

SEVENTY-SEVENTH DAY

St. Paul, Minnesota, Thursday, February 26, 1976

The Senate met at 9:30 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

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

Anderson	Davies	Jensen	Ogdahl	Schmitz
Arnold	Doty	Keefe, S.	Olhoft	Schrom
Blatz	Dunn	Kirchner	Olson, A. G.	Spear
Borden	Gearty	Kowalczyk	Olson, J. L.	Stokowski
Brataas	Hansen, Baldy	Larson	Patton	Tennessen
Chenoweth	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Chmielewski	Hughes	McCutcheon	Perpich, G.	
Conzemius	Humphrey	Milton	Pillsbury	

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

Prayer was offered by the Chaplain, Rev. William Schonebaum.

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

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

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. Bang; Berg; Bernhagen; Blatz; Coleman; Fitzsimons; Frederick; Moe; Olson, H. D.; Purfeerst; Stassen; Wegener and Willet were excused from the Session of today. Mr. Schrom was excused from the Session of today at 10:00 o'clock a.m. Mr. Arnold was excused from the Session of today at 10:30 o'clock a.m. Mr.

Hansen, Mel was excused from the Session of today at 11:00 o'clock a.m. Mr. Renneke was excused from the Session of today at 12:30 o'clock p.m. Mr. McCutcheon was excused from the Session of today at 1:00 o'clock p.m.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

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

S. F. No. 2285: A bill for an act relating to financial institutions; permitting the establishment and operation of electronic funds transfer facilities; permitting the operation of point-of-sale terminals by financial institutions and other persons; prescribing the powers and duties of the commissioner of banks in relation to funds transfer facilities; protecting the privacy and security of customers of financial institutions who use electronic funds transfer facilities; prescribing penalties.

Referred to the Committee on Labor and Commerce.

Messrs. Spear and Kleinbaum introduced—

S. F. No. 2286: A bill for an act relating to health care; requiring certain subscribers' contracts and accident and health insurance policies to provide coverage of services rendered by clinical psychologists; amending Minnesota Statutes 1974, Chapter 62A by adding a section; and Section 62C.14 by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Mr. Chmielewski introduced—

S. F. No. 2287: A bill for an act relating to highway traffic regulations; special permits for oversize and overweight vehicles; authorizing an annual permit for refuse compactor vehicles not exceeding certain specified weights and prescribing the fee therefor; amending Minnesota Statutes 1974, Section 169.86, Subdivision 5.

Referred to the Committee on Transportation and General Legislation.

Messrs. Willet, Conzemius and Arnold introduced—

S. F. No. 2288: A bill for an act relating to Indian affairs; renaming the board on Indian affairs; providing a change in membership for the board; changing the duties of the board; amending Minnesota Statutes 1974, Section 3.922, as amended.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Solon, Bang and Kleinbaum introduced—

S. F. No. 2289: A bill for an act relating to crimes; prohibiting devices intended to be used to avoid payment of long distance telecommunications services; prescribing penalties; amending Minnesota Statutes 1974, Section 609.785.

Referred to the Committee on Judiciary.

Mr. Laufenburger introduced—

S. F. No. 2290: A bill for an act relating to drivers' licenses; classifications thereof; specifying the types of vehicles that may be driven by the holder of the various classes of licenses; defining gross vehicle weight; amending Minnesota Statutes 1974, Section 171.02, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Messrs. Laufenburger and Kowalczyk introduced—

S. F. No. 2291: A bill for an act relating to insurance; revising financial requirements for certain insurance companies; amending Minnesota Statutes 1974, Section 60A.07, Subdivisions 5a, 5b, 5c and 5d.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 2292: A bill for an act relating to insurance; providing for the establishment and operation of a Minnesota life and health insurance guaranty association to protect policyowners, insureds, beneficiaries, and others against the failure of an insurer doing business in Minnesota to perform its contractual obligations; amending Minnesota Statutes 1974, Sections 60B.17, by adding a subdivision; 60B.25; 60B.30, by adding a subdivision; and 60B.46, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Willet, Chmielewski and Purfeerst introduced—

S. F. No. 2293: A bill for an act relating to aeronautics; appropriating and transferring money for construction of hangers.

Referred to the Committee on Transportation and General Legislation.

Messrs. Nelson, Patton and Blatz introduced—

S. F. No. 2294: A bill for an act relating to taxation; providing an inflation adjustment for the income tax rate schedule; amending Minnesota Statutes 1974, Section 290.06, by adding a subdi-

vision; and Minnesota Statutes, 1975 Supplement, Section 290.06, Subdivision 2c.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Nelson, Patton and Blatz introduced—

S. F. No. 2295: A bill for an act relating to taxation; extending pollution control equipment credits; providing for credits against tax and deductions from income for the cost of certain equipment and investments; permitting increased withholding based on itemized deductions; eliminating the payroll tax; amending Minnesota Statutes 1974, Section 290.06, Subdivisions 9 and 9a, and by adding subdivisions; 290.09, by adding subdivisions; and 290.92, by adding a subdivision; repealing Minnesota Statutes 1974, Sections 290.031; 290.921; and 290.922.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Schmitz, Renneke and Purfeerst introduced—

S. F. No. 2296: A bill for an act relating to retirement; including employees of soil and water conservation districts in membership in the public employees retirement association; amending Minnesota Statutes, 1975 Supplement, Section 353.01, Subdivision 6; and Minnesota Statutes 1974, Chapter 353, by adding a section.

Referred to the Committee on Governmental Operations.

Mr. Pillsbury introduced—

S. F. No. 2297: A bill for an act relating to taxation; exempting expenditures for special assessments from levy limits of school districts; amending Minnesota Statutes 1974, Section 275.125, by adding a subdivision.

Referred to the Committee on Education.

Messrs. Conzemius, Frederick and Olson, A. G. introduced—

S. F. No. 2298: A bill for an act relating to motor vehicles; motor vehicle excise tax on vehicles purchased for resale; use of motor vehicles bearing motor vehicle dealer plates; amending Minnesota Statutes 1974, Sections 168.27, Subdivision 5; 297B.-01, Subdivision 6; and Chapter 297B, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Purfeerst, Laufenburger and Josefson introduced—

S. F. No. 2299: A bill for an act relating to highways; appropriating money to the highway department study commission.

Referred to the Committee on Transportation and General Legislation.

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

S. F. No. 2300: A bill for an act relating to livestock sanitation; providing indemnification to owners of condemned cattle by reason of being nonreactors to the brucellosis test, or by reason of being exposed to brucellosis and not eligible for test; authorizing indemnity to owners of grade bulls slaughtered because of certain other dangerous diseases; amending Minnesota Statutes 1974, Section 35.09, Subdivision 2, and by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Laufenburger introduced—

S. F. No. 2301: 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 Transportation and General Legislation.

Messrs. Keefe, S.; Stassen and Davies introduced—

S. F. No. 2302: A bill for an act relating to insurance; clarifying the bidding procedure for the letting of group health care contracts covering employees of certain governmental subdivisions; requiring disclosure of certain information about the contracts; amending Minnesota Statutes 1974, Section 471.616, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. McCutcheon and Knutson introduced—

S. F. No. 2303: A bill for an act relating to public welfare; authorizing grants for community residential facilities for the cerebral palsied; appropriating money; amending Minnesota Statutes 1974, Section 252.30; and Chapter 252, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Schrom introduced—

S. F. No. 2304: A bill for an act relating to taxation; providing that sales tax on telephone service charges be payable by

person paying for the service; amending Minnesota Statutes, 1975 Supplement, Section 297A.01, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Mr. Schrom introduced—

S. F. No. 2305: A bill for an act relating to game and fish; clothing required during certain seasons; amending Minnesota Statutes 1974, Section 100.29, Subdivision 8; repealing Minnesota Statutes 1974, Section 98.52, Subdivision 5.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, Kowalczyk and Keefe, S. introduced—

S. F. No. 2306: A bill for an act relating to health; providing guidelines for licensing nurse-midwives; defining registered nurse-midwife; amending Minnesota Statutes 1974, Section 148.171; and Chapter 148, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Keefe, S. introduced—

S. F. No. 2307: A bill for an act relating to telephone companies; requiring telephone companies engaged in certain operations to receive a permit from the public service commission; requiring the companies to notify the public service commission before terminating or suspending operation; providing for a hearing; permitting the public service commission to issue orders and rules.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, S. and Stokowski introduced—

S. F. No. 2308: A bill for an act relating to intoxicating liquors; licensing the sale of non-intoxicating malt liquors; amending Minnesota Statutes 1974, Section 340.02, Subdivision 2.

Referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, Stokowski and Ogdahl introduced—

S. F. No. 2309: A bill for an act relating to retirement; distribution of state aid to policemen's relief associations; amending Minnesota Statutes 1974, Sections 69.011, Subdivisions 1, 2, and 4; 69.021, Subdivisions 5, 6, and 7; and 69.031, Subdivision 5.

Referred to the Committee on Governmental Operations.

Mr. Arnold introduced—

S. F. No. 2310: A bill for an act relating to retirement; military service credit for teachers; amending Minnesota Statutes 1974, Section 354.53, Subdivision 3; and Minnesota Statutes, 1975 Supplement, Section 354.53, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Stokowski; Hansen, Mel; and Spear introduced—

S. F. No. 2311: A bill for an act relating to retirement; purchase of military service credit in the teachers retirement fund; amending Minnesota Statutes 1974, Section 354.53, Subdivision 3; and Minnesota Statutes, 1975 Supplement, Section 354.53, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Anderson, Sillers and Arnold introduced—

S. F. No. 2312: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIII, Section 3; allowing the status of the University of Minnesota to be provided by law.

Referred to the Committee on Education.

Messrs. Davies, Knutson and Tennesen introduced—

S. F. No. 2313: A bill for an act relating to commitment and discharge of inebriate persons; limiting length of commitment for inebriates; amending Minnesota Statutes 1974, Section 253A.07, Subdivision 25; Minnesota Statutes, 1975 Supplement, Sections 253A.07, Subdivision 17; and 253A.15, Subdivision 1.

Referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S. F. No. 2314: A bill for an act relating to counties; authorizing counties to hire a fire coordinator; amending Minnesota Statutes 1974, Chapter 373, by adding a section.

Referred to the Committee on Local Government.

Messrs. Hughes, Brown and Keefe, S. introduced—

S. F. No. 2315: A bill for an act relating to elections; requiring vacancies in municipal elected offices to be filled by election; amending Minnesota Statutes 1974, Chapter 205, by adding a section.

Referred to the Committee on Transportation and General Legislation.

Mr. Chenoweth introduced—

S. F. No. 2316: A bill for an act relating to sound pollution; authorizing the pollution control agency to establish rules, standards and permits for the control of sound emanating from ground vibration; appropriating money; amending Minnesota Statutes 1974, Section 116.07, Subdivision 4a.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Chenoweth introduced—

S. F. No. 2317: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 4; providing for four year terms for representatives and for staggered terms for representatives and senators.

Referred to the Committee on Rules and Administration.

Mr. Keefe, S. introduced—

S. F. No. 2318: A bill for an act relating to highways; providing for the construction and maintenance of acoustical barriers along the perimeter of certain trunk highways; amending Minnesota Statutes, 1975 Supplement, Section 161.125.

Referred to the Committee on Transportation and General Legislation.

Mr. Keefe, S. introduced—

S. F. No. 2319: A bill for an act relating to unemployment compensation; prohibiting the denial of benefits to persons in training programs who were employed in a job involving recurring seasonal unemployment; amending Minnesota Statutes, 1975 Supplement, Section 268.08, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Spear and Keefe, S. introduced—

S. F. No. 2320: A bill for an act relating to public welfare; establishing a study commission to review the general work assistance programs; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Brown, Patton and Blatz introduced—

S. F. No. 2321: A bill for an act relating to taxation; providing an income tax credit for employing persons receiving unemployment compensation; amending Minnesota Statutes 1974, Section 290.21, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Mr. Chmielewski introduced—

S. F. No. 2322: A bill for an act relating to motor vehicles; defining powers of the registrar of motor vehicles; providing for the appointment of private deputy registrars; providing for the appointment of a county license bureau director as deputy registrar; amending Minnesota Statutes 1974, Section 373.35, Subdivision 1; and Minnesota Statutes, 1975 Supplement, Section 168.33, Subdivision 2; repealing Minnesota Statutes 1974, Section 373.36.

Referred to the Committee on Transportation and General Legislation.

Mr. Doty introduced—

S. F. No. 2323: A bill for an act relating to the Great Lakes Basin Compact; repealing Minnesota Statutes 1974, Sections 1.21 to 1.23; and 1.25.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Doty introduced—

S. F. No. 2324: A bill for an act relating to television; providing matching funds for certain educational television stations; providing an appropriation.

Referred to the Committee on Education.

Messrs. Moe and Willet introduced—

S. F. No. 2325: A bill for an act relating to the administration of justice; authorizing judicially imposed fees for county law libraries; amending Minnesota Statutes 1974, Sections 140.26; 140.30; 140.31; and Chapter 140, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Keefe, J.; Schrom and Brown introduced—

S. F. No. 2326: A bill for an act relating to unemployment compensation; disqualifying from benefits persons voluntarily terminating employment without good cause and persons discharged for misconduct; amending Minnesota Statutes, 1975 Supplement, Section 268.09, Subdivision 1.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 2327: A bill for an act relating to courts; clarifying

fee exclusions for the Hennepin county municipal court; amending Minnesota Statutes 1974, Section 488A.03, Subdivision 11a.

Referred to the Committee on Judiciary.

Messrs. Solon, Kleinbaum and Laufenburger introduced—

S. F. No. 2328: A bill for an act relating to insurance; eliminating certain abstracting and publishing requirements for financial statements of fraternal beneficiary associations and reciprocal or interinsurance exchanges; amending Minnesota Statutes 1974, Sections 60A.13, Subdivision 7; and 60A.14, Subdivision 1; repealing Minnesota Statutes 1974, Section 60A.13, Subdivisions 3 and 4.

Referred to the Committee on Labor and Commerce.

Messrs. Olhoft, Larson and Wegener introduced—

S. F. No. 2329: A bill for an act relating to unemployment compensation; prohibiting interns 22 years of age or older from receiving unemployment compensation benefits; amending Minnesota Statutes, 1975 Supplement, Section 268.04, Subdivision 12.

Referred to the Committee on Labor and Commerce.

Messrs. Laufenburger; Hanson, R. and Purfeerst introduced—

S. F. No. 2330: A bill for an act relating to municipalities; procedures required for the letting of certain contracts; amending Minnesota Statutes 1974, Section 471.345, Subdivisions 3, 4 and 5.

Referred to the Committee on Local Government.

Messrs. Pillsbury and Hansen, Mel introduced—

S. F. No. 2331: A bill for an act relating to elections; providing for candidates to receive state campaign funds; requiring certain nonparty candidates to run in primary elections; permitting some primary cross-over voting; amending Minnesota Statutes 1974, Section 10A.31; Minnesota Statutes, 1975 Supplement, Sections 202A.29, Subdivision 2; 202A.32, by adding a subdivision; 203A.22, by adding a subdivision; and 203A.23, Subdivisions 2, 7 and 8; repealing Minnesota Statutes 1974, Sections 10A.30, Subdivision 2; and 10A.32, Subdivision 4.

Referred to the Committee on Transportation and General Legislation.

Messrs. Solon and Doty introduced—

S. F. No. 2332: A bill for an act relating to the city of Duluth;

police survivor benefits; amending Laws 1953, Chapter 91, Section 11, Subdivision 1, as amended.

Referred to the Committee on Governmental Operations.

Messrs. Spear; Olson, J. L. and Kleinbaum introduced—

S. F. No. 2333: A bill for an act relating to insurance; authorizing the issuance and repayment of surplus notes by insurers under certain conditions; amending Minnesota Statutes 1974, Section 60A.07, Subdivision 10; and Chapter 60A, by adding a section.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 2334: A bill for an act relating to public welfare; authorizing the assignment of accident insurance proceeds by any recipient of medical assistance; amending Minnesota Statutes, 1975 Supplement, Sections 256B.02, Subdivision 9; 256B.042, by adding a subdivision; and 256B.06, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Mr. McCutcheon introduced—

S. F. No. 2335: A bill for an act relating to child support and paternity; providing for continuing court orders; granting county court jurisdiction; amending Minnesota Statutes 1974, Sections 256.87, Subdivision 1; 256.872; 256.873; 257.253; 257.254; 257.257; 257.259; 257.261, Subdivision 1; 257.29; 393.07, Subdivision 9; and 518.49.

Referred to the Committee on Judiciary.

Mr. Perpich, A. J. introduced—

S. F. No. 2336: A bill for an act relating to taxes on or measured by net income and to assessment of ad valorem taxes; appropriating funds; amending Minnesota Statutes 1974, Sections 270.13; 276.05; 276.06; 290.066, Subdivision 1; and Chapter 273, by adding a section; Minnesota Statutes, 1975 Supplement, Sections 270.16, Subdivision 2; 273.012, Subdivision 3; 274.14; 276.04; 290.01, Subdivision 20; 290.012, Subdivision 4; 290.21, Subdivision 4; 290A.03, Subdivisions 8 and 13; 290A.06; 290A.07, Subdivisions 1 and 2; 290.14; and Laws 1975, Chapter 349, Section 32; repealing Minnesota Statutes, 1975 Supplement, Section 124.03.

Referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, A. J. introduced—

S. F. No. 2337: A bill for an act relating to Lake county; law

enforcement; authorizing the collection of taxes in excess of the levy limits for purposes of law enforcement.

Referred to the Committee on Taxes and Tax Laws.

Mr. Olson, J. L. introduced—

S. F. No. 2338: A bill for an act relating to education; appropriating money to Independent School District No. 518 for programs for handicapped children.

Referred to the Committee on Education.

Mr. Humphrey introduced—

S. F. No. 2339: A bill for an act relating to public welfare; specifying services to handicapped persons; defining terms; amending Minnesota Statutes 1974, Section 645.44, by adding a subdivision; and Minnesota Statutes, 1975 Supplement, Section 256.01, Subdivision 2.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hansen, Mel; Keefe, S. and Kowalczyk introduced—

S. F. No. 2340: A bill for an act relating to wages; requiring wages be paid not more than seven days after they are earned.

Referred to the Committee on Labor and Commerce.

Mr. Kleinbaum introduced—

S. F. No. 2341: A bill for an act relating to taxation; altering means of calculating attached machinery aid; amending Minnesota Statutes 1974, Section 273.138, Subdivisions 2 and 5.

Referred to the Committee on Taxes and Tax Laws.

Mr. Borden introduced—

S. F. No. 2342: A bill for an act relating to public health; providing for a referendum to determine whether the fluoride in municipal water supplies should be controlled; amending Minnesota Statutes 1974, Section 144.145.

Referred to the Committee on Local Government.

Mr. Borden introduced—

S. F. No. 2343: A bill for an act relating to game and fish; migratory waterfowl hunting hours; amending Minnesota Statutes 1974, Section 100.27, by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 910, 1337, 1702, 2292 and 1847.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted February 25, 1976

FIRST READING OF HOUSE BILLS

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

H. F. No. 910: A bill for an act relating to crimes; specifying the acts constituting arson and the possession of certain explosives; providing penalties; amending Minnesota Statutes 1974, Chapters 229F, by adding sections; and 609, by adding sections; repealing Minnesota Statutes 1974, Sections 299F.81; 609.555; 609.56; 609.565; 609.57; 609.575; and 609.61.

Referred to the Committee on Judiciary.

H. F. No. 1337: A bill for an act authorizing the city of Shakopee to issue general obligation revenue bonds for the purpose of financing improvements to, and refunding bonds payable from the revenues of, its light and power system.

Referred to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1702: A bill for an act relating to protection of the environment; prohibiting sale of pressurized containers using certain chlorofluorocarbon propellants; requiring warning labels; prescribing penalties.

Referred to the Committee on Natural Resources and Agriculture.

H. F. No. 2292: 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.

H. F. No. 1847: A bill for an act relating to dentistry; providing for registration of dental assistants; changing the membership of the board of dentistry; providing for continuing education; amending Minnesota Statutes 1974, Sections 150A.01, by adding a subdivision; 150A.06, Subdivision 6, and by adding subdivisions; 150A.08; 150A.09, Subdivisions 1 and 2; and 150A.10, Subdivision

2; and amending Minnesota Statutes, 1975 Supplement, Section 150A.02, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

REPORTS OF COMMITTEES

Mr. Conzemius moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments and the report on S. F. No. 2132. The motion prevailed.

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which were referred the following appointments as reported in the Journal for February 9, 1976:

STATE ARTS BOARD

Louis V. Zelle

James Glazman

Phillip Von Blon

Kenneth Dayton

Mrs. Alvina O'Brien

Dr. Walter S. Prausnitz

Miss Laura Jane Musser

Mrs. Arlene Helgeson

Mrs. Sandra Hale

Mrs. Anne Marie Plunkett

Dr. Alvin Zelickson

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

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

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

S. F. No. 354: A bill for an act relating to drivers' licenses; revocation for certain offenses; requiring examination for a new license after conviction for certain offenses; amending Minnesota Statutes 1974, Sections 171.17; and 171.29, Subdivision 1.

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 171 is amended by adding a section to read:

[171.245] [AGGRAVATED VIOLATIONS.] *Subdivision 1. Any person who operates a motor vehicle, the operation of which requires a driver's license, upon the highways in this state in violation of section 169.121 while the driver's license or driver's privilege is cancelled, suspended or revoked (1) because of the operation of a motor vehicle while the person was under the influence of alcohol or a narcotic drug; or while the person's blood had an alcohol content above a prescribed level; (2) because the person operated a motor vehicle which contained an open bottle containing an intoxicating liquor or non-intoxicating malt liquor which had been opened; or (3) because the person refused to take a test which determines the alcoholic content in his blood when requested to do so by a proper authority; is guilty of a gross misdemeanor.*

Subd. 2. Any person who operates a motor vehicle, the operation of which requires a driver's license, upon the highways in this state while the driver's license or driver's privilege is cancelled, suspended or revoked (1) because of the operation of a motor vehicle while the person was under the influence of alcohol or a narcotic drug; or while the person's blood had an alcohol content above a prescribed level; (2) because the person operated a motor vehicle which contained an open bottle containing an intoxicating liquor or non-intoxicating malt liquor which had been opened; or (3) because the person refused to take a test which would determine the alcoholic content in his blood when requested to do so by a proper authority; and who refuses to permit chemical testing requested of him pursuant to section 169.123 is guilty of a gross misdemeanor."

Further, amend the title as follows:

Page 1, line 2, strike "revocation for"

Page 1, strike lines 3 to 6 and insert: "providing a new category of alcohol-related offenses; aggravated violations for driving after cancellation, suspension or revocation; providing a penalty; amending Minnesota Statutes 1974, Chapter 171, by adding a section."

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

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

S. F. No. 2132: A bill for an act relating to highway traffic regulations; driving under the influence of drugs or alcoholic beverages; providing for the revocation of a driver's license or permit by the commissioner of public safety upon receipt of chemical test that person's blood contains .10 percent or more by weight of alcohol; providing procedural safeguards; prescribing penalties; and appropriating money; amending Minnesota Statutes 1974, Chapter 169, by adding a section.

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

Page 2, line 8, strike "or" and insert a comma

Page 2, line 8, after "permit" insert "or nonresident operating privileges"

Page 2, line 11, after "by" insert "or at the direction of"

Page 2, line 21, strike "offense" and insert "hearing"

Page 2, line 22, strike "Upon the hearing the"

Page 2, strike lines 23 to 25

Page 2, line 26, strike "require a re-examination of the licensee."

Page 2, line 28, strike "suspension,"

Page 2, line 28, strike "or" and insert a period

Page 2, strike line 29

Page 2, line 32, strike "suspended,"

Page 2, line 32, strike "or cancelled,"

Page 3, line 6, strike "The petition shall be filed with the clerk of" and insert "The matter shall be heard by the court on the record pursuant to the provisions of Minnesota Statutes, Section 171.19."

Page 3, strike lines 7 through 20

Page 3, line 21, strike "hearing for the purpose of cross-examination."

Page 3, after line 23, insert:

"Subd. 5. [LIMITED LICENSE.] In any case where a license has been revoked under this section, the commissioner may issue a limited license to the driver. The commissioner in issuing a limited license may impose the conditions and limitations which in his judgment are necessary to the interests of the public safety and welfare including re-examination of the driver's qualifications, attendance at a driver improvement clinic, or attendance at counselling sessions. The license may be limited to the operation of particular vehicles and to particular classes and times of operation. The limited license issued by the commissioner shall clearly indicate the limitations imposed and the driver operating under a limited license shall have the license in his possession at all times when operating as a driver. In determining whether to issue a limited license, the commissioner shall consider the number and the seriousness of prior convictions and the entire driving record of the driver.

Subd. 6. [REINSTATED LICENSE.] If the commissioner receives notice of the driver's attendance at a driver improvement clinic, attendance at counselling sessions, or participation in treatment for an alcohol problem the commissioner may, after 60 days of the revocation period have elapsed, reinstate the driver's license for the remainder of the revocation period. The commissioner shall not reinstate a license under this subdivision to a driver who has had a license revoked under sections 169.121, 169.123 or this act on a prior occasion during the preceding three year period for another incident."

Page 3, strike lines 27 and 28

Further, amend the title as follows:

Page 1, line 9, after "safeguards;" insert "providing for issuance of a limited license; providing for reinstatement of a revoked license;"

And when so amended the bill do pass. Mr. Blatz questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

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

S. F. No. 2155: A bill for an act relating to United Hospital District, Staples, Minnesota; authorizing the issuance of general obligation bonds of the district without the consent of the governing bodies of the municipalities included in the district; excluding the bonds from the net debt of the district; and excluding taxes levied for the payment of the bonds from certain levy limitations.

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

Page 2, line 2, strike "the" and insert "computing the limitations upon the levy of"

Page 2, line 2, strike "of" and insert "by"

Page 2, line 2, strike "which are" and insert "under"

Page 2, line 3, strike "limited by"

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. 2051: A bill for an act relating to local improvements; council procedure; percentage payment on engineer's estimate; amending Minnesota Statutes 1974, Section 429.041, Subdivision 6.

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

Page 1, line 17, strike "city"

Page 1, line 19, strike "city" and insert "municipality"

Page 1, line 20, strike "city's" and insert "municipality's"

Page 1, line 20, after "in" insert "satisfactory"

Amend the title as follows:

Page 1, line 3, before "percentage" insert "authorizing"

Page 1, line 3, after "payment" insert "in advance of completion of improvement"

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

H. F. No. 59: A bill for an act relating to towns; authorizing towns to request the taking of a census by the secretary of state; amending Minnesota Statutes 1974, Chapter 365, by adding a section.

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

Page 1, line 9, strike "*any*" and insert "*the*"

Page 1, line 9, strike "*in which neither*" and insert "*1976 and in the year 1985 and every tenth year thereafter,*"

Page 1, strike line 10

Page 1, line 11, strike "*town*"

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

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

S. F. No. 1963: A bill for an act relating to the operation of state government; raising base salaries for certain executive branch employees, constitutional officers, judges and judicial branch employees; limiting possible increases for certain executive branch employees; requiring political subdivisions of the state to report certain salaries; providing for a report by the personnel board; amending Minnesota Statutes 1974, Sections 15A.081, by adding a subdivision; 15A.083, as amended; 43.062, Subdivision 3; 43.067; and 43.069; and Chapter 43, by adding a section; and Minnesota Statutes, 1975 Supplement, Section 15A.081, Subdivision 1; repealing Minnesota Statutes 1974, Sections 15A.081, Subdivisions 1a and 4; 43.066; and 487.05.

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

Page 5, line 15, strike "*For*"

Page 5, strike lines 16 to 21

Page 5, line 22, strike "*positions of the constitutional officers,*"

Page 5, line 23, strike the new language

Page 5, line 24, strike "*examiner, the*"

Page 5, line 24, strike "*workers' compensation*"

Page 5, line 25, strike "*commissioners and the*"

Page 5, lines 25 to 26, strike "*commissioners of public service*"

Page 5, line 27, strike the period

Page 6, line 23, strike everything after "LIMITS.]"

Page 6, strike lines 24 to 30

Page 6, line 31, strike "Subd. 2" and insert "Subdivision 1"

Page 7, strike lines 10 to 15

Renumber the subdivisions in sequence

Page 7, line 18, strike "subdivisions 2 and 3" and insert "subdivision 1"

Page 7, line 18, strike ", but" and insert a period

Page 7, line 22, strike "only based on exceptional performance" and insert "upon application of the appointing authority, but only if the board determines that the position requires special expertise necessitating a higher salary in order to attract qualified persons"

Page 7, line 24, strike "ten" and insert "20"

Pages 8 to 9, strike section 5

Renumber the sections of Article I in sequence

Page 12, after line 24, insert:

"Article IV

Section 1. Minnesota Statutes, 1975 Supplement, Section 3.102, is amended to read:

3.102 [MEMBERS; EXPENSES.] Each member of the legislature shall be reimbursed for expenses incurred while engaged in official legislative business ~~when the legislature is not in session during his term of office.~~ The amount of such reimbursement shall not exceed \$33 per day as a per diem expense allowance for all expenses incurred except travel and lodging. The member shall also be reimbursed for travel and lodging. Reimbursement for expenses shall be in the same manner and amount as for state employees; provided, that a member of the legislature who, because of travel inconvenience, elects to reside in the vicinity of the capitol during a legislative session, shall also be reimbursed for vouchered lodging expenses incurred during the session. The vouchered lodging expenses shall be subject to limitations prescribed by the committee on rules and administration for members of the senate, and the committee on rules and legislative administration for members of the house.

Expenses for members of the legislature are payable in the manner and in the amount designated by the senate committee on rules and administration as to members of the senate and by the committee on rules and legislative administration as to members of the house of representatives.

The expense allowances provided for herein to the persons designated are in lieu of any other expenses authorized by law or resolution for the same purposes."

Renumber the remaining Article

Page 12, line 26, after ".]" insert "*Subdivision 1.*"

Page 12, line 27, after "*43.066;*" insert "*43.069;*"

Page 12, after line 28, insert:

"Subd. 2. Minnesota Statutes 1974, Sections 3.101 and 3.103 are repealed."

Page 12, line 29, after ".]" insert "*Article IV and Article V, Section 1, Subdivision 2, are effective January 4, 1977. The remainder of*"

Amend the title as follows:

Line 6, after the semicolon, insert "removing per diems and providing expenses for legislators;"

Line 11, after "3;" insert "and"

Line 12, strike "and 43.069;"

Line 14, strike "Section" and insert "Sections 3.102; and"

Line 15, after "Sections" insert "3.101; 3.103;"

Line 16, after "43.066;" insert "43.069;"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

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

S. F. No. 2077: A bill for an act relating to Blue Earth county; authorizing the county of Blue Earth to contract for the completion of the improvement of county ditch No. 27; setting limits for the expenditure of money for the improvement thereof; providing for the financing thereof; amending Laws 1975, Chapter 249, Section 1, Subdivision 1; and Section 2.

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. 1262: A bill for an act relating to tax forfeited lands; granting of easements or permits thereon for certain purposes; authorizing easements or permits for recreational trails; amending Minnesota Statutes 1974, Section 282.04, Subdivision 4.

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

Amend the title as follows:

Line 2, strike "granting of" and insert "authorizing the county auditor to grant"

Line 3, strike "certain purposes;"

Line 4, strike "authorizing easements or permits for"

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. 628: A bill for an act relating to game and fish; license exemption for certain persons; amending Minnesota Statutes 1974, Sections 98.45, Subdivision 2; and 98.47, Subdivision 1.

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 98.45, is amended by adding a subdivision to read:

Subd. 8. Any resident whose age is 65 years or over may purchase a small game license for 50 percent of the fee specified in section 98.46, Subdivision 2.

Sec. 2. This act is effective December 31, 1976."

Amend the title as follows:

Strike lines 2 thru 5 and insert "providing a reduced fee for small game licenses for senior citizens; amending Minnesota Statutes 1974, Section 98.45, by adding a subdivision.

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

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

S. F. No. 2125: A bill for an act relating to Freeborn County; appropriating money for lake restoration and improvements.

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

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

S. F. No. 2241: A bill for an act relating to game and fish; requiring a migratory waterfowl stamp; providing for disposition of proceeds of sale.

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

Page 1, line 15, after the comma and before "acquisition" insert "limited"

Page 1, line 16, after "sites" strike "for" and insert "necessary to allow"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

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

S. F. No. 2011: A bill for an act relating to game and fish; removing lynx from the definition of unprotected animals; authorizing the commissioner of natural resources to establish a season for taking lynx; amending Minnesota Statutes 1974, Section 100.27, Subdivision 7; Minnesota Statutes, 1975 Supplement, Sections 100.26, Subdivision 1; and 100.27, Subdivision 3.

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

Page 1, line 12, strike "wild cat,"

Page 1, line 12, strike "wolves other"

Page 1, line 13, strike "than timber wolves, foxes, gophers, porcupines, badgers" and insert "*bobcat, coyote (brush wolf), fox, gopher, porcupine, badger*"

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. 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.

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

Page 2, line 27, strike "1974" and insert ", 1975 Supplement"

Page 3, after line 18, insert "(7) To take, transport, purchase and possess for sale unprocessed turtles and tortoises within the state, \$25;"

Page 3, line 19, strike "(7)" and insert "(8)"

Page 3, line 22, strike "(8)" and insert "(9)"

Page 3, line 24, strike "(9)" and insert "(10)"

Page 3, line 28, strike "(10)" and insert "(11)"

Page 8, strike line 32

Page 9, strike line 1

Page 9, line 2, strike "14" and insert "13"

Page 9, line 2, strike "Sections 1 through 12 are" and insert "*This act is*"

Page 9, line 2, after "to" insert "*all big game*"

Page 9, line 3, after "issued" insert "*for 1976 and subsequent big game seasons and all other licenses issued for licensing years commencing*"

Page 9, line 3, strike "Section 13 is" and insert *"In those years a firearms deer hunting season is held, a minimum of \$300,000 shall be appropriated from the game and fish fund for deer habitat improvement programs from the increase in deer hunting license receipts provided pursuant to this act. Any unexpended balance in this appropriation at the end of each fiscal year shall not cancel but shall be reappropriated in the following and subsequent fiscal years and available for deer habitat improvement programs."*

Page 9, strike line 4

Amend the title as follows:

Line 4, strike "5,"

Line 5, after "19;" strike "and"

Line 5, after "101.44;" insert *"and Minnesota Statutes, 1975 Supplement, Section 98.46, Subdivision 5."*

Line 5, strike "repealing Minnesota"

Strike lines 6 and 7

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

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

S. F. No. 1799: A bill for an act relating to energy conservation; providing for promulgation of quality standards and performance labeling of solar energy devices; exempting solar energy devices from property taxation; providing a ten percent credit against income tax for the cost of pollution control equipment and solar energy devices; extending feedlot pollution control equipment credit; exempting solar energy devices and pollution control equipment from sales taxation; amending Minnesota Statutes 1974, Sections 290.06, Subdivisions 9 and 9a; and 297A.25, Subdivision 1; and Minnesota Statutes, 1975 Supplement, Section 272.02, Subdivision 1.

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

Page 2, line 3, after "quality" insert "and"

Page 2, line 3, after "standards" insert *"which are in reasonable conformance with the Interim Performance Criteria for Solar Heating and Combined Heating/Cooling Systems and Dwellings, National Bureau of Standards, January 1, 1975; and the Interim Performance Criteria for Commercial Solar Heating and Combined Heating/Cooling Systems and Facilities, National Aeronautics and Space Administration, February 28, 1975"*

Page 2, line 8, after "performance." insert *"The department of administration in consultation with the energy agency shall modify existing standards and promulgate new standards subsequent to December 31, 1976 as new technology and materials become available, or as standards are revised by the federal government."*

Page 2, line 9, after "*Manufacturers*" insert "*or retailers*"

Amend the title as follows:

Page 1, line 5, strike "devises" and insert "devices"

And when so amended the bill do pass and be re-referred to the Committee on Taxes and Tax Laws. Amendments adopted. Report adopted.

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

S. F. No. 1976: A bill for an act relating to workmen's compensation; providing for third party liability; amending Minnesota Statutes 1974, Section 176.061, Subdivision 3; repealing Minnesota Statutes 1974, Section 176.061, Subdivision 10.

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

Page 2, after line 4, add a section to read:

"Sec. 3. *This act is effective on the day following its final enactment.*"

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

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

S. F. No. 1913: A bill for an act relating to education; state community college board; faculty salary increases; approving the contract negotiated with the Minnesota community college faculty association.

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

Mr. Hughes from the Committee on Education, to which was referred the following appointment as reported in the Journal for January 29, 1976:

HIGHER EDUCATION FACILITIES AUTHORITY

Robert Freson

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

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

Mr. Hughes from the Committee on Education to which was referred the following appointment as reported in the Journal for February 2, 1976:

ADVISORY COUNCIL ON FLUCTUATING ENROLLMENTS

John B. McCarthy

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

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

Mr. Hughes from the Committee on Education, to which was referred the following appointment as reported in the Journal for January 29, 1976:

HIGHER EDUCATION FACILITIES AUTHORITY

Robert J. Huston

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

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

Mr. Hughes from the Committee on Education, to which was referred the following appointment as reported in the Journal January 29, 1976:

STATE BOARD FOR COMMUNITY COLLEGES

Mrs. Paul Nycklemoe

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

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

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

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

Reports the same back with the recommendation that the amendment made to H. F. No. 1099 by the Committee on Rules and Administration in the report adopted May 5, 1975, pursuant to Rule 49, be stricken and the bill do pass. Report adopted.

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

S. F. No. 1822: A bill for an act relating to governmental operations; creating an interstate commission to develop a plan to merge the port authorities at Duluth, Minnesota, and Superior, Wisconsin; appropriating money.

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

Page 2, line 14, strike "ten" and insert "five" and strike "as follows:"

Page 2, line 15, after "Minnesota," insert "to be chosen as follows:" and in the same line strike "president of"

Page 2, line 16, strike "the senate" and insert "committee on committees"

Page 2, line 19, insert a period after "authority" and strike the remainder of the sentence in lines 19 to 25

Page 2, line 25, after "reimbursement" insert "by the appointing authority"

Page 2, line 26, strike "all traveling and other" and strike "necessarily"

Page 2, line 27, after "duties" and before the period insert "in the same manner and amount as provided for state employees"

Page 2, line 27, after the period insert "The members from the state of Minnesota shall meet with five members from the state of Wisconsin, selected in a similar manner as determined by the legislature of the state of Wisconsin."

Page 2, line 31, strike "on or before January 1," and insert "in January,"

Page 3, line 4, after the period insert "This appropriation is contingent upon the passage of a bill in the legislature of the state of Wisconsin providing the Wisconsin members of the commission, and appropriating a like amount of money to the commission."

Page 3, line 6, before the period insert "and shall expire on June 30, 1977"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

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

S. F. No. 634: A bill for an act relating to corrections; sentencing and post conviction disposition of criminal offenders; transferring the powers and duties of the Minnesota corrections authority to the commissioner of corrections; abolishing the Minnesota corrections authority; providing for determinate sentencing; providing for a mutual agreement program; appropriating money; amending Minnesota Statutes 1974, Sections 152.15; 609.02, Subdivision 8; 609.03; 609.10; 609.135, Subdivision 1; 609.145, Subdivision 1; 609.165, Subdivision 2; 609.17, Subdivision 4; 609.175, Subdivision 2; 609.19; 609.195; 609.20; 609.205; 609.21; 609.215; 609.225; 609.235; 609.24; 609.245; 609.25, Subdivision 2; 609.255; 609.26; 609.27, Subdivision 2; 609.293, Subdivisions 2, 3 and 4; 609.31; 609.32; 609.355, Subdivision 2;

609.365; 609.375, Subdivision 2; 609.39; 609.395; 609.405, Subdivision 2; 609.42, Subdivision 1; 609.425; 609.445; 609.455; 609.465; 609.48, Subdivisions 1 and 4; 609.485, Subdivision 4; 609.495, Subdivision 1; 609.52, Subdivision 3; 609.525, Subdivision 1; 609.53, Subdivisions 1 and 3; 609.54; 609.55, Subdivision 2; 609.56; 609.565; 609.58, Subdivision 2; 609.59; 609.595, Subdivision 1; 609.60; 609.61; 609.615; 609.62, Subdivision 2; 609.625; 609.63; 609.635; 609.64; 609.645; 609.65; 609.67, Subdivision 2; 609.71; 609.713; 609.785; 609.82; 609.825, Subdivision 2; 609.83; Minnesota Statutes, 1975 Supplement, Sections 609.185; 609.342; 609.343; 609.344; 609.345; 609.52, Subdivision 2; 609.521; and 609.551, Subdivision 1; repealing Minnesota Statutes 1974, Sections 241.045, as amended; 242.24; 246.43; 609.11, as amended; 609.13, Subdivision 1; 609.155; and 609.16.

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

Page 2, line 11, strike "12" and insert "6"

Page 2, line 19, strike "four" and insert "two"

Page 2, line 26, strike "two years" and insert "one year and one day"

Page 3, line 10, after "year" insert "and one day"

Page 3, line 14, after "year" insert "and one day"

Page 4, line 10, strike "two years" and insert "one year and six months"

Page 6, line 23, strike "December 31" and insert "September 1"

Page 7, line 19, strike "91" and insert "89"

Page 7, line 20, strike "December"

Page 7, line 21, strike "31" and insert "September 1"

Page 7, line 25, strike "December 31" and insert "September 1"

Page 8, line 3, strike "91" and insert "89"

Page 8, line 4, strike "and sentenced"

Page 8, strike line 5 and insert "committed on or after September 1, 1976."

Page 8, line 6, strike "91" and insert "89"

Page 8, line 11, strike "91" and insert "89"

Page 8, line 13, strike "91" and insert "89"

Page 8, line 21, strike "91" and insert "89"

Page 8, strike line 24 and insert "who commit the offenses giving rise to their sentences on or after September 1, 1976."

Page 8, strike lines 25 to 32

Page 10, line 13, after "sentences" insert "or extended term"

Page 10, line 17, strike "other than "not guilty""
and insert "to an offense other than that which was originally charged"

Page 10, line 20, after "sentence;" strike "or"

Page 10, line 21, after "resentence" strike the period and insert "; or"

Page 10, after line 21, insert:

"(d) After the imposition of an extended term."

Page 10, line 22, after "3." insert "On appeal pursuant to subdivision 2"

Page 11, line 6, before "rules" insert "criminal"

Page 12, line 5, strike "a felony offense involving"

Page 12, strike lines 6 to 12 and insert "a violation of either section 609.185, 609.19, or 609.342, or in any case in which the defendant is sentenced for the third time within a ten year period for any felony offense or combination of felony offenses. In addition, an extended term of imprisonment hearing shall be held in any case where the execution or imposition of sentence is not permitted to be stayed. An extended term of imprisonment may be imposed if:

(1) Notice is served on the defendant or on his attorney advising him of the hearing at least five days prior to the hearing;

(2) A summary hearing is held pursuant to the notice to consider evidence for and against the imposition of an extended term of imprisonment; and

(3) The court finds:

(a) that the defendant was sentenced to three or more felony offenses within the past ten year period; or

(b) that the defendant in the commission of the felony for which he was most recently sentenced inflicted on another death or permanent or protracted loss of the function of any bodily member or organ.

If an extended term of imprisonment is imposed, the court shall impose a sentence of a determinate number of years which is not less than the term of years established by statute for the felony for which the defendant was most recently sentenced and not more than three times that term."

Page 13, line 9, restore "or fine or both"

Page 18, line 25, after "year" insert "and one day"

Page 18, line 31, strike the new language and restore the stricken language

Page 18, line 32, restore the stricken language

Page 18, line 32, strike "two years" and insert "one year"

Page 19, line 1, strike the new language and restore the stricken language

Page 19, line 1, strike "\$2,000" and insert "\$1,000"

Page 21, line 4, strike the new language and restore the stricken language

Page 21, line 5, restore the stricken language

Page 21, line 5, strike "two years" and insert "*one year*"

Page 21, line 6, strike the new language and restore the stricken language

Page 21, line 6, strike "\$2,000" and insert "\$1,000"

Page 31, line 11, after "*year*" insert "*and one day*"

Page 32, line 25, after "*year*" insert "*and one day*"

Page 33, line 26, after "*year*" insert "*and one day*"

Page 38, line 22, after "*year*" insert "*and one day*"

Page 40, line 6, after "*year*" insert "*and one day*"

Page 43, line 7, after "*year*" insert "*and one day*"

Page 44, line 21, after "*year*" insert "*and one day*"

Page 45, line 7, strike the new language and restore the stricken language

Page 45, line 8, restore the stricken language

Page 45, line 8, strike "two years" and insert "*one year*"

Page 45, line 9, strike the new language and restore the stricken language

Page 45, line 9, strike "\$2,000" and insert "\$1,000"

Page 46, line 28, after "*year*" insert "*and one day*"

Page 48, line 2, after "*year*" insert "*and one day*"

Page 48, line 19, after "*year*" insert "*and one day*"

Page 48, line 26, after "*year*" insert "*and one day*"

Page 49, line 13, after "*year*" insert "*and one day*"

Page 50, line 22, after "*year*" insert "*and one day*"

Page 52, line 22, strike "91" and insert "89"

Page 52, line 23, strike "*January 1, 1977*" and insert "*September 1, 1976*"

Page 52, strike lines 30 to 32

Page 53, strike lines 1 to 3

Page 53, line 7, strike "*sentenced after December 31,*" and insert "*who commit the offenses giving rise to their sentences on or after September 1,*"

Renumber the sections in sequence

Further, amend the title as follows:

Page 1, line 9, strike "appropriating money;"

Page 1, line 10, strike "609.02,"

Page 1, line 11, strike "Subdivision 8;"

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. 2237: A bill for an act directing the sale of a certain parcel of tax forfeited land in St. Louis county.

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

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.

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. 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.

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. 1493: A bill for an act relating to natural resources; amending certain laws concerning minnows; amending Minnesota Statutes 1974, Sections 97.40, Subdivision 27; 97.45, Subdivision 15; 97.55, Subdivision 13; 98.46, Subdivision 17; 101.42, Subdivisions 5 and 6; and Minnesota Statutes, 1975 Supplement, Section 98.46, Subdivision 5.

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. 2130: A bill for an act relating to state lands; authorizing conveyance of certain parcels of land in Hennepin county.

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

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

S. F. No. 1924: A bill for an act relating to employment agencies; excluding teacher and nurse placement agencies from the definition of employment agency; amending Minnesota Statutes 1974, Section 184.21, Subdivision 2.

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

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

H. F. No. 2170 for comparison to companion Senate File, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for 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.
		2170	2040		

and that the above 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. Report adopted.

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

S. F. No. 2126: A bill for an act relating to the legislature; establishing a legislative commission on the economic status of women; appropriating money.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Governmental Operations. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 354, 2155, 2051, 2077, 1262, 2011, 1976, 634, 2237, 2168, 1493, 2130 and 1924 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 59, 1099, 1751 and 2170 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Chmielewski moved that the names of Messrs. Renneke and Willet be added as co-authors to S. F. No. 628. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Arnold be added as co-author to S. F. No. 1191. The motion prevailed.

Mr. Knutson moved that the name of Mr. Lewis be shown as chief author to S. F. No. 1254. The motion prevailed.

Mr. Chmielewski moved that the names of Messrs. Willet and Olson, J. L. be added as co-authors to S. F. No. 1262. The motion prevailed.

Mr. Wegener moved that the name of Mr. Olhoff be added as co-author to S. F. No. 2171. The motion prevailed.

Mr. Gearty moved that the name of Mr. Chenoweth be added as co-author to S. F. No. 2243. The motion prevailed.

Mr. Olson, A. G. moved that S. F. No. 2035 be withdrawn from the Committee on Local Government and re-referred to the Committee on Taxes and Tax Laws. The motion prevailed.

Mr. Kowalczyk moved that the names of Messrs. Lewis and Knutson be added as co-authors to S. F. No. 1388. The motion prevailed.

Mr. O'Neill moved that S. F. No. 570 and the Conference Committee Report thereon be laid on the table and the Conference Committee Report be printed in the Journal. The motion prevailed.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 570

A bill for an act relating to taxation; increasing the income tax deduction for dependents' school expenses; amending Minnesota Statutes 1974, Section 290.09, Subdivision 22.

February 25, 1976

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. 570 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. 570 be amended as follows:

Page 1, line 10, delete "\$1,000" and in lieu thereof insert "*\$500 for each dependent in grades K to 6 and \$700 for each dependent in grades 7 to 12*"

Page 1, line 19, after "1964" insert "*and Minnesota Statutes, Chapter 363*"

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

Senate Conferees: (Signed) Joseph T. O'Neill, Edward J. Gearty, Robert G. Dunn.

House Conferees: (Signed) C. Thomas Osthoff, William N. Kelly, Carl M. Johnson.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Dunn moved that S. F. No. 919 and the Conference Committee Report thereon be laid on the table and the Conference Committee Report be printed in the Journal. The motion prevailed.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 919

A bill for an act relating to the environment; directing creation of an environmental permits coordination unit within the environmental quality council; authorizing an optional consolidated application and hearing procedure for certain permits; directing establishment of permit information centers; appropriating money.

February 23, 1976

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. 919 report that we have agreed upon the items in dispute and recommend as follows:

That S. F. No. 919 be further amended as follows:

Delete everything after the enacting clause and insert the following:

“Section 1. [116C.22] [CITATION.] Sections 1 to 14 may be cited as the Minnesota environmental coordination procedures act.

Sec. 2. [116C.23] [PURPOSES.] It shall be the purpose of sections 1 to 14:

(a) to provide an optional procedure to assist those who, in the course of satisfying the requirements of state government prior to undertaking a project which contemplates the use of the state's air, land, or water resources, must obtain more than one state permit, by establishing a mechanism in state government which will coordinate administrative decision-making procedures, and related quasi-judicial and judicial review, pertaining to these permits;

(b) to provide to the members of the public a better and easier opportunity to present their views comprehensively on proposed uses of natural resources and related environmental matters prior to the making of decisions on these uses by state or local agencies;

(c) to provide to the members of the public a greater degree of certainty in terms of permit requirements of state and local government;

(d) to provide better coordination and understanding between state and local agencies in the administration of the various programs relating to air, water, and land resources; and

(e) to establish the opportunity for members of the public to obtain information pertaining to requirements of federal and state law which must be satisfied prior to undertaking a project in this state.

Sec. 3. [116C.24] [DEFINITIONS.] Subdivision 1. For the purposes of sections 1 to 14, the terms defined in this section have the meanings given them.

Subd. 2. "Council" means the Minnesota environmental quality council.

Subd. 3. "Coordination unit" means the environmental coordination unit established pursuant to section 4.

Subd. 4. "Local governmental unit" means a county, city, town, or special district with legal authority to issue a permit.

Subd. 5. "Permit" means a license, permit, certificate, certification, approval, compliance schedule, or other similar document pertaining to a regulatory or management program related to the protection, conservation, or use of, or interference with, the natural resources of land, air or water, which is required to be obtained from a state agency prior to constructing or operating a project in this state.

Nothing in sections 1 to 14 shall relate to the granting of a proprietary interest in publicly owned property through a sale, lease, easement, use permit, license or other conveyance.

Subd. 6. "Person" means an individual, an association or partnership, or a cooperative, or a municipal, public or private corporation, including but not limited to a state agency and a county.

Subd. 7. "Project" means a new activity or an expansion of or addition to an existing activity, which is fixed in location and for which permits are required from an agency prior to construction or operation, including but not limited to industrial and commercial operations and developments. Sections 1 to 14 shall not apply to projects which are:

(a) Covered by Minnesota Statutes, Chapter 93, Minnesota Statutes, Sections 116C.51 to 116C.69 or Minnesota Statutes, Section 116H.13; or

(b) Initiated for the purpose of taconite tailings disposal or mining, or the producing or beneficiating of copper, nickel or copper-nickel.

Subd. 8. "Agency" means a state department, commission,

board or other agency of the state however titled or a local governmental unit or instrumentality, only when that unit or instrumentality is acting within existing legal authority to grant or deny a permit that otherwise would be granted or denied by a state agency.

Sec. 4. [116C.25] [CREATION OF ENVIRONMENTAL PERMITS COORDINATION UNIT.] The council shall establish an environmental permits coordination unit to implement and administer the provisions of sections 1 to 14 and the chairman of the council shall employ necessary staff to work for the coordination unit on a continuous basis.

Sec. 5. [116C.26] [MASTER APPLICATION PROCEDURE.] Subdivision 1. A person proposing a project which may require more than one permit may, prior to the initial construction of the project or prior to the initial operation of the project if construction of the project required no state permits, submit a master application to the coordination unit requesting the issuance of all state permits necessary for construction and operation of the project. The master application shall be on a form furnished by the coordination unit and shall contain precise information as to the location of the project, and shall describe the nature of the project including any contemplated discharges of wastes therefrom and any uses of, or interferences with, natural resources. No master application shall be accepted for processing by the coordination unit pursuant to sections 1 to 14, unless it is accompanied by the certifications issued not more than 120 days prior to the date of the master application as required by section 10. No master application shall be accepted for processing by the coordination unit pursuant to sections 1 to 14, unless it is accompanied by a certification from the council that either an environmental impact statement concerning the project has been completed or that an environmental impact statement is not required concerning the project.

Subd. 2. Upon receipt of a completed master application, the coordination unit shall immediately notify in writing each agency having a possible interest in the master application arising from requirements pertaining to a permit program under its jurisdiction. The notification from the coordination unit shall be accompanied by a copy of the master application together with the date by which the agency shall respond to the notice. Each notified agency shall respond in writing to the coordination unit within the specified date, not exceeding 20 days from receipt, as determined by the coordination unit, advising whether the agency does or does not have an interest in the master application. If an agency timely responds that it has an interest in the master application, the response shall include information concerning the specific permit programs under its jurisdiction which are pertinent to the project described in the master application. The agency response shall also advise the coordination unit whether a public hearing concerning the master application as provided in section 7 would or would not be required or of value considering the overall public interest.

Subd. 3. Each notified agency which responds within the specified date that it does not have an interest in the master application or which does not respond as required by subdivision 2 within the specified date, shall not subsequently require a permit of the applicant for the project described in the master application; provided the bar to requiring a permit subsequently shall not be applicable if:

(a) The master application provided to the notified agency contained false, misleading, or deceptive information, or lacked information, which would reasonably lead an agency to misjudge its interest in a master application; or

(b) Subsequent laws or rules require additional permits; or

(c) Unusual circumstances prevented the agency from notifying the coordination unit and the agency can establish that failure to require a permit would result in substantial harm to the public health or welfare, in which case the council may order that the permit be required.

Subd. 4. The coordination unit shall submit application forms concerning the permit programs identified in the affirmative responses under subdivision 2 to the applicant with a direction to complete and return them to the coordination unit within 90 days.

Subd. 5. Within ten days of receipt of the full set of completed application forms by the coordination unit, each application shall be transmitted to the appropriate agency for the performance of its responsibilities of decision making in accordance with the procedures of sections 1 to 12.

Subd. 6. If an agency has a procedure for setting priorities in issuing a permit according to the date of the application for the permit, the date used shall be the date upon which a master application is received by the coordination unit.

Sec. 6. [116C.27] [NOTICE.] Subdivision 1. The coordination unit immediately after transmittal of the completed applications to the appropriate agency shall cause a notice to be published at the applicant's expense once each week on the same day of the week for three consecutive weeks in a newspaper of general circulation within each county in which the project is proposed to be constructed or operated. The notice shall describe the nature of the master application including, within reasonable specificity, the project proposed, its location, the various permits applied for, and the agency having jurisdiction over each permit. Except as provided in subdivision 2, the notice shall also state the time and place of the public hearing, to be held not less than 20 days after the date of last publication of the notice. It shall further state that a copy of the master application and a copy of all permit applications for the project are available for public inspection in the office of the county auditor of each county in which the project is proposed to be constructed or operated, as well as in other locations which the coordination unit may designate.

Subd. 2. If the responses to the master application received by the coordination unit from the state agencies unanimously state

the position that a public hearing in relation to a master application would not be of value in consideration of the overall public interest and are not required by any other law or rule, the provisions of subdivision 1 pertaining to the time and place of a public hearing shall not be included in the notice. In place thereof the notice shall state that members of the public may present relevant views and supporting materials in writing to the coordination unit concerning any of the permits applied for within 30 days after the last date of publication of the notice in a newspaper.

Sec. 7. [116C.28] [PUBLIC HEARING.] Subdivision 1. When one or more agencies notifies the coordination unit that a public hearing is required or appropriate on matters relating to the project described in the master application, the coordination unit shall set the time and place for a hearing in which each of the affected agencies shall participate. The hearing shall be held pursuant to the contested case provisions of Minnesota Statutes, Chapter 15 and section 6 of this act.

Subd. 2. Each participating state agency shall be represented at the public hearing by its chief administrative officer or his designee. The representative of any state agency within whose jurisdiction a specific application lies shall participate in the portion of the hearing pertaining to submission of information, views, and supporting materials which are relevant to its application. The hearing examiner may, when appropriate, continue a hearing from time to time and place to place. The hearing shall be recorded in any manner suitable for transcription pursuant to Minnesota Statutes, Chapter 15.

Subd. 3. Within 60 days of receipt of the hearing examiner's report, each state agency which is a party to the hearing shall forward its final decision on permit applications within its jurisdiction to the coordination unit, provided that this date may be extended by the chairman of the council for reasonable cause. Every final decision shall set forth the basis for the decision together with a final order denying the permit or granting the permit including the specifying of any conditions under which the permit is issued.

Subd. 4. If notice has been published pursuant to section 6, subdivision 2, and no public hearing is conducted, the coordination unit shall, not less than 30 days after the last notice publication in the newspaper, submit a copy of all views and supporting material received by it to each agency having jurisdiction concerning any permit application described in the notice. Concurrently therewith, the coordination unit shall notify each state agency, in writing, of the date not to exceed 60 days by which final decisions on applications shall be forwarded to the coordination unit; provided that this date may be extended by the chairman of the council for reasonable cause. Each final decision shall set forth the information required by subdivision 3.

Subd. 5. As soon as all final decisions are received by the coordination unit from the various participating state agencies, the coordination unit shall immediately incorporate them, without

modification, into one document and shall transmit the document to the applicant either personally or by registered mail.

Sec. 8. [116C.29] [WITHDRAWAL OF AGENCY PARTICIPATION.] After an agency has responded that it has an interest in the master application, it may withdraw from further participation in the processing of that master application at any time by written notification to the coordination unit, if it subsequently appears to the agency that it has no permit programs under its jurisdiction which are applicable to the project.

Sec. 9. [116C.30] [APPLICATION.] Subdivision 1. A person aggrieved by a final decision of an agency in granting or denying a permit shall seek redress directly and individually from that agency in the manner provided by Minnesota Statutes, Chapter 15, or any other statute authorizing either judicial or administrative review of an agency decision.

Subd. 2. Each state agency having jurisdiction to approve or deny an application for a permit shall have continuing power as vested in it prior to the effective date of this section, to make such determinations. Nothing in sections 1 to 14 shall lessen or reduce such powers, and such sections shall modify only the procedures to be followed in the carrying out of such powers.

Subd. 3. A state agency may in the performance of its responsibilities of decision making under sections 1 to 12, request or receive additional information from an applicant.

Subd. 4. Fee schedules authorized by statute for an application or permit shall continue to be applicable even though the application or permit is processed under the provisions set forth in sections 1 to 12. The coordination unit shall not charge the applicant or participating agencies a fee for its services.

Subd. 5. Sections 1 to 12 shall have no applicability to an application for a permit renewal, amendment, extension, or other similar document required subsequent to the completion of decisions and proceedings under sections 6 to 8, or to a replacement thereof or to a quasi-judicial or judicial proceeding held pursuant to an order of remand or similar order by a court in relation to a final decision of a state agency.

Subd. 6. Nothing in sections 1 to 14 shall modify in any manner whatsoever the applicability or inapplicability of any land use regulation statute or local zoning ordinance to the lands of any state agency.

Sec. 10. [116C.31] [LOCAL CERTIFICATION.] Subdivision 1. No master application shall be processed pursuant to sections 1 to 12 unless it is accompanied by a certification issued not more than 120 days prior to the date the master application is first received by the coordination unit, from the local governmental units in whose jurisdiction the proposed project is located, certifying that the project is in compliance with all zoning ordinances, subdivision regulations, and environmental regulations administered by the local governmental unit and certifying that

the preparation of any environmental impact statement which the local governmental unit is authorized to require pursuant to local ordinance, state statute, or council rule, has been completed or deemed not necessary. If the local governmental unit has required any environmental impact statement concerning the project, a copy of the completed environmental impact statement shall be attached to the local governmental unit's certification. If the local governmental unit has no zoning ordinances, subdivision regulations, or environmental regulations, the certification from the local governmental unit shall so state. A local governmental unit may accept applications for certifications as provided in this section and shall rule upon the same expeditiously to insure that the purposes of sections 1 to 12 are accomplished fully. After issuing a certification for the purposes of this section, no local government shall rescind it even though the local government may have changed its zoning ordinances, subdivision regulations, or environmental regulations. A change of zoning ordinances, subdivision regulations, or environmental regulations shall not invalidate a previously given certification for the purpose of securing a state permit under sections 1 to 12. Upon certification, the local government may change such zoning ordinances, subdivision regulations, or environmental regulations, but not so as to affect the proposed project until the procedures of sections 1 to 12, including any administrative or judicial reviews, are completed.

Subd. 2. A ruling by a local governmental unit denying an application for certification shall not be appealable under sections 1 to 14. The denial of an application for certification by a local governmental unit shall not preclude the applicant from filing a permit application under any other available statute or procedure.

Sec. 11. [116C.32] [RULES; COOPERATION.] The council shall as soon as practicable adopt rules, not inconsistent with rules of procedure established by the office of hearing examiners, to implement the provisions of sections 1 to 14, including master application procedures, notice procedures, and public hearing procedures and costs.

Sec. 12. [116C.33] [CONFLICT WITH FEDERAL REQUIREMENTS.] Subdivision 1. If in a final order of a court of competent jurisdiction, any part of sections 1 to 14 as enacted or administered is found to be in conflict with federal requirements which are a condition precedent to the allocation of federal funds authorized to this state, the conflicting part of sections 1 to 14 shall be void to the limited extent necessary to remove the conflict and the remainder of sections 1 to 14 shall remain effective.

Subd. 2. The council, to the limited extent necessary to comply with procedural requirements of federal statutes relating to permit systems operated by the state, may modify the notice, timing, hearing and related procedural matters provided in sections 1 to 14.

Sec. 13. [116C.34] [PERMIT INFORMATION CENTERS.]
Subdivision 1. The council shall establish a permit information center in its office at St. Paul, which center shall establish and maintain an information and referral system to assist the public in the understanding and compliance with the requirements of state and local governmental regulations concerning the use of natural resources and protection of the environment. The system shall provide a telephone information service and disseminate printed materials. The council shall provide assistance to regional development commissions desiring to create a permit information center.

Subd. 2. The permit information center in St. Paul shall:

(a) Identify all existing state licenses, permit certifications, approvals, compliance schedules, or other programs which pertain to the use of natural resources and to protection of the environment.

(b) Standardize permit titles and assign designation codes to all such permits which would thereafter be imprinted on all permit forms.

(c) Develop permit profiles including applicable rules and regulations, copies of all appropriate permit forms, statutory mandate and legislative history, names of individuals administering the program, permit processing procedures, documentation of the magnitude of the program and of geographic and seasonal distribution of the workload, and estimated application processing time.

(d) Identify the public information procedures currently associated with each permit program.

(e) Identify the data monitored or acquired through each permit and ascertain current users of that data.

(f) Recommend revisions to the list of natural resource management and development permits contained in the 1974 edition of Minnesota Statutes, Section 116D.04, Subdivision 5.

(g) Recommend legislative or administrative modifications of existing permit programs to increase their efficiency and utility.

Subd. 3. The auditor of each county shall post in a conspicuous place in his office the telephone numbers of the permit information centers established in St. Paul and in the office of the applicable regional development commission; copies of any master applications or permit applications forwarded to the auditor pursuant to section 6, subdivision 1; and copies of any information published by any permit information center pursuant to subdivision 1 of this section.

Sec. 14. [116C.35] [REPORT TO LEGISLATURE.] The council, after consultation with other agencies and local governments, shall submit to the legislature by January 1, 1978, a report setting forth the results of the experiences under sections 1 to

14 including any recommendations concerning methods to improve the procedures.

Sec. 15. [EFFECTIVE DATE.] Sections 1 to 4 and 10 to 16 shall be effective the date following final enactment. Sections 5 to 9 shall be effective on February 15, 1977.

Sec. 16. [APPROPRIATION.] The sum of \$140,000 is appropriated from the general fund to the director of the state planning agency for the biennium ending June 30, 1977, for purposes of sections 1 to 14 of this act. Of this amount, \$60,000 is appropriated for grants to regional development commissions, excluding the metropolitan council, for the purpose of establishing permit information centers. Not more than \$5,000 of this second amount may be awarded by the director to any regional development commission for the purpose of establishing a permit information center."

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

Senate Conferees: (Signed) Myrton O. Wegener, Roger D. Moe, Robert G. Dunn.

House Conferees: (Signed) Al Patton; Harry A. Sieben, Jr.; M. J. McCauley.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Olson, J. L. moved that the names of Messrs. Anderson and Olson, H. D. be added as co-authors to S. F. No. 2338. The motion prevailed.

Mr. Coleman, for the Committee on Rules and Administration, offered the following resolution:

BE IT RESOLVED, by the Senate, that the following named persons be and are hereby appointed to the position hereinafter stated and at the salary heretofore fixed.

Rev. Jim Leary, Chaplain, effective February 19, 1976.

Rev. William Schonebaum, Chaplain, effective February 23, 1976.

Mr. Conzemius moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

THIRD READING OF SENATE BILLS

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.

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 51 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Ogdahl	Schmitz
Arnold	Gearty	Kleinbaum	Olhoff	Schrom
Ashbach	Hansen, Baldy	Knutson	Olson, A. G.	Spear
Borden	Hansen, Mel	Kowalczyk	Olson, J. L.	Stokowski
Brataas	Hanson, R.	Larson	O'Neill	Stumpf
Brown	Hughes	Laufenburger	Patton	Tennessen
Chenoweth	Humphrey	Lewis	Perpich, A. J.	Ueland
Chmielewski	Jensen	McCutcheon	Perpich, G.	
Conzemius	Josefson	Milton	Pillsbury	
Davies	Keefe, J.	Nelson	Renneke	
Doty	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

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.

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 52 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 404: A bill for an act relating to banks; cash reserves of banks and trust companies; recordkeeping of savings associations; amending Minnesota Statutes 1974, Sections 48.22; and 51A.19, 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 52 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Ogdahl	Schmitz
Arnold	Gearty	Kleinbaum	Olhoft	Schrom
Ashbach	Hansen, Baldy	Knutson	Olson, A. G.	Sillers
Borden	Hansen, Mel	Kowalczyk	Olson, J. L.	Spear
Brataas	Hansen, R.	Larson	O'Neill	Stokowski
Brown	Hughes	Laufenburger	Patton	Stumpf
Chenoweth	Humphrey	Lewis	Perpich, A. J.	Tennesen
Chmielewski	Jensen	McCutcheon	Perpich, G.	Ueland
Conzemius	Josefson	Milton	Pillsbury	
Davies	Keefe, J.	Nelson	Renneke	
Doty	Keefe, S.	North	Schaaf	

So the bill passed and its title was agreed to.

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.

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 51 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Kleinbaum	Olhoft	Sillers
Arnold	Hansen, Baldy	Knutson	Olson, A. G.	Solon
Ashbach	Hansen, Mel	Kowalczyk	O'Neill	Spear
Borden	Hansen, R.	Larson	Patton	Stokowski
Brataas	Hughes	Laufenburger	Perpich, A. J.	Stumpf
Chenoweth	Humphrey	Lewis	Perpich, G.	Tennesen
Chmielewski	Jensen	McCutcheon	Pillsbury	Ueland
Conzemius	Josefson	Milton	Renneke	
Davies	Keefe, J.	Nelson	Schaaf	
Doty	Keefe, S.	North	Schmitz	
Dunn	Kirchner	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

CALENDAR OF ORDINARY MATTERS

S. F. No. 1873: 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.

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 51 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Hansen, Baldy	Josefson	Kowalczyk
Arnold	Conzemius	Hansen, Mel	Keefe, J.	Larson
Borden	Davies	Hansen, R.	Keefe, S.	Laufenburger
Brataas	Doty	Hughes	Kirchner	Lewis
Brown	Dunn	Humphrey	Kleinbaum	McCutcheon
Chenoweth	Gearty	Jensen	Knutson	Milton

Nelson
Ogdahl
Olhoff
Olson, A. G.
Olson, J. L.

O'Neill
Patton
Perpich, A. J.
Perpich, G.
Pillsbury

Renneke
Schaaf
Schmitz
Schrom
Sillers

Solon
Spear
Stokowski
Stumpf
Tennessee

Ueland

So the bill passed and its title was agreed to.

GENERAL ORDERS

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

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

S. F. Nos. 1869, 1914, 2033, 2161, and 1685, also H. F. Nos. 574, 523 and 1904, which the committee recommends to pass.

S. F. No. 1590, which the committee recommends to pass with the following amendment offered by Mr. Keefe, S.:

Page 5, line 14, strike "20" and insert "10"

Mr. Hansen, Mel moved to amend S. F. No. 1590 as follows:

Page 1, after line 10, insert

"Section 1. Minnesota Statutes, 1975 Supplement, Section 204A.29, Subdivision 1, is amended to read:

204A.29 [REGISTRATION, VOTER'S CERTIFICATE.] Subdivision 1. [FORM OF CERTIFICATE.] Wherever voters are registered under a permanent registration system before any person desiring to vote receives the ballots from the judges, a certificate containing the following information shall be signed by the applicant:

I hereby certify that I am permanently registered in accordance with the Minnesota Election Law and , am voting only in this precinct, and that the name I am using is my legal name.

(SIGNATURE OF VOTER)

.....

(ADDRESS)

.....

(APPROVED)

.....

Judge of Election"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, after "Sections" insert "204A.29, Subdivision 1;"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 20 and nays 23, as follows:

Those who voted in the affirmative were:

Ashbach	Hansen, Mel	Keefe, J.	Larson	Pillsbury
Brataas	Hanson, R.	Kirchner	Nelson	Renneke
Brown	Jensen	Knutson	O'Neill	Sillers
Dunn	Josefson	Kowalczyk	Patton	Ueland

Those who voted in the negative were:

Arnold	Doty	Laufenburger	Perpich, A. J.	Stokowski
Borden	Gearty	Lewis	Perpich, G.	Stumpf
Chenoweth	Hughes	Milton	Schmitz	Tennessen
Conzemius	Humphrey	North	Solon	
Davies	Keefe, S.	Olhoff	Spear	

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

H. F. No. 1530, which the committee recommends to pass with the following amendments offered by Messrs. Keefe, J.; Conzemius; Chenoweth; and Nelson:

Mr. Keefe, J. moved to amend H. F. No. 1530, as amended pursuant to Rule 49, adopted by the Senate February 13, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1653.)

Page 16, line 5, strike "*and*" and after "10" insert "*, and 12*"

Mr. Conzemius moved to amend H. F. No. 1530, as amended pursuant to Rule 49, adopted by the Senate February 13, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1653.)

Page 3, strike line 9 and insert "*whose administrative offices are located within the metropolitan area.*"

Page 16, line 14, strike "*lying in whole or in part*"

Page 16, lines 23 and 24, strike "*lying in whole or in part*"

Mr. Chenoweth moved to amend H. F. No. 1530, as amended pursuant to Rule 49, adopted by the Senate February 13, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1653.)

Page 10, line 24, strike "*decision*"

Page 11, line 18, strike "*15*" and insert "*16*"

Page 12, line 26, strike "[473.192]" and insert "[473.176]"

Page 17, line 23, after "Sec. 18." insert "[473.925]"

Mr. Nelson moved to amend H. F. No. 1530, as amended pursuant to Rule 49, adopted by the Senate February 13, 1976, as follows:

Page 12, after line 25, insert new subdivisions to read:

"Subd. 4. As used in subdivisions 4 to 12, the following words shall have the meanings ascribed to them.

Subd. 5. "Available residential land" means land within a municipality which is zoned for a residential use, which has access to sewer and water service, and for which no building permit has been issued as of April 1, 1976.

Subd. 6. "Order" means any administrative decision or directive made in a particular case, including the grant or denial of any permit or approval.

Subd. 7. The metropolitan council shall adopt, by October 1, 1976, after public hearings, standards and criteria, and a model ordinance, for official controls for reduced cost housing. The standards and criteria shall specify maximum official controls which shall be adopted by municipalities for reduced cost housing areas in the metropolitan area.

Subd. 8. The council shall establish a reduced cost housing advisory committee consisting of local elected officials, consumers, and persons experienced in the fields of housing construction and mortgage banking to provide advice and make recommendations in the preparation of the standards and criteria, model ordinance, and regulations.

Subd. 9. After the completion of the council review under section 9, all official controls of a local governmental unit must conform to the standards and criteria adopted pursuant to subdivisions 4 to 12.

Subd. 10. The standards and criteria for reduced cost single family residential housing shall set maximum official controls, including, but not limited to, the following:

(a) A zoning classification and ordinances that permit a minimum lot size of not more than 9,500 square feet, exclusive of street right-of-way and public open space;

(b) Building restrictions contained within the state building code;

(c) A minimum floor area requirement not more than 960 square feet or that required by the state building code;

(d) No requirement of a garage on new single family residential housing, although off street parking may be required.

Subd. 11. The standards and criteria for reduced cost multifamily housing shall set maximum official controls including, but not limited to, the following:

(a) A zoning classification and ordinances that permit a maximum density of not less than 20 units per acre;

(b) Building restrictions contained in the state building code;

(c) Minimum floor areas of not more than 450 square feet for efficiency apartments, 600 square feet for one bedroom units, and 780

square feet for two bedroom units, or as required by the state building code;

(d) No requirement for garages for multifamily units, except that a municipality may provide for optional garage requirements in return for a grant of additional units per acre, and provided that off street parking may be required.

Subd. 12. The reduced cost housing standards and criteria in subdivision 10 must be met in each local governmental unit for land suitable for development constituting not less than 25 percent of the total available residential land. The reduced cost housing standards and criteria in subdivision 11 must be met in each local governmental unit for land suitable for development constituting not less than ten percent of the total available residential land."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 34 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Ogdahl	Schmitz
Asbach	Gearty	Kowalczyk	Olson, A. G.	Sillers
Brataas	Hanson, R.	Larson	Olson, J. L.	Spear
Brown	Josefson	Lewis	O'Neill	Stumpf
Chenoweth	Keefe, J.	Merriam	Patton	Tennessee
Conzemius	Kirchner	Nelson	Pillsbury	Ueland
Davies	Kleinbaum	North	Renneke	

Those who voted in the negative were:

Borden	Keefe, S.	Milton	Olhoff	Schaaf
Humphrey				

The motion prevailed. So the amendment was adopted.

Mr. Keefe, J., moved to amend H. F. No. 1530, as amended pursuant to Rule 49, adopted by the Senate February 13, 1976, as follows:

(The text of the amended House file is identical to S.F. No. 1653.)

Page 5, strike lines 15 to 20 and insert "shall conduct a hearing to consider the request and not later than 30 days after the hearing shall, by resolution containing findings of fact and final order, affirm or modify the systems statement."

Page 10, line 4, after "resolution" insert "containing findings of fact and a final order"

Page 10, line 20, strike everything after the period

Page 10, strike lines 21 to 25

Pages 12 to 14, strike all of section 12, and insert

"Sec. 12. Subdivision 1. [BOARDS OF APPEAL.] When a dispute arises between the council and a local unit concerning the provisions of this act, a board of appeals shall be established to ar-

bitrate the dispute. One member shall be appointed by the council and one member shall be appointed by the local unit of government. The council appointee and the local unit appointee shall jointly select the third member from a list of five citizens nominated by the director of the state planning agency. Citizens nominated by the director must have served as a local unit elected official, but must not be presently serving in that capacity. If agreement on the third member cannot be reached voluntarily, the council appointee and the local unit appointee will alternately strike names from the list until only one name remains who shall then be the third board member.

Subd. 2. [ADMINISTRATIVE REVIEW.] Any local governmental unit aggrieved by a final council order pursuant to sections 5 or 9 may appeal the council's final order to the council and if the council and the local unit are unable to reach agreement on the matter so that it is acceptable to both parties, then a record of the disagreeing positions shall be made and presented to the director of the state planning agency for consideration by a board of appeals, if requested by the local governmental unit. A board of appeals shall then be established pursuant to subdivision 1 by the director. The board, after notice and hearings as provided for in contested cases, shall determine whether the systems statement is consistent with the metropolitan systems plans pursuant to section 5 of this act or whether the local comprehensive plan is consistent with the metropolitan systems plans pursuant to section 2, subdivision 8, of this act. The board shall not approve any systems statement unless it is consistent with the systems plans nor shall it approve any local plan unless it is consistent with the metropolitan systems plans.

Subd. 3. [JUDICIAL REVIEW.] Any local governmental unit or other person aggrieved by a final council order pursuant to sections 5 or 9 may appeal the council order pursuant to Minnesota Statutes, Sections 15.0424, 15.0425, and 15.0426, for contested cases. The council, local governmental unit or other person aggrieved by a final board order pursuant to this section may appeal the order pursuant to Minnesota Statutes, Sections 15.0424, 15.0425, and 15.0426, for contested cases. The council, unit, district or other person aggrieved by a final order or judgment rendered on appeal to the district court may appeal therefrom to the supreme court in the manner provided in civil actions."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 22 and nays 23, as follows:

Those who voted in the affirmative were:

Anderson	Hanson, R.	Knutson	O'Neill	Sillers
Ashbach	Jensen	Kowalczyk	Patton	Ueland
Brataas	Josefson	Lanson	Pillsbury	
Brown	Keefe, J.	Nelson	Renneke	
Dunn	Kirchner	Olson, J. L.	Schmitz	

Those who voted in the negative were:

Borden	Hansen, Baldy	Lewis	Olhoft	Stokowski
Chenoweth	Hughes	McCutcheon	Olson, A. G.	Stumpf
Davies	Humphrey	Merriam	Schaaf	Tennessen
Doty	Keefe, S.	Milton	Solon	
Gearty	Kleinbaum	North	Spear	

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

Mr. Schmitz moved to amend H. F. No. 1530, as amended pursuant to Rule 49, adopted by the Senate February 13, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1653.)

Page 2, line 9, strike "*and school districts*"

Page 2, line 30, strike "*or school district*"

Page 3, strike all of Subdivision 7

Renumber the subdivisions in sequence

Page 4, lines 9 and 10, strike "*and school districts*"

Page 6, line 1, strike "*and affected school districts*"

Page 6, lines 31 and 32, strike "*and affected school districts*"

Pages 16 and 17, strike all of Section 16

Renumber the sections in sequence

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 20 and nays 28, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Kirchner	Nelson	Schmitz
Ashbach	Dunn	Knutson	Patton	Sillers
Borden	Hanson, R.	Kowalczyk	Pillsbury	Solon
Brown	Jensen	Larson	Renneke	Ueland

Those who voted in the negative were:

Brataas	Hansen, Baldy	McCutcheon	Olson, A. G.	Spear
Chenoweth	Humphrey	Merriam	Olson, J. L.	Stokowski
Conzenius	Josefson	Milton	O'Neill	Stumpf
Davies	Keefe, S.	North	Perpich, A. J.	Tennessen
Doty	Kleinbaum	Ogdahl	Perpich, G.	
Gearty	Lewis	Olhoft	Schaaf	

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

Mr. Knutson moved to amend H. F. No. 1530, as amended pursuant to Rule 49, adopted by the Senate February 13, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1653.)

Page 2, lines 16 to 18, strike all of Subdivision 2

Renumber the subdivisions in sequence

Page 3, lines 28 to 32, and page 4, lines 1 to 5, strike all of Section 3 and insert:

"Sec. 3. [473.903] [REVIEW AND APPEALS COMMITTEE.]
Subdivision 1. A review and appeals committee shall be appointed with the following membership:

(a) seven county commissioners, one from each county in the metropolitan area, appointed for one year terms by the respective county boards at the regular January meeting;

(b) one council member appointed each January by the council for a one year term;

(c) one member of the governing body of the affected local unit who shall be appointed by the governing body of the affected unit to participate as a member only with respect to a matter affecting that unit.

Subd. 2. The committee shall elect its own chairman from among its members and, at the request of the local unit affected shall hold hearings within the affected unit.

Subd. 3. The review and appeals committee shall conduct hearings within 45 days after receipt of a request and shall take final action on any matter properly before it within 30 days after conclusion of hearings. Its decisions shall be final and shall be in the form of findings of fact and final order which may be appealed by any party pursuant to Minnesota Statutes, Sections 15.0424, 15.0425 and 15.0426 for contested cases.

Subd. 4. The review and appeals committee shall have jurisdiction when a request is made by a local unit aggrieved by a decision of the council made pursuant to section 5, subdivision 2, and section 9, subdivision 2."

Page 5, strike lines 15 to 20, and insert "shall hold a hearing within 60 days on the requested modification, and shall make a final determination within 30 days of the hearing."

Page 10, line 19, strike "12" and insert "3"

Page 10, lines 23 and 24, strike "12" and insert "3"

Page 12, line 9, strike "12" and insert "3"

Pages 12 to 14, strike all of Section 12

Renumber the sections in sequence

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 22 and nays 25, as follows:

Those who voted in the affirmative were:

Anderson	Hanson, R.	Knutson	Olson, J. L.	Sillers
Ashbach	Jensen	Kowalczyk	Patton	Ueland
Brown	Josefson	Larson	Pillsbury	
Chmielewski	Keefe, J.	Olthoff	Renneke	
Dunn	Kirchner	Olson, H. D.	Schmitz	

Those who voted in the negative were:

Borden	Humphrey	McCutcheon	Olson, A. G.	Solon
Chenoweth	Keefe, S.	Merriam	O'Neill	Spear
Davies	Kleinbaum	Milton	Perpich, A. J.	Stokowski
Gearty	Laufenburger	North	Perpich, G.	Stumpf
Hansen, Baldy	Lewis	Ogdahl	Schaaf	Tennessen

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

Mr. Schmitz moved to amend H. F. No. 1530, as amended pursuant to Rule 49, adopted by the Senate February 13, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1653.)

Page 3, line 30, strike "16 members, one" and insert "a chairman and 22 elected officials: two officials from each of the five planning areas identified in the development framework of the metropolitan development guide adopted in 1975, one county commissioner from each metropolitan county, and one additional county commissioner from each of the counties of Anoka, Carver, Dakota, Scott, and Washington."

Page 3, strike lines 31 and 32

Page 4, strike lines 1 to 5

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 20 and nays 23, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Kirchner	Olhoft	Renneke
Asbach	Dunn	Knutson	Olson, J. L.	Schmitz
Brataas	Jensen	Kowalczyk	Patton	Sillers
Brown	Josefson	Larson	Pillsbury	Ueland

Those who voted in the negative were:

Borden	Humphrey	McCutcheon	Ogdahl	Spear
Chenoweth	Keefe, J.	Merriam	Olson, A. G.	Stokowski
Davies	Keefe, S.	Milton	O'Neill	Stumpf
Gearty	Kleinbaum	Nelson	Schaaf	Tennessen
Hansen, Baldy	Lewis	North		

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

The question being taken on the committee recommendation to pass H. F. No. 1530, as amended,

And the roll being called, there were yeas 27 and nays 19, as follows:

Those who voted in the affirmative were:

Borden	Keefe, J.	McCutcheon	Ogdahl	Solon
Chenoweth	Keefe, S.	Merriam	Olson, A. G.	Spear
Davies	Kleinbaum	Milton	O'Neill	Stokowski
Doty	Kowalczyk	Nelson	Pillsbury	Stumpf
Gearty	Laufenburger	North	Schaaf	Tennessen
Humphrey	Lewis			

Those who voted in the negative were:

Anderson	Conzemius	Jensen	Olhoff	Schmitz
Ashbach	Dunn	Josefson	Olson, J. L.	Sillers
Brataas	Hansen, Baldy	Knutson	Patton	Ueland
Brown	Hanson, R.	Larson	Renneke	

The motion prevailed. So the committee recommended H. F. No. 1530 to pass, as amended.

S. F. No. 1876 which the committee reports progress, subject to the following motion:

Mr. North moved to amend S.F. No. 1876 as follows:

Page 5, line 14, after *"the"* insert *"major part of their"*

Page 5, line 16, after the period insert: *"A member who is an employee of the state or a political subdivision shall not suffer a loss in compensation or benefits from the state or political subdivision as a result of his service on the council or committee."*

Pages 9 to 18, strike sections 16 to 27

Page 27, lines 23 to 24, strike *"the effective date of this act"* and insert *"July 1, 1976"*

Page 40, line 17, strike *"it"* and insert *"he"*

Page 52, lines 4 and 5, strike *"and section 4 of this act"*

Page 57, line 20, after *"duties"* insert *", and to compensate personnel,"*

Page 58, line 17, strike *"60C.08;"*

Page 58, line 20, strike *"299C.47;"*

Page 58, line 22, strike *"and 241.023"* and insert *"241.023; and 299C.47"*

Page 58, line 23, strike *"56 to 61"* and insert *"44 to 49"*

Page 58, line 24, strike *"73"* and insert *"61"*

Page 58, line 29, strike *"35"* and insert *"23"*

Amend the title as follows:

Page 1, lines 12 to 13, strike *"the Minnesota insurance guaranty association board of directors,"*

Page 1, strike lines 24 to 26

Page 1, line 27, strike *"60C.15;"*

Page 2, line 5, strike *"60C.08;"*

Page 2, line 7, strike *"299C.47;"*

Page 2, line 9, strike *"and 241.023"* and insert *"241.023; and 299C.47"*

The motion prevailed. So the amendment was adopted.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Conzemius moved that the Senate do now adjourn until 1:00 o'clock p.m., Friday, February 27, 1976. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate