

SEVENTY-THIRD DAY

St. Paul, Minnesota, Thursday, February 19, 1976

The Senate met at 9:45 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:

Anderson	Brown	Hansen, Baldy	Moe	Schmitz
Arnold	Coleman	Hansen, Mel	Olhoff	Schrom
Ashbach	Conzemius	Hanson, R.	Olson, A. G.	Solon
Bang	Davies	Josefson	Olson, J. L.	Spear
Berg	Doty	Keefe, S.	Patton	Stokowski
Bernhagen	Dunn	Kowalczyk	Perpich, A. J.	Stumpf
Blatz	Fitzsimons	Larson	Pillsbury	Ueland
Borden	Frederick	Laufenburger	Purfeerst	Wegener
Brataas	Gearty	Milton	Renneke	Willet

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

Prayer was offered by the Chaplain, Rev. Jim Leary. The roll being called, the following Senators answered to their names:

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Messrs. Chenoweth; Keefe, J.; Kirchner; North and Perpich, G. were excused from the Session of today. Mrs. Brataas was excused from the Session of today at 11:30 o'clock a.m. Mr. Stassen was excused from the Session of today until 12:00 o'clock noon. Mr.

Tennessen was excused from the Session of today from 10:30 o'clock a.m. until 1:00 o'clock p.m. Mr. Olson, J. L. was excused from the Session of today at 11:15 o'clock a.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

February 17, 1976

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Mrs. Marion Watson, 2140 West Hoyt Avenue, St. Paul, Ramsey County, has been appointed by me to the Pollution Control Agency, effective February 15, 1976, for a term expiring February 15, 1980.

Joseph Grinnell, 2901 Idylwood Drive, Edina, Hennepin County, has been appointed by me to the Pollution Control Agency, effective February 15, 1976, for a term expiring February 15, 1980.

Sincerely,
Wendell R. Anderson, Governor

Referred to the Committee on Natural Resources and Agriculture.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Jensen, Knutson and Josefson introduced—

S. F. No. 2166: A bill for an act relating to courts; limiting defendant's obligation to pay filing fees; amending Minnesota Statutes 1974, Sections 357.021, Subdivision 2; 488.13, Subdivision 1; and 488A.03, Subdivision 11.

Referred to the Committee on Judiciary.

Messrs. Stokowski and Keefe, S. introduced—

S. F. No. 2167: A bill for an act relating to eminent domain; time of title and possession; providing that certain payments deposited with the court shall not draw interest; amending Minnesota Statutes, 1975 Supplement, Section 117.042.

Referred to the Committee on Judiciary.

Mr. Willet introduced—

S. F. No. 2168: A bill for an act authorizing the conveyance of lands and structures comprising Count Beltrami state monument

to the town of Turtle Lake in Beltrami county; specifying the terms and conditions of such conveyance.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Wegener and Coleman introduced—

S. F. No. 2169: A bill for an act relating to mobile homes; providing certain procedures for repossession of mobile homes; amending Minnesota Statutes 1974, Section 336.9-104.

Referred to the Committee on Judiciary.

Mr. Wegener introduced—

S. F. No. 2170: A bill for an act relating to towns; adoption of optional form of government; amending Minnesota Statutes, 1975 Supplement, Section 367.31, Subdivision 2.

Referred to the Committee on Local Government.

Mr. Wegener introduced—

S. F. No. 2171: A bill for an act relating to unemployment compensation; providing that benefits for an employee voluntarily terminating employment without good cause not be paid to the employee until he has become re-employed; amending Minnesota Statutes, 1975 Supplement, Section 268.09, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Olhoft and Olson, A. G. introduced—

S. F. No. 2172: A bill for an act relating to highways; designating and establishing the route of the "Glacial Ridge Trail"; amending Minnesota Statutes 1974, Section 161.14, Subdivision 15.

Referred to the Committee on Transportation and General Legislation.

Messrs. Merriam, Stassen and Spear introduced—

S. F. No. 2173: A bill for an act relating to Minnesota culture; preserving and presenting Minnesota folklife.

Referred to the Committee on Transportation and General Legislation.

Mr. Solon introduced—

S. F. No. 2174: A bill for an act relating to intoxicating liquor; importation of limited quantities without payment of tax; amending Minnesota Statutes 1974, Section 340.601.

Referred to the Committee on Labor and Commerce.

Messrs. Olson, A. G.; Kirchner and Keefe, S. introduced—

S. F. No. 2175: A bill for an act relating to medical assistance for the needy; allowing the cost of certain home care services provided by public health nurses to be paid by medical assistance; authorizing an experimental program for the cost of home care of the elderly; amending Minnesota Statutes 1974, Chapter 256B, by adding a section; and Minnesota Statutes, 1975 Supplement, Section 256B.02, Subdivision 7.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Brown introduced—

S. F. No. 2176: A bill for an act relating to education; providing equal access to special programs; appropriating money.

Referred to the Committee on Education.

Messrs. Stokowski, Gearty and Ogdahl introduced—

S. F. No. 2177: A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; providing for a medical adviser in disability cases; amending Minnesota Statutes 1974, Sections 353.01, Subdivisions 2b, 16, and 30; 353.03, by adding a subdivision; 353.27, Subdivision 7; 353.30, Subdivision 3; 353.33, Subdivision 11, and by adding subdivisions; 353.34, Subdivision 6; 353.35; 353.656, Subdivision 6; and Minnesota Statutes, 1975 Supplement, Sections 353.01, Subdivision 24; 353.15; and 353.29, Subdivision 7.

Referred to the Committee on Governmental Operations.

Messrs. Laufenburger, O'Neill and Schrom introduced—

S. F. No. 2178: A bill for an act relating to taxation; providing for the property tax classification of homesteads of surviving spouses of veterans; amending Minnesota Statutes 1974, Section 273.13, Subdivision 7, as amended.

Referred to the Committee on Taxes and Tax Laws.

Mr. Humphrey introduced—

S. F. No. 2179: A bill for an act relating to courts; authorizing the appointment of judicial officers in Hennepin county municipal court; establishing salary limitations; amending Minnesota Statutes 1974, Chapter 488A, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Gearty, North and Ogdahl introduced—

S. F. No. 2180: A bill for an act relating to housing and redevelopment authorities; allowing employees and commissioners

to purchase a principal residence in a housing and redevelopment authority project; amending Minnesota Statutes 1974, Section 462.431.

Referred to the Committee on Governmental Operations.

Messrs. Anderson, Ueland and Wegener introduced—

S. F. No. 2181: A bill for an act relating to education; extending school services for handicapped children; amending Minnesota Statutes 1974, Section 120.17, Subdivision 2; and Minnesota Statutes, 1975 Supplement, Section 120.17, Subdivision 1.

Referred to the Committee on Education.

Messrs. McCutcheon and Chenoweth introduced—

S. F. No. 2182: A bill for an act relating to retirement; membership of the board of trustees of the public employees retirement fund; amending Minnesota Statutes 1974, Section 353.03, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Blatz, Kirchner and Bang introduced—

S. F. No. 2183: A bill for an act relating to the city of Bloomington; housing and redevelopment authority; rental assistance; home improvement loans and grants; amending Laws 1971, Chapter 616, Sections 1 and 2.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Berg; Olson, J. L. and Blatz introduced—

S. F. No. 2184: A bill for an act relating to taxation; providing for an annually adjustable commodities inflation credit against income taxes; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Kowalczyk, Kirchner and Merriam introduced—

S. F. No. 2185: A bill for an act relating to taxation; providing an income tax credit for driving a motor vehicle in a car pool; amending Minnesota Statutes 1974, Section 290.06, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Kowalczyk, Stassen and Hansen, Mel introduced—

S. F. No. 2186: A bill for an act relating to taxation; providing that amounts paid as social security taxes be excluded from

gross income for purposes of income tax calculations; amending Minnesota Statutes, 1975 Supplement, Section 290.01, Subdivision 20.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olhoft, Doty and Milton introduced—

S. F. No. 2187: A bill for an act relating to highway traffic regulations; prohibiting driving, operating, or being in actual physical control of a vehicle while impaired by an alcoholic beverage; prescribing penalties; amending Minnesota Statutes 1974, Section 169.121, Subdivisions 2, 3 and 4; Minnesota Statutes, 1975 Supplement, Section 169.121, Subdivision 1; and repealing Minnesota Statutes 1974, Section 169.121, Subdivision 5.

Referred to the Committee on Judiciary.

Messrs. Conzemius and North introduced—

S. F. No. 2188: A bill for an act relating to health; prohibiting sale and use of certain chemicals; providing penalties.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Hughes and Brown introduced—

S. F. No. 2189: A bill for an act relating to Independent School Districts No. 834, No. 832 and No. 833; instruction to pupils from other districts; authorizing the districts to enter into agreements for the furnishing of instruction to non-resident pupils.

Referred to the Committee on Education.

Messrs. Berg and Renneke introduced—

S. F. No. 2190: A bill for an act relating to elections; regulating the use of the term "independent"; amending Minnesota Statutes, 1975 Supplement, Section 202A.11, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Messrs. Hansen, Baldy; Hanson, R. and Schrom introduced—

S. F. No. 2191: A bill for an act relating to taxation; providing that inheritance tax due on agricultural property may be paid over a five-year period; providing a credit against the tax due if the taxpayer retains and farms the property; amending Minnesota Statutes 1974, Section 291.11, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, S.; Bang and Doty introduced—

S. F. No. 2192: A bill for an act relating to commerce; regulating the sale of motor vehicle fuel; providing a penalty; amending Minnesota Statutes 1974, Chapter 325, by adding sections.

Referred to the Committee on Labor and Commerce.

Messrs. Olhoft, Schaaf and Milton introduced—

S. F. No. 2193: A bill for an act relating to highway traffic regulations; driving under the influence of an alcoholic beverage; providing penalties for subsequent violations; amending Minnesota Statutes 1974, Section 169.121, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Olson, J. L.; Olson, H. D. and Berg introduced—

S. F. No. 2194: A bill for an act relating to education; transportation of children; requiring the installation of intercommunication systems in school buses.

Referred to the Committee on Education.

Messrs. Olhoft, Patton and Hansen, Baldy introduced—

S. F. No. 2195: A bill for an act relating to cities; authorizing cities engaged in electric power distribution to secure electric power by individual or joint action; authorizing the creation of municipal power agencies; defining their powers and responsibilities; authorizing the issuance of bonds.

Referred to the Committee on Labor and Commerce.

Mr. Chmielewski introduced—

S. F. No. 2196: A bill for an act relating to the civil service system in St. Louis county; increasing the number of members on the civil service commission; amending Laws 1941, Chapter 423, Section 2, as amended.

Referred to the Committee on Local Government.

Mr. Chenoweth introduced—

S. F. No. 2197: A bill for an act relating to the metropolitan sports area commission; providing for the payment of general obligation bonds; extending a tax on admissions to events at the sports area.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Kirchner introduced—

S. F. No. 2198: A bill for an act relating to the city of Richfield; exempting the director of public safety from membership in the policemen's relief association; amending Laws 1965, Chapter 458, Section 5.

Referred to the Committee on Governmental Operations.

Messrs. Spear, Humphrey and Knutson introduced—

S. F. No. 2199: A bill for an act relating to highway traffic regulations; requiring a notice to respond to a summons made to a person charged with a non-moving traffic violation to be made by personal service or certified mail; prohibiting issuance of a warrant for the arrest of a person charged with a non-moving traffic violation unless an affidavit of personal service of the notice to respond to a summons is made or a receipt evidencing service of such notice by certified mail is obtained; amending Minnesota Statutes 1974, Section 492.04, Subdivision 5.

Referred to the Committee on Judiciary.

Messrs. Moe; Perpich, G. and Willet introduced—

S. F. No. 2200: A bill for an act appropriating money to the commissioner of natural resources for mineland reclamation purposes.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Kleinbaum introduced—

S. F. No. 2201: A bill for an act relating to the city of Sauk Rapids; fireman's lump sum service pensions; amending Laws 1973, Chapter 481, Section 1.

Referred to the Committee on Governmental Operations.

Mr. Olson, A. G. introduced—

S. F. No. 2202: A bill for an act relating to the issuance and execution of search warrants; requiring a hearing upon demand prior to execution of a search warrant against a third party not suspected of a crime.

Referred to the Committee on Judiciary.

Messrs. Keefe, J.; Milton and Knutson introduced—

S. F. No. 2203: A bill for an act relating to taxation; providing for an income tax credit for handicapped claimants and dependents; permitting deduction for costs incurred for care of handicapped; amending Minnesota Statutes 1974, Section 290.09, Subdivision 10; and Minnesota Statutes, 1975 Supplement, Section 290.06, Subdivision 3c.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Keefe, J.; Spear and Nelson introduced—

S. F. No. 2204: A bill for an act relating to appropriations; appropriating funds to reimburse Hennepin county for certain adoption expenses.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Davies and Knutson introduced—

S. F. No. 2205: A bill for an act relating to medical malpractice; limiting the liability of a health care provider who discloses to his patient the existence of a medically induced injury.

Referred to the Committee on Judiciary.

Mr. Olhoft introduced—

S. F. No. 2206: A bill for an act relating to the city of Fergus Falls; firemen's service pensions; amending Laws 1971, Chapter 2, Section 1.

Referred to the Committee on Governmental Operations.

Mr. Arnold introduced—

S. F. No. 2207: A bill for an act relating to state lands; procedure for timber sales; amending Minnesota Statutes, 1975 Supplement, Section 90.101, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Tennesen, Knutson and Humphrey introduced—

S. F. No. 2208: A bill for an act relating to courts; providing for continuous district court terms in all counties; providing that retired district court judges be reimbursed for expenses incurred while acting as district judges; authorizing additional power to judges of county court; requiring certain distributions of Minnesota Statutes and Session Laws; amending Minnesota Statutes 1974, Sections 484.08; 484.09, as amended; 484.11; 484.13; 484.14; 484.15; 484.16; 484.17; 484.18; 484.62; 648.39, Subdivision 1; and Chapter 487, by adding a section; repealing Minnesota Statutes 1974, Section 490.025, Subdivision 8.

Referred to the Committee on Judiciary.

Messrs. Hansen, Mel; Berg and Stassen introduced—

S. F. No. 2209: A bill for an act relating to elections; permitting use of "nonpartisan" designation for certain candidates; amending Minnesota Statutes, 1975 Supplement, Section 203A.34.

Referred to the Committee on Transportation and General Legislation.

Messrs. Moe, Fitzsimons and Sillers introduced—

S. F. No. 2210: A bill for an act relating to Red River watershed; authorizing watershed districts which are members of the lower Red River watershed management board to levy a tax; authorizing the management board to institute certain projects; allowing the board to enter certain intergovernmental agreements.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Gearty introduced—

S. F. No. 2211: A bill for an act relating to the city of Minneapolis park board; permitting the appointment of an administrative assistant.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Laufenburger, Chmielewski and Solon introduced—

S. F. No. 2212: A resolution urging Congress, the President and the Internal Revenue Service to adopt comprehensible income tax laws and return forms as a special Bicentennial Memorial.

Referred to the Committee on Taxes and Tax Laws.

Mr. McCutcheon introduced—

S. F. No. 2213: A bill for an act relating to crimes; providing increased sentences for persons convicted of certain second or subsequent violations of theft; prescribing penalties; amending Minnesota Statutes 1974, Section 609.52, Subdivision 3.

Referred to the Committee on Judiciary.

Messrs. Hansen, Mel; Ogdahl and Stokowski introduced—

S. F. No. 2214: A bill for an act relating to retirement; pre-retirement orientation and planning sessions.

Referred to the Committee on Governmental Operations.

Mr. Knutson introduced—

S. F. No. 2215: A bill for an act relating to hospitalization and commitment; establishing guidelines for physician's statement; providing probable cause for commitment hearing; providing for termination of criminal jurisdiction; providing definitions; amending Minnesota Statutes 1974, Sections 253A.02, by adding subdivisions; 253A.04, Subdivision 3; 253A.07, Subdivisions 1, 2, 8, 13, 14 and 30; 253A.17, Subdivision 7.

Referred to the Committee on Judiciary.

Mr. Moe introduced—

S. F. No. 2216: A bill for an act relating to natural resources; limiting the authority of eminent domain; stating a general policy concerning the exploration and mining of copper or nickel; requiring a completed environmental impact statement if necessary before commencing certain preliminary mining activities; prescribing certain environmental permits and quality standards and the costs thereof; prohibiting the construction or operation of copper or nickel smelters; prohibiting open pit mines for removing copper or nickel; prohibiting any copper or nickel mining activity from an area within and surrounding the boundary waters canoe area; providing that certain information required concerning the prospecting and mining of certain minerals be public information; clarifying the mineland reclamation policies, variance standards, and permit and appeal procedures; designating the South Kawishiwi River for inclusion within the wild and scenic river system; amending Minnesota Statutes 1974, Sections 93.05, Subdivision 3; 93.08, Subdivisions 1, 2, 3, and by adding subdivisions; 93.10; 93.11; 93.14; 93.24, Subdivision 1; 93.44; 93.48; 93.481, Subdivision 1; 93.50; 93.51, Subdivision 1; and Chapter 93, by adding sections; repealing Minnesota Statutes 1974, Sections 93.08, Subdivision 4; 93.09; 93.25; 93.26; 93.27; 93.28; and 93.43.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Moe and Davies introduced—

S. F. No. 2217: A bill for an act proposing an amendment to the Minnesota Constitution, Article X, Section 6, taxation imposed on persons engaged in the mining, production or beneficiation of copper, copper-nickel, or nickel.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Moe, by request, introduced—

S. F. No. 2218: A bill for an act relating to game and fish; increasing certain license fees; amending Minnesota Statutes 1974, Sections 98.46, Subdivisions 2, 4, 5, 7, 8, 9, 14, 15, 16, 17 and 19; and 101.44; repealing Minnesota Statutes 1974, Section 84.14, Subdivisions 1, 2, 3, 4 and 6.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Coleman, by request, introduced—

S. F. No. 2219: A bill for an act relating to education; authorizing Independent School District No. 625 to issue bonds for the purpose of correcting cash flow problems and for other purposes; requiring a tax levy in certain years to eliminate the operating debt of the district.

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. 370, 1510, 1541 and 1584.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned February 17, 1976

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. 1439: A bill for an act relating to agriculture; dividing the state into four regions for purposes of the potato industry promotion act; amending Minnesota Statutes 1974, Section 30.464, Subdivision 1.

Senate File No. 1439 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned February 17, 1976

CONCURRENCE AND REPASSAGE

Mr. Wegener moved that the Senate concur in the amendments by the House to S. F. No. 1439 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1439 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Humphrey	Ogdahl	Schmitz
Arnold	Conzenius	Jensen	Olthoff	Schrom
Ashbach	Davies	Josefson	Olson, A. G.	Sillers
Bang	Doty	Keefe, S.	Olson, H. D.	Solon
Berg	Dunn	Kleinbaum	Olson, J. L.	Spear
Bernhagen	Fitzsimons	Kowalczyk	Patton	Stokowski
Blatz	Gearty	Larson	Perpich, A. J.	Stumpf
Borden	Hansen, Baldy	Laufenburger	Pillsbury	Tennessen
Brataas	Hansen, Mel	Lewis	Purfeerst	Ueland
Brown	Hanson, R.	McCutcheon	Renneke	Wegener
Chmielewski	Hughes	Moe	SchAAF	Willet

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. 1501: A bill for an act relating to game and fish; regulating entry on agricultural lands for taking big game; providing a penalty; amending Minnesota Statutes 1974, Section 100.273.

Senate File No. 1501 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 17, 1976

CONCURRENCE AND REPASSAGE

Mr. Willet moved that the Senate concur in the amendments by the House to S. F. No. 1501 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1501: A bill for an act relating to game and fish; regulating entry on agricultural lands for taking small or big game; providing a penalty; amending Minnesota Statutes 1974, Section 100.273.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

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 that the House has taken from the table H. F. No. 943, which had been laid on the table pursuant to Joint Rule 23A.

H. F. No. 943: A bill for an act relating to cable communications; making the cable communications commission a permanent part of the department of administration; authorizing the commission to promulgate a line extension policy; interconnection; orders; municipal cable systems; information gathering; permitting counties to establish translator systems; amending Minnesota Statutes 1974, Sections 238.02, Subdivision 11; 238.04, Subdivision 1; 238.05, Subdivisions 2, 6, 7, 12, and by adding a subdivision; 238.06, Subdivision 1; 238.08, Subdivisions 1, 2 and 3; 238.09, Subdivisions 3 and 6, and by adding subdivisions; 238.13; and 375.164; repealing Minnesota Statutes 1974, Sections 238.05, Subdivisions 8 and 16; and 238.09, Subdivision 2.

The House appointed a Conference Committee of three members as follows:

McCarron; Kelly, W. and Osthoff.

The House respectfully requests that a Conference Committee of three members be appointed by the Senate.

House File No. 943 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted February 18, 1976

Mr. Anderson moved that H. F. No. 943 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 19: A house concurrent resolution providing that either house may adjourn from February 19 until February 25, 1976.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted February 16, 1976

Mr. Coleman moved that House Concurrent Resolution No. 19 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 18: A house concurrent resolution designating the National Conference of State Legislatures as an instrumentality of the State of Minnesota.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted February 18, 1976

Referred to the Committee on Rules and Administration.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 402, 832, 1435, 2005, 1271, 1333 and 920.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 17, 1976

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1751, 1767, 1828, 1829, 2041 and 2043.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 18, 1976

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a new Conference Committee of five members on House File No. 1199 and the re-reference of said bill to that committee for further consideration.

H. F. No. 1199: A bill for an act relating to treatment of 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.

The committee on the part of the House consists of:

Clawson, Berglin, Forsythe, Samuelson and Rice.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 18, 1976

FIRST READING OF HOUSE BILLS

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

H. F. No. 402: A bill for an act relating to natural resources; defining the term conviction for the purposes of game and fish laws; amending Minnesota Statutes 1974, Section 97.40, by adding a subdivision.

Referred to the Committee on Rules and Administration.

H. F. No. 832: A bill for an act relating to gambling; prohibiting the keeping of gambling records or devices; increasing the penalty for certain gambling violations; providing for confiscation of gam-

bling devices; provides exemptions from the prohibition on possession of gambling devices; amending Minnesota Statutes 1974, Sections 325.54, by adding subdivisions; 609.76; and Chapter 609, by adding a section.

Referred to the Committee on Judiciary.

H. F. No. 1435: A bill for an act relating to game and fish; taking of animals by falconry; amending Minnesota Statutes 1974, Section 100.27, Subdivision 8.

Referred to the Committee on Natural Resources and Agriculture.

H. F. No. 2005: A bill for an act relating to veterans affairs; changing the membership of the board of governors of the Big Island Veterans Camp; specifying persons eligible for benefits; providing duties of the board of governors; amending Minnesota Statutes 1974, Sections 197.14, 197.15 and 197.17.

Referred to the Committee on Rules and Administration.

H. F. No. 1271: A bill for an act relating to labor and employment; providing for transfer of pension or retirement fund contributions; amending Minnesota Statutes 1974, Section 179.254, Subdivision 2.

Referred to the Committee on Governmental Operations.

H. F. No. 1333: A bill for an act relating to coroners; providing for fees and traveling expenses; prohibiting interference with a dead body or the scene of death; prescribing penalties; amending Minnesota Statutes 1974, Sections 357.11; and 390.11, Subdivision 8.

Referred to the Committee on Rules and Administration.

H. F. No. 920: A bill for an act relating to recreation; environmental preservation and energy conservation; conserving human and natural resources by promoting health and recreation and abating environmental pollution by encouraging the use of bicycles; providing for a bicycle registration system, and prescribing the powers and duties of the commissioner of public safety in relation thereto; directing the commissioner of public safety to study the use of bicycles on streets, highways, bicycle ways and bicycle lanes; prescribing a model bicycle ordinance for political subdivisions; directing the commissioner of natural resources to develop a plan for an interconnecting system of bicycle trails; providing for the construction of bicycle lanes or ways using federal funds; prescribing penalties; and appropriating money.

Referred to the Committee on Transportation and General Legislation.

H. F. No. 1751: A bill for an act relating to game and fish; firearms permissible for taking wild animals; amending Minnesota Statutes 1974, Section 100.29, Subdivision 9.

Referred to the Committee on Natural Resources and Agriculture.

H. F. No. 1767: A bill for an act relating to bingo; providing penalties; amending Minnesota Statutes 1974, Section 609.75, Subdivision 3; repealing Minnesota Statutes 1974, Chapter 349.

Referred to the Committee on Transportation and General Legislation.

H. F. No. 1828: A bill for an act relating to industrial loan and thrift companies; requiring approval of name by commissioner of banks; regulating renewals of loans and refunds of interest or discounts; amending Minnesota Statutes 1974, Sections 53.03, by adding a subdivision; and 53.07; and Minnesota Statutes, 1975 Supplement, Section 53.04.

Referred to the Committee on Labor and Commerce.

H. F. No. 1829: 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 Rules and Administration.

H. F. No. 2041: A bill for an act relating to the elderly; establishing a state policy for older citizens dependent on long-term care and treatment.

Referred to the Committee on Health, Welfare and Corrections.

H. F. No. 2043: A bill for an act relating to elections; providing for uniform reporting dates for campaign disclosure forms; providing for disclosure of campaign contributions and expenditures of political committees and candidates for local office; amending Minnesota Statutes 1974, Chapters 123, 373, and 471, by adding sections; and Minnesota Statutes, 1975 Supplement, Sections 210A.01, Subdivisions 1, 5, 6, 8, 9, and by adding subdivisions; 210A.05, Subdivision 1; 210A.16; 210A.23; 210A.24; 210A.25; 210A.26; 210A.27, Subdivision 1; 210A.29; 210A.32; 210A.33; Chapter 210A, by adding sections; repealing Minnesota Statutes, 1975 Supplement, Sections 123.015; 210A.01, Subdivisions 4 and 7; 210A.22; 210A.28; and 210A.31.

Referred to the Committee on Transportation and General Legislation.

REPORTS OF COMMITTEES

Mr. Coleman 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 was re-referred under Rule 35, together with the committee report thereon,

S. F. No. 1223: A bill for an act relating to public welfare; authorizing grants for programs of child care services; altering allocations of grants; authorizing child care service areas and agencies; amending Minnesota Statutes 1974, Sections 245.83, Subdivisions 2 and 5, and by adding subdivisions; 245.84; 245.85; 245.86; 245.87; and Chapter 245, by adding a section.

Reports the same back with the recommendation that the report from the Committee on Health, Welfare and Corrections reported in the Journal for April 23, 1975 that "When so amended the bill do pass and be re-referred to the Committee on Finance" be not adopted and the bill be returned to the Committee on Health, Welfare and Corrections. Amendments adopted. Report adopted.

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

S. F. No. 1949: A bill for an act relating to motor vehicles; authorizing the issuance of special license plates to physically handicapped persons; amending Minnesota Statutes, 1975 Supplement, Section 168.021, Subdivisions 1 and 2.

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

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

S. F. No. 661: A bill for an act relating to elections; requiring the secretary of state to train all election officials.

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

Page 1, line 6, strike "must" and insert "shall"

Page 1, line 7, strike "by the secretary of state" and insert "as provided in this section"

Page 1, line 8, after "promulgate" insert "in accordance with chapter 15"

Page 1, line 14, strike "Further,"

Page 2, line 5, strike "1975" and insert "1976"

Further, amend the title as follows:

Page 1, line 2, strike "requiring the secretary of" and insert "providing for training of all election officials; imposing duties on the secretary of state and county auditors."

Page 1, strike line 3

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

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

S. F. No. 1252: A bill for an act relating to the blind; providing for vending stands and machines to be operated by the blind on property of state governmental subdivisions; amending Minnesota Statutes 1974, Section 248.07, Subdivision 7.

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

Page 2, line 8, after "*property*" insert "*exclusively*"

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

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

H. F. No. 933: A bill for an act relating to elections; requiring that uncontested nonpartisan offices appear at the end of the ballot; amending Laws 1975, Chapter 5, Section 55, by adding a subdivision.

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

Page 1, line 7, strike "Laws 1975, Chapter 5, Section 55" and insert "Minnesota Statutes, 1975 Supplement, Section 203A.33"

Further amend the title as follows:

Page 1, line 4, strike "Laws 1975, Chapter 5, Section 55" and insert "Minnesota Statutes, 1975 Supplement, Section 203A.33"

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

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

H. F. No. 682: A bill for an act relating to commerce; requiring repair orders and invoices for repairs; regulating estimates; providing penalties.

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

Strike everything after the enacting clause and insert:

"Section 1. [DEFINITIONS.] Subdivision 1. "Repairs" means work performed on malfunctioning, defective or worn property, real or personal, used primarily for personal, family or household purposes and not for business or agricultural purposes, where the total price is more than \$50 and less than \$2,000.

Subd. 2. "Shop" means individuals, corporations, partnerships, and any other form of business organization which derives income, in whole or part, by engaging in the repair business.

Subd. 3. "Estimate" means an oral or written approximation of the price of repairs given by a shop to a customer or prospective customer prior to commencement of the repairs.

Subd. 4. "Customer" means a customer and the agents of a customer.

Sec. 2. [REPAIR ORDER; INVOICE.] Subdivision 1. Whenever a shop proposes to make repairs for a customer the shop shall furnish, prior to commencement of repairs, a copy of a written repair order to the customer describing the repairs to be made. The repair order shall be signed by the shop. If the customer presents the goods outside of normal business hours, the shop shall deliver the repair order to the customer personally when the customer removes the goods or at such earlier time as the customer appears at the shop and requests the repair order. If the customer removes the goods outside of normal business hours and has not obtained the repair order, the shop shall mail the repair order to the customer within two business days after removal. Upon notification of his right to a repair order the customer may waive this right.

Subd. 2. The repair order may be specific or general. The shop may list on the repair order the specific parts and the specific labor that it will supply or the shop may describe on the repair order the general condition that it will repair.

(a) If the repair order lists specific parts and labor to be supplied, the shop is authorized to supply and charge only for those parts and labor listed in the repair order. The shop shall not be authorized and shall not charge for parts or labor not already listed on the repair order unless the customer authorizes the additional parts or labor not already listed on the repair order. The customer may authorize additional parts or labor orally or in writing.

(b) If the repair order describes the general condition that will be repaired, the shop shall be authorized to perform and charge for all parts and labor the shop deems necessary to repair the condition described on the repair order. The shop shall not be authorized and shall not charge for parts or labor supplied to repair any condition other than that described on the repair order unless the customer authorizes the additional repairs not already described on the repair order. The customer may authorize additional repairs orally or in writing.

Subd. 3. A shop shall state on its repair order, if one is given, its charge to the customer, or the basis upon which it will be calculated, for an estimate, diagnostic service, work preliminary to a diagnosis, reassembly of the unrepaired item, or release of the item in the event it is not repaired. The charge for a service call shall be stated in absolute terms.

Subd. 4. Upon completion of all repairs, each shop shall provide each customer with a copy of a dated invoice for the work done. If the customer removes the goods outside of normal business hours, the shop

shall mail the invoice to the customer within two business days after the removal. The information which is required to be on the invoice may be placed on the face of the repair order, which then may be used as an invoice. The invoice shall contain the following information except when a general work order has been provided pursuant to section 2, subdivision 2:

(a) A description of all service work done and parts supplied, including all warranty work;

(b) The estimated price, if any was given;

(c) A detailed itemization of the charges for parts, labor, incidentals, the making of an estimate, the release of the item, service call charge, and any other charges imposed upon the customer; and

(d) A statement specifying which parts, if any, are used, rebuilt, or reconditioned if that information is known by the shop.

Sec. 3. [COSTS AND ESTIMATES.] Subdivision 1. A shop is not required to give an estimate to any customer or prospective customer, and a repair order may be silent as to the price of repairs described on the repair order.

Subd. 2. If a shop gives an estimate, the shop shall inform the customer or prospective customer, in the same form in which the estimate is given, that the estimate is only an approximation of the price and that the price may be greater than the estimate. If the estimate is in writing, the required disclosure shall be made in a conspicuous manner on the repair order in the immediate proximity of the estimate.

Subd. 3. A shop may make a reasonable charge for an estimate, diagnostic service, work preliminary to a diagnosis, reassembly of an unrepaired item, service call, or release of an item in the event it is not required. Such a charge, or the basis upon which it will be calculated, shall be disclosed to the customer prior to the performance of any act which would impose a charge upon the customer. The disclosure shall clearly state whether the charge will be credited toward the total cost of the repairs. The charge shall be included in the shop's estimate.

Subd. 4. Repairs for which the shop estimated the price to be less than \$50, yet exceed that amount, fall within the scope of sections 1 to 7.

Sec. 4. [SERVICE CALL CHARGES.] When a shop makes repairs to, or picks up or delivers, an item at a place other than its own premises it shall inform the customer, at the time of the customer's inquiry for service, of any service call charge. The service call charge may be imposed in addition to any other charges assessed the customer, but it shall be separately stated.

Sec. 5. [REQUIRED SHOP PRACTICES.] Subdivision 1. At the time the customer authorizes the repairs he may request that replaced parts be returned to him. If such a request is made, the shop shall return the replaced parts to the customer, except for parts that the shop is required to return to the manufacturer or distributor under a warranty or exchange arrangement if the cus-

tomer is shown the replaced parts. The customer shall remove the replaced parts from the shop premises within two business days from the date the repaired item is returned to the customer.

Subd. 2. Every shop shall maintain repair records which shall include all written repair orders, estimates, and invoices, and the names of all customers for whom repair services have been performed. These records shall be available for reasonable inspection and copying by law enforcement officials, in the manner authorized by law, and shall be retained for at least two years. A customer has the right to a copy of documents maintained by the shop reflecting any transaction to which he was a party.

Sec. 6. [PROHIBITED ACTS.] No shop shall:

(a) Charge or recover for unauthorized repairs;

(b) Fail to return to any customer, upon demand, the customer's goods because of the customer's nonpayment of the proportion of the bill which represents:

(1) Repairs which were performed but unauthorized, or

(2) Repair charges which exceed the total of an estimate given prior to commencement of any repairs plus any estimates given prior to commencement of any additional work which the customer subsequently authorizes.

Sec. 7. [REMEDIES; PENALTIES.] Subdivision 1. In the case of a violation of section 6, clause (b), the customer, without making any additional payment, is entitled to the return of his goods or consequential damages, reasonable attorneys fees as determined by the court, and punitive damages not to exceed three times the total charges for the repairs. Acceptance by the shop of the amount offered by the customer shall not be an admission that the amount offered is the true and correct amount owing and payable.

Subd. 2. When a shop refuses return of a customer's replaced parts despite a timely request, the shop shall be liable for the reasonable value of those parts.

Subd. 3. When a shop fails to disclose, as required by sections 1 to 7, an estimate, diagnostic service, work preliminary to a diagnosis, reassembly fee, service call, or release of an unrepaired item, there shall be a rebuttable presumption that the charge is for unauthorized work.

Subd. 4. Any violation of sections 1 to 7 shall be deemed a violation of Minnesota Statutes 1974, Section 325.79, Subdivision 1.

Subd. 5. The remedies of this section are to be construed as cumulative in addition to those provided by the common law and other statutes of this state.

Sec. 8. [PREEMPTION BY STATE.] The provisions of sections 1 to 7 shall supersede local ordinances regulating repairs to the extent that the ordinances are inconsistent with sections 1 to 7.

Sec. 9. [TITLE.] Sections 1 to 9 may be cited as the truth in repairs act.

Sec. 10. [EFFECTIVE DATE.] This act is effective January 1, 1977."

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

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1635: A bill for an act relating to real estate; changing the name of register of deeds and office of register of deeds to county recorder and office of county recorder.

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

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1685: A bill for an act relating to county government; optional form of county government; amending Minnesota Statutes 1974, Section 375.48, Subdivision 1.

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

Amend the title as follows:

Page 1, line 2, strike "optional form of" and insert "authorizing county boards to appoint an executive secretary"

Page 1, line 3, strike "county government"

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

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1868: A bill for an act relating to certain counties; requiring the filing of certain surveys with the county surveyor; amending Minnesota Statutes, 1975 Supplement, Section 389.08.

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

Page 1, line 11, strike "has" and insert "maintains"

Page 1, line 12, after "office" insert "on a full time basis"

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

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 1873: A bill for an act relating to Crow Wing county; authorizing the county to levy and collect a tax for road and bridge purposes on a part of an unorganized township within the county.

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

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 429.011, Subdivision 2a, is amended to read:

Subd. 2a. "Municipality" also includes a county in the case of construction, reconstruction or improvement of a county state-aid highway or county highway *as defined in section 160.02* including curbs and gutters and storm sewers outside of the boundaries of any city and includes a county exercising its powers and duties under section 444.075, subdivision 1.

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

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

"A bill for an act relating to counties; authorizing counties to levy special assessments for county highway improvements within portions of unorganized townships; amending Minnesota Statutes 1974, Section 429.011, Subdivision 2a."

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

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

S. F. No. 1918: A bill for an act relating to cemeteries; prohibiting certain activities on public and private cemeteries and Indian burial grounds; requiring the posting of Indian burial grounds; amending Minnesota Statutes 1974, Section 307.08.

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

Page 1, lines 17 and 18, reinstate the old language

Page 2, after line 2, insert:

"Subd. 3. The state archaeologist and the Indian affairs board shall authenticate and identify Indian burial grounds when requested by the political subdivision which has title to Indian burial grounds.

Subd. 4. The cost of authentication and identification shall be the responsibility of the political subdivision requesting said identification and authentication.

Subd. 5. The size, description and information on the sign must be approved by the Minnesota state historical society. The political subdivision which has title to the Indian burial ground must supply the signs and provide for their installation.

Subd. 6. The Indian affairs board must approve any request to relocate an authenticated and identified Indian burial ground."

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

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

S. F. No. 1975: A bill for an act relating to agriculture; changing the duty of the commissioner of agriculture in establishing standards, grades, and price differentials for milk and cream from mandatory to permissive; amending Minnesota Statutes 1974, Section 32.401, Subdivision 1.

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

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

S. F. No. 1869: A bill for an act relating to state lands; authorizing the conveyance of certain state lands in Goodhue county to the city of Red Wing.

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

Page 1, line 8, strike "shall" and insert "may"

Page 1, line 9, strike "by quitclaim deed in the form the attorney general"

Page 1, line 10, strike "approves"

Page 1, line 11, after "lands" insert "for recreational purposes only"

Page 2, line 30, strike "The purchase price to be paid by the city of" and insert: "The commissioner of administration shall cause the above described land to be surveyed to be appraised by not less than three appraisers, at least two of whom shall be residents of the county in which the lands are situated. Each appraiser shall before entering upon the duties of his office take and subscribe an oath that he will faithfully and impartially discharge his duties as appraiser according to the best of his ability and that he is not interested directly or indirectly in any of the lands to be appraised or the timber of improvements thereon or in the purchase thereof and has entered into no agreement or combination to purchase the same or any part thereof, which oath shall be attached to the report of such appraisal.

The consideration to be paid for the conveyance provided for in this act shall be not less than the value certified by the commis-

sioner of administration. The cost of any survey and the appraisals shall be added to and made a part of the appraised value of the lands to be sold.

The terms of payment for all land so sold shall be not less than ten percent of the purchase price thereof at the time of sale with the balance payable as hereinafter provided. The balance may be paid in not less than equal annual installments and not exceed five years at the option of the purchaser, with principal and interest payable annually in advance at the rate of not less than six percent per annum on the unpaid balance payable to the state treasury on or before June 1 each year.

In the event the terms and conditions of a contract for deed are completely fulfilled or if the purchaser makes a lump sum payment for the subject property in lieu of entering into a contract for deed, the governor, upon the recommendation of the commissioner of administration, shall sign and cause to be issued a quitclaim deed on behalf of the state. Said quitclaim deed shall be in a form prescribed by the attorney general."

Page 2, strike lines 31 and 32

Page 3, strike lines 1 and 2

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

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

H. F. No. 348: A bill for an act relating to insurance; clarifying the application of state law to certain insurance contracts; amending Minnesota Statutes 1974, Chapter 60A, by adding a section.

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

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Chapter 62A, is amended by adding a section to read:

[62A.18] *The issuance or renewal of a group subscriber contract or a group insurance policy of accident and sickness insurance, wherever issued, which provides coverage to persons who are members of the group by virtue of their employment in Minnesota is, with respect to those persons and their dependents, subject to the provisions of chapters 62A and 62C.*

Sec. 2. Minnesota Statutes 1974, Chapter 62A, is amended by adding a section to read:

[62A.19] *A health service plan corporation and an insurance company which subsequent to July 1, 1976, issues or renews a group subscriber contract or a policy of group accident and sickness insurance providing coverage to a group containing persons who are members of the group by virtue of their employment in Minnesota, as a condition of being permitted to do business in*

this state shall, with respect to those persons and their dependents, include in the subscriber contract or policy any provision required by chapters 62A and 62C."

Amend the title as follows:

Page 1, strike lines 2 to 5 and insert:

"relating to insurance; making applicable to Minnesota employees provisions of Minnesota Statutes regarding group insurance policies; requiring insurance companies and health service plan corporations doing business in this state to comply with Minnesota group insurance laws; amending Minnesota Statutes 1974, Chapter 62A, by adding sections."

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

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

S. F. No. 1858: A bill for an act relating to the city of Roseville; membership of housing and redevelopment authority.

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

Page 1, line 9, strike "composition,"

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

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

S. F. No. 1928: A bill for an act relating to the city of Maplewood; paramedic service; authorizing the collection of taxes in excess of the levy limits for purposes of the paramedic program.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Taxes and Tax Laws. Report adopted.

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

S. F. No. 1914: A bill for an act relating to game and fish; providing temporary permits for handicapped hunters; amending Minnesota Statutes, 1975 Supplement, Section 98.48, Subdivision 12.

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

Page 1, line 18, strike "application" and insert "applicant"

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

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

S. F. No. 2068: A bill for an act authorizing the conveyance by the state of a certain easement over certain lands in the county of Washington.

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

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

H. F. No. 753: A bill for an act relating to game and fish; prohibiting taking of birds by certain methods; amending Minnesota Statutes 1974, Section 100.29, by adding a subdivision.

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

Page 1, line 9, strike "31" and insert "32"

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

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

H. F. No. 1191: A bill for an act relating to the city of Austin, membership of new police and firemen in the public employees retirement association.

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

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

H. F. Nos. 402, 1333 and 2005 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. No. 1333 to the Committee on Health, Welfare and Corrections.

H. F. No. 402 to the Committee on Natural Resources and Agriculture.

H. F. No. 2005 to the Committee on Transportation and General Legislation.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 1949, 661, 1252, 1635, 1685, 1868, 1873, 1918, 1975, 1869, 1858, 1914 and 2068 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 933, 682, 348, 753 and 1191 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Borden moved that the name of Mr. Merriam be added as co-author to S. F. No. 1984. The motion prevailed.

Mr. Borden moved that the name of Mr. Merriam be added as co-author to S. F. No. 1985. The motion prevailed.

Mr. Olhoft moved that the name of Mr. Schaaf be added as chief author to S. F. No. 2018. The motion prevailed.

Mr. Olson, A. G. moved that the name of Mr. Jensen be added as co-author to S. F. No. 2132. The motion prevailed.

Mr. Gearty moved that S. F. No. 2115 be withdrawn from the Committee on Taxes and Tax Laws and re-referred to the Committee on Metropolitan and Urban Affairs. The motion prevailed.

Mr. McCutcheon moved that the names of Messrs. Lewis and Schaaf be added as co-authors to S. F. No. 2213. The motion prevailed.

Mr. Coleman moved that House Concurrent Resolution No. 19 be taken from the table. The motion prevailed.

House Concurrent Resolution No. 19: A house concurrent resolution providing that either house may adjourn from February 19 until February 25, 1976.

Be it Resolved, by the house of representatives, the senate concurring, that either house may adjourn on February 19, 1976 until a day not later than February 25, 1976.

Mr. Coleman moved the adoption of the foregoing resolution.

The question being taken on the adoption of the resolution,

And the roll being called, there were yeas 32 and nays 25, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Blatz	Frederick	Kowalczyk	O'Neill
Ashbach	Brataas	Hansen, Mel	Larson	Patton
Bang	Brown	Hanson, R.	Merriam	Pillsbury
Berg	Dunn	Josefson	Nelson	Renneke
Bernhagen	Fitzsimons	Knutson	Olson, J. L.	Ueland

The motion prevailed. So the resolution was adopted.

Mr. Perpich, A. J. moved that the report from the Committee on Taxes and Tax Laws, reported February 9, 1976, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Perpich, A. J. moved that the foregoing report be now adopted. The motion prevailed.

CONFIRMATION

Mr. Perpich, A. J. moved that in accordance with the report from the Committee on Taxes and Tax Laws, reported February 9, 1976, the Senate, having advised with, do now consent to and confirm the appointment of:

MINNESOTA TAX COURT

Earl B. Gustafson, 700 1st National Bank Building, Duluth, St. Louis County, effective July 1, 1975, for a term expiring March 1, 1979.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 57 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Hansen, Baldy voted in the negative.

The motion prevailed. So the appointment was confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Kleinbaum moved that the name of Mr. Josefson be added as co-author to S. F. No. 1980. The motion prevailed.

Mr. Merriam moved that H. F. No. 943 be taken from the table. The motion prevailed.

Mr. Merriam moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 943, 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.

THIRD READING OF SENATE BILLS

S. F. No. 1636: A bill for an act relating to insurance; clarifying license requirements for persons who enter into, acquire or hold insurance premium finance agreements; amending Minnesota Statutes 1974, Section 59A.03, Subdivision 1.

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 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1794: A bill for an act relating to courts; prescribing the jurisdictional limits of conciliation courts in the counties of Hennepin and Ramsey; amending Minnesota Statutes 1974, Sections 488A.12, Subdivision 3; and 488A.29, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1905: A bill for an act relating to evidence; limiting use of certain kinds of records of legislative proceedings.

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 29 and nays 30, as follows:

Those who voted in the affirmative were:

Arnold	Gearty	McCutcheon	O'Neill	Spear
Borden	Hughes	Milton	Perpich, A. J.	Stokowski
Coleman	Keefe, S.	Moe	Purfeerst	Stumpf
Conzemius	Kleinbaum	Ogdahl	Schmitz	Tennessee
Doty	Laufenburger	Olhoft	Sillers	Wegener
Dunn	Lewis	Olson, H. D.	Solon	

Those who voted in the negative were:

Anderson	Brataas	Hansen, Baldy	Knutson	Patton
Ashbach	Brown	Hansen, Mel	Kowalczyk	Pillsbury
Bang	Chmielewski	Hanson, R.	Larson	Renneke
Berg	Davies	Humphrey	Merriam	Schrom
Bernhagen	Fitzsimons	Jensen	Nelson	Ueland
Blatz	Frederick	Josefson	Olson, J. L.	Willet

So the bill failed to pass.

S. F. No. 1839: A bill for an act relating to judgments; providing for enforcement of foreign judgments in courts of this state.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1825: A bill for an act relating to crimes; prohibiting altering or removing a manufacturer's identification mark on personal property; providing penalties; amending Minnesota Statutes, 1975 Supplement, Section 609.52, Subdivision 2; repealing Minnesota Statutes 1974, Section 609.655.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Hansen, Mel	Larson	Olson, A. G.
Arnold	Coleman	Hanson, R.	Laufenburger	Olson, H. D.
Ashbach	Conzemius	Hughes	Lewis	Olson, J. L.
Bang	Davies	Humphrey	McCutcheon	O'Neill
Berg	Doty	Jensen	Merriam	Patton
Bernhagen	Dunn	Josefson	Milton	Perpich, A. J.
Blatz	Fitzsimons	Keefe, S.	Moe	Pillsbury
Borden	Frederick	Kleinbaum	Nelson	Purfeerst
Brataas	Gerty	Knutson	Ogdahl	Renneke
Brown	Hansen, Baldy	Kowalczyk	Olhoft	Schaaf

Schmitz	Solon	Stokowski	Tennessen	Wegener
Schrom	Spear	Stumpf	Ueland	Willet
Sillers				

So the bill passed and its title was agreed to.

S. F. No. 1816: A bill for an act relating to game and fish; authorizing additional moose seasons; amending Minnesota Statutes, 1975 Supplement, Section 100.27, 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 57 and nays 4, as follows:

Those who voted in the affirmative were:

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

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

So the bill passed and its title was agreed to.

S. F. No. 1273: A bill for an act relating to fair campaign practices; permitting corporations to conduct non-partisan voter registration campaigns and provide meeting facilities to political parties and candidates; authorizing the state ethics commission to issue and publish certain advisory opinions; amending Minnesota Statutes 1974, Section 10A.02, Subdivision 12; and Minnesota Statutes, 1975 Supplement, Section 210A.34, 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Gearty	Kleinbaum	Moe
Arnold	Chmielewski	Hansen, Baldy	Knutson	Nelson
Ashbach	Coleman	Hansen, Mel	Kowalczyk	Ogdahl
Bang	Conzemius	Hanson, R.	Larson	Olhoft
Berg	Davies	Hughes	Laufenburger	Olson, A. G.
Bernhagen	Doty	Humphrey	Lewis	Olson, H. D.
Blatz	Dunn	Jensen	McCutcheon	Olson, J. L.
Borden	Fitzsimons	Josefson	Merriam	O'Neill
Brataas	Frederick	Keefe, S.	Milton	Patton

Perpich, A. J.	Schaaf	Sillers	Stokowski	Ueland
Pillsbury	Schmitz	Solon	Stumpf	Wegener
Purfeerst	Schrom	Spear	Tennessen	Willet
Renneke				

So the bill passed and its title was agreed to.

S. F. No. 1848: A bill for an act relating to insurance; including surety bonds within the scope of the Minnesota insurance guaranty association act; amending Minnesota Statutes 1974, Sections 60C.02, Subdivisions 1 and 2; 60C.03, Subdivision 4; 60C.04; 60C.09, Subdivision 1; 60C.14, 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 59 and nays 2, as follows:

Those who voted in the affirmative were:

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

Mr. Bang and Mrs. Brataas voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1865: A bill for an act relating to insurance; providing a counter-signature commission; amending Minnesota Statutes 1974, Section 60A.17, 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 830: A bill for an act relating to health care; requiring certain insurance policies and health care plans to provide benefits for health care services rendered in free standing ambulatory surgical centers.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

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

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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 719: A bill for an act relating to real estate; providing for the extent of a lien; amending Minnesota Statutes 1974, Section 514.03, 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 58 and nays 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Anderson, Purfeerst and Schrom voted in the negative.

So the bill passed and its title was agreed to.

CALENDAR OF ORDINARY MATTERS

S. F. No. 1813: A bill for an act authorizing the conveyance by the state of certain lands located in Roseau county.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

Mr. Purfeerst moved that S. F. No. 2034, No. 2 on the Calendar of Ordinary Matters, be stricken and placed at the top of General Orders. The motion prevailed.

S. F. No. 1820: A bill for an act relating to Marshall county; authorizing the county law library to be supported by certain judicially imposed fee charges.

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 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1880: A bill for an act relating to state lands; conveyance; authorizing the conveyance by the state of certain lands in the county of Kittson.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

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

S. F. Nos. 2034, 1901, 1866, 1627, 1974, 1973, 2030, 1763, 1764 and 1762, also H. F. Nos. 404, 1721, 945, 1527, 1104, 1057, 951 and 369 which the committee recommends to pass.

H. F. No. 447, which the committee recommends to pass with the following amendment offered by Mr. Keefe, S.:

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes, 1975 Supplement, Section 82.18, is amended to read:

82.18 [EXCEPTIONS.] Unless a person is licensed or otherwise required to be licensed under this chapter, the term real estate broker does not include:

(a) A licensed practicing attorney acting solely as an incident to the practice of law, provided, however, that the attorney complies in all respects with the trust account provisions of this chapter;

(b) A receiver, trustee, administrator, guardian, executor, or other person appointed by or acting under the judgment or order of any court;

(c) Any person owning and operating a cemetery and selling lots therein solely for use as burial plots;

(d) Any custodian, janitor, or employee or agent of the owner or manager of a residential building who exhibits a residential unit therein to prospective tenants, accepts applications for leases and furnishes such prospective tenants with information relative to the rental of such unit, terms and conditions of leases required by the owner or manager and similar information leases residential units in such building ;

(e) Any bank, trust company, savings and loan association, public utility, or any land mortgage or farm loan association organized under the laws of this state or the United States, when engaged in the transaction of business within the scope of its corporate powers as provided by law;

(f) Public officers while performing their official duties;

(g) Employees of persons enumerated in clauses (b), (e) and (f), when engaged in the specific performance of their duties;

(h) Any person who acts as an auctioneer bonded in conformity with section 330.02, when he is engaged in the specific performance of his duties as an auctioneer;

(i) Any person who acquires such real estate for the purpose of engaging in and does engage in, or who is engaged in the business of constructing residential, commercial or industrial buildings for the purpose of resale, provided that no more than 25 such transactions occur in any 12 month period;

(j) Any person who offers to sell or sells an interest or estate in real estate which is a security registered pursuant to chapter 80, when acting solely as an incident to the sale of such securities;

(k) Any person who offers to sell or sells a business opportunity which is a franchise registered pursuant to chapter 80C, when acting solely to sell the franchise."

Page 1, after line 21, insert :

"Sec. 3. Minnesota Statutes 1974, Section 82.20, Subdivision 13, is amended to read:

Subd. 13. [LIMITED BROKER'S LICENSE.] The commis-

sioner shall have the authority to issue a limited real estate broker's license authorizing the licensee to engage in transactions as principal only. Such license shall be issued only after receipt of the application described in subdivision 3 and payment of the fee prescribed by section 82.21, subdivision 1. No salesperson may be licensed to act on behalf of an individual holding a limited broker's license. *An officer of a corporation or partner of a partnership licensed as a limited broker may act on behalf of that corporation or partnership without being subject to the licensing requirements."*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "exempting corporate officers from certain licensing requirements;"

Page 1, line 6, strike "Subdivision 1" and insert "Subdivisions 1 and 13"

Page 1, line 7, before the period, insert "; and Minnesota Statutes, 1975 Supplement, Section 82.18"

S. F. No. 1796, which the committee recommends to pass with the following amendment offered by Mr. Gearty:

Page 2, line 10, strike the comma

Page 2, line 11, strike ", of"

Page 2, line 12, strike "funds"

The question being taken on the recommendation to pass S. F. No. 1796, as amended,

And the roll being called, there were yeas 43 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Olson, H. D.	Spear
Arnold	Dunn	Larson	O'Neill	Stassen
Ashbach	Fitzsimons	Laufenburger	Perpich, A. J.	Stokowski
Bang	Gearty	Lewis	Renneke	Stumpf
Berg	Hansen, Baldy	McCutcheon	Schaaf	Ueland
Bernhagen	Hansen, Mel	Milton	Schmitz	Wegener
Brown	Hanson, R.	Moe	Schrom	Willet
Coleman	Hughes	Ogdahl	Sillers	
Conzemius	Humphrey	Olson, A. G.	Solon	

Those who voted in the negative were:

Borden	Josefson	Kowalczyk	Nelson	Pillsbury
Jensen	Knutson	Merriam	Olthoff	Purfeerst

The motion prevailed. So the committee recommended S. F. No. 1796 to pass, as amended.

S. F. No. 357, which the committee recommends to pass with the following amendment offered by Mr. Dunn:

Page 1, after line 22, insert:

"Sec. 2. [137.024] *At least one member of the board of regents of the university shall be a resident of each congressional district."*

H. F. No. 717, which the committee recommends to pass with the following amendment offered by Mr. Hughes:

Amend the amendment placed on H. F. No. 717 by the Committee on Education, adopted by the Senate February 9, 1976, as follows:

Strike the amendment to page 1, line 23

S. F. No. 995, which the committee recommends to pass with the following amendment offered by Mr. Purfeerst:

Page 6, line 28, after "*nor*" strike "*defined in sections 1 to*" and insert "*pests*"

Page 6, line 29, strike "25"

Page 7, line 23, after "*other*" insert "*relevant*"

Page 8, line 27, after the semicolon, insert "*and*"

Page 9, line 2, after "*other*" insert "*relevant*"

Page 9, line 31, after "*pesticide*" insert "*only*"

Page 12, line 24, strike "*and*" and insert "*or*"

Page 22, line 18, after "*emergency*" insert "*, which is an incident likely to cause adverse effects on the environment. For purposes of this section an incident includes a flood, fire, tornado, or motor vehicle accident, which unintentionally releases pesticides on the environment*"

Page 22, line 19, strike "*such*"

Page 22, line 22, strike "*incident*" and insert "*emergency*"

Page 25, line 9, strike "*In any instance*"

Page 25, strike lines 10 to 16

S. F. No. 1740, which the committee recommends to pass with the following amendment offered by Mr. Olhoff:

Page 7, line 28, strike "*an*" and insert "*the*"

Page 8, line 19, strike "*final*"

Page 9, line 2, strike "*final*"

S. F. No. 674, which the committee recommends to pass with the following amendment offered by Mr. Hughes:

Page 1, line 9, strike "1974" and insert ", 1975 Supplement"

Page 1, line 11, strike "6" and insert "7"

Page 1, line 24, strike "1974" and insert ", 1975 Supplement"

Page 2, line 2, strike "7" and insert "8"

Page 2, lines 7 to 8, strike "*and its filing in the office of the commissioner of administration*"

Amend the title as follows:

Page 1, line 6, strike "1974" and insert ", 1975 Supplement"

And then, on motion of Mr. Doty, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 1:00 p.m., Friday, February 20, 1976. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate