

FIFTY-SIXTH DAY

St. Paul, Minnesota, Saturday, May 17, 1975

The Senate met at 9:00 o'clock a.m. 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:

Arnold	Davies	Josefson	Olson, A. G.	Schmitz
Ashbach	Dunn	Keefe, S.	Olson, J. L.	Schrom
Berg	Fitzsimons	Kirchner	O'Neill	Solon
Bernhagen	Frederick	Kowalczyk	Perpich, A. J.	Spear
Brown	Hansen, Baldy	Lewis	Pillsbury	Stokowski
Chmielewski	Hansen, Mel	McCutcheon	Purfeerst	Stumpf
Coleman	Hanson, R.	Moe	Renneke	Tennessee
Conzemius	Jensen	Olhoft	Schaaf	Wegener

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

Prayer was offered by the Chaplain, Sen. Roger Hanson.

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

Anderson	Davies	Keefe, S.	Ogdahl	Schrom
Arnold	Doty	Kirchner	Olhoft	Sillers
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Solon
Bang	Fitzsimons	Knutson	Olson, H. D.	Spear
Berg	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gerty	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.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Spear introduced—

S. F. No. 1762: A bill for an act relating to insurance; regulation of insurance premium finance companies; maintenance of records; charging examination fees; requiring reports; amending Minnesota Statutes 1974, Section 59A.06.

Referred to the Committee on Labor and Commerce.

Mr. Spear introduced—

S. F. No. 1763: A bill for an act relating to motor vehicle sales finance companies; establishing fees and permitting refunds of fees; requiring written agreements to extend, defer or renew contracts; amending Minnesota Statutes 1974, Sections 168.67; and 168.74.

Referred to the Committee on Labor and Commerce.

Mr. Spear introduced—

S. F. No. 1764: A bill for an act relating to safe deposit companies; exempting savings associations from licensing and bonding requirements; examination fees; amending Minnesota Statutes 1974, Sections 55.06, Subdivision 1; and 55.095.

Referred to the Committee on Labor and Commerce.

Mr. Merriam introduced—

S. F. No. 1765: A bill for an act relating to commerce; collection agencies; regulation and licensure of collection agencies; providing civil remedies under certain circumstances; prescribing penalties; amending Minnesota Statutes 1974, Sections 332.31, Subdivisions 3 and 4, and by adding subdivisions; 332.33; 332.37; 332.42; 332.43, Subdivision 1; 332.44; Chapter 332, by adding sections; repealing Minnesota Statutes 1974, Sections 332.31, Subdivision 5; 332.34; 332.35; 332.36; 332.40; 332.43, Subdivisions 2 and 3.

Referred to the Committee on Labor and Commerce.

Messrs. Josefson; Olson, J. L. and Laufenburger introduced—

S. F. No. 1766: A bill for an act relating to insurance; requiring that exclusions under certain policies of casualty insurance be disclosed at the time of purchase; requiring disclosure of options available to provide coverage of excluded risks; prescribing penalties.

Referred to the Committee on Labor and Commerce.

Messrs. Davies, Ueland and Hansen, Baldy introduced—

S. F. No. 1767: A bill for an act relating to public utilities; pro-

hibiting use of certain equipment by telephone companies; amending Minnesota Statutes 1974, Chapter 237, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Anderson, O'Neill and Hughes introduced—

S. F. No. 1768: A bill for an act relating to education; school districts; indebtedness; authorizing districts to exceed levy limitations and issue bonds to retire a modified cash basis operating debt; amending Minnesota Statutes 1974, Section 275.125, by adding a subdivision.

Referred to the Committee on Education.

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. 803, 1215 and 1353.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 16, 1975

Pursuant to Rule 21, Mr. Davies moved that the following members be excused for a Conference Committee on H. F. No. 1674:

Messrs. Coleman; Conzemius; Blatz; Perpich, A. J. and Olson, A. G. The motion prevailed.

Pursuant to Rule 21, Mr. Davies moved that the following members be excused for a Conference Committee on H. F. No. 229:

Messrs. Gearty, Kleinbaum, Bang, Larson and Conzemius. The motion prevailed.

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. 583: A bill for an act relating to towns; providing for optional forms of town government and authorizing the combination of certain offices in certain towns; amending Minnesota Statutes 1974, Sections 366.01, Subdivision 1; and 367.03, Subdivision 1.

Senate File No. 583 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 16, 1975

CONCURRENCE AND REPASSAGE

Mr. Wegener moved that the Senate concur in the amendments by the House to S. F. No. 583 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 583 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 42 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Lewis	O'Neill	Spear
Ashbach	Frederick	McCutcheon	Patton	Stassen
Berg	Hansen, Baldy	Milton	Pillsbury	Stokowski
Bernhagen	Humphrey	Moe	Purfeerst	Stumpf
Brown	Jensen	North	Renneke	Wegener
Chmielewski	Josefson	Olhott	Schaaf	Willet
Davies	Keefe, S.	Olson, A. G.	Schmitz	
Doty	Kirchner	Olson, H. D.	Schrom	
Dunn	Kowalczyk	Olson, J. L.	Solon	

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 House File, herewith transmitted:

H. F. No. 645.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted May 16, 1975

FIRST READING OF HOUSE BILLS

The following bill was read the first time and referred to the committee indicated:

H. F. No. 645: A bill for an act relating to health; authorizing a state subsidy to local units of government for providing community health services; prescribing the powers of the state board of health; appropriating money.

Referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Mr. Davies moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 175 and 1014 for comparison

to companion Senate Files, reports the following House Files were found not identical with their companion Senate Files 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.
175	275				
1014	942				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 175 be amended as follows:

Page 1, line 10, delete "owner-operated enterprise,"

Page 1, line 11, delete "including farms and not excluding small cooperatives" and insert "sole proprietorship, partnership, or corporation, with gross receipts of less than \$4,000,000 in the preceding calendar year"

Page 2, line 32, delete "The"

Page 3, delete lines 1 and 2

Page 3, line 3, delete "Minnesota Statutes, Section 3.965."

Page 3, line 5, delete ", with a"

Page 3, delete line 6

Page 3, line 7, delete "legislature on or before January, 1976"

Page 3, line 24, delete "1975-1977" and insert "ending June 30, 1977"

Further, amend the title

In line 4, delete "funds" and insert "money"

And when so amended, H. F. No. 175 will be identical to S. F. No. 275 and further recommends that H. F. No. 175 be given its second reading and substituted for S. F. No. 275 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1014 be amended as follows:

Page 1, line 22, delete the new language and restore the stricken language

Page 2, line 6, after "agency" insert a semicolon

Page 2, line 7, delete "medical or"

Page 2, line 10, delete the new comma

Page 2, line 18, delete the second "individual" and insert "individual"

Page 5 lines 25 and 26, delete ", 15.163, 15.165, 15.166 and 15.167" and insert "to 15.168"

Page 10, line 8, restore the stricken "to" and delete the new language

Page 10, line 9, delete the new language and insert "15.168"

Page 10, line 11, restore the stricken comma

Page 10, line 19, restore the stricken "to" and delete the new language

Page 10, line 20, delete "15.167" and insert "15.168"

Page 10, line 21, restore the stricken comma

Page 10, line 23, restore the stricken "to" and delete the new language

Page 10, line 24, delete the new language and insert "15.168"

Page 10, line 27, restore the stricken "to" and delete the new language

Page 10, line 28, delete the new language and insert "15.168"

Page 11, line 5, restore the stricken "to" and delete the new language

Page 11, line 6 delete the new language and insert "15.168"

Page 11, line 11, delete ", 15.163, 15.165, 15.166 and"

Page 11, line 12, delete "15.167" and insert "to 15.168"

Page 11, line 23, delete ", 15.163, 15.165, 15.166 and 15.167" and insert "to 15.169"

Page 12, line 5, delete "four" and insert "six" and delete "two" and insert "three"

Page 12, line 6, delete "two" and insert "three"

Page 14, line 22, before "appropriately" insert "to appear before it and offer testimony and compensate them"

Page 15, line 14, delete the comma

Page 15, line 24, delete "Sec. 9." and insert "Subd. 10."

Page 15, line 25, delete "\$20,000" and insert "\$25,000 for the biennium ending June 30, 1977,"

Page 15, line 30, delete "10" and insert "9" and delete the headnote

Page 15, line 32, delete "11" and insert "10" and delete the headnote and delete "shall be" and insert "is"

Page 16, line 1, delete "on"

And when so amended, H. F. No. 1014 will be identical to S. F. No. 942 and further recommends that H. F. No. 1014 be given its second reading and substituted for S. F. No. 942 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 was referred H. F. No. 1313 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.
1313	1062				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1313 be amended as follows:

Page 1, delete lines 9 through 24

Page 2, delete lines 1 through 16

Page 2, line 17, delete "Sec. 2." and insert "Section 1."

Page 2, line 28, delete "entitld" and insert "entitled"

Page 2, line 28, after "retirement" delete the semicolon and insert a comma

Page 3, line 5, after "1975" delete the comma

Page 4, line 8, after "1975" delete the comma

Page 4, line 16, delete "2" and insert "(2)"

Page 4, line 18, after "1975" delete the comma

Page 4, line 22, after "8" delete the comma

Page 4, line 25, delete "subdivision" and insert "clause"

Page 4, line 30, delete "judges' " and insert "judges"

Page 5, line 2, after "1967" delete the comma

Page 5, line 4, after "1973" delete the comma

Page 5, line 7, delete "Sec. 3." and insert "Sec. 2."

Page 5, line 29, delete "Sec. 4." and insert "Sec. 3."

Page 6, line 15, delete "Sec. 5." and insert "Sec. 4."

Page 6, line 25, delete "Sec. 6." and insert "Sec. 5."

Page 6, line 27, delete "Sec. 7." and insert "Sec. 6"

Page 6, line 28, delete "4" and insert "3"

Further, amend the title as follows:

Page 1, lines 3 and 4, delete "declaring legislative policy and intent;"

And when so amended, H. F. No. 1313 will be identical to S. F. No. 1062 and further recommends that H. F. No. 1313 be given its second reading and substituted for S. F. No. 1062 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 was referred H. F. No. 1137 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.
1137	1314				

Pursuant to rule 49 the Committee on Rules and Administration recommends that H. F. No. 1137 be amended as follows:

Page 1, line 24, after "*loans*" delete the comma

Page 2, line 2, delete "*other matters*"

Page 2, line 3, after "*low*" delete "*and*" and insert "*or*"

Page 2, line 4, delete "*including*" and insert "*. The agency shall require by rules that the owner give preference to those*"

Page 2, line 4, delete "*occupy*" and insert "*occupied*"

Page 2, line 6, delete "*loans*" and insert "*loan*"

Page 3, line 10, strike "*Laws 1974, Chapter 441*" and insert "*this chapter*"

Page 3, after line 23, insert

"Sec. 4. Minnesota Statutes 1974, Section 462A.05, Subdivision 15, is amended to read:

Subd. 15. It may make grants to persons and families of low and moderate income to pay or to assist in paying a loan made pursuant to subdivision 14, or to rehabilitate or to assist in rehabilitating existing residential housing owned or occupied by such persons or families. For the purposes of this section, persons of low and moderate income include administrators appointed pursuant to section 566.25, clause (c). No such grant shall be made unless the agency determines that such grant will be used primarily to make the housing more desirable to live in, to increase the market value of the housing or for compliance with state, county or municipal building, housing maintenance, fire, health or similar codes and standards applicable to housing. In unincorporated areas and municipalities not having such codes and standards, the agency may, solely for the purpose of administering this provision, establish such codes and standards. No grant for rehabilitation of owner occupied residential housing shall be denied solely because the grant will

not be used for placing such residential housing in full compliance with all state, county or municipal building, housing maintenance, fire, health or similar codes and standards applicable to housing. The amount of any such grant shall not exceed the lesser of (a) \$5,000, or (b) the actual cost of the work performed, or (c) that portion of the cost of rehabilitation which the agency determines cannot otherwise be paid by such person or family without spending an unreasonable portion of the income of such person or family thereon. In making such grants, the agency shall determine the circumstances under which and the terms and conditions under which all or any portion thereof will be repaid and shall determine the appropriate security should such repayment be required.

The agency may also make grants to rehabilitate or to assist in rehabilitating housing under this subdivision to persons of low and moderate income for the purpose of qualifying as foster parents."

Page 3, line 28, after "Statutes" insert "1974"

Page 3, line 30, delete "Minnesota"

Page 4, line 7, delete "matter" and insert "matters"

Page 4, line 19, after "band" delete the comma

Page 4, line 24, delete "Minnesota"

Page 4, line 28, after "of" insert "the"

Page 4, line 29, delete "10" and insert "9"

Page 5, line 10, after "12" delete the comma

Page 5, line 15, after "management" insert a comma

Page 5, line 21, delete "the" and insert "this"

Page 5, delete lines 28 to 32

Page 6, delete lines 1 to 22 and insert

"Subd. 4c. It may establish a revolving loan fund and may make eligible loans, pursuant to subdivision 4b, to low and moderate income native Americans as provided in section 462A.07, subdivision 14, and may pay the costs and expenses necessary and incidental to the development and operation of such programs."

Page 6, line 30, delete "\$45,000,000" and insert "\$35,000,000"

Page 7, line 8, delete "\$6,000,000 shall" and insert "\$3,000,000 may"

Page 7, line 14, delete "Up to \$12,500,000 of"

Page 7, delete lines 15 and 16

Page 7, delete lines 17 to 32

Page 8, delete lines 1 to 9

Page 8, line 12, delete "4 and"

Page 8, line 13, before "for" insert "*section 462A.07, subdivision 14, and*"

Page 8, delete lines 25 to 32

Page 9, delete lines 1 and 2

Page 9, line 3, delete "(e)" and insert "(d)"

Page 9, line 7, after "to" insert "*the*"

Renumber the sections in sequence

Further, amend the title as follows:

Page 1, line 7, delete "and 14" and insert ", 14 and 15"

Page 1, lines 8 and 9, delete "462A.19, Subdivision 1;"

And when so amended, H. F. No. 1137 will be identical to S. F. No. 1314 and further recommends that H. F. No. 1137 be given its second reading and substituted for S. F. No. 1314 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. 382 and 61 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
382	777				
61	1220				

and that the above Senate Files 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. Report adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 175, 1014, 1313, 1137, 61 and 382 were read the second time.

MOTIONS AND RESOLUTIONS

Pursuant to Rule 21, Mr. Frederick moved that the following members be excused for a Conference Committee on S. F. No. 1026 at 4:00 p.m.:

Messrs. Frederick; Bernhagen; Schrom; Olson, H. D. and Hansen, Baldy. The motion prevailed.

Pursuant to Rule 21, Mr. Conzemius moved that the following members be excused for a meeting of the Ethics Committee from 12:00-2:00 p.m. and 4:00-5:00 p.m.:

Messrs. McCutcheon, Knutson, Conzemius and Kirchner. The motion prevailed.

Mr. Borden moved that H. F. No. 911 and the Conference Committee Report thereon be taken from the table. The motion prevailed.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 911

A bill for an act relating to crime; prohibiting removing, altering or obliterating identifying marks on property; providing penalties; amending Minnesota Statutes 1974, Section 609.52, Subdivision 2.

May 12, 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. 911 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. 911 be amended as follows:

Page 4, line 10, delete "*By one who is not the lawful owner who with the*"

Page 4, line 11, delete "*intent to prevent identification*"

Page 4, line 14, after "*thereof*" insert "*with the intent to prevent identification, if the person who alters, removes or obliterates the numbers or symbols is not the owner and does not have the permission of the owner to make the alteration, removal or obliteration*"

We request adoption of this report and repassage of the bill.
House Conferees: (Signed) Steve Novak, Paul McCarron, Mary M. Forsythe, Mike Jaros, John J. Spanish.

Senate Conferees: (Signed) Winston W. Borden, Bill McCutcheon, H. H. Humphrey III, Rolf Nelson, Carl A. Jensen.

Mr. Borden moved that the foregoing recommendations and Conference Committee Report on H. F. No. 911 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. 911: A bill for an act relating to crime; prohibiting removing, altering or obliterating identifying marks on proper-

ty; providing penalties; amending Minnesota Statutes 1974, Section 609.52, Subdivision 2.

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 47 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Lewis	Patton	Spear
Arnold	Frederick	McCutcheon	Perpich, G.	Stassen
Ashbach	Hansen, Baldy	Moe	Pillsbury	Stokowski
Bernhagen	Hansen, Mel	Nelson	Purfeerst	Stumpf
Borden	Hanson, R.	North	Renneke	Tennessee
Brown	Humphrey	Ogdahl	Schaaf	Wegener
Chmielewski	Jensen	Olhoff	Schmitz	Willet
Davies	Josefson	Olson, H. D.	Schrom	
Doty	Keefe, S.	Olson, J. L.	Sillers	
Dunn	Kowalczyk	O'Neill	Solon	

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

Mr. North moved that S. F. No. 177 and the Conference Committee Report thereon be taken from the table. The motion prevailed.

Mr. North moved that the recommendations and Conference Committee Report as printed in the Journal May 15 on S. F. No. 177 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.

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.

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 19 and nays 37, as follows:

Those who voted in the affirmative were:

Borden	Hughes	Keefe, S.	Milton	Stokowski
Davies	Humphrey	Kirchner	Olhoff	Stumpf
Gearty	Josefson	Kowalczyk	Schaaf	Tennessee
Hanson, R.	Keefe, J.	Lewis	Spear	

Those who voted in the negative were:

Anderson	Chmielewski	Kleinbaum	O'Neill	Sillers
Arnold	Doty	Larson	Patton	Solon
Ashbach	Dunn	McCutcheon	Perpich, G.	Stassen
Bang	Fitzsimons	Nelson	Pillsbury	Wegener
Berg	Frederick	North	Purfeerst	Willet
Bernhagen	Hansen, Baldy	Ogdahl	Renneke	
Brataas	Hansen, Mel	Olson, H. D.	Schmitz	
Brown	Jensen	Olson, J. L.	Schrom	

So the bill failed to pass.

SUSPENSION OF RULES

Mr. Fitzsimons moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 382 and that the rules of the Senate be so far suspended as to give H. F. No. 382, now on General Orders, its third reading and place it on its final passage. The motion prevailed.

H. F. No. 382: A bill for an act relating to aeronautics; joint operations; authorizing agreements for joint operations between the state and the Dominion of Canada or its governmental subdivisions subject to the approval of the United States; amending Minnesota Statutes 1974, Sections 360.021, Subdivision 3; and 360.042, Subdivision 1, and by adding a subdivision.

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 56 and nays 0, as

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated S. F. No. 1120, No. 87 on the General Orders Calendar, a Special Order to be heard immediately.

S. F. No. 1120: A bill for an act relating to flood plain management; providing for a program of grants to local government units for the construction of floodwater retention and retarding structures; appropriating money; amending Minnesota Statutes 1974, Chapter 104, 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 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 907, No. 93 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 907: A bill for an act relating to charitable trusts and trustees; authorizing the secretary of state to establish and maintain a register of charitable trusts; authorizing the attorney general to take appropriate actions to protect and enforce the proper administration of charitable trusts; authorizing investigations; authorizing fees.

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 46 and nays 4, as follows:

Those who voted in the affirmative were:

Arnold	Hansen, Baldy	Laufenburger	Olson, J. L.	Spear
Ashbach	Hansen, Mel	Lewis	O'Neill	Stassen
Berg	Hanson, R.	McCutcheon	Perpich, G.	Stumpf
Borden	Hughes	Milton	Pillsbury	Tennessen
Brataas	Humphrey	Moe	Purfeerst	Wegener
Brown	Josefson	Nelson	Schaaf	Willet
Davies	Keefe, S.	North	Schmitz	
Doty	Kirchner	Ogdahl	Schrom	
Frederick	Kleinbaum	Olhoft	Sillers	
Gearty	Kowalczyk	Olson, H. D.	Solon	

Messrs. Fitzsimons, Jensen, Merriam and Renneke voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 343, No. 79 on the General Orders

Calendar, a Special Order to be heard immediately.

H. F. No. 343: A bill for an act relating to outdoor recreation; establishing an outdoor recreation system; classifying units of the outdoor recreation system and specifying the purposes and administration of each class of units; providing for authorization, acquisition, and establishment of units; requiring master plans for all units; establishing an outdoor recreation advisory council; requiring a registry of units and reports on existing units and new units; providing for review of present classifications; changing names; amending Minnesota Statutes 1974, Sections 84.029, Subdivision 1; 84.03; 84.033; 97.48, Subdivisions 13, 15 and 25; 97.481; 99.251; 104.35, Subdivision 3; 104.37; 138.09; 138.52, Subdivision 1; 138.53, Subdivision 49, and by adding subdivisions; 138.56, Subdivision 1, and by adding subdivisions; 138.585, Subdivision 1, and by adding subdivisions; 138.60, Subdivision 2; 161.10; and repealing Minnesota Statutes 1974, Sections 85.013, Subdivisions 2, 3, 4, 5b, 6, 7, 11, 17, 18, 25, 25a, and 27; 85.20, Subdivisions 2, 3, 4, and 5; 92.46, Subdivision 2; 138.08; 138.52, Subdivisions 2, 3, 4, 5, and 6; 138.53, Subdivisions 4, 11, 12, 17, 30, 48, and 61; 138.54; 138.55, Subdivisions 18 and 19; 138.57, Subdivisions 6 and 7; 138.60, Subdivision 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 46 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Gearly	Kowalczyk	Olson, H. D.	Stassen
Arnold	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Ashbach	Hanson, R.	Lewis	O'Neill	Stumpf
Bang	Hughes	McCutcheon	Patton	Tennessen
Bernhagen	Humphrey	Merriam	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Davies	Keefe, J.	Moe	Purfeerst	
Doty	Keefe, S.	Nelson	Renneke	
Dunn	Kirchner	North	Schmitz	
Fitzsimons	Kleinbaum	Olhoft	Solon	

Messrs. Brown; Hansen, Baldy and Schrom voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 787, No. 83 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 787: A bill for an act relating to education; higher education coordinating commission; prescribing additional duties for the commission; authorization of reciprocity agreements; authorizing contracts with private colleges; providing for increasing scholarships and grants-in-aid; authorizing revenue bonds for student loans; appropriating money; amending Minnesota Statutes 1974, Sections 136A.04; 136A.05; 136A.08; 136A.101, Subdivision 4; 136A.121, Subdivision 3; 136A.171; 136A.20; 147.30; and 147.31.

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 47, and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Gearty	Lewis	O'Neill	Spear
Ashbach	Hansen, Baldy	McCutcheon	Patton	Stassen
Bang	Hansen, Mel	Merriam	Perpich, G.	Stokowski
Berg	Hughes	Milton	Pillsbury	Stumpf
Bernhagen	Humphrey	Moe	Purfeerst	Tennessen
Brown	Jensen	Nelson	Renneke	Wegener
Chmielewski	Keefe, J.	North	Schaaf	Willet
Davies	Kirchner	Ogdahl	Schmitz	
Doty	Kleinbaum	Ohlert	Schrom	
Fitzsimons	Kowalczyk	Olson, H. D.	Sillers	

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 1769, No. 84 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 1769: 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, Subdivision 4; 43.21; 43.23, Subdivisions 1 and 2; 43.328, Subdivision 1; 43.50, Subdivision 1; and 299D.03, Subdivisions 2 and 9.

Mr. McCutcheon moved to amend H. F. No. 1769, as amended pursuant to Rule 49, adopted by the Senate May 16, 1975, as follows:

Page 9, line 31, after "10" insert "and section 8"

Page 12, line 7, after "percent" insert "and except for unclassified faculty employees in the state college system who shall receive 20 percent"

Page 12, line 11, after "percent" insert "and except for unclassified faculty employees in the state college system who shall receive 20 percent"

Page 12, lines 14 and 15, strike the new language

Page 20, after line 6, insert:

"Sec. 8. Minnesota Statutes 1974, Section 43.121, Subdivision 3, is amended to read:

Subd. 3. Notwithstanding the provisions of this section, the commissioner may assign the classes of employment which require teaching in an established school program in the department of education and institutions of the state under the jurisdiction

of the department of public welfare and the department of corrections to salary ranges, which he is hereby authorized to establish. Whenever the commissioner assigns classes of employment which require teaching in an established school program to any salary range which he is authorized to establish by this subdivision, he shall prepare schedules showing the salary ranges for each class, or group of positions in the class of positions assigned by him and he shall also prepare schedules showing entrance salaries and step increases based upon educational attainments and length of satisfactory service. The salary ranges shall include a minimum rate and not more than ~~nine~~ 12 additional step increases. In assigning ranges of salaries for positions in this category the commissioner shall give consideration to the salary schedules for teachers which are in effect in other units of government of the state.

The basic salary for institutional administrators and supervisors shall be based upon the employee's qualifications and the appropriate academic level of the special teacher salary schedule. However, the commissioner is authorized to establish a percentage differential to compensate for administrative and supervisory responsibilities. Annual length of satisfactory service salary adjustments shall be awarded beginning with the payroll period nearest the anniversary date of the special teacher's, institution educational supervisor's or institution education administrator's original or promotional appointment to his present class, unless he is notified in writing by the appointing authority that his work has been of a less than satisfactory level."

Renumber the remaining sections

Amend the title as follows:

Page 1 line 7, strike "and 2" and insert ", 2 and 3"

The motion prevailed. So the amendment was adopted.

Pursuant to Rule 21, Mr. Perpich, G. moved that the following members be excused for a Conference Committee on H. F. No. 1743:

Messrs. Perpich, G.; Moe; Doty; Renneke and Olson, J. L.
The motion prevailed.

Mr. McCutcheon moved to amend H. F. No. 1769, as amended pursuant to Rule 49, adopted by the Senate May 16, 1975, as follows:

Page 6, line 2, strike "*positions assigned to salary schedule "B"*" and insert "*journeyman skilled trade classes*"

The motion prevailed. So the amendment was adopted.

CALL OF THE SENATE

Mr. Davies imposed a call of the Senate for the balance of today's proceedings. The following Senators answered to their names:

Anderson	Dunn	Kirchner	North	Schrom
Arnold	Frederick	Kleinbaum	Ogdahl	Solon
Ashbach	Gearty	Knutson	Olhoft	Spear
Bang	Hansen, Baldy	Kowalczyk	Olson, H. D.	Stassen
Borden	Hansen, Mel	Larson	O'Neill	Stumpf
Brown	Hanson, R.	Laufenburger	Pillsbury	Tennesen
Chmielewski	Hughes	McCutcheon	Patton	Ueland
Davies	Humphrey	Merriam	Purfeerst	Wegener
Doty	Josefson	Milton	Schmitz	Willet

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

Mr. Davies moved to amend H. F. No. 1769, as amended pursuant to Rule 49, adopted by the Senate May 16, 1975, as follows:

Page 8, lines 18 through 20, strike the new language

Mr. Sillers moved a substitute amendment to H. F. No. 1769 as amended pursuant to Rule 49, adopted by the Senate May 16, 1975, as follows:

Page 8, line 19, after "system" insert "*and the state college system*"

The question being taken on the adoption of the substitute amendment,

Mr. Sillers moved that those not voting be excused from voting. The motion prevailed.

And the roll being called, there were yeas 25 and nays 39, as follows:

Those who voted in the affirmative were:

Berg	Dunn	Josefson	North	Renneke
Bernhagen	Fitzsimons	Kleinbaum	Ogdahl	Schmitz
Blatz	Frederick	Knutson	O'Neill	Schrom
Brataas	Hansen, Baldy	Larson	Patton	Sillers
Brown	Jensen	Laufenburger	Pillsbury	Ueland

Those who voted in the negative were:

Arnold	Davies	Keefe, S.	Olhoft	Spear
Ashbach	Doty	Kirchner	Olson, A. G.	Stassen
Bang	Gearty	Kowalczyk	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Stumpf
Chenoweth	Hanson, R.	McCutcheon	Perpich, G.	Tennesen
Chmielewski	Hughes	Merriam	Purfeerst	Wegener
Coleman	Humphrey	Milton	SchAAF	Willet
Conzemius	Keefe, J.	Nelson	Solon	

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

The question recurred on the Davies amendment.

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 12 and nays 48, as follows:

Those who voted in the affirmative were:

Coleman	Hughes	North	Schmitz	Tennessee
Conzemius	McCutcheon	Purfeerst	Sillers	Ueland
Davies	Moe			

Those who voted in the negative were:

Arnold	Fitzsimons	Kleinbaum	Olhoff	Schrom
Ashbach	Frederick	Knutson	Olson, H. D.	Solon
Bang	Gearty	Kowalczyk	Olson, J. L.	Spear
Berg	Hansen, Baldy	Larson	O'Neill	Stassen
Blatz	Hansen, Mel	Laufenburger	Patton	Stokowski
Borden	Hanson, R.	Lewis	Perpich, A. J.	Stumpf
Brataas	Josefson	Merriam	Perpich, G.	Wegener
Brown	Keefe, J.	Milton	Pillsbury	Willet
Chmielewski	Keefe, S.	Nelson	Renneke	
Doty	Kirchner	Ogdahl	Schaaf	

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

H. F. No. 1769 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

Pursuant to Rule 21, Mr. Perpich G. moved that the following members be excused for a Conference Committee on H. F. No. 1743:

Messrs. Perpich, G.; Moe; Doty; Renneke and Olson, J. L. The motion prevailed.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 914, No. 98 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 914: A bill for an act relating to education; children attending nonpublic schools; providing auxiliary services; textbooks, instructional materials and equipment; appropriating money.

Mr. Schaaf moved to amend H. F. No. 914, as amended pursuant to Rule 49, adopted by the Senate May 16, 1975, as follows:

Page 6, after line 28, insert:

"Sec. 7. In the event a resident of this state successfully challenges the constitutionality of this act, the court shall award the resident his costs and reasonable attorneys fees."

Renumber the sections in sequence

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 11 and nays 38, as follows:

Those who voted in the affirmative were:

Ashbach	Lewis	Nelson	Olson, H. D.	Spear
Brataas	Milton	North	Schaaf	Tennessen
Davies				

Those who voted in the negative were:

Anderson	Fitzsimons	Keefe, S.	Patton	Solon
Arnold	Gearty	Kleinbaum	Perpich, G.	Stokowski
Bernhagen	Hansen, Baldy	Knutson	Pillsbury	Stumpf
Borden	Hansen, Mel	Kowalczyk	Purfeerst	Ueland
Chenoweth	Hanson, R.	Merriam	Renneke	Wegener
Chmielewski	Hughes	Moe	Schmitz	Willet
Doty	Jensen	Olhoft	Schrom	
Dunn	Josefson	O'Neill	Sillers	

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

H. F. No. 914 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 49 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Josefson	North	Schrom
Arnold	Dunn	Keefe, J.	Olhoft	Sillers
Bang	Fitzsimons	Keefe, S.	Olson, J. L.	Solon
Berg	Gearty	Kirchner	O'Neill	Stassen
Bernhagen	Hansen, Baldy	Kleinbaum	Patton	Stokowski
Borden	Hansen, Mel	McCutcheon	Perpich, G.	Stumpf
Brown	Hanson, R.	Merriam	Pillsbury	Ueland
Chenoweth	Hughes	Milton	Purfeerst	Wegener
Chmielewski	Humphrey	Moe	Renneke	Willet
Conzemius	Jensen	Nelson	Schmitz	

Those who voted in the negative were:

Ashbach	Knutson	Lewis	Olson, H. D.	Spear
Brataas	Kowalczyk	Ogdahl	Schaaf	Tennessen
Davies				

So the bill passed and its title was agreed to.

RECONSIDERATION

Mr. Moe moved that the vote whereby H. F. No. 787 was passed by the Senate on May 17, 1975, be now reconsidered. The motion prevailed.

H. F. No. 787: A bill for an act relating to education; higher education coordinating commission; prescribing additional duties for the commission; authorization of reciprocity agreements; authorizing contracts with private colleges; providing for increasing scholarships and grants-in-aid; authorizing revenue bonds for student loans; appropriating money; amending Minnesota Statutes 1974, Sections 136A.04; 136A.05; 136A.08; 136A.101, Subdivision 4; 136A.121, Subdivision 3; 136A.171; 136A.20; 147.30; and 147.31.

Mr. Moe moved to amend H. F. No. 787, as amended pursuant to Rule 49, adopted by the Senate May 16, 1975, as follows:

Pages 6 to 8, strike section 5

Renumber the sections in sequence

Amend the title as follows:

Page 1, lines 6 and 7, strike "providing for increasing scholarships and grants-in-aid;"

Page 1, line 11, strike "136A.121, Subdivision 3;"

The motion prevailed. So the amendment was adopted.

H. F. No. 787 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 50 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kowalczyk	Olhoft	Sillers
Arnold	Fitzsimons	Larson	Olson, H. D.	Solon
Bang	Gearty	Laufenburger	Olson, J. L.	Spear
Bernhagen	Hansen, Baldy	Lewis	Patton	Stassen
Brataas	Hansen, Mel	Merriam	Perpich, G.	Stokowski
Brown	Hanson, R.	Milton	Pillsbury	Stumpf
Chenoweth	Hughes	Moe	Purfeerst	Tennessen
Chmielewski	Humphrey	Nelson	Renneke	Ueland
Davies	Jensen	North	Schaaf	Wegener
Doty	Keefe, J.	Ogdahl	Schrom	Willet

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Wegener moved that S. F. No. 211, and the Conference Committee Report thereon be taken from the table. The motion prevailed.

Mr. Wegener moved that the recommendations and Conference Committee Report as printed in the Journal May 16, 1975 on S. F. No. 211 be now adopted, and that the bill be repassed as amended by the Conference Committee.

Mr. Nelson moved that the Senate reject the Conference Committee Report on S. F. No. 211 and the report be re-referred to the Conference Committee as formerly constituted for further consideration.

The question being taken on the adoption of the motion of Mr. Nelson,

Mr. Hughes moved that those not voting be excused from voting. The motion did not prevail.

Mr. Perpich, G. moved that those not voting be excused from voting. The motion prevailed.

And the roll being called, there were yeas 28 and nays 33, as follows:

Those who voted in the affirmative were:

Ashbach	Chmielewski	Josefson	Ogdahl	Schmitz
Bang	Fitzsimons	Keefe, J.	Olson, J. L.	Sillers
Berg	Hansen, Baldy	Knutson	O'Neill	Stassen
Bernhagen	Hansen, Mel	Kowalczyk	Patton	Ueland
Brataas	Hanson, R.	Nelson	Pillsbury	
Brown	Jensen	North	Renneke	

Those who voted in the negative were:

Anderson	Dunn	Laufenburger	Olson, H. D.	Stokowski
Arnold	Gearty	Lewis	Perpich, G.	Stumpf
Borden	Hughes	Merriam	Purfeerst	Tennessen
Chenoweth	Humphrey	Milton	Schaaf	Wegener
Coleman	Keefe, S.	Moe	Schrom	Willet
Davies	Kleinbaum	Olhoft	Solon	
Doty	Larson	Olson, A. G.	Spear	

The motion did not prevail.

The question recurred on the motion of Mr. Wegener to adopt the recommendations and Conference Committee Report on S. F. No. 211. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S. F. No. 211: A bill for an act relating to counties; altering compensation of county officers; amending Minnesota Statutes 1974, Sections 38.38; 106.431, Subdivision 1; 123.56, Subdivision 9; 273.061, Subdivision 6; 282.09, Subdivision 1; 282.19; 344.19; 375.055, Subdivisions 1 and 5; 375.06, Subdivision 1; 375.47; Chapter 375, by adding a section; 376.58, Subdivision 2; 393.03; and 394.30, Subdivision 3; repealing Minnesota Statutes 1974, Sections 274.15; 375.055, Subdivision 3; 375.43; 384.151, Subdivision 2; 385.373, Subdivision 2; 386.015, Subdivision 3; 387.20, Subdivision 3; 388.18, Subdivision 3; and 485.018, Subdivision 3.

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 47 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Olson, A. G.	Solon
Arnold	Dunn	Kleinbaum	Olson, H. D.	Spear
Bang	Fitzsimons	Larson	O'Neill	Stokowski
Borden	Gearty	Laufenburger	Perpich, G.	Stumpf
Brataas	Hansen, Baldy	Lewis	Pillsbury	Tennessen
Brown	Hansen, Mel	Merriam	Purfeerst	Wegener
Chenoweth	Hanson, R.	Milton	Schaaf	Willet
Chmielewski	Hughes	Moe	Schmitz	
Coleman	Humphrey	North	Schrom	
Davies	Keefe, J.	Olhoft	Sillers	

Those who voted in the negative were:

Ashbach	Jensen	Kowalczyk	Olson, J. L.	Renneke
Bernhagen	Josefson	Nelson	Patton	Ueland

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

Mr. Perpich, G. moved that S. F. No. 66 and the Conference Committee Report thereon be taken from the table. The motion prevailed.

Mr. Perpich, G. moved that the recommendations and Conference Committee Report as printed in the Journal May 16, 1975 on S. F. No. 66 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.

S. F. No. 66: A bill for an act relating to game and fish; authorizing certain handicapped hunters to transport uncased but unloaded firearms; providing permanent permits for handicapped hunters; amending Minnesota Statutes 1974, Section 98.48, Subdivision 12.

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 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Frederick moved that S. F. No. 1446 and the Conference Committee Report thereon be taken from the table. The motion prevailed.

Mr. Frederick moved that the recommendations and Conference Committee Report as printed in the Journal May 16, 1975 on S. F. No. 1446 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.

S. F. No. 1446: A bill for an act relating to Dodge and Olmsted counties; authorizing a judge of the county court district of Dodge-Olmsted to take a leave of absence for purposes of study and research.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

RECESS

Mr. Coleman moved that the Senate do now recess until 2:45 o'clock p.m. The motion prevailed.

The hour of 2:45 o'clock p.m. having arrived, the President called the Senate to order.

Pursuant to Rule 21, Mr. Laufenburger moved that the following members be excused for a Conference Committee on H. F. No. 1160:

Messrs. Hansen, Baldy; Frederick; Larson; Laufenburger and Olhoft. The motion prevailed.

Pursuant to Rule 21, Mr. Perpich, G. moved that the following members be excused for a Conference Committee on H. F. No. 1743 at 4:00 p.m.:

Messrs. Perpich, G.; Moe; Doty; Renneke and Olson, J.L. The motion prevailed.

SUSPENSION OF RULES

Mr. Humphrey moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 1137 and that the rules of the Senate be so far suspended as to give H. F. No. 1137, now on General Orders, it third reading and place it on its final passage. The motion prevailed.

H. F. No. 1137: A bill for an act relating to housing; increasing range of eligibility for assistance from housing finance agency; providing for revolving loan funds and direct subsidies; appropriating money; amending Minnesota Statutes 1974, Sections 462A.03, Subdivision 13; 462A.05, Subdivisions 2, 14 and 15; 462A.07, by adding a subdivision; 462A.21, by adding subdivisions; and 462A.22, Subdivision 9.

Mr. Humphrey moved to amend H. F. No. 1137, as amended pursuant to Rule 49, adopted by the Senate May 17, 1975, as follows:

Page 7, line 30, after the period insert:

"Up to \$12,500,000 of this appropriation may be used for making rehabilitation grants. Grants made under terms of this appropriation shall contain a requirement that the grant be recovered by the agency in accordance with the following schedule:

(1) If the property is sold, transferred, or otherwise conveyed within the first year after receipt of a grant, the recipient shall repay the full amount of the grant; or

(2) If the property is sold, transferred, or otherwise conveyed within the second year after receipt of a grant, the recipient shall repay 80% of the amount of the grant; or

(3) If the property is sold, transferred, or otherwise conveyed within the third year after receipt of a grant, the recipient shall repay 60% of the amount of the grant; or

(4) If the property is sold, transferred, or otherwise conveyed within the fourth year after receipt of a grant, the recipient shall repay 40% of the amount of the grant; or

(5) If the property is sold, transferred, or otherwise conveyed within the fifth year after receipt of a grant, the recipient shall repay 20% of the amount of the grant; or

(6) If the property is sold, transferred, or otherwise conveyed within the sixth year after receipt of the grant, or thereafter, there shall be no repayment requirement."

The motion prevailed. So the amendment was adopted.

Mr. Olson, H. D. moved to amend H. F. No. 1137, as amended pursuant to Rule 49, adopted by the Senate May 17, 1975, as follows:

Page 1, line 14, strike ", limited profit entity or a builder,"

Page 1, line 15, strike "are" and insert "is"

Page 2, line 9, strike "or builders"

The motion prevailed. So the amendment was adopted.

Mr. Borden moved to amend H. F. No. 1137, as amended pursuant to Rule 49, adopted by the Senate May 17, 1975, as follows:

Page 1, after line 10, insert:

"Section 1. Minnesota Statutes 1974, Section 334.01, Subdivision 2, is amended to read:

Subd. 2. ~~Transactions~~ A contract for the loan or forbearance of money, goods, or things in action, in the amount of \$100,000 or more, shall be exempt from the provisions of this section and the interest for such an indebtedness shall be at the rate of \$6 upon \$100 for a year, unless a different rate is contracted for in writing. This subdivision expires July 1, 1978. A contract for a loan or forbearance made on or before July 1, 1978, at a rate of interest not in excess of the rate of interest authorized by this subdivision at the time the loan or forbearance was made shall continue to be

enforceable in accordance with its terms until the indebtedness is fully satisfied.

Sec. 2. Minnesota Statutes 1974, Section 334.01, is amended by adding a subdivision to read:

Subd. 3. Notwithstanding subdivisions 1 and 2, a financial institution as defined in section 47.015, subdivision 1, or a mortgage bank, an insurance company as defined in section 60A.02, subdivision 4, or any agricultural credit corporation organized to lend money for agricultural purposes, may contract for the loan or forbearance of money (a) at a rate of interest not exceeding the lesser of nine percent or three-quarters of one percent above the federal reserve discount rate on 90 day commercial paper in effect for national banking associations in the ninth federal reserve district or (b) at an interest rate that is otherwise permitted by law. This subdivision expires July 1, 1976. A contract for a loan or forbearance of money made before July 1, 1976 at a rate of interest authorized by this subdivision shall continue to be enforceable in accordance with its terms until the indebtedness is fully satisfied."

Page 8, after line 20, insert:

"Sec. 10. Laws 1974, Chapter 238, Section 2, is repealed."

Page 8, line 21, before *"This"* insert *"Sections 1, 2 and 3 of this act shall be effective the day following final enactment. The remainder of"*

Renumber the sections in sequence

Further amend the title as follows:

Page 1, line 2, before *"housing"* insert *"commerce; rates of interest on money; continuing the exemption of certain loans from maximum interest rates; and permitting financial institutions to charge an interest rate based upon the federal reserve discount rate on short term commercial paper in the ninth federal reserve district; increase the availability of"*

Page 1, line 6, after *"Sections"* insert *"334.01, Subdivision 2, and by adding a subdivision;"*

Page 1, line 9, after *"Subdivision 9"* insert *"; repealing Laws 1974, Chapter 238, Section 2"*

The motion prevailed. So the amendment was adopted.

Mr. Nelson moved to amend H. F. No. 1137 as amended pursuant to Rule 49, adopted by the Senate May 17, 1975, as follows:

Page 1, after line 10, insert:

"Section 1. Minnesota Statutes 1974, Section 290.06, is amended by adding a subdivision to read:

Subd. 12. Any taxpayer who purchases or contracts for the construction of a single unit dwelling for use for the first time as a residence, or who remodels or rehabilitates a single unit dwelling at a cost exceeding one-fourth of its value, or in the case of a dwelling 40 years old or older, one-tenth of its value, before the remodel-

ing or rehabilitation shall be eligible for a credit against his legally payable income tax in an amount equal to ten percent of the first \$10,000 of the purchase price or the cost, five percent of the next \$10,000 of the purchase price or cost, and three percent of the next \$30,000 of the purchase price or cost. The provisions of this subdivision shall apply only to residences used as a homestead by the taxpayer. The credit may be carried forward and applied by the taxpayer against his tax legally payable over a period of three years. In no year may a credit of over \$1,500 be claimed. No taxpayer may claim credit against the cost of more than one purchase or remodeling or rehabilitation. This subdivision applies to purchase agreements and contracts entered into and costs incurred after March 26, 1975, and before July 1, 1977."

Page 7, strike lines 14 to 32

Page 8, strike lines 1 to 20

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after "housing;" insert "providing an income tax credit for taxpayers who purchase certain dwelling units;"

Page 1, line 5, strike "appropriating money;"

Page 1, line 6, after "Sections" insert "290.06 by adding a subdivision;"

The question being taken on the adoption of the amendment,

Mr. Humphrey moved that those not voting be excused from voting. The motion did not prevail.

Mr. Coleman moved that those not voting be excused from voting. The motion prevailed.

And the roll being called, there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Josefson	Merriam	Renneke
Ashbach	Fitzsimons	Keefe, J.	Nelson	Sillers
Bang	Frederick	Kirchner	Ogdahl	Stassen
Berg	Hansen, Baldy	Knutson	Olson, J. L.	Ueland
Bernhagen	Hansen, Mel	Kowalczyk	O'Neill	
Blatz	Hanson, R.	Larson	Patton	
Brataas	Jensen	McCutcheon	Pillsbury	

Those who voted in the negative were:

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

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

Mr. Olson, H. D. moved to amend H. F. No. 1137, as amended pursuant to Rule 49, adopted by the Senate May 17, 1975, as follows:

Page 1, line 17, strike “, except” and insert a period

Page 1, strike lines 18 through 20

Page 1, line 21, strike “establish in its rules.”

The motion prevailed. So the amendment was adopted.

Mr. Hansen, Mel moved to amend H. F. No. 1137, as amended pursuant to Rule 49, adopted by the Senate May 17, 1975, as follows:

Page 7, line 22, strike “\$25,000,000” and insert “\$15,000,000”

Page 7, line 22, strike “rehabilitation grants and”

Page 7, line 27, strike “shall” and insert “may”

Page 7, line 27, strike “and grants”

Page 7, line 28, after “or” insert “nonprofit”

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 24 and nays 33, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Laufenburger	Olson, H. D.	Stokowski
Arnold	Gearty	Lewis	Perpich, G.	Stumpf
Borden	Hansen, Baldy	McCutcheon	Purfeerst	Tennessen
Chenoweth	Hughes	Merriam	Schaaf	Wegener
Coleman	Humphrey	Milton	Schmitz	Willet
Conzernius	Keefe, S.	Moe	Solon	
Davies	Kleinbaum	Olson, A. G.	Spear	

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

Mr. Coleman moved to amend H. F. No. 1137, as amended pursuant to Rule 49, adopted by the Senate May 17, 1975, as follows:

Page 4, after line 28, insert:

“Sec. 5. Minnesota Statutes 1974, Section 462A.07, is amended by adding a subdivision to read:

Subd. 9a. It shall promulgate rules as may be necessary to insure that priority for assistance by the agency will be given to a project located in a county or municipality that has zoning or land use codes or ordinances which do not unreasonably in-

hibit the economical construction of housing units for persons and families of low and moderate income."

Renumber the sections

Amend the title as follows:

Page 1, line 4, after the semicolon insert "limiting assistance for areas with certain zoning code restrictions;"

Page 1, line 8, strike "a subdivision" and insert "subdivisions"

The motion prevailed. So the amendment was adopted.

H. F. No. 1137 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 37 and nays 23, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Lewis	O'son, A. G.	Stokowski
Arnold	Hughes	McCutcheon	O'Neill	Stumpf
Borden	Humphrey	Merriam	Perpich, A. J.	Tennessen
Chenoweth	Josefson	Milton	Perpich, G.	Wegener
Chmielewski	Keefe, J.	Moe	Schaaf	Willet
Coleman	Keefe, S.	North	Schmitz	
Conzemius	Kleinbaum	Ogdahl	Solon	
Doty	Laufenburger	Olhoff	Spear	

Those who voted in the negative were:

Ashbach	Brown	Hansen, Mel	Larson	Purfeerst
Bang	Davies	Hanson, R.	Nelson	Renneke
Berg	Dunn	Jensen	Olsen, J. L.	Stassen
Blatz	Fitzsimons	Knutson	Patton	
Brataas	Hansen, Baldy	Kowalczyk	Pillsbury	

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

Without objection, the Senate reverted to the Order of Business of Messages from the House and First Reading of House Bills.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1722:

H. F. No. 1722: A bill for an act relating to transportation; increasing the excise tax on gasoline and gasoline substitutes; decreasing tax levies authorized for the metropolitan transit commission; providing for a redefinition of the transit taxing district and authorizing contract service beyond the boundaries thereof; providing for public transportation improvements throughout the state and providing for public transit demonstration projects; creating the Minnesota state transportation fund, and authorizing the issuance of state bonds to provide

money for appropriation to state agencies and subdivisions to finance public lands, buildings and capital improvements needed for a balanced state transportation system; amending a route on the interstate system; adding additional routes to the trunk highway system; providing for the construction of certain acoustical barriers along certain interstate highways; appropriating money; amending Minnesota Statutes 1974, Sections 161.12; and 296.02, Subdivision 1; and Chapter 296, by adding a section; and Laws 1975, Chapter 13, Section 71, Subdivisions 1, 2 and 4.

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

Patton, Stanton, Berg, Tomlinson and Schreiber have been appointed as such committee on the part of the House.

House File No. 1722 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 May 17, 1975

Mr. Purfeerst moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 1722, 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 that the House refuses to concur in the Senate amendments to House File No. 1199:

H. F. No. 1199: A bill for an act relating to treatment for alcohol and drug abuse; providing for programs of intervention and treatment for employees and underserved groups; appropriating money; amending Minnesota Statutes 1974, Section 254A.-02, by adding subdivisions; and Chapter 254A, by adding sections.

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

Clawson, Berglin and Forsythe have been appointed as such committee on the part of the House.

House File No. 1199 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 May 17, 1975

Mr. Davies moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 1199, 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 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 Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 829: A bill for an act relating to state colleges; requiring the state college board to designate certain colleges as state universities; amending Minnesota Statutes 1974, Section 136.01.

Senate File No. 829 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 17, 1975

CONCURRENCE AND REPASSAGE

Mr. Kleinbaum moved that the Senate concur in the amendments by the House to S. F. No. 829 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 829 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 50 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Moe	Schmitz
Arnold	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Ashbach	Hansen, Mel	Knutson	Olhoft	Sillers
Bang	Hanson, R.	Kowalczyk	Olson, H. D.	Solon
Borden	Hughes	Larson	O'Neill	Stokowski
Brataas	Humphrey	Laufenburger	Patton	Stumpf
Brown	Jensen	Lewis	Pillsbury	Tennessee
Chenoweth	Josefson	McCutcheon	Purfeerst	Ueland
Chmielewski	Keefe, J.	Merriam	Renneke	Wegener
Coleman	Keefe, S.	Milton	Schaaf	Willet

Those who voted in the negative were:

Davies	Hansen, Baldy North	Olson, J. L.	Spear
Doty	Nelson		

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. 888: A bill for an act relating to counties; publication of financial statements; extending the time for publication and removing the requirement to publish certain detailed accounts; amending Minnesota Statutes 1974, Section 375.17.

Senate File No. 888 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 17, 1975

CONCURRENCE AND REPASSAGE

Mr. Chmielewski moved that the Senate concur in the amendments by the House to S. F. No. 888 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 888 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 54 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Dunn and Olhoft voted in the negative.

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 House File, herewith transmitted: H. F. No. 702.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted May 17, 1975

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H. F. No. 702: A bill for an act relating to state administrative procedures; redefining certain terms; prescribing a method for the adoption, amendment, suspension or repeal of rules; providing for the publication of a manual of state agency rules; providing for the publication of the state register; creating an office of hearing examiners; appropriating money; amending Minnesota Statutes 1974, Sections 15.0411; 15.0412; 15.0413, Subdivisions 1, 2 and 3; 15.0415; 15.0421; 15.046; 15.047, Subdivision 1; 15.048; 15.049; 15.051, Subdivisions 1 and 2, and by adding a subdivision; 16.80, Subdivision 1; and Chapters 5, by adding a section; and 15, by adding sections; and Laws 1974, Chapter 344, Section 9; repealing Minnesota Statutes 1974, Section 15.0413, Subdivisions 4, 5 and 6.

Mr. Borden moved that H. F. No. 702 be laid on the table. The motion prevailed.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 511, pursuant to the request of the House:

Messrs. Borden, Bang, Laufenburger, Moe and Ogdahl.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 533, pursuant to the request of the House:

Messrs. Willet, Moe and Arnold.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 638, pursuant to the request of the House:

Messrs. Stokowski, Solon and Larson.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 1456, pursuant to the request of the House:

Messrs. Hughes, North and O'Neill.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 6:10 o'clock p.m. The motion prevailed.

The hour of 6:10 o'clock p.m. having arrived, the President called the Senate to order.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 1722, pursuant to the request of the House:

Messrs. Purfeerst, Schaaf, Kirchner, Laufenburger and Chenoweth.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 1199, pursuant to the request of the House:

Messrs. Moe, Knutson and Tennesen.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 1308, pursuant to the request of the Senate:

Messrs. Olson, H. D.; Jensen and Wegener.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 1798, No. 117 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 1798: A bill for an act relating to the organization and operations of state government; appropriating money to the department of highways and for other purposes; amending Minnesota Statutes 1974, Sections 161.35; 161.39, Subdivision 5a; and repealing Minnesota Statutes 1974, Section 161.355, 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 53 and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Brown	Pillsbury	Spear	Stumpf	Willet
Milton				

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Perpich, A. J., Chairman of the Committee on Taxes and Tax Laws, designated H. F. No. 474, No. 30 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 474: 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; Sections 290.01, Subdivision 20; and 290.12, Subdivision 2.

Mr. Brown moved to amend H. F. No. 474, as amended pursuant to Rule 49, adopted by the Senate May 7, 1975, as follows:

Page 2, line 2, after "occupants" insert "or, if unoccupied, is a hazardous building within the meaning of section 463.15, subdivision 3"

The motion prevailed. So the amendment was adopted.

Mr. Brown then moved to amend H. F. No. 474, as amended pursuant to Rule 49, adopted by the Senate May 7, 1975, as follows:

In the page 1, line 18, amendment, after "agricultural purposes" insert "or owner-occupied buildings with four dwelling units or less"

The motion prevailed. So the amendment was adopted.

Mr. Brown then moved to amend H. F. No. 474, as amended pursuant to Rule 49, adopted by the Senate May 7, 1975, as follows:

Page 2, after line 12, insert:

"Subd. 3. The agency shall also, at the time of written notice of violation to the owner pursuant to subdivision 2, inform the

owner of federal, state, or local public or private housing rehabilitation programs including but not limited to the Minnesota Housing Finance Agency rehabilitation loan and grant program, authorized pursuant to chapter 462A, and shall also refer owners to such programs."

Renumber the subdivisions in sequence

The motion prevailed. So the amendment was adopted.

Mr. Brown then moved to amend H. F. No. 474, as amended pursuant to Rule 49, adopted by the Senate May 7, 1975, as follows:

Page 12, line 19, strike "1974" and insert "1975"

The motion prevailed. So the amendment was adopted.

Mr. Perpich, A. J. moved to amend H. F. No. 474, as amended pursuant to Rule 49, adopted by the Senate May 7, 1975, as follows:

Page 2, line 3, strike "of the violation"

Page 2, line 4, after "owner," insert "*which (1) contains the particulars of the violation; (2) informs the owner of where an appeal may be filed; and (3) contains a general description of the tax consequences, if the violations are not corrected,*"

Page 2, line 29, after "ordinance" insert "*, including but not limited to an appeal to the county or municipal court of the county in which the building is located, concerning the violation and determination of material endangerment or hazard made pursuant to subdivision 2"*

Page 3, line 10, after "year" insert "*, and other information which is necessary for the commissioner to carry out his responsibilities as set forth in subdivision 9, on a form prescribed by the commissioner"*

Page 3, line 23, strike "*The provisions of this section do not apply.*" and insert "*A notice of noncompliance shall not be mailed by the agency to the taxpayer until after the time the state or the governing body of the appropriate political subdivision has prescribed by statute or ordinance the nature and types of violations of codes referred to in subdivision 2, which would constitute a material endangerment to the health and safety of occupants of buildings or which would constitute a hazardous building within the meaning of section 463.15, subdivision 3.*"

Page 3, strike lines 24 through 29

Page 3, after line 29 insert:

"Subd. 9. On or before March 15 of each year, the commissioner of revenue shall report to the tax committees of both houses of the legislature information indicating: (a) the number of written notices of violations issued by the agency pursuant to subdivision 2; (b) the number and types of substandard buildings found to be in noncompliance under this act and the average time of such non-

compliance; (c) the number and types of buildings brought into a condition of compliance under this act; (d) a description of the types of violations found to endanger the health and safety of occupants under this act; and (e) the number and types of buildings abandoned, destroyed or no longer used for rental purposes after the service of a notice of noncompliance pursuant to subdivision 4."

The motion prevailed. So the amendment was adopted.

Mr. Keefe, J. moved to amend H. F. No. 474, as amended pursuant to Rule 49, adopted by the Senate May 7, 1975, as follows:

Page 12, line 19, after "1975" insert "and shall, unless re-enacted, expire after the taxable year ending December 31, 1979"

The motion prevailed. So the amendment was adopted.

H. F. No. 474 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 55 and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ashbach	Blatz	Kirchner	Patton	Schrom
Bang	Josefaon			

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

RECONSIDERATION

Mr. Dunn moved that the vote whereby H. F. No. 1241 failed to pass the Senate on May 16, 1975, be now reconsidered. The motion prevailed.

Mr. Dunn moved that H. F. No. 1241 be laid on the table. The motion prevailed.

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 MATTEES

H. F. No. 1187: A bill for an act relating to the operation of

state government; providing for implementation of a state register of official notices by state departments; amending Minnesota Statutes 1974, Section 15.0412, Subdivision 4; and Laws 1974, Chapter 344, Section 9.

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 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Ogdahl	Sillers
Arnold	Doty	Kirchner	Olhoft	Solon
Ashbach	Dunn	Kleinbaum	Olson, A. G.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Gearty	Kowalczyk	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, G.	Tennessen
Brataas	Hanson, R.	McCutcheon	Pillsbury	Ueland
Brown	Hughes	Merriam	Purfeerst	Wegener
Chenoweth	Humphrey	Milton	Renneke	Willet
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. 1423: A bill for an act relating to the Minnesota Statutes; providing for publication thereof; amending Minnesota Statutes 1974, Section 648.31, Subdivisions 1 and 3; and 648.45, 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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

RECONSIDERATION

Mr. Olhoft moved that the vote whereby H. F. No. 1007 failed

to pass the Senate on May 15, 1975, be now reconsidered. The motion prevailed.

H. F. No. 1007: A bill for an act relating to employment; excluding conservation officers from the operation of the fair labor standards act; repealing certain job application requirements; amending Minnesota Statutes 1974, Section 177.23, Subdivision 7; repealing Minnesota Statutes 1974, Section 43.16.

Mr. Bernhagen moved to amend H. F. No. 1007 as follows:

Page 3, strike Section 2

Amend the title as follows:

Page 1, lines 4 and 5, strike "repealing certain job application requirements;"

Page 1, lines 6 and 7, strike "; repealing Minnesota Statutes 1974, Section 43.16"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 21 and nays 35, as follows:

Those who voted in the affirmative were:

Aashbach	Dunn	Jensen	Larson	Ueland
Bang	Fitzsimons	Josefson	Olhoff	
Berg	Frederick	Kirchner	Patton	
Bernhagen	Hansen, Baldy	Knutson	Renneke	
Blatz	Hansen, Mel	Kowalczyk	Schmitz	

Those who voted in the negative were:

Anderson	Davies	Lewis	O'Neill	Spear
Arnold	Doty	Merriam	Perpich, G.	Stassen
Borden	Gearty	Milton	Purfeerst	Stokowski
Brataas	Hughes	Moe	Schaaf	Stumpf
Chenoweth	Humphrey	Nelson	Schrom	Tennessen
Coleman	Keefe, S.	North	Sillers	Wegener
Conzemius	Kleinbaum	Ogdahl	Solon	Willet

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

H. F. No. 1007 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 56 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Bang	Borden	Chmielewski	Doty
Arnold	Berg	Brataas	Conzemius	Dunn
Aashbach	Blatz	Chenoweth	Davies	Fitzsimons

Frederick	Keefe, S.	Merriam	O'Neill	Stokowski
Gearty	Kirchner	Milton	Perpich, G.	Stumpf
Hansen, Mel	Kleinbaum	Moe	Pillsbury	Tennessen
Hanson, R.	Knutson	Nelson	Schaaf	Ueland
Hughes	Kowalczyk	North	Schmitz	Willet
Humphrey	Larson	Ogdahl	Sillers	
Jensen	Laufenburger	Olhoff	Solon	
Josefson	Lewis	Olson, H. D.	Spear	
Keefe, J.	McCutcheon	Olson, J. L.	Stassen	

Those who voted in the negative were:

Bernhagen	Patton	Purfeerst	Renneke	Schrom
Hansen, Baldy				

So the bill passed and its title was agreed to.

RECESS

Mr. Coleman moved that the Senate do now recess until 8:45 o'clock p.m. The motion prevailed.

The hour of 8:45 o'clock p.m. having arrived, the President called the Senate to order.

Pursuant to Rule 21, Mr. Purfeerst moved that the following members be excused for a Conference Committee on H. F. No. 1722:

Messrs. Laufenburger, Schaaf, Chenoweth, Kirchner and Purfeerst. The motion prevailed.

Pursuant to Rule 21, Mr. Frederick moved that the following members be excused for a Conference Committee on S. F. No. 1026 at 9:00 p.m.:

Messrs. Frederick; Schrom; Olson, H. D.; Bernhagen and Hansen, Baldy. The motion prevailed.

Pursuant to Rule 21, Mr. Willet moved that the following members be excused for a Conference Committee on H. F. No. 1759:

Messrs. Willet, Borden, Chenoweth, Fitzsimons and Josefson. The motion prevailed.

Without objection, the Senate reverted to the Order of Business of Messages from the House.

MESSAGES FROM THE HOUSE

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. 733: A bill for an act relating to rates of interest; permitting lending institutions to charge interest rates on business and agricultural loans of up to five percent more than the federal discount rate at the time the loan was made.

Senate File No. 733 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 17, 1975

Mr. Hansen, Baldy moved that the Senate do not concur in the amendments by the House to S. F. No. 733 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 refuses to concur in the Senate amendments to House File No. 1769:

H. F. No. 1769: 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; providing salaries for department heads and certain judicial positions; amending Minnesota Statutes 1974, Sections 15A.081, Subdivision 1; 15A.083; 43.05, Subdivision 2; 43.062, Subdivision 3, and by adding a subdivision; 43.067; 43.069, Subdivision 1; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivisions 1, 2, and 3; 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; repealing Minnesota Statutes 1974, Sections 15A.081, Subdivisions 1a and 4; 487.05; and 526.18.

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

Lindstrom; Sieben, H. and Fugina have been appointed as such committee on the part of the House.

House File No. 1769 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 May 17, 1975

Mr. McCutcheon moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 1769, 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 appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 787:

H. F. No. 787: A bill for an act relating to education; higher education coordinating commission; prescribing additional duties for the commission; authorization of reciprocity agreements; authorizing contracts with private colleges; providing for increasing scholarships and grants-in-aid; authorizing revenue bonds for student loans; appropriating money; amending Minnesota Statutes 1974, Sections 136A.04; 136A.05; 136A.08; 136A.101, Subdivision 4; 136A.121, Subdivision 3; 136A.171; 136A.20; 147.30; and 147.31.

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

Fugina, Searle and Kroening have been appointed as such committee on the part of the House.

House File No. 787 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 May 17, 1975

Mr. Moe moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 787, 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 appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1137:

H. F. No. 1137: A bill for an act relating to housing; increasing range of eligibility for assistance from housing finance agency; providing for revolving loan funds and direct subsidies; appropriating money; amending Minnesota Statutes 1974, Sections 462A.03, Subdivision 13; 462A.05, Subdivisions 2 and 14; 462A.07, by adding a subdivision; 462A.19, Subdivision 1; 462A.21, by adding subdivisions; and 462A.22, Subdivision 9.

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

Knoll, Norton and Lindstrom have been appointed as such committee on the part of the House.

House File No. 1137 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 May 17, 1975

Mr. Davies moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 1137, 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 appointed on the part of the House. The motion prevailed.

RECESS

Mr. Davies moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

CALL OF THE SENATE

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

Anderson	Conzemius	Humphrey	Olhoft	Schrom
Arnold	Davies	Keefe, S.	Olson, J. L.	Spear
Ashbach	Dunn	Kirchner	O'Neill	Stassen
Berg	Fitzsimons	Kowalczyk	Perpich, G.	Stokowski
Borden	Gearty	Laufenburger	Purfeerst	Stumpf
Brataas	Hansen, Baldy	McCutcheon	Renneke	
Brown	Hanson, R.	Merriam	Schaaf	
Coleman	Hughes	Milton	Schmitz	

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Anderson moved that H. F. No. 645 be withdrawn from the Committee on Rules and Administration. The motion prevailed.

SUSPENSION OF RULES

Mr. Anderson moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 645 and that the rules of the Senate be so far suspended as to give H. F. No. 645 its second and third reading and place it on its final passage. The motion prevailed.

H. F. No. 645 was read the second time.

H. F. No. 645: A bill for an act relating to health; authorizing a state subsidy to local units of government for providing community health services; prescribing the powers of the state board of health; appropriating money.

Mr. Anderson moved to amend H. F. No. 645, as follows:

Page 1, line 12, delete "to" and insert "through"

Page 2, line 32, delete "counseling"

Page 3, delete lines 1 to 12 and insert "birth control and infertility services which include education, counseling, and medical appraisal."

Page 7, line 5, delete "members" and insert "members' "

Page 7, line 11, delete "4" and insert "3"

Page 7, line 26, after "provided" insert a comma and after "however" insert a comma

Page 8, line 21, after "145.01" delete the comma

Page 8, line 24, after "provided" insert a comma and after "however" insert a comma

Page 10, line 2, delete "The board of health"

Page 10, delete lines 3 and 4

Page 10, line 5, delete "jurisdiction."

Page 12, line 14, after "provided" insert a comma and after "however" insert a comma

Page 13, line 1, after "tax" delete "as" and insert "within the levy limits"

Page 14, delete lines 15 to 22 and insert

"Subd. 2. [ELIGIBILITY OF CITIES.] A city having a city health department organized under the provisions of chapter 145 and located in a county having a population of 300,000 or more persons, or two or more contiguous cities combined under the provisions of section 471.59, having an aggregate population of 65,000 or more persons and located in a county having a population of 300,000 or more persons, shall be eligible for the community health services subsidy under the provisions of this act if:"

Page 14, line 23, delete "(b)" and insert "(a)"

Page 14, line 24, after "3" insert ", subdivision 2"

Page 14, line 25, delete "(c)" and insert "(b)"

Page 14, line 28, delete "(d)" and insert "(c)"

Page 14, line 30, delete "(e)" and insert "(d)"

Page 18, after line 10, insert

"Sec. 9. [SPECIAL GRANTS.] Subdivision 1. The board may make special grants to a city, a county, or group of cities or counties to establish, operate or subsidize clinic facilities and services, including mobile clinics, to furnish community health services for migrant agricultural workers and their families in areas of the state in which significant numbers of migrant workers are located. The community health services plan submitted by the local board must contain a proposal for the delivery of such services and documenta-

tion of input by affected segments of the community to the plan in order to qualify for a grant under this section.

Subd. 2. The board may make special grants to a city, a county, or group of cities or counties to establish, operate, or subsidize clinic facilities and services to furnish community health services for native Americans who have no established county of residence. The community health services plan submitted by the local board must contain a proposal for the delivery of such services and documentation of input by affected segments of the community to the plan in order to qualify for a grant under this section."

Page 18, line 16, after "health" insert a comma

Page 18, line 17, after "act" insert a comma

Page 20, line 16, delete "; and" and insert ", and;"

Page 21, line 3, delete ", provided that such computation shall" and insert a period

Page 21, delete lines 4 and 5

Page 21, delete lines 26 to 32

Page 22, delete lines 1 to 9

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

Page 22, line 21, delete "Subdivision 1."

Page 22, line 22, delete "\$3,700,000" and insert "\$1,500,000"

Page 22, line 23, delete "biennium" and insert "fiscal year beginning July 1, 1976 and"

Page 22, line 24, delete "section" and insert "sections 9 and"

Page 22, delete lines 25 to 31

Renumber the sections in sequence

Further, amend the title as follows:

Page 1, line 2, after "health;" insert "community health programs;"

The motion prevailed. So the amendment was adopted.

Mr. Chmielewski moved to amend H. F. No. 645, as amended by the Anderson amendment, adopted by the Senate May 17, 1975, as follows:

Page 3, after line 3, insert:

"Prior to providing any drug, medical preparation, or contraceptive device to any unmarried person under the age of 17 years, every agency, entity or individual providing family planning services and receiving funds through the provisions of this act shall notify such minor's parents or legal guardians of such action unless such minor is emancipated from the parents."

The question being taken on the adoption of the amendment,

Mr. Conzemius moved that those not voting be excused from voting. The motion did not prevail.

Mr. Anderson moved that those not voting be excused from voting. The motion prevailed.

And the roll being called, there were yeas 29 and nays 30, as follows:

Those who voted in the affirmative were:

Bang	Fitzsimons	Keefe, J.	Olson, H. D.	Schrom
Berg	Gearty	Kleinbaum	Olson, J. L.	Stassen
Bernhagen	Hansen, Baldy	Knutson	O'Neill	Stokowski
Blatz	Hanson, R.	Kowalczyk	Patton	Wegener
Brown	Jensen	Larson	Renneke	Willet
Chmielewski	Josefson	Olhoft	Schmitz	

Those who voted in the negative were:

Anderson	Conzemius	Lewis	North	Sillers
Arnold	Dunn	McCutcheon	Ogdahl	Solon
Ashbach	Humphrey	Merriam	Perpich, G.	Spear
Brataas	Keefe, S.	Milton	Pillsbury	Stumpf
Chenoweth	Kirchner	Moe	Purfeerst	Tennessen
Coleman	Laufenburger	Nelson	Schaaf	Ueland

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

Mr. Keefe, J. moved to amend H. F. No. 645, as amended by the Anderson amendment, adopted by the Senate May 17, 1975, as follows:

Page 4, line 30, after "county" and before "may" insert ", except Hennepin county,"

Page 8, line 19, strike "community"

Page 8, strike line 20

Page 8, line 21, strike "persons"

Page 14, line 9, strike "65,000" and insert "40,000"

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

H. F. No. 645 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 47 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Solon
Arnold	Davies	Keefe, S.	Nelson	Spear
Ashbach	Doty	Kirchner	North	Stokowski
Bang	Dunn	Knutson	Ogdahl	Stumpf
Berg	Fitzsimons	Kowalczyk	Olhoft	Tennessen
Bernhagen	Gearty	Laufenburger	O'Neill	Ueland
Blatz	Hansen, Mel	Lewis	Patton	Willet
Borden	Hanson, R.	McCutcheon	Pillsbury	
Brataas	Hughes	Merriam	Schmitz	
Coleman	Humphrey	Milton	Sillers	

Those who voted in the negative were:

Brown	Hansen, Baldy	Keefe, J.	Schrom	Stassen
Chmielewski				

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

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 757, No. 85 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 757: A bill for an act relating to health care; directing the commissioner of insurance to prescribe certain health insurance claim forms.

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 45 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Hanson, R.	McCutcheon	Schmitz
Arnold	Coleman	Hughes	Merriam	Sillers
Ashbach	Davies	Humphrey	Milton	Solon
Bang	Doty	Josefson	Nelson	Spear
Berg	Dunn	Keefe, S.	North	Stassen
Bernhagen	Fitzsimons	Kleinbaum	Ogdahl	Stokowski
Blatz	Gearty	Kowalczyk	Olhoff	Stumpf
Borden	Hansen, Baldy	Larson	Patton	Ueland
Brataas	Hansen, Mel	Lewis	Pillsbury	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 1009, No. 86 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 1009: A bill for an act relating to health and welfare; providing for increasing service levels under the nutrition for the elderly program; appropriating money.

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 40 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Coleman	Fitzsimons	Hansen, Mel
Arnold	Borden	Davies	Frederick	Hanson, R.
Ashbach	Brataas	Doty	Gearty	Hughes
Berg	Brown	Dunn	Hansen, Baldy	Humphrey

Josefson	Merriam	Olhoft	Sillers	Stokowski
Keefe, S.	Nelson	Patton	Solon	Stumpf
Kleinbaum	North	Pillsbury	Spear	Ueland
McCutcheon	Ogdahl	Schmitz	Stassen	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 257, No. 88 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 257: A bill for an act relating to education; creating a senior citizens higher education program for certain resident senior citizens.

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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Hansen, Mel	Nelson	Solon
Arnold	Coleman	Hanson, R.	North	Spear
Aashbach	Davies	Hughes	Olhoft	Stassen
Bang	Doty	Josefson	O'Neill	Stokowski
Berg	Dunn	Keefe, S.	Patton	Stumpf
Bernhagen	Fitzsimons	Kleinbaum	Pillsbury	Ueland
Blatz	Frederick	Kowalczyk	Schmitz	Willet
Borden	Gearty	McCutcheon	Schrom	
Brataas	Hansen, Baldy	Merriam	Sillers	

So the bill passed and its title was agreed to.

Mr. Arnold moved that H. F. No. 1140 be stricken from General Orders and re-referred to the Committee on Finance. The motion prevailed.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 344, No. 91 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 344: A bill for an act relating to motor vehicles; providing for activities in connection with motor vehicle and other waste; amending Minnesota Statutes 1974, Sections 168B.02, by adding a subdivision; 168B.09, Subdivision 1; 168B.10, Subdivision 1; and Chapter 168B, 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 42 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Chmielewski	Hansen, Mel	Nelson	Spear
Ashbach	Coleman	Hanson, R.	North	Stassen
Bang	Conzemius	Hughes	Olhoft	Stokowski
Berg	Davies	Josefson	O'Neill	Stumpf
Bernhagen	Doty	Kleinbaum	Patton	Ueland
Blatz	Dunn	Kowalczyk	Pillsbury	Willet
Borden	Fitzsimons	McCutcheon	Schmitz	
Brataas	Frederick	Merriam	Schrom	
Brown	Gearty	Milton	Sillers	

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 710, No. 95 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 710: A bill for an act relating to state procurement; requiring the commissioner of administration to set aside certain state procurement from normal bidding procedures for first offering to small businesses; requiring the commissioners of administration and economic development to publicize set-asides and assist small businesses; appropriating money.

Mr. Hansen, Mel moved to amend H. F. No. 710, as amended pursuant to Rule 49, adopted by the Senate May 16, 1975, as follows:

Page 3, line 25, after "or" insert " , where feasible,"

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

H. F. No. 710 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 41 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Hughes	North	Stassen
Arnold	Davies	Humphrey	Olhoft	Stokowski
Bang	Doty	Keefe, S.	O'Neill	Stumpf
Berg	Dunn	Kleinbaum	Patton	Tennessen
Bernhagen	Fitzsimons	Larson	Schmitz	Willet
Blatz	Gearty	Lewis	Schrom	
Borden	Hansen, Baldy	Merriam	Sillers	
Brataas	Hansen, Mel	Milton	Solon	
Brown	Hanson, R.	Nelson	Spear	

Messrs. Josefson and Pillsbury voted in the negative.

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Borden moved that H. F. No. 702 be taken from the table. The motion prevailed.

SUSPENSION OF RULES

Mr. Borden moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 702 and that the rules of the Senate be so far suspended as to give H. F. No. 702 its second and third reading and place it on its final passage. The motion prevailed.

H. F. No. 702 was read the second time.

H. F. No. 702: A bill for an act relating to state administrative procedures; redefining certain terms; prescribing a method for the adoption, amendment, suspension or repeal of rules; providing for the publication of a manual of state agency rules; providing for the publication of the state register; creating an office of hearing examiners; appropriating money; amending Minnesota Statutes 1974, Sections 15.0411; 15.0412; 15.0413, Subdivisions 1, 2 and 3; 15.0415; 15.0421; 15.046; 15.047, Subdivision 1; 15.048; 15.049; 15.051, Subdivisions 1 and 2, and by adding a subdivision; 16.80, Subdivision 1; and Chapters 5, by adding a section; and 15, by adding sections; and Laws 1974, Chapter 344, Section 9; repealing Minnesota Statutes 1974, Section 15.0413, Subdivisions 4, 5 and 6.

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 36 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Keefe, S.	Olson, H. D.	Stumpf
Arnold	Fitzsimons	Kleinbaum	O'Neill	Tennessen
Ashbach	Gearty	Merriam	Pillsbury	Ueland
Blatz	Hanson, R.	Milton	Schmitz	Willet
Borden	Hughes	Nelson	Schrom	
Brown	Humphrey	North	Sillers	
Davies	Josefson	Ogdahl	Spear	
Doty	Keefe, J.	Olhoft	Stokowski	

Messrs. Hansen, Mel and Stassen voted in the negative.

So the bill passed and its title was agreed to.

Mr. Tennessen moved that H. F. No. 1810 be taken from the table. The motion prevailed.

SUSPENSION OF RULES

Mr. Tennessen moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 1810 and that the rules of the Senate be so far suspended as to give H. F. No. 1810 its second and third reading and place it on its final passage. The motion prevailed.

H. F. No. 1810 was read the second time.

H. F. No. 1810: A bill for an act relating to public improvements;

authorizing issuance of state building bonds for construction and equipping of a law school building at the university of Minnesota for the construction or alteration of school buildings related to desegregation and for the acquisition and preparation of land for the expansion of metropolitan community college; creating the vocational-technical building fund and authorizing the issuance of state bonds to provide money for appropriation therefrom for grants to school districts for the acquisition and betterment of public land, buildings, and capital improvements needed for the area vocational-technical education program; appropriating money from the general fund for payment of the bonds; providing for the acquisition of certain property by St. Cloud state college; appropriating money.

Pursuant to Rule 21, Mr. North moved that the following members be excused for a Conference Committee on H. F. No. 1769:

Messrs. McCutcheon, Gearty and Ogdahl. The motion prevailed.

Mr. Sillers moved to amend H. F. No. 1810 as follows:

Page 9, after line 18, insert:

"Sec. 12. Subdivision 1. There is hereby appropriated from the general fund to the state college board the sum of \$72,000 or so much thereof as may be necessary to reconstruct six tennis courts at Moorhead State College.

Subd. 2. There is hereby appropriated from the general fund to the state college board the sum of \$115,000 or so much thereof as may be necessary to install an all-weather track at Moorhead State College."

Renumber the sections in sequence

Further, amend the title as follows:

Page 1, line 19, after the semicolon, insert "providing for the construction of tennis courts at Moorhead State College; providing for the installation of an all-weather track at Moorhead State College;"

The question being taken on the adoption of the amendment,

Mr. Sillers moved that those not voting be excused from voting. The motion did not prevail.

Mr. Sillers moved that those not voting be excused from voting. The motion prevailed.

And the roll being called, there were yeas 28 and nays 32, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Keefe, J.	Olson, J. L.	Stassen
Bang	Frederick	Knutson	O'Neill	Stokowski
Bernhagen	Hansen, Mel	Kowalczyk	Patton	Stumpf
Blatz	Hanson, R.	Larson	Pillsbury	Ueland
Brataas	Jensen	Moe	Renneke	
Brown	Josefson	Nelson	Sillers	

Those who voted in the negative were:

Anderson	Davies	Kirchner	Olhoft	Spear
Arnold	Doty	Kleinbaum	Olson, H. D.	Tennesen
Borden	Dunn	Laufenburger	Perpich, A. J.	Wegener
Chenoweth	Hansen, Baldy	Lewis	Perpich, G.	Willet
Chmielewski	Hughes	Merriam	Schmitz	
Coleman	Humphrey	Milton	Schrom	
Conzemius	Keefe, S.	North	Solon	

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

Mr. Moe moved to amend H. F. No. 1810 as follows:

Page 9, after line 18, insert:

"Sec. 12. There is hereby appropriated from the Minnesota state building fund in the state treasury to the board of regents of the University of Minnesota the sum of \$2,823,385, for the construction of a classroom-food service building at the University of Minnesota Crookston Campus."

Renumber the remaining section

Amend the title as follows:

Page 1, line 19, after the semicolon, insert "authorizing construction of a classroom-food service building at the University of Minnesota Crookston Campus;"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 16 and nays 23, as follows:

Those who voted in the affirmative were:

Ashbach	Brataas	Gearty	Lewis	O'Neill
Berg	Brown	Kleinbaum	McCutcheon	Sillers
Blatz	Fitzsimons	Knutson	Moe	Stassen
Borden				

Those who voted in the negative were:

Anderson	Davies	Hughes	North	Stumpf
Arnold	Dunn	Keefe, S.	Olhoft	Tennesen
Chmielewski	Hansen, Baldy	Kowalczyk	Schmitz	Willet
Coleman	Hansen, Mel	Merriam	Solon	
Conzemius	Hanson, R.	Nelson	Spear	

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

Mr. Brown moved to amend H. F. No. 1810 as follows:

Pages 1 and 2, strike all of section 1

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, strike "for construction"

Page 1, strike line 4

Page 1, line 5, strike "university of Minnesota" and insert a semicolon

Mr. Tennessen moved that H. F. No. 1810 be laid on the table. The motion prevailed.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 1043, No. 99 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 1043: A bill for an act relating to taxation; providing for redemption of forfeited property under certain conditions.

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 46 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Hughes	North	Stassen
Arnold	Coleman	Humphrey	Olhoft	Stokowski
Ashbach	Conzemius	Keefe, J.	O'Neill	Stumpf
Bang	Davies	Keefe, S.	Patton	Tennessen
Berg	Doty	Kleinbaum	Pillsbury	Ueland
Bernhagen	Dunn	Kowalczyk	Schmitz	Willet
Blatz	Fitzsimons	Larson	Schrom	
Borden	Hansen, Baldy	Merriam	Sillers	
Brataas	Hansen, Mel	Milton	Solon	
Brown	Hanson, R.	Nelson	Spear	

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated S. F. No. 22, No. 106 on the General Orders Calendar, a Special Order to be heard immediately.

S. F. No. 22: A bill for an act relating to education; the establishment of educational cooperative service units to provide educational services and programs on a regional basis; appropriating money therefor.

Mr. Hughes moved to amend S. F. No. 22, as follows:

Page 3, line 20, strike ", except that all school" and insert a period

Page 3, strike lines 21 to 23

Page 10, line 25, strike "\$1,100,000" and insert "\$500,000"

Page 10, line 29, strike "\$50,000" and insert "\$30,000"

Page 10, line 32, strike "\$100,000" and insert "\$55,000; provided, however, that not more than five educational cooperative

service units, as selected by the state board of education, shall receive funding in the first year of the biennium"

The motion prevailed. So the amendment was adopted.

S. F. No. 22 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 49 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Humphrey	Nelson	Sillers
Arnold	Conzemius	Jensen	North	Solon
Bang	Davies	Keefe, J.	Olhoft	Spear
Berg	Dunn	Keefe, S.	Olson, A. G.	Stassen
Bernhagen	Fitzsimons	Kleinbaum	Olson, H. D.	Stokowski
Blatz	Frederick	Knutson	O'Neill	Stumpf
Borden	Hansen, Baldy	Kowalczyk	Patton	Ueland
Brataas	Hansen, Mel	Larson	Pillsbury	Wegener
Brown	Hanson, R.	Merriam	Schmitz	Willet
Chmielewski	Hughes	Milton	Schrom	

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

MEMBERS EXCUSED

Mr. Doty was excused from this evening's Session at 12:30 o'clock a.m.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated S. F. No. 1550, No. 102 on the General Orders Calendar, a Special Order to be heard immediately.

S. F. No. 1550: A bill for an act relating to public welfare; authorizing payments to county welfare departments for former institutionalized persons placed in community residential and day programs; amending Minnesota Statutes 1974, Section 256.01, 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 50 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Hughes	Milton	Schrom
Arnold	Conzemius	Humphrey	Nelson	Sillers
Ashbach	Davies	Jensen	North	Solon
Bang	Doty	Keefe, J.	Olhoft	Spear
Berg	Dunn	Keefe, S.	Olson, A. G.	Stassen
Bernhagen	Fitzsimons	Kleinbaum	Olson, H. D.	Stokowski
Blatz	Frederick	Knutson	O'Neill	Stumpf
Brataas	Hansen, Baldy	Kowalczyk	Patton	Tennessen
Brown	Hansen, Mel	Larson	Pillsbury	Ueland
Chmielewski	Hanson, R.	Merriam	Schmitz	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated S. F. No. 1411, No. 104 on the General Orders Calendar, a Special Order to be heard immediately.

S. F. No. 1411: A bill for an act relating to education; agreements when school district has insufficient funds to pay orders; increasing the maximum permissible interest rate to eight percent per year; amending Minnesota Statutes 1974, Section 124.06.

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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Chmielewski	Hanson, R.	Milton	Solon
Ashbach	Coleman	Hughes	Nelson	Spear
Bang	Conzemius	Humphrey	North	Stokowski
Berg	Davies	Keefe, J.	Olhoft	Stumpf
Bernhagen	Dunn	Keefe, S.	O'Neill	Ueland
Blatz	Fitzsimons	Kleinbaum	Patton	Wegener
Borden	Frederick	Knutson	Pillsbury	Willet
Brataas	Hansen, Baldy	Kowalczyk	Schmitz	
Brown	Hansen, Mel	Merriam	Schrom	

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Willet moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 175 and that the rules of the Senate be so far suspended as to give H. F. No. 175, now on General Orders, its third reading and place it on its final passage. The motion prevailed.

H. F. No. 175: A bill for an act relating to commerce; creating an advisory task force on small business; describing its duties; appropriating money for its operation.

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 40 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Hansen, Baldy	Kowalczyk	O'Neill
Arnold	Chmielewski	Hansen, Mel	Lewis	Schmitz
Bang	Coleman	Hanson, R.	Merriam	Schrom
Berg	Conzemius	Hughes	Milton	Spear
Bernhagen	Davies	Humphrey	Nelson	Stokowski
Blatz	Dunn	Jensen	North	Stumpf
Borden	Fitzsimons	Kleinbaum	Olhoft	Ueland
Brataas	Frederick	Knutson	Olson, A. G.	Willet

So the bill passed and its title was agreed to.

MEMBERS EXCUSED

Mr. Patton was excused from this evening's Session at 1:00 o'clock a.m.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated S. F. No. 486, No. 107 on the General Orders Calendar, a Special Order to be heard immediately.

S. F. No. 486: A bill for an act relating to highway traffic regulations; requiring counties to establish presentence investigation and counseling alcohol safety programs and alcohol safety enforcement programs; requiring presentence investigation reports for certain driving offenses; appropriating money; amending Minnesota Statutes 1974, Section 169.121, Subdivision 6; and Chapter 169, by adding sections.

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 39 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Hansen, Mel	Kowalczyk	Patton
Arnold	Brown	Hanson, R.	Lewis	Schmitz
Ashbach	Chmielewski	Hughes	McCutcheon	Schrom
Bang	Coleman	Humphrey	Menriam	Spear
Berg	Conzemius	Keefe, J.	Nelson	Stokowski
Bernhagen	Davies	Keefe, S.	North	Stumpf
Blatz	Fitzsimons	Kleinbaum	Olhoff	Willet
Borden	Hansen, Baldy	Knutson	O'Neill	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that H. F. No. 216, No. 4 on General Orders be made a Special Order for immediate consideration. The motion prevailed.

SPECIAL ORDER

H. F. No. 216: A bill for an act relating to estates; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; revising aspects of the law relating to wills, intestacy, administration and distribution of estates; taxation of inheritances; ordering the powers and proceedings of the court and certain officials concerned with the administration of estates of decedents and others; amending Minnesota Statutes 1974, Sections 287.22; 291.005; 291.07, and by adding a subdivision; 291.09, Subdivision 1; 291.14, Subdivision 1, and by adding subdivisions; 502.71; 508.22; 508.68; 508.69; 524.1-102; 524.1-107; 524.1-108; 524.1-201; 524.1-301; 524.1-302; 524.1-303; 524.1-307; 524.1-401; 524.1-403; 524.3-101; 524.3-102; 524.3-104; 524.3-105;

524.3-108; 524.3-109; 524.3-203; 524.3-204; 524.3-301; 524.3-303; 524.3-305; 524.3-306; 524.3-310; 524.3-311; 524.3-401; 524.3-402; 524.3-403; 524.3-406; 524.3-409; 524.3-412; 524.3-413; 524.3-502; 524.3-601; 524.3-602; 524.3-603; 524.3-604; 524.3-605; 524.3-606; 524.3-609; 524.3-703; 524.3-706; 524.3-711; 524.3-715; 524.3-717; 524.3-720; 524.3-901; 524.3-906; 524.3-910; 524.3-913; 524.3-914; 524.3-915; 524.3-1001; 524.3-1008; 524.3-1101; 524.3-1203; 524.3-1204; 524.4-201; 524.4-202; 524.4-203; 524.4-204; 524.4-205; 524.4-206; 524.4-301; 524.4-303; 524.8-101; 525.02; 525.03; 525.07; 525.08; 525.091, Subdivisions 1, 2, and 4; 525.112; 525.12; 525.122; 525.15; 525.161; 525.202; 525.212; 525.215; 525.223, Subdivisions 1 and 2; 525.253, Subdivision 1; 525.393; 525.48; 525.484; 525.491; 525.51; 525.515; 525.532, Subdivisions 4 and 5; 525.591; 525.62; 525.63; 525.64; 525.641; 525.642; 525.65; 525.652; 525.66; 525.661; 525.662; 525.67; 525.68; 525.69; 525.691; 525.692; 525.70; 525.702; 525.71; 525.83; 525.84; 525.841; 541.16; 559.013, by adding a subdivision; 576.142, Subdivision 5; 576.16; amending Chapters 507, by adding a section; 524 and 525, by adding sections; repealing Minnesota Statutes 1974, Sections 524.1-105; 524.1-304; 524.1-305; 524.3-304; 524.3-705; 525.18; 525.181; 525.182; 525.183; 525.184; 525.19; 525.191; 525.203; 525.211; 525.26; 525.261; 525.262; 525.27; 525.271; 525.272; 525.33; 525.39; 525.41; 525.411; 525.412; 525.413; 525.42; 525.421; 525.43; 525.431; 525.44; 525.441; 525.442; 525.45; 525.46; 525.475; 525.521; 525.522; 525.523; 525.524; 525.525; 525.526; 525.527; 525.53; 525.531; 525.693; 525.701; 525.86; and 525.87.

Mr. Davies moved to amend H. F. No. 216, as amended pursuant to Rule 49, adopted by the Senate May 9, 1975, as follows:

Page 6, line 15, strike "sections 525.521 to 525.524" and insert "section 524.3-916"

Page 7, line 8, delete "Subject to approval by the commissioner, the" and insert "The"

Page 7, line 14, delete "so"

Page 7, line 15, delete "claimed thereafter"

Page 7, line 16, delete "so"

Page 7, line 16, after "claimed" insert ". The objection shall be made"

Page 7, line 17, after "subdivision" delete "2" and insert "1"

Page 7, line 27, delete "such" and insert "the"

Page 8, line 12, after "commissioner" strike ";

Page 8, line 23, before "and" insert "("

Page 8, line 24, delete "," and insert ")"

Page 8, line 25, delete "such"

Page 8, line 28, delete "subsequent to the date of"

Page 8, line 29, delete "such filing of objection"

Page 8, line 30, delete "subsequent thereto" and insert "after the date of the filing of the objection"

Page 8, line 31, delete "*submitted*" and insert "*presented*"

Page 9, line 5, after the second "a" insert "*personal*"

Page 9, line 31, delete "*In the event*" and insert "*If*"

Page 10, line 2, delete "*said*"

Page 10, line 2, delete "*such*" and insert "*the*"

Page 10, line 21, strike "*final decree*" and insert "*deed of distribution*"

Page 10, line 21, delete "*order*" and insert "*decree*"

Page 10, line 25, after "*Subd.*" delete "3" and insert "1a"

Page 10, line 31, delete "*No such*" and insert "*The*"

Page 10, line 31, after "*shall*" insert "*not*"

Page 11, line 1, delete "*shall assert the same*" and insert "*asserts it*"

Page 11, line 2, delete "*such*"

Page 11, line 3, delete "*wherein such*" and insert "*where the*"

Page 11, line 4, delete "*may be*" and insert "*is*"

Page 11, line 8, delete "*such*" and insert "*the*"

Page 11, line 9, delete "*Where*" and insert "*When*"

Page 11, line 13, delete "*such*" and insert "*the*"

Page 11, line 13, delete "*be*" and insert "*is*"

Page 12, line 3, after "." insert "*The lien so extinguished with respect to such bona fide purchaser shall not be reinstated or challenged by the commissioner.*"

Page 12, delete lines 27 through 32

Page 13, delete lines 1 through 26

Page 20, line 9, strike "a trust estate"

Page 20, line 10, strike the first "or"

Page 24, line 2, strike "*nonresidents*" and insert "*nonresident decedents*"

Page 24, line 27, after "person," insert "*conservatee,*"

Page 26, line 2, reinstate the stricken "a week for"

Page 26, line 2, after "for" insert "*two*"

Page 26, line 2, reinstate the stricken "consecutive"

Page 26, line 3, reinstate the stricken "weeks,"

Page 26, line 5, reinstate the stricken "last"

Page 45, line 17, strike "to which the demand"

Page 45, line 18, strike "relates"

Page 45, line 20, after "court" insert "*for an order or filing to which the demand relates*"

Page 51, line 8, delete "*Further, if the decedent was*"

Page 51, delete lines 9 through 18

Page 51, line 19, delete "*representative.*"

Page 51, line 23, after "*once*" insert "*a week for two consecutive weeks*"

Page 51, line 25, after the period insert "*Further if the decedent was born in a foreign country or left heirs or devisees in any foreign country, notice shall be given to the consul or other representative of such country, if he resides in this state and has filed a copy of his appointment with the secretary of state, or to the nominee or nominees of such consul or representative. If no such consul or representative exists, then notice shall be given to the chief diplomatic representative of such country at Washington, D.C. or to the secretary of state at St. Paul, Minnesota, who shall forward the same to such representative.*"

Page 52, line 6, after "*once*" insert "*a week for two consecutive weeks*"

Page 52, line 9, after "*state*" insert "*that any heir, devisee or other interested person may be entitled to appointment as personal representative or may object to the appointment of the personal representative and*"

Page 52, line 15, after the period insert "*Further, if the decedent was born in a foreign country or left heirs or devisees in any foreign country, notice shall be given to the consul or other representative of such country, if he resides in this state and has filed a copy of his appointment with the secretary of state, or to the nominee or nominees of such consul or representative. If no such consul or representative exists, then notice shall be given to the chief diplomatic representative of such country at Washington, D.C. or to the secretary of state at St. Paul, Minnesota, who shall forward the same to such representative.*"

Page 56, line 4, after "*once*" insert "*a week for two consecutive weeks*"

Page 56, line 5, after the second "*the*" insert "*last*"

Page 68, line 21, after "*or*" insert "*registrar and*"

Page 68, line 30, delete "*in a supervised administration*"

Page 68, line 31, strike "*the original of the inventory*"

Page 68, line 31, strike "*and*"

Page 68, line 32, after "*court*" insert "*or registrar*"

Page 75, line 25, delete "*three*" and insert "*two*"

Page 90, line 7, delete "*DISPOSITION OF*"

Page 93, line 12, delete "*additional*"

Page 93, line 13, after "*revenue*" insert "*pursuant to section 291.34*"

Page 93, line 17, after "*will*" insert "*or other written instrument*"

Page 93, line 24, after "*will*" insert "*or other written instrument*"

Page 93, line 26, after "*will*" insert "*or other written instrument*"

Page 95, line 3, delete "(c)" and insert "(e)"

Page 96, line 24, delete "*state*" and insert "*estate*"

Page 103, line 30, after "*once*" insert "*a week for two consecutive weeks*"

Page 108, line 15, delete "TIME OF TAKING EFFECT;"

Page 108, line 16, strike "(a) This chapter takes effect on"

Page 108, line 17, delete "*January 1, 1976*" and strike the period

Page 108, line 18, strike "(b)"

Page 109, line 13, strike the semicolon and insert a period

Page 109, strike lines 14 through 19

Page 111, line 28, after "*of*" insert "*conservatorship or*"

Page 113, line 32, after "*taxes;*" insert "*orders of distribution and general protection;*"

Page 114, line 7, after "*guardianships*" insert "*or conservatorships*"

Page 116, line 27, strike "*or*" and insert ","

Page 118, line 6, delete "*a lump sum not exceeding \$6,000 if the estate*"

Page 118, line 7, delete "*is insolvent or \$9,000 if the estate is solvent, or*"

Page 134, line 9, delete "*Part 4 of section*" and insert "*sections 524.3-401 to 524.3-413*"

Page 134, line 10, delete "*524.3*"

Page 138, after line 18, insert a section to read:

"Sec. 115. Minnesota Statutes 1974, Section 525.551, is amended to read:

525.551 [HEARING; APPOINTMENT; BOND; PROSECUTION; NOTICE.] Upon proof of the petition, the court shall appoint one or two persons suitable and competent to discharge the trust as general guardians or conservators of the person or estate or of both. Upon the filing of a bond in such amount as the court may direct and an oath according to law, or upon the filing of an acceptance of the trust pursuant to section 48.79,

letters of guardianship or conservatorship shall issue. If there be no personal property, the court may waive the filing of a bond, but if the guardian or conservator receives or becomes entitled to any such property he shall immediately file a report thereof and a bond in such amount as the court may direct. *In case of breach of any condition of the bond an action thereon may be prosecuted by leave of the court by any interested person.* If the ward or conservatee be a patient of a state hospital for the mentally ill, or committed to the guardianship or conservatorship of the commissioner of public welfare as mentally retarded, epileptic, dependent and neglected or is under the temporary custody of the commissioner of public welfare, the court shall notify the commissioner of public welfare of the appointment of a guardian or conservator or successor guardian or conservator of the estate of such ward or conservatee."

Page 145, line 22, strike "probate"

Page 154, delete lines 28 through 32

Page 155, delete lines 1 through 5

Renumber the sections in sequence

Further amend the title as follows:

Page 1, line 14, delete "508.22;"

Page 1, line 37, before "525.591" insert "525.551;"

Page 1, line 40, delete "559.013,"

Page 1, line 41, delete "by adding a subdivision;"

The motion prevailed. So the amendment was adopted.

Mr. McCutcheon moved to amend H. F. No. 216, as amended pursuant to Rule 49, adopted by the Senate May 9, 1975, as follows:

Page 62, line 27, strike "[BOND NOT REQUIRED WITHOUT COURT ORDER;]"

Page 62, strike lines 28 to 32

Page 63, strike line 1

Page 63, line 2, strike "section 524.3-605."

Page 63, line 4, strike "No bond"

Page 63, strike lines 5 to 8

Page 63, line 11, strike "persons"

Page 63, strike lines 12 to 25 and insert:

"[BOND REQUIRED; EXCEPTIONS.] Subdivision 1. A bond is required of a personal representative unless either:

(1) The will expressly waives the bond.

(2) All of the heirs if no will has been probated, or all of the devisees under a will which does not provide for waiver of the

bond, file with the court a written waiver of the bond requirement. A duly appointed guardian or conservator may waive on behalf of his ward or protected person unless the guardian or conservator is the personal representative.

Subd. 2. In any case where bond is not required under subdivision 1, the court may, upon petition of any interested person and upon reasonable proof that the interest of the petitioning person is in danger of being lost because of the administration of the estate, require a bond in such amount as the court may direct to protect the interest of the petitioner or of the petitioner and others. An heir or devisee who initially waived bond may be a petitioner under this subdivision."

The motion prevailed. So the amendment was adopted.

H. F. No. 216 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 51 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Jensen	North	Stassen
Arnold	Conzemius	Josefson	Ogdahl	Stokowski
Ashbach	Davies	Keefe, J.	Olhoft	Stumpf
Bang	Dunn	Keefe, S.	Olson, A. G.	Tennessen
Berg	Fitzsimons	Kirchner	Olson, H. D.	Ueland
Bernhagen	Gearty	Kleinbaum	O'Neill	Wegener
Blatz	Hansen, Baldy	Knutson	Perpich, A. J.	Willet
Borden	Hansen, Mel	Kowalczyk	Pillsbury	
Brataas	Hanson, R.	McCutcheon	Schmitz	
Brown	Hughes	Merriam	Sillers	
Chmielewski	Humphrey	Nelson	Solon	

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

Pursuant to Rule 21, Mr. Wegener moved that the following members be excused for a Conference Committee on S. F. No. 1308 from 9:00 p.m. until 1:00 a.m.:

Messrs. Wegener; Olson, H. D. and Jensen. The motion prevailed.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated S. F. No. 407, No. 103 on the General Orders Calendar, a Special Order to be heard immediately.

S. F. No. 407: A bill for an act relating to education; providing for kindergarten and pilot second level preschool assessment programs; appropriating money.

Mr. Keefe, J. moved to amend S. F. No. 407 as follows:

Page 2, line 13, after the period, insert "Insofar as possible, the assessment shall be divided equally among the pilot programs provided for in this section."

The motion prevailed. So the amendment was adopted.

S. F. No. 407 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 42 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Hughes	Nelson	Stokowski
Arnold	Coleman	Jensen	North	Stumpf
Ashbach	Davies	Keefe, J.	Olhoft	Tennessen
Bernhagen	Dunn	Keefe, S.	O'Neill	Ueland
Blatz	Fitzsimons	Kleinbaum	Perpich, A. J.	Wegener
Borden	Frederick	Knutson	Pillsbury	Willet
Brataas	Hansen, Baldy	Kowalczyk	Schmitz	
Brown	Hansen, Mel	McCutcheon	Sillers	
Chenoweth	Hanson, R.	Merriam	Stassen	

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Anderson moved that S. F. No. 540 now on General Orders be indefinitely postponed. The motion prevailed.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Arnold, Chairman of the Committee on Finance, designated H. F. No. 1638, No. 108 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 1638: A bill for an act relating to education; higher education coordinating commission; work-study program for post-secondary students; defining eligibility and setting guidelines for payments; amending Minnesota Statutes 1974, Sections 136A.-231; 136A.232; and 136A.233.

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 46 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Hughes	North	Stokowski
Arnold	Coleman	Jensen	Ogdahl	Stumpf
Ashbach	Davies	Keefe, S.	Olhoft	Tennessen
Berg	Dunn	Kleinbaum	O'Neill	Ueland
Bernhagen	Fitzsimons	Knutson	Perpich, A. J.	Wegener
Blatz	Frederick	Kowalczyk	Pillsbury	Willet
Borden	Gearty	McCutcheon	Schaaf	
Brataas	Hansen, Baldy	Merriam	Schmitz	
Brown	Hansen, Mel	Milton	Spear	
Chenoweth	Hanson, R.	Nelson	Stassen	

So the bill passed and its title was agreed to.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 469

A bill for an act relating to retirement; miscellaneous changes in various provisions of the teachers retirement act; amending Minnesota Statutes 1974, Sections 354.05, Subdivisions 13, 25, 26, and by adding a subdivision; 354.06, Subdivision 1; 354.07, by adding subdivisions; 354.092; 354.10; 354.43, Subdivisions 1, and 3; 354.44, Subdivisions 4, and 6, and by adding a subdivision; 354.46, Subdivision 1; 354.48, Subdivisions 3, and 10; 354.49, Subdivision 5; 354.53, Subdivision 1; 354.55, Subdivisions 3, 11, 16, and 19; and 354.62, Subdivision 5.

May 17, 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. 469 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. 469 be amended as follows:

Page 7, after line 25, insert the following:

"Sec. 10. Minnesota Statutes 1974, Section 354.41, is amended by adding a subdivision to read:

Subd. 4. Any person who is a former member and is presently employed by the Minnesota federation of teachers or its affiliated branches within the state, the Minnesota education association, the Minnesota association of school principals, the Minnesota association of secondary school principals or the Minnesota association of school administrators may elect to be a coordinated member in the fund based on such employment; provided, however, that no person shall also be entitled to such membership if he is also a member of a teachers retirement association in a city of the first class organized pursuant to chapter 354A for the same period of service. For such persons so employed on June 30, 1975, the election must be made prior to July 1, 1976. For such persons so employed after June 30, 1975, the election must be made upon commencing employment.

Sec. 11. Minnesota Statutes 1974, Section 354.41, is amended by adding a subdivision to read:

Subd. 5. For all members described in subdivision 4, the employee, employer and additional employer contributions shall be the obligation of the employee who elects coverage herein; provided, however, that the employer organization enumerated in subdivision 4 employing such member may pay the employer and additional employer contributions. The employer shall, in any event, deduct the necessary contributions from the employee's salary and remit all contributions to the teachers retirement association pursuant to section 354.42, except that if

any such member is on leave of absence from a governmental employer unit, these contributions shall be forwarded by the employer organization to the governmental employer unit for remittance to the fund as described in this chapter.

Sec. 12. Minnesota Statutes 1974, Section 354.41, is amended by adding a subdivision to read:

Subd. 6. Any such former member who elects membership in the fund as authorized by subdivision 4 shall be eligible to make payment for service which was rendered prior to July 1, 1975 in any of the organizations enumerated in subdivision 4, provided the organization makes satisfactory certification of such service as prescribed in section 354.05, subdivision 28. This payment shall be limited to the most recent five years of allowable service credit and shall include all required employee and employer contributions as provided in section 354.42, subdivisions 2, 3 and 5. Interest shall be paid on both the employee and employer contributions at the rate of six percent per annum from the end of the fiscal year during which such service was rendered to the date of payment. The payment described herein must be made in one lump sum prior to July 1, 1980 or prior to retirement, whichever is earlier.

Sec. 13. Minnesota Statutes 1974, Section 354.41, is amended by adding a subdivision to read:

Subd. 7. Members of the fund as described in subdivision 4 shall not be eligible for election to the board of trustees."

Page 9, line 2, strike "1975" and insert "1976"

Page 9, line 22, after "service" insert a comma

Page 9, line 30, after "termination" insert a comma

Page 10, line 1, strike "will be" and insert "is"

Page 10, line 19, after "in" insert "Minnesota Statutes 1971,"

Page 11, line 9, strike "will be" and insert "is"

Page 22, after line 8, insert the following:

"Sec. 28. [LUMP SUM PAYMENTS.] Subdivision 1. Any person who is receiving as of November 30, 1975, a retirement annuity or a surviving spouse's annuity or benefit from the teachers retirement fund, the public employees retirement fund including the public employees police and fire fund, or the regular fund of the Minnesota state retirement system, and whose annuity or benefit was computed under laws in effect prior to July 1, 1973, shall receive in addition to such annuity or benefit a lump sum payment of \$50 if the annuity or benefit is coordinated with social security, or a lump sum payment of \$100 if the annuity or benefit is not coordinated with social security.

Subd. 2. Any person who is receiving as of November 30, 1975, a retirement annuity or surviving spouse's annuity or benefit from the highway patrolmen's retirement fund and whose an-

nuity or benefit was computed under laws in effect prior to June 1, 1973, shall receive in addition to such annuity or benefit a lump sum payment of \$100.

Subd. 3. Any person who is either a retired member of the Minneapolis municipal employees retirement fund or the surviving spouse of a deceased retired member and who is receiving as of November 30, 1975, the "\$2 bill and annuity" provided for in Minnesota Statutes 1974, Section 422A.15, Subdivision 3, shall receive in addition to such annuity a lump sum payment of \$100.

Subd. 4. The lump sum payments provided in this section for any person who is entitled to receive more than one such payment shall be reduced by dividing the amount of each such payment by the total number of such payments to which such person is entitled.

Subd. 5. Notwithstanding Minnesota Statutes 1974, Section 356.18, additional payments pursuant to this act will be made automatically unless the intended recipient files written notice with the retirement fund requesting that the additional payment not be made. Nothing in this act shall authorize payment to an estate. The additional payments provided in this section shall be payable December 1, 1975, and may be included in the regular monthly annuity payments for the month of November 1975. The amounts necessary to make such additional payments are hereby appropriated from the retirement funds enumerated in this section.

Sec. 29. Minnesota Statutes 1974, Chapter 354A, is amended by adding a section to read:

Notwithstanding any law to the contrary, for taxes levied in 1975 payable in 1976 and thereafter, levies for teachers retirement fund associations in cities of the first class, including levies for any employer social security taxes for teachers covered by a fully coordinated teachers retirement social security fund, are disallowed and the state shall assume the total employer obligation. Effective July 1, 1975 the state shall pay to said retirement fund association an employer contribution equal to the amount, expressed as a percentage of payroll, that the state of Minnesota is required to pay for all contributing members of the state teachers retirement association including social security taxes, in accordance with the provisions of Minnesota Statutes 1974, Section 354A.07, Subdivisions 3 and 4, except that:

(1) employer contributions which are paid to the retirement fund associations pursuant to this section shall be appropriated and remitted directly to said retirement fund associations each month in accordance with the procedures described in sections 354.43, subdivisions 1, 2, and 5; and

(2) with respect to any city of the first class having a fully coordinated teachers retirement fund association, employer social security taxes on salaries paid after June 30, 1975 shall be paid by the state in accordance with the provisions of section 355.46, subdivision 3, clause (b), and employer contributions to said retire-

ment fund association shall be reduced by the amount of such taxes. Effective March 1, 1976, the contribution required to be paid by each member of a teachers retirement fund association in a city of the first class which does have a fully coordinated teachers retirement social security fund shall not be less than four percent of total salary, and the contribution required to be paid by each member of a teachers retirement fund association in a city of the first class which does not have a fully coordinated teachers retirement social security fund shall not be less than eight percent of total salary. Provided, however, that the changes in the employee contribution to the teachers retirement fund are contingent upon a determination of benefit adjustment by the legislature before March 1, 1976, as provided in section 30. After April 1, 1975, no teachers retirement fund association in a city of the first class shall enact any amendment to the bylaws or articles of incorporation; provided, however, that benefits for a teachers retirement fund association in a city of the first class may be increased by special law or general statute.

Sec. 30. The legislative retirement study commission shall review and compare the retirement provisions of the bylaws and articles of incorporation of the teachers retirement fund associations in the cities of the first class, the laws governing the teachers retirement association and any other retirement benefit proposals. In its review, the commission shall recognize the differing benefit schedules of various programs. The commission shall report its findings to the legislature by January 30, 1976. The legislature shall review the findings of the commission and shall make a determination regarding teachers retirement benefit adjustment during the 1976 legislative session. The commission shall include in its recommendations regarding any benefit changes retroactivity for any member retiring from a teachers retirement fund association in a city of the first class between May 1, 1974, and the effective date of the initial benefit change after May 1, 1974. Nothing in this section shall be construed to be enforceable against any other section of this act.

Sec. 31. Minnesota Statutes, Chapter 354A, is amended by adding a section to read:

[354A.21] [MANDATORY RETIREMENT; PROPORTIONATE ANNUITY.] Notwithstanding the provisions of sections 197.45 to 197.48 or 354A.05, a teacher subject to the provisions of this chapter shall terminate employment on August 31, 1976, or at the end of the academic year in which such teacher reaches the age of 65, whichever is later. For purposes of this section, an academic year shall be deemed to end August 31. A teacher who terminates employment at any time during the academic year at the end of which such person is required to terminate employment pursuant to this section and who has less than the minimum required number of years of service to otherwise qualify for a retirement annuity shall be entitled upon application to a proportionate retirement annuity based on service prior to termination.

Sec. 32. Laws 1973, Chapter 182, Section 1, is amended to read:

Section 1. [NEW ULM, CITY OF; FIREMEN'S RELIEF ASSOCIATION.] *Subdivision 1.* Notwithstanding the provisions of Minnesota Statutes, Section 69.06, or any other law to the contrary, the bylaws of the New Ulm Fire Department Relief Association may provide for the payment of a service pension to present and future retired members in an amount not exceeding \$75 \$100 per month to each member who has performed 20 years of active service as a member of the volunteer fire department of the city plus an additional monthly amount of \$3.75 \$5 for each year of service over 20 years; up to a ~~maximum monthly amount of \$112.50~~.

Subd. 2. The bylaws may also provide for payment of a lump sum death benefit to the survivors of each active or retired member in an amount not exceeding \$4,000.

Subd. 3. The bylaws may also provide for payment of a disability benefit for temporary disability to each active member in an amount not exceeding \$7.50 per day or \$15 per day during confinement in a hospital, for a period of disability not in excess of 20 weeks.

Subd. 4. This section is effective upon approval by the New Ulm city council and upon compliance with Minnesota Statutes, Section 645.021.

Sec. 33. [REPEALER.] *Minnesota Statutes 1974, Sections 275.126, 354A.06, and 354A.07 are repealed."*

Page 22, line 10, strike " 14 " and insert " 17 "

Page 22, line 10, strike " 15 " and insert " 18 "

Re number the sections accordingly

Further, amend the title as follows:

Page 1, line 3, after "act;" insert "employer contributions for teachers retirement fund associations in cities of the first class; firemen's relief benefits in the city of New Ulm; providing additional lump sum payments to certain annuitants and beneficiaries of various retirement funds; appropriating money;"

Page 1, line 7, after "354.10;" insert "354.41, by adding subdivisions;"

Page 1, line 12, delete the second "and"

Page 1, line 13, after "Subdivision 5" insert "; Chapter 354A, by adding sections; and Laws 1973, Chapter 182, Section 1; repealing Minnesota Statutes 1974, Sections 275.126; 354A.06; and 354A.07"

We request adoption of this report and repassage of the bill.
Senate Conferees: (Signed) John C. Chenoweth, Eugene Stokowski, Harmon Ogdahl.

House Conferees: (Signed) Al Patton, Richard Parish, John Biersdorf.

Mr. Chenoweth moved that the foregoing recommendations and Conference Committee Report on S. F. No. 469 be now adopted, and that the bill be repassed as amended by the Conference Committee.

Mr. Hansen, Mel moved that the Senate reject the Conference Committee Report on S. F. No. 469 and the report be re-referred to the Conference Committee as formerly constituted for further consideration.

The question being taken on the adoption of the motion of Mr. Hansen, Mel,

And the roll being called, there were yeas 21 and nays 24, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Hanson, R.	Knutson	Pillsbury
Berg	Fitzsimons	Hughes	Kowalczyk	Schmitz
Bernhagen	Frederick	Josefson	Nelson	Sillers
Brataas	Hansen, Mel	Keefe, J.	O'Neill	Ueland
Brown				

Those who voted in the negative were:

Anderson	Coleman	Keefe, S.	Ogdahl	Stokowski
Arnold	Conzemius	Kleinbaum	Olhoft	Stumpf
Borden	Davies	Lewis	Olson, A. G.	Wegener
Chenoweth	Gearty	Milton	Perpich, A. J.	Willet
Chmielewski	Humphrey	North	Spear	

The motion did not prevail.

The question recurred on the motion of Mr. Chenoweth to adopt the recommendations and Conference Committee Report on S. F. No. 469. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S. F. No. 469: A bill for an act relating to retirement; miscellaneous changes in various provisions of the teachers retirement act; amending Minnesota Statutes 1974, Sections 354.05, Subdivisions 13, 25, 26, and by adding a subdivision; 354.06, Subdivision 1; 354.07, by adding subdivisions; 354.092; 354.10; 354.43, Subdivisions 1, and 3; 354.44, Subdivisions 4, and 6, and by adding a subdivision; 354.46, Subdivision 1; 354.48, Subdivisions 3, and 10; 354.49, Subdivision 5; 354.53, Subdivision 1; 354.55, Subdivisions 3, 11, 16, and 19; and 354.62, Subdivision 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 38 and nays 16, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Olson, A. G.	Stassen
Arnold	Davies	Kleinbaum	Perpich, A. J.	Stokowski
Berg	Fitzsimons	Laufenburger	Pillsbury	Stumpf
Borden	Gearty	Lewis	Purfeerst	Ueland
Brown	Hanson, R.	Milton	Schaaf	Wegener
Chenoweth	Humphrey	North	Schmitz	Willet
Chmielewski	Jensen	Ogdahl	Solon	
Coleman	Josefson	Olhoft	Spear	

Those who voted in the negative were:

Ashbach	Frederick	Keefe, J.	Kowalczyk	Nelson
Bernhagen	Hansen, Mel	Kirchner	McCutcheon	O'Neill
Brataas	Hughes	Knutson	Merriam	Sillers
Dunn				

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

Without objection, the Senate reverted to the Order of Business of Messages from the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 645:

H. F. No. 645: A bill for an act relating to health; authorizing a state subsidy to local units of government for providing community health services; prescribing the powers of the state board of health; appropriating money.

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

Samuelson, Meier and Wigley have been appointed as such committee on the part of the House.

House File No. 645 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 May 17, 1975

Mr. Anderson moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 645, 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 appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1798:

H. F. No. 1798: A bill for an act relating to the organization and operations of the state government; appropriating money to the department of highways and for other purposes; amending Minnesota Statutes 1974, Sections 161.35; 161.39, Subdivision 5a; and repealing Minnesota Statutes 1974, Section 161.355, Subdivision 2.

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

Haugerud, Kahn and Eken have been appointed as such committee on the part of the House.

House File No. 1798 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 May 17, 1975

Mr. Coleman moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 1798, 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 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 Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 250: A bill for an act relating to the legislature; creating an advisory on the Minnesota legislature; prescribing powers and duties; appropriating money.

Senate File No. 250 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 17, 1975

Mr. Coleman moved that the Senate do not concur in the amendments by the House to S. F. No. 250 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 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. 1308: A bill for an act relating to natural resources; clarifying procedures for acquisition of wildlife lands; modifying the definition of beneficial public use; requiring a substantial beneficial public use to be served in order to classify waters as public; establishing an accelerated program of inventorying, classifying, and designating state waters; prescribing the powers and duties of the commissioner of natural resources and counties in connection therewith; prescribing interim rules and regulations; specifying certain restrictions on drainage; eliminating the duty of the commissioner of natural resources to promulgate certain criteria relating to drainage systems; clarifying the criteria which county boards or district courts must consider concerning drainage systems; appropriating money; amending Minnesota Statutes 1974, Sections 97.481; 105.37, Subdivision 6, and by adding subdivisions; 105.38; 105.42, Subdivision 1; 106.021, Subdivisions 2 and 6; 106.031, Subdivision 1; 106.081, Subdivisions 1, 3 and 4; 106.091, Subdivisions 1 and 2; 106.101, Subdivisions 4 and 5; 106.111, Subdivision 1; 106.121, Subdivisions 1 and 4; 106.131; 106.201, Subdivisions 1 and 2; and Chapter 105, by adding sections.

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

Sherwood, Eken and Savelkoul.

Senate File No. 1308 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 17, 1975

RECESS

Mr. Coleman moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

RECONSIDERATION

Mr. Dunn moved that the vote whereby H. F. No. 398 failed to pass the Senate on May 16, 1975, be now reconsidered. The motion prevailed.

Mr. North moved that H. F. No. 398 be laid on the table. The motion prevailed.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 787, pursuant to the request of the House:

Messrs. Moe, Josefson and Davies.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 1769, pursuant to the request of the House:

Messrs. McCutcheon, Ogdahl and Gearty.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 1137, pursuant to the request of the House:

Messrs. Humphrey, Borden and Keefe, J.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 1798, pursuant to the request of the House:

Messrs. Purfeerst, Kirchner and Arnold.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 250, pursuant to the request of the Senate:

Messrs. Coleman, Ashbach and Conzemius.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 733, pursuant to the request of the Senate:

Messrs. Hansen, Baldy; Larson and Lewis.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are ap-

pointed as a Conference Committee on H. F. No. 645, pursuant to the request of the House:

Messrs. Anderson, Kirchner and Milton.

Mr. Davies moved that the foregoing appointments be approved. The motion prevailed.

RECONSIDERATION

Mr. Davies moved that the vote whereby H. F. No. 216 was passed by the Senate on May 17, 1975, be now reconsidered.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 9 o'clock a.m., Monday, May 19, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate