 [RATES.] When the property or any beneficial interest therein passes by any such transfer where the amount of the property shall exceed in value the exemption or exemptions hereinafter specified, where applicable, the tax hereby imposed shall be:

(1) Where the person entitled to any beneficial interest in such property shall be the ~~widow~~ *surviving spouse*, minor or dependent child of the decedent, or any minor or dependent legally adopted child at the following prescribed rates:

1½ percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in section 291.05, clauses (3) through (7).

2 percent on the next \$25,000 or part thereof.

3 percent on the next \$50,000 or part thereof.

4 percent on the next \$50,000 or part thereof.

5 percent on the next \$50,000 or part thereof.

6 percent on the next \$100,000 or part thereof.

7 percent on the next \$100,000 or part thereof.

8 percent on the next \$100,000 or part thereof.

9 percent on the next \$500,000 or part thereof.

10 percent on the excess over \$1,000,000.

(2) Where the person or persons entitled to any beneficial interest in such property shall be the ~~husband~~, adult child or other lineal descendant of the decedent, adult legally adopted child or issue, lineal ancestor of the decedent, stepchild as defined in section 291.005, or any child to whom such decedent for not less than ten years prior to such transfer stood in the mutually acknowledged relation of a parent; provided, such mutually acknowledged relationship began at or before the child's fifteenth birthday and was continuous for said ten years thereafter, or any lineal issue of such mutually acknowledged child, at the following prescribed rates:

2 percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in section 291.05, clauses (3) through (7).

4 percent on the next \$25,000 or part thereof.

6 percent on the next \$50,000 or part thereof.

7 percent on the next \$100,000 or part thereof.

8 percent on the next \$200,000 or part thereof.

9 percent on the next \$600,000 or part thereof.

10 percent on the excess over \$1,000,000.

(3) Where the person or persons entitled to any beneficial interest in such property shall be the brother or sister or a des-

endant of a brother or sister of the decedent, a wife or widow of a son, or ~~the a~~ husband or *widower* of a daughter of the decedent, at the following prescribed rates:

6 percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in section 291.05, clauses (3) through (7).

8 percent on the next \$25,000 or part thereof.

10 percent on the next \$50,000 or part thereof.

12 percent on the next \$50,000 or part thereof.

14 percent on the next \$50,000 or part thereof.

16 percent on the next \$100,000 or part thereof.

18 percent on the next \$100,000 or part thereof.

20 percent on the next \$100,000 or part thereof.

22 percent on the next \$500,000 or part thereof.

25 percent on the excess over \$1,000,000.

(4) Where the person or persons entitled to any beneficial interest in such property shall be in any other degree of collateral consanguinity than is hereinbefore stated, or shall be a stranger in blood to the decedent, or shall be a body politic or corporate, at the following prescribed rates:

8 percent on that part of the first \$25,000 which exceeds the applicable exemption or exemptions specified in Section 291.05, clauses (3) through (7).

10 percent on the next \$25,000 or part thereof.

12 percent on the next \$50,000 or part thereof.

14 percent on the next \$50,000 or part thereof.

16 percent on the next \$50,000 or part thereof.

18 percent on the next \$100,000 or part thereof.

20 percent on the next \$100,000 or part thereof.

22 percent on the next \$100,000 or part thereof.

26 percent on the next \$500,000 or part thereof.

30 percent on the excess over \$1,000,000."

Page 1, line 6, strike "Section 1." and insert "Sec. 2."

Page 5, after line 10, insert the following:

"Sec. 3. Minnesota Statutes 1974, Section 292.05, Subdivision 1, is amended to read:

292.05 [SPECIFIC EXEMPTIONS.] Subdivision 1. [PARTICULAR DONEES.] The following specific exemptions shall be deducted in computing the amount of the gifts made to any single donee:

(1) \$10,000, if the donee is the *wife spouse* or minor or dependent child as defined in section 291.005, either by blood or by adoption, of the donor;

(2) \$5,000, if the donee is ~~the husband~~, an adult child, by blood or by adoption, other lineal descendant, a stepchild as defined in section 291.005, or any mutually acknowledged child of the donor, or lineal descendants of such adopted or mutually acknowledged children;

(3) \$3,000, if the donee is a lineal ancestor of the donor;

(4) \$1,000, if the donee is a class C donee, as specified in section 292.07;

(5) \$250, if the donee is a class D donee, as specified in section 292.07.

Sec. 4. Minnesota Statutes 1974, Section 292.07, Subdivision 3, is amended to read:

Subd. 3. [CREDITS.] A tax credit shall be allowed, in computing gift taxes due under this act, to the following donees in the following amounts:

Wife Spouse of the donor . . . \$300

Minor child, dependent child as defined in section 291.005, or any minor legally adopted child of the donor . . . \$75

~~Husband~~, An adult child, by blood or by adoption, other lineal descendant, a stepchild as defined in section 291.005, or any mutually acknowledged child of the donor, or lineal descendants of such adopted, dependent or mutually acknowledged children or of a stepchild . . . \$20

Lineal ancestors of the donor . . . \$60

Brother or sister of the donor, a descendant of such brother or sister, a *wife spouse* or *widow surviving spouse* of a *son child* of the donor; ~~and the husband of a daughter of the donor~~ . . . \$30

Brother or sister of the father or mother of the donor, and a descendant of a brother or sister of the father or mother of the donor . . . \$40

All others . . . \$20

The credit provided by this subdivision shall be allowed once only with respect to gifts by the donor to the same donee, and shall apply only to offset tax which would otherwise be due on gifts made on or after January 1, 1959.

Sec. 5. Minnesota Statutes 1974, Section 292.07, Subdivision 5, is amended to read:

Subd. 5. [CLASSES OF DONEES DEFINED.] Class A donees shall include only the *wife spouse* and minor or dependent child, as defined in section 291.005, of the donor, and a minor or dependent legally adopted child of the donor. Class B donees shall include only the ~~husband of the donor~~, adult child, stepchild as

defined in section 291.005, or adult legally adopted child and the lineal issue of such stepchild or adopted child, lineal descendants and ancestors of the donor, any child of the donor to whom he or she has stood in the mutually acknowledged relation of parent for not less than ten years prior to the making of the gift if such relationship began at or before such child's fifteenth birthday and was continuous for ten years thereafter, and the lineal issue of such child. Class C donees shall include only a brother or sister of the donor, a descendant of such brother or sister, ~~wife or widow of a son and a spouse or surviving spouse of a child of the donor, and the husband of a daughter of the donor.~~ Class D donees shall include all donees other than those includible in the foregoing classes."

Renumber the sections in sequence

Further amend the title as follows:

Page 1, line 2, after "inheritance" insert "and gift"

Page 1, line 3, strike "exemptions;"

Page 1, line 4, strike the line and insert "Sections 291.03; 291.05; 292.05, Subdivision 1; and 292.07, Subdivisions 3 and 5."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 33 and nays 22, as follows:

Those who voted in the affirmative were:

Ashbach	Davies	Jensen	North	Schmitz
Bang	Dunn	Josefson	Olson, H. D.	Spear
Berg	Fitzsimons	Keefe, J.	Olson, J. L.	Stassen
Bernhagen	Frederick	Kirchner	O'Neill	Stokowski
Blatz	Gearty	Knutson	Patton	Ueland
Borden	Hansen, Baldy	Kowalczyk	Pillsbury	
Brataas	Hansen, Mel	Larson	Renneke	

Those who voted in the negative were:

Anderson	Conzemius	McCutcheon	Purfeerst	Wegener
Arnold	Hughes	Merriam	Schaaf	Willet
Brown	Humphrey	Milton	Schrom	
Chmielewski	Kleinbaum	Perpich, A. J.	Solon	
Coleman	Laufenburger	Perpich, G.	Stumpf	

The motion prevailed. So the amendment was adopted.

Mr. Gearty moved to amend S. F. No. 633 as follows:

Page 5, after line 10, insert:

"Sec. 2. [EFFECTIVE DATE.] *This act is effective for estates of decedents dying after July 1, 1975.*"

The motion prevailed. So the amendment was adopted.

S. F. No. 990, which the committee recommends to pass, subject to the following motions:

Mr. Stokowski moved to amend S. F. No. 990 as follows:

Page 1, line 14, strike "recognized" and insert "recognizes"

Page 2, line 27, strike "Refunds shall be paid therefrom."

The motion prevailed. So the amendment was adopted.

Mr. Moe moved to amend S. F. No. 990 as follows:

Page 1, line 9, after "hazard" insert "and detrimental environmental effects"

Page 1, line 11, strike "that" and insert "the potential health"

Page 1, line 11, after "hazard" insert "and detrimental environmental effects"

Page 1, line 13, after "hazard" insert "and detrimental environmental effects"

Page 1, line 16, after "hazard" insert "and detrimental environmental effects"

Page 1, line 17, strike "that" and insert "the"

Page 1, line 17, after "hazard" insert "and the detrimental environmental effects"

The motion prevailed. So the amendment was adopted.

Mr. Nelson moved to amend S. F. No. 990 as follows:

Page 1, line 9, strike "potential"

Page 1, line 11, after "hazard" insert "and detrimental environmental effects"

Page 1, line 12, strike "imposing a fee on" and insert "preventing further"

Page 1, line 12, after "materials" insert "from being"

Page 1, strike line 13

Page 1, line 14, strike "the legislature also recognizes that" and insert "and to halt"

Page 1, line 15, strike "increases the"

Page 1, strike lines 16 and 17 and insert "at the earliest practicable date."

Pages 1 and 2, strike sections 2 through 4 and insert

"Sec. 2. On or before December 31, 1975, the governor of this state shall select a suitable on-land site to deposit the residual materials.

Sec. 3. No person shall deposit any residual materials attributable to the production of iron ore concentrate from taconite and iron ore sulphide into Lake Superior after July 1, 1978."

Renumber the remaining sections in sequence

Amend the title as follows:

Strike lines 2 through 4 and insert "relating to pollution; re-

quiring the governor to select an on-land deposit site; prohibiting deposit of residual materials into Lake Superior."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 19 and nays 31, as follows:

Those who voted in the affirmative were:

Ashbach	Brown	Jensen	Kowalczyk	Perpich, A. J.
Bang	Fitzsimons	Josefson	Nelson	Stassen
Bernhagen	Frederick	Keefe, J.	Ogdahl	Ueland
Brataas	Hanson, R.	Knutson	O'Neill	

Those who voted in the negative were:

Anderson	Hansen, Baldy	Lewis	Perpich, G.	Stumpf
Arnold	Hansen, Mel	Merriam	Purfeerst	Wegener
Chenoweth	Hughes	Milton	Schaaf	Willett
Coleman	Humphrey	Moe	Schmitz	
Conzemius	Keefe, S.	North	Schrom	
Davies	Kleinbaum	Olhoft	Spear	
Doty	Laufenburger	Olson, A. G.	Stokowski	

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

Mr. Stassen moved to amend S. F. No. 990 as follows:

Page 1, line 21, strike "50 cents" and insert "3 dollars"

Page 2, strike lines 1 to 6 and insert "two years after such person has been issued a permit by the state of Minnesota, to deposit materials on an on-land site."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 26 and nays 35, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Ogdahl	Stassen
Bang	Fitzsimons	Keefe, J.	O'Neill	Ueland
Bernhagen	Frederick	Kirchner	Patton	
Blatz	Hansen, Mel	Knutson	Pillsbury	
Brataas	Hanson, R.	Kowalczyk	Renneke	
Brown	Jensen	Nelson	Sillers	

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Solon
Arnold	Gearty	Merriam	Perpich, A. J.	Spear
Chenoweth	Hansen, Baldy	Milton	Perpich, G.	Stokowski
Chmielewski	Humphrey	Moe	Purfeerst	Stumpf
Coleman	Keefe, S.	North	Schaaf	Tennessee
Conzemius	Kleinbaum	Olhoft	Schmitz	Wegener
Davies	Laufenburger	Olson, A. G.	Schrom	Willett

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

The question being taken on the committee recommendation to pass S. F. No. 990,

And the roll being called, there were yeas 37 and nays 26, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Olson, A. G.	Stokowski
Arnold	Dunn	Kleinbaum	Olson, H. D.	Stumpf
Borden	Gearty	Lewis	Patton	Tennesen
Brown	Hansen, Mel	Merriam	Purfeerst	Wegener
Chenoweth	Humphrey	Milton	Schaaf	Willet
Coleman	Josefson	Moe	Schmitz	
Conzemius	Keefe, J.	North	Schrom	
Davies	Keefe, S.	Olhoft	Spear	

Those who voted in the negative were:

Ashbach	Chmielewski	Kowalczyk	Perpich, A. J.	Stassen
Bang	Fitzsimons	Larson	Perpich, G.	Ueland
Berg	Frederick	Laufenburger	Pillsbury	
Bernhagen	Hansen, Baldy	Nelson	Renneke	
Blatz	Jensen	Ogdahl	Sillers	
Brataas	Knutson	O'Neill	Solon	

So the committee recommended S. F. No. 990 to pass.

RECESS

Mr. Coleman moved that the committee do now recess until 1:45 o'clock p.m. The motion prevailed.

The hour of 1:45 o'clock p.m. having arrived, the Chairman called the committee to order.

S. F. No. 276, which the committee recommends to pass, after the following motions:

Mr. Berg moved to amend S. F. No. 276 as follows:

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes 1974, Section 10A.01, Subdivision 3, is amended to read:

Subd. 3. "Association" means business, corporation, firm, partnership, committee, labor organization, club, or any other group of two or more persons, which includes more than an immediate family, acting in concert *other than a political fund*."

Page 1, line 12, strike the words "an association other than a"

Page 1, line 13, strike the words "political committee" and insert "*a political party or principal campaign committee*"

Page 1, strike Sec. 2 and insert:

"Sec. 2. Minnesota Statutes 1974, Section 10A.01, Subdivision 7, is amended to read:

Subd. 7. "Contribution" means:

(a) A gift, subscription, loan, advance, the providing of supplies, materials or equipment, or deposit of money or anything else of value made to influence the nomination for election or election of a candidate to office;

(b) A transfer of funds between ~~political committee or~~ political funds; or

(c) The payment of compensation for the personal services of another person which are rendered to a candidate, ~~political committee~~ or political fund to influence the nomination for election or election of a candidate to office by any person other than that candidate; ~~political committee~~ or political fund.

"Contribution" does not include services provided without compensation by individuals volunteering their time on behalf of a candidate; ~~or political committee or political fund~~, or coverage by news media, but only while acting in the ordinary course of business of publishing or broadcasting news items, editorials or other comments.

Sec. 3. Minnesota Statutes 1974, Section 10A.01, Subdivision 10, is amended to read:

Subd. 10. "Expenditure" means:

(a) A purchase, payment, distribution, loan, advance, deposit or gift of money or anything of value, made for the purpose of influencing the nomination for election or election of any candidate to office; or

(b) A transfer of funds between ~~political committees or political funds~~.

"Expenditure" does not include: (a) Services provided without compensation by individuals volunteering their time on behalf of a candidate, ~~political committee or political fund~~; or (b) expenses incurred by a member of the legislature or a person holding constitutional office in the executive branch, in performing services for constituents. The commission shall have the power to determine whether the expense was incurred primarily for the purpose of providing a constituent service or is an expenditure within the meaning of this subdivision.

Sec. 4. Minnesota Statutes 1974, Section 10A.11, Subdivision 6, is amended to read:

Subd. 6. Except for transfers of funds between ~~political committees funds~~ and transfers from the state election campaign funds, a political ~~committee fund~~ shall be financed solely through voluntary donations by natural persons or political funds.

Sec. 5. Minnesota Statutes 1974, Section 10A.13, is amended to read:

10A.13 [ACCOUNTS WHICH MUST BE KEPT.] Subdivision 1. It shall be the duty of the treasurer of a ~~political committee or political fund~~ to keep an account of:

(a) The sum of all contributions except any contribution in kind valued at less than \$20 made to or for the ~~political committee or political fund~~;

(b) The name and address, if any, of any person making a contribution in excess of \$20, and the date and amount thereof; and

(c) All expenditures made by or on behalf of the ~~committee or fund~~.

Any person who knowingly violates any provision of this subdivision is guilty of a misdemeanor,

Subd. 2. The treasurer shall obtain a receipted bill, stating the particulars, for every expenditure made by or on behalf of a ~~political committee or~~ political fund of over \$100, and for any expenditure in a lesser amount if the aggregate amount of lesser expenditures to the same person during a year exceeds \$100. The treasurer shall preserve all receipted bills and accounts required to be kept by this section for four years.

Sec. 6. Minnesota Statutes 1974, Section 10A.14, is amended to read:

10A.14 [REGISTRATION OF POLITICAL COMMITTEES.] Subdivision 1. The treasurer of a ~~political committee or~~ political fund shall register with the commission by filing a statement of organization no later than 14 days after the date upon which the ~~committee or~~ fund has received contributions or made expenditures in excess of \$100. However, in the first year of Laws 1974, Chapter 470, treasurers shall file within 30 days after the commission issues ~~political committee or~~ political fund registration forms.

Subd. 2. The statement of organization shall include:

(a) The name and address of the ~~political committee or~~ political fund;

~~(b) The names and addresses of the supporting associations of a political fund;~~

~~(c) (b)~~ The geographic area in which it will operate and the purpose of the ~~political committee or~~ political fund;

~~(d) (c)~~ The name, address and position of the custodian of books and accounts;

~~(e) (d)~~ The name and address of the chairman, the treasurer and any other principal officers including deputy treasurers, if any;

~~(f) (e)~~ The name, address, office sought, and party affiliation, if any, of each candidate whom the ~~committee or~~ political fund is supporting, or, if the ~~committee or~~ political fund is supporting the entire ticket of any party, the name of the party;

~~(g) (f)~~ A statement as to whether the ~~committee or~~ political fund is a continuing one;

~~(h) (g)~~ A listing of all depositories or safety deposit boxes used; and

~~(i) (h)~~ A statement as to whether the fund is a principal campaign committee.

Subd. 3. Any change in information required in subdivision 2 shall be forwarded to the commission by the chairman or treasurer of the ~~political committee or~~ political fund within 14 days of the change.

Subd. 4. The commission shall notify any person who fails to file a statement required by this section. A person who knowingly fails to file the statement within seven days after receiving notice from the commission is guilty of a gross misdemeanor.

Sec. 7. Minnesota Statutes 1974, Section 10A.15, is amended to read:

10A.15 [CONTRIBUTIONS.] Subdivision 1. Any anonymous contribution in excess of \$20 shall not be retained by any ~~political committee or~~ political fund, but shall be forwarded to the commission and deposited to the general account of the state elections campaign fund.

Subd. 2. Every person who receives a contribution in excess of \$20 for a ~~political committee or~~ political fund shall, on demand of the treasurer, and in any event within 14 days after receipt of the contribution, inform the treasurer of the amount, the name and, if known, the address of the person making the contribution and the date it was received.

Subd. 3. All monetary contributions received by or on behalf of any candidate or ~~political committee or~~ political fund shall within 14 days after the receipt thereof, Sundays and holidays excepted, be deposited in a designated depository in an account designated "Campaign Fund of. (name of ~~committee or~~ fund)."

Subd. 4. Any person violating the provisions of this section is guilty of a misdemeanor.

Sec. 8. Minnesota Statutes 1974, Section 10A.16, is amended to read:

10A.16 [EARMARKING.] Any person, ~~political committee or~~ political fund which receives contributions or transfers of funds from any person or association with the condition, express or implied, that those funds or any part of them be directed to a particular candidate shall disclose to the ultimate recipient of such funds and in the reports required by section 10A.20, the original source of the funds, the fact that the funds were earmarked and the candidate to whom they are directed. The ultimate recipient of any funds so earmarked shall also disclose by report to the commission the original source of the funds, and the person, ~~political committee or~~ political fund through which they were directed. This section applies only to those contributions required to be disclosed by section 10A.20. Any person or association who knowingly accepts earmarked funds and fails to make the required disclosures is guilty of a gross misdemeanor.

Sec. 9. Minnesota Statutes 1974, Section 10A.17, Subdivision 1, is amended to read:

10A.17 [EXPENDITURES.] Subdivision 1. All expenditures shall be authorized by the treasurer or deputy treasurer of the ~~committee or~~ fund making that expenditure.

Sec. 10. Minnesota Statutes 1974, Section 10A.17, Subdivision 5, is amended to read:

Subd. 5. Any ~~political committee,~~ political fund or person who solicits or accepts contributions or makes expenditures on behalf of any candidate without the written authorization of the candidate shall publicly disclose its lack of authorization. In all written communications with those from whom it solicits or accepts

contributions or to whom it makes expenditures, the ~~committee~~, fund or person shall state in writing and in conspicuous type that it is not authorized by the candidate and that the candidate is not responsible for its activities. A similar oral statement shall be included in all oral communications. A similar written statement shall be included in conspicuous type on the front page of all literature and advertisements published or posted and a similar oral statement included at the end of all broadcast advertisements by ~~committee~~, fund, or person in connection with the candidate's campaign.

Sec. 11. Minnesota Statutes 1974, Section 10A.18, is amended to read:

10A.18 [BILLS WHEN RENDERED AND PAID.] Every person who has a bill, charge or claim against any ~~political committee~~ or political fund for any expenditure shall render in writing to the treasurer of the ~~committee~~ or fund the bill, charge or claim within 60 days after the material or service is provided. Failure to so present the bill, charge or claim is a misdemeanor.

Sec. 12. Minnesota Statutes 1974, Section 10A.20, Subdivision 1, is amended to read:

10A.20 [CAMPAIGN REPORTS.] Subdivision 1. Every treasurer of a ~~political committee~~ or political fund shall file the reports required by this section in any year it receives contributions or makes expenditures in excess of \$100.

Sec. 13. Minnesota Statutes 1974, Section 10A.20, Subdivision 3, is amended to read:

Subd. 3. Each report under this section shall disclose:

(a) The amount of liquid assets on hand at the beginning of the reporting period;

(b) The name, address and employer, or, if self-employed, occupation of each person; ~~political committee~~ or political fund who has made one or more contributions to or for the ~~political committee~~ or political fund including the purchase of tickets for dinners, luncheons, rallies, and similar fund raising events within the year in an aggregate amount or value in excess of \$50 for legislative candidates and in excess of \$100 for statewide candidates, together with the amount and date of the contributions, and the aggregate amount of contributions within the year of each contributor so disclosed. The lists of contributors shall be in alphabetical order;

(c) The total sum of individual contributions made to or for the ~~political committee~~ or political fund during the reporting period and not reported under clause (b);

(d) The name and address of each ~~political committee~~, political fund or candidate from which the reporting ~~committee~~ or fund received, or to which that ~~committee fund~~ made, any transfer of funds, together with the amounts and dates of all transfers. The lists shall be in alphabetical order;

(e) Each loan to or from any person within the year in an aggregate amount or value in excess of \$100, together with the full names and mailing address, occupations and the principal places of business, if any, of the lender or endorsers, if any, and the date and amount of the loans;

(f) Each receipt in excess of \$100 not otherwise listed under clauses (b) to (e);

(g) The total sum of all receipts by or for the ~~political committee or~~ political fund during the reporting period;

(h) The name, address, occupation and the principal place of business, if any, of each person to whom expenditures have been made by the ~~political committee or~~ political fund or on its behalf within the year in an aggregate amount in excess of \$100, the amount, date and purpose of each expenditure and the name and address of, and office sought by, each candidate on whose behalf the expenditure was made;

(i) The sum of individual expenditures which is not otherwise reported under clause (h);

(j) The name, address, occupation and the principal place of business, if any, of each person to whom an expenditure for personal services, salaries, and reimbursable expenses in excess of \$100 has been made, and which is not otherwise reported, including the amount, date and purpose of the expenditure;

(k) The sum of individual expenditures for personal services, salaries and reimbursable expense which is not otherwise reported under (j);

(l) The total expenditures made by the ~~political committee or~~ political fund during the reporting period;

(m) The amount and nature of debts and obligations owed by or to the ~~political committee or~~ political fund, and a continuous reporting of their debts and obligations after the election until the debts and obligations are extinguished;

(n) The amount and nature of any contract, promise or agreement, in writing, whether or not legally enforceable, to make a contribution or expenditure;

(o) The name of each person, ~~committee or~~ political fund, which has been authorized by the treasurer to make expenditures on behalf of the candidate and the nature and amount of each authorized expenditure.

Sec. 14. Minnesota Statutes 1974, Section 10A.20, Subdivision 6, is amended to read:

Subd. 6. Every person, other than a ~~political committee or~~ political fund, who makes expenditures, other than by contribution to a ~~political committee or~~ political fund, in an aggregate amount in excess of \$100 within a year shall file with the commission a statement containing the information required of a ~~political committee,~~ political fund or candidate. Statements required by this subdivision shall be filed on the dates on which reports by committees are filed.

Sec. 15. Minnesota Statutes 1974, Section 10A.20, Subdivision 7, is amended to read:

Subd. 7. If no contribution is received or expenditure made by or on behalf of a candidate, ~~or political fund or political committee~~ during a reporting period, the treasurer of the ~~committee or fund~~ shall file with the commission at the time required by this section a statement to that effect.

Sec. 16. Minnesota Statutes 1974, Section 10A.20, Subdivision 10, is amended to read:

Subd. 10. A ~~political committee or~~ a political fund or any of its members or contributors shall have standing to seek an exemption. All applications by associations for exemption shall be treated as contested cases within the meaning of chapter 15. The commission by rule shall establish a procedure so that any individual seeking an exemption may proceed anonymously if he would be exposed to the reprisals listed in subdivision 9 were he to reveal his identity for the purposes of the hearing.

Sec. 17. Minnesota Statutes 1974, Section 10A.22, Subdivision 1, is amended to read:

10A.22 [REQUIREMENTS RESPECTING REPORTS AND STATEMENTS.] Subdivision 1. A report or statement required by sections 10A.11 to 10A.34 to be filed by a treasurer of a ~~political committee or~~ political fund, or by any other person, shall be signed and certified as true by the person required to file the report. Any person who signs and certifies to be true a report or statement which he knows contains false information or who knowingly omits required information is guilty of a felony.

Sec. 18. Minnesota Statutes 1974, Section 10A.22, Subdivision 5, is amended to read:

Subd. 5. A ~~political committee or~~ political fund making an expenditure, other than a transfer of funds, for or on behalf of more than one candidate for state or legislative office shall allocate the expenditure among the candidates on a reasonable cost basis and report this allocation for each candidate. The treasurer shall retain for audit any documents supporting the allocation.

Sec. 19. Minnesota Statutes 1974, Section 10A.22, Subdivision 7, is amended to read:

Subd. 7. The treasurer of a ~~political committee or~~ political fund shall not accept a contribution of more than \$100 from a ~~political committee or~~ political fund not registered in this state unless the contribution is accompanied by a written statement which meets the disclosure requirements imposed by section 10A.20. This statement shall be certified as true and correct by an officer of the contributing ~~committee or~~ political fund. The provisions of this subdivision shall not apply when the national affiliate of any political party in this state transfers money to its state affiliate and that money is expended by the state political party on behalf of candidates of that party generally, without referring to any of them specifically, in any advertisement published or posted,

on any broadcast, or in any telephone conversation if that conversation mentions three or more candidates.

Sec. 20. Minnesota Statutes 1974, Section 10A.24, is amended to read:

10A.24 [DISSOLUTION OR TERMINATION.] No political ~~committee or~~ political fund shall dissolve until it has settled all of its debts and filed a termination report. The termination report shall include all information required in periodic reports and a statement as to the disposition of any residual funds.

Sec. 21. Minnesota Statutes 1974, Section 10A.25, Subdivision 2, is amended to read:

Subd. 2. In a year in which a candidate stands for election no expenditures shall be made and no obligations to make expenditures shall be incurred by a candidate or by a ~~political committee,~~ political fund or individual which makes expenditures with the authorization, express or implied, and under the control, direct or indirect, of the candidate or his agents which results in the aggregate expenditure on behalf of the candidate of an amount in excess of the following amounts:

(a) For governor and lieutenant governor, running jointly, $12\frac{1}{2}$ cents per capita or \$600,000, whichever is greater;

(b) For attorney general, $2\frac{1}{2}$ cents per capita or \$100,000, whichever is greater;

(c) For secretary of state, state treasurer and state auditor, separately, $1\frac{1}{4}$ cents per capita or \$50,000, whichever is greater;

(d) For state senator, 20 cents per capita or \$15,000, whichever is greater;

(e) For state representative, 20 cents per capita or \$7,500, whichever is greater.

Sec. 22. Minnesota Statutes 1974, Section 10A.25, Subdivision 6, is amended to read:

Subd. 6. In a year in which a candidate does not stand for election, no expenditures shall be made and no obligations to make expenditures shall be incurred by a candidate or by a ~~political committee,~~ political fund or individual which makes expenditures with the authorization, express or implied, and under the control, direct or indirect, of the candidate or his agents which shall result in the aggregate expenditure on behalf of the candidate in that year of an amount in excess of 20 percent of the amount of the aggregate expenditure permitted by subdivision 2. Expenditures permitted by this subdivision shall be in addition to expenditures permitted by subdivision 2.

Sec. 23. Minnesota Statutes 1974, Section 10A.26, is amended to read:

10A.26 [TRANSFERS OF FUNDS EXCEPTED.] Any transfer of funds or anything of pecuniary value from any ~~political committee,~~ political fund or political party to a principal campaign com-

mittee of a candidate shall not be considered to be an expenditure of funds on behalf of the candidate by the ~~political committee~~, political fund or political party, but shall be reported as required by Laws 1974, Chapter 470.

Sec. 24. Minnesota Statutes 1974, Section 10A.27, Subdivision 1, is amended to read:

10A.27 [ADDITIONAL LIMITATIONS.] Subdivision 1. No ~~political committee~~, political fund, or individual, except a political party or the principal campaign committee of a candidate shall make expenditures on behalf or in opposition to the opponent of a candidate, or transfer funds to the principal campaign committee of a candidate, in an amount in excess of ten percent of the amount that may be spent by or on behalf of that candidate as set forth in section 10A.25.

Sec. 25. *Minnesota Statutes 1974, Sections 10A.01, Subdivision 15; and 10A.12 are repealed.* "

Renumber the sections in sequence

Amend the title as follows:

Line 3, after "funds" strike "from"

Line 4, strike "dues or membership fees."

Strike lines 5, 6 and 7 and insert:

"amending Minnesota Statutes 1974, Sections 10A.01, Subdivisions 3, 7, 10 and 16; 10A.11, Subdivision 6; 10A.13; 10A.14; 10A.15; 10A.16; 10A.17, Subdivisions 1 and 5; 10A.18; 10A.20, Subdivisions 1, 3, 6, 7 and 10; 10A.22, Subdivisions 1, 5 and 7; 10A.24; 10A.25, Subdivisions 2 and 6; 10A.26; 10A.27, Subdivision 1; repealing Minnesota Statutes 1974, Sections 10A.01, Subdivision 15 and 10A.12."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 25 and nays 35, as follows:

Those who voted in the affirmative were:

Bang	Dunn	Keefe, J.	Olhoft	Pillsbury
Berg	Fitzsimons	Kirchner	Olson, H. D.	Renneke
Bernhagen	Frederick	Knutson	Olson, J. L.	Sillers
Brataas	Hanson, R.	Kowalczyk	O'Neill	Stassen
Brown	Josefson	Nelson	Patton	Ueland

Those who voted in the negative were:

Arnold	Doty	Keefe, S.	Moe	Schrom
Blatz	Gearty	Kleinbaum	North	Spear
Borden	Hansen, Baldy	Laufenburger	Olson, A. G.	Stokowski
Chenoweth	Hansen, Mel	Lewis	Perpich, G.	Stumpf
Coleman	Hughes	McCutcheon	Purfeerst	Tennessen
Conzemius	Humphrey	Merriam	Schaaf	Wegener
Davies	Jensen	Milton	Schmitz	Willet

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

Mr. Milton moved to amend S. F. No. 276 as follows:

Page 1, after line 15, insert:

"Sec. 2. Minnesota Statutes 1974, Section 10A.31, Subdivision 1, is amended to read:

10A.31 [DESIGNATION OF INCOME TAX PAYMENTS.] Subdivision 1. Effective with the taxable years beginning after December 31, ~~1973~~ 1974, every individual ~~whose income tax liability after personal credit for the taxable year is \$1 or more who files a tax return and either has a tax liability or receives credits which eliminate any liability~~ may designate that \$1 5 shall be paid into the state elections campaign fund. In the case of a joint return of husband and wife ~~having an income tax liability of \$2 or more~~, each spouse may designate that \$1 5 shall be paid.

Sec. 3. Minnesota Statutes 1974, Section 10A.31, Subdivision 2, is amended to read:

Subd. 2. The ~~taxpayer~~ individual may designate that the \$1 5 be paid into the account of a political party or into the general account.

Sec. 4. Minnesota Statutes 1974, Section 10A.31, Subdivision 3, is amended to read:

Subd. 3. The commissioner of the department of revenue shall on the first page of the income tax form notify the ~~taxpayer~~ individual of his right to allocate \$1 5 of his taxes (\$2 10 if filing a joint return) to finance the election campaigns of state candidates. The form shall also contain language prepared by the commissioner which permits the ~~taxpayer~~ individual to direct the state to allocate the \$1 5 (or \$2 10 if filing a joint return) to one of the following: (i) the major political parties; (ii) the name of any minor political party provided that if a petition is filed to qualify as a minor political party it be filed by June 1 of that taxable year; and (iii) distribution to all qualifying candidates as provided by this section."

Page 1, after line 17, insert: "Sec. 4. [EFFECTIVE DATE.] *This act shall be effective on January 1, 1977.*"

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "designation of income tax payments;"

Page 1, line 5, strike "Section" and insert "Sections"

Page 1, line 6, after "16;" insert "10A.31, Subdivisions 1, 2, and 3;"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 13 and nays 46, as follows:

Those who voted in the affirmative were:

Anderson	Keefe, S.	Merriam	Schaaf	Stumpf
Chenoweth	Kleinbaum	Milton	Schmitz	
Keefe, J.	Lewis	North	Spear	

Those who voted in the negative were:

Arnold	Davies	Jensen	Olson, J. L.	Solon
Ashbach	Doty	Kirchner	O'Neill	Stassen
Bang	Dunn	Knutson	Patton	Stokowski
Berg	Fitzsimons	Kowalczyk	Perpich, A. J.	Tennessen
Bernhagen	Frederick	Laufenburger	Perpich, G.	Ueland
Blatz	Hansen, Baldy	McCutcheon	Pillsbury	Willet
Brataas	Hansen, Mel	Ogdahl	Purfeerst	
Brown	Hanson, R.	Olhoft	Renneke	
Coleman	Hughes	Olson, A. G.	Schrom	
Conzemius	Humphrey	Olson, H. D.	Sillers	

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

Mr. Coleman moved to amend S. F. No. 276 as follows:

Page 1, strike section 2 and insert:

"Sec. 2. Minnesota Statutes 1974, Section 10A.12, Subdivision 5 is amended to read:

Subd. 5. Notwithstanding subdivision 1, any association may, if ~~not prohibited by law, transfer to its political fund money from that part of its treasury financed by dues or membership fees collect with its dues or membership fees an additional sum for allocation to the association's political fund provided that any member from whom such sum is collected shall specifically authorize the collection for allocation to the association's political fund. The authorization by the member shall be made for a specific amount of money to be collected in a calendar year and shall be made in advance of the collection. The authorization form shall clearly state the purpose of the collection. All money authorized to be collected pursuant to the authorization provided in this subdivision shall be transferred to the political fund in accordance with the authorization. Nothing in this subdivision shall be construed to prevent any association from communicating with its membership. Pursuant to section 10A.20, the source of the dues or membership fees must be disclosed if an aggregate amount in excess of \$50 of any member's dues, membership fees and voluntary contributions are transferred to the political fund within one year.~~

Sec. 2. *This act shall take effect on January 1, 1976.*"

Amend the title by striking it and inserting:

"A bill for an act relating to elections; prohibiting unions and other associations from contributing funds from dues or membership fees to political campaigns; amending Minnesota Statutes 1974, Sections 10A.01, Subdivision 16; and 10A.12, Subdivision 5."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 33 and nays 33, as follows:

Those who voted in the affirmative were:

Anderson	Hansen, Baldy	McCutcheon	Perpich, A. J.	Stokowski
Borden	Hughes	Merriam	Purfeerst	Stumpf
Chenoweth	Humphrey	Milton	Schaaf	Tennessen
Coleman	Keefe, S.	Moe	Schmitz	Wegener
Davies	Kleinbaum	North	Schrom	Willet
Doty	Laufenburger	Olhoft	Solon	
Gearty	Lewis	Olson, A. G.	Spear	

Those who voted in the negative were:

Arnold	Brown	Jensen	Nelson	Pillsbury
Ashbach	Conzemius	Josefson	Ogdahl	Renneke
Bang	Dunn	Keefe, J.	Olson, H. D.	Sillers
Berg	Fitzsimons	Kirchner	Olson, J. L.	Stassen
Bernhagen	Frederick	Knutson	O'Neill	Ueland
Blatz	Hansen, Mel	Kowalczyk	Patton	
Brataas	Hanson, R.	Larson	Perpich, G.	

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

Mr. Tennessen moved to amend S. F. No. 276 as follows:

Page 1, after line 15, insert a new Section 2 to read:

"Sec. 2. If this act is construed so as to prohibit any association which would have been subject to Minnesota Statutes, 1974, Section 10A.12, Subdivision 5, from using funds generated by dues or membership fees for the purpose of communicating with its members to inform them of its position on matters of public concern then it shall also be construed to prohibit the news media from reporting on or taking editorial positions on those matters of public concern."

Renumber the remaining section

Further, amend the title as follows:

Page 1, line 4, after "campaigns," insert "imposing restrictions on the news media in the event of a certain construction of this act;"

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

The question being taken on the committee recommendation to pass S. F. No. 276,

And the roll being called, there were yeas 47 and nays 16, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Olson, H. D.	Schmitz
Ashbach	Fitzsimons	Knutson	Olson, J. L.	Schrom
Bang	Frederick	Kowalczyk	O'Neill	Sillers
Berg	Hansen, Mel	Larson	Patton	Stassen
Bernhagen	Hanson, R.	Laufenburger	Perpich, A. J.	Ueland
Blatz	Hughes	Moe	Perpich, G.	Wegener
Brataas	Jensen	Nelson	Pillsbury	Willet
Brown	Josefson	North	Purfeerst	
Conzemius	Keefe, J.	Olhoft	Renneke	
Doty	Kirchner	Olson, A. G.	Schaaf	

Those who voted in the negative were:

Arnold	Gearty	Keefe, S.	Merriam	Spear
Borden	Hansen, Baldy	Lewis	Milton	Stokowski
Coleman	Humphrey	McCutcheon	Solon	Stumpf
Davies				

The motion prevailed. So the committee recommended S. F. No. 276 to pass.

S. F. No. 1098, which the committee recommends to pass with the following amendment offered by Mr. Merriam:

Page 1, after line 9, insert:

"Section 1. Minnesota Statutes 1974, Section 97.48, Subdivision 11, is amended to read:

Subd. 11. The commissioner shall set aside and reserve for any period he deems advisable, any waters of the state, in the aid of propagation and protection of any wild animals. ~~South of U.S. Trunk Highway No. 12~~ The commissioner shall have the further authority to set aside, reserve, designate and manage any waters for their primary wildlife use and benefit. ~~The commissioner may reserve, set aside, and designate such waters only after giving notice and holding a public hearing, provided that this authority shall not be used to restrict fishing methods or fishing seasons.~~ The hearing shall be held in the county where the major portion of the waters are located. Notice of the hearing shall be published once in a legal newspaper within each county where the waters are located not less than seven days before the hearing. The commissioner may enter into agreements with riparian owners, pursuant to section 105.39, subdivision 5, and may exercise the powers provided in section 105.48, when necessary to accomplish management objectives related to waters so set aside, reserved, and designated. The management of such waters constitutes a use of the waters for a public purpose. The commissioner may exercise the powers provided in sections 105.39, subdivisions 3, 4, and 5, 105.48, and related provisions of chapter 105 in furtherance of these public purposes if necessary to the proper management of the waters."

Renumber the remaining sections

Further amend the title as follows:

Line 2, strike "wild animals" and insert "clarifying the authority of the commissioner of natural resources to designate and manage certain waters for wildlife use"

Line 6, after "Sections" insert "97.48, Subdivision 11;"

S. F. No. 867, which the committee recommends to pass, subject to the following motions:

Mr. McCutcheon moved to amend S. F. No. 867 as follows:

Page 3, line 12, after "43.12" insert "; provided that if the cost-of-living adjustment for an "A" schedule employee is to be computed as a percentage of his salary, the amount of the adjustment for an employee compensated pursuant to the management compensation schedule shall not exceed the amount that would result if that percentage were applied to the average salary of all employees compensated pursuant to the management compensation schedule"

The motion prevailed. So the amendment was adopted.

Mr. Davies moved to amend S. F. No. 867 as follows:

Pages 3 and 4, strike all of subdivisions 7 and 8

Mr. North requested division of the amendment as follows:

First portion:
Strike subdivision 7

Second portion:
Strike subdivision 8

The question being taken on the adoption of the first portion of the Davies amendment,

The motion prevailed. So the first portion of the amendment was adopted.

The question being taken on the second portion of the Davies amendment,

The motion prevailed. So the second portion of the amendment was adopted.

And then, on motion of Mr. Hansen, Baldy, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Olson, A. G. moved that H. F. No. 11 and the Conference Committee Report thereon be taken from the table. The motion prevailed.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 11

A bill for an act relating to group insurance; exempting certain plans from optional continuation requirements; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 1 and 2.

April 23, 1975

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees for H. F. No. 11 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. 11 be further amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 62A.17, Subdivision 2, is amended to read:

Subd. 2. [RESPONSIBILITY OF EMPLOYEE.] Every eligible employee electing to continue coverage shall pay his former employer, on a monthly basis, the cost of the continued coverage. *If the policy, contract or health care plan is administered by a trust every eligible employee electing to continue coverage shall pay the trust the cost of continued coverage according to the eligibility rules established by the trust.* The employee shall be eligible to continue the coverage until he becomes re-employed

and eligible for health care coverage under a group policy, contract or plan sponsored by the same or another employer, or for a period of six months after the termination of employment, whichever is shorter.

Sec. 2. Minnesota Statutes 1974, Section 62A.17, Subdivision 4, is amended to read:

Subd. 4. [RESPONSIBILITY OF EMPLOYER.] After timely receipt of the monthly payment from an eligible employee, if the employer, *or the trustee if the policy, contract or health care plan is administered by a trust*, fails to make the payment to the insurer, the nonprofit health service plan corporation or the health maintenance organization, with the result that the employee's coverage is terminated, the employer *or the trust* shall become liable for the employee's coverage to the same extent as the insurer, the nonprofit health service plan corporation or the health maintenance organization, would be if the coverage were still in effect.

Sec. 3. Minnesota Statutes 1974, Section 62A.17, Subdivision 5, is amended to read:

Subd. 5. [NOTICE OF OPTIONS.] Upon the termination of employment of an eligible employee, the employer shall inform the employee within five days of such termination of:

- (a) his right to elect to continue the coverage;
- (b) the amount he must pay monthly to the employer to retain the coverage;
- (c) the manner in which and the office of the employer to which the payment to the employer must be made; and
- (d) the time by which the payments to the employer must be made to retain coverage.

If the policy, contract or health care plan is administered by a trust, the terminating employer is relieved of the obligation imposed by clauses (a) to (d). The trust shall inform the employee of the information required by clauses (a) to (d).

~~Such Notice may be in writing and sent by first class mail to the employee's home last known address as shown on the records of which the employee has provided the employer or trust. If the employer or trust fails to so notify the employee who is properly enrolled in the program, the employee is conclusively presumed to elect shall have the option to retain coverage and is relieved of his obligation to make monthly payments to the employer provided he makes this election within 60 days of the date his employment is terminated by making the proper payment to the employer or trust to provide continuous coverage.~~

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

Further, strike the title and insert:

"A bill for an act relating to insurance; group insurance; group subscribers' contracts and health care plans; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 2, 4, and 5."

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

House Conferees: (Signed) Donald B. Samuelson, William H. Schreiber, Stanley J. Fudro.

Senate Conferees: (Signed) Alec G. Olson, Harmon T. Ogdahl, Winston W. Borden.

Mr. Olson, A. G. moved that the foregoing recommendations and Conference Committee Report on H. F. No. 11 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H. F. No. 11: A bill for an act relating to insurance; group insurance; group subscribers' contracts and health care plans; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 2, 4, and 5.

Was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question being taken on the repassage of the bill, as amended by the Conference Committee,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Ogdahl	Schmitz
Arnold	Davies	Kirchner	Olhoft	Schrom
Ashbach	Doty	Knutson	Olson, A. G.	Sillers
Bang	Dunn	Kowalczyk	Olson, H. D.	Solon
Berg	Frederick	Larson	Olson, J. L.	Spear
Bernhagen	Gearty	Lewis	O'Neill	Stassen
Blatz	Hansen, Baldy	McCutcheon	Patton	Stokowski
Borden	Hansen, Mel	Merriam	Perpich, A. J.	Stumpf
Brataas	Hanson, R.	Milton	Perpich, G.	Tennessen
Chenoweth	Hughes	Moe	Pillsbury	Ueland
Chmielewski	Humphrey	Nelson	Purfeerst	Wegener
Coleman	Josefson	North	Schaaf	Willet

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

Mr. Doty moved that S. F. No. 72 and the Conference Committee Report thereon be laid on the table and the Conference Committee Report be printed in the Journal. The motion prevailed.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 72

A bill for an act relating to elections; permitting the use of a petition in lieu of filing fees; amending Laws 1975, Chapter 5, Section 15, by adding a subdivision.

April 30, 1975

The Honorable Alec G. Olson
President of the Senate

The Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees for S. F. No. 72 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 72 be amended as follows:

Page 2, delete lines 6 to 13 and insert:

"The petition authorized by this subdivision may not be used to fulfill the requirements of Laws 1975, Chapter 5, Sections 18 to 22, relative to nominating petitions."

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

Senate Conferees: (Signed) Ralph R. Doty, David D. Schaaf.

House Conferees: (Signed) Stanley A. Enebo, John J. Sarna, Gerald Knickerbocker.

Without objection, the Senate reverted to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bill was read the first time and referred to the committee indicated.

Messrs. McCutcheon, Gearty and Ashbach introduced—

S. F. No. 1715: A bill for an act relating to the operation of state government; providing for salaries, fringe benefits and other terms and conditions of employment in the state civil service; amending Minnesota Statutes 1974, Sections 43.05, Subdivision 2; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivisions 1 and 2; 43.122, Subdivisions 1, 3 and 4; 43.126, Subdivisions 2 and 3; 43.17, Subdivision 2; 43.18, Subdivision 2; 43.19, Subdivisions 1 and 4; 43.21; 43.23, Subdivisions 1 and 2; 43.328, Subdivision 1; 43.50, Subdivision 1; and 299D.03, Subdivisions 2 and 9.

Referred to the Committee on Governmental Operations.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Monday, May 5, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate