

NINETY-EIGHTH DAY

St. Paul, Minnesota, Thursday, March 25, 1976

The Senate met at 9:00 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

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

Anderson	Conzemius	Hughes	Moe	Sillers
Arnold	Davies	Humphrey	Ogdahl	Solon
Bang	Doty	Jensen	Olhoft	Spear
Berg	Dunn	Josefson	Olson, A. G.	Stassen
Bernhagen	Fitzsimons	Keefe, S.	Olson, J. L.	Stokowski
Borden	Frederick	Kirchner	Perpich, G.	Tennessee
Brataas	Gearty	Kleinbaum	Pillsbury	Ueland
Brown	Hansen, Baldy	Kowalczyk	Renneke	Wegener
Chenoweth	Hansen, Mel	McCutcheon	Schmitz	Willet
Coleman	Hanson, R.	Milton	Schrom	

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

Prayer was offered by the Chaplain, Rev. William C. Hunt.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Mr. Merriam was excused from the Session of today until 11:00 o'clock a.m. Mr. Fitzsimons was excused from the Session of today at 11:00 o'clock a.m.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Borden introduced—

S. F. No. 2589: A bill for an act relating to regional development; providing a method for withdrawal of government units from regional development commissions; amending Minnesota Statutes 1974, Section 462.385, by adding a subdivision.

Referred to the Committee on Local Government.

Messrs. Stumpf, Merriam and Spear introduced—

S. F. No. 2590: A bill for an act relating to employment; prohibiting mandatory overtime; providing a penalty.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 2591: A bill for an act relating to public welfare; authorizing medical assistance for aged, blind and disabled persons who have real estate; amending Minnesota Statutes, 1975 Supplement, Section 256B.06, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 1873 and 2147.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned March 23, 1976

Mr. President:

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

S. F. No. 1575: A bill for an act relating to certain counties;

authorizing the expenditure of county and federal revenue sharing funds for certain purposes.

Senate File No. 1575 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 24, 1976

CONCURRENCE AND REPASSAGE

Mr. Sillers moved that the Senate concur in the amendments by the House to S. F. No. 1575 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1575 was read the third time, as amended by the House, and placed on its repassage.

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

And the roll being called, there were yeas 47 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Conzemius	Jensen	Olson, J. L.	Spear
Ashbach	Davies	Keefe, J.	Perpich, A. J.	Stassen
Berg	Dunn	Keefe, S.	Perpich, G.	Stokowski
Bernhagen	Fitzsimons	Kirchner	Pillsbury	Tennessen
Borden	Frederick	Kleinbaum	Purfeerst	Ueland
Brataas	Gearty	Knutson	Renneke	Wegener
Brown	Hansen, Mel	Lewis	Schmitz	Willet
Chenoweth	Hanson, R.	Moe	Schrom	
Chmielewski	Hughes	Olhoft	Sillers	
Coleman	Humphrey	Olson, A. G.	Solon	

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

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

S. F. No. 2277: A bill for an act relating to the organization and operation of state government; codifying various provisions formerly contained as riders in appropriation acts; amending Minnesota Statutes 1974, Sections 3.755; 16A.72; 38.02, Subdivision 1, and by adding a subdivision; 121.26; 125.08; 136.06; 136.11, Subdivisions 1 and 2, and by adding subdivisions; 136.13; 136.62, by adding a subdivision; 137.02, by adding a subdivision; 138.01; 144.169, by adding a subdivision; 158.04; 158.05; 158.08; 161.142, Subdivision 6; 161.201; 167.45; 171.26; 173.231; 241.27, by adding a subdivision; 245.61; 245.65, Subdivision 1; 246.02, Subdivisions 2 and 4; 248.07, Subdivision 8; 252.27, Subdivision 1; 254A.08, Subdivision 3; 256.01, Subdivision 8; 256.011; 260.311, Subdivision 5; 299D.03, Subdivision 6;

299D.04; 352B.02, Subdivision 1; Chapters 134, 136, 137, 138, 161, 242, 245, and 246, by adding sections; Minnesota Statutes, 1975 Supplement, Sections 16.02, Subdivision 16; 136A.121, Subdivision 3; 243.09, Subdivision 3; 252.24, Subdivision 4; 260.251, Subdivision 1a; 268.08, Subdivision 5; repealing Minnesota Statutes 1974, Sections 136.821; 161.241, Subdivision 5; 161.261, Subdivision 3; 167.40; 299D.03, Subdivision 4; Laws 1969, Chapter 157, Section 2; Laws 1973, Chapter 768, Section 23; and Laws 1975, Chapter 433, Section 20.

Senate File No. 2277 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 24, 1976

CONCURRENCE AND REPASSAGE

Mr. Arnold moved that the Senate concur in the amendments by the House to S. F. No. 2277 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 2277: A bill for an act relating to the organization and operation of state government; codifying various provisions formerly contained as riders in appropriation acts; amending Minnesota Statutes 1974, Sections 3.755; 16A.72; 38.02, Subdivision 1, and by adding a subdivision; 121.26; 125.08; 136.06; 136.11, Subdivisions 1 and 2, and by adding subdivisions; 136.13; 136.62, by adding a subdivision; 137.02, by adding a subdivision; 138.01; 144.169, by adding a subdivision; 158.04; 158.05; 158.08; 161.142, Subdivision 6; 161.201; 167.45; 171.26; 173.231; 241.27, by adding a subdivision; 245.61; 245.65, Subdivision 1; 246.02, Subdivisions 2 and 4; 248.07, Subdivision 8; 252.27, Subdivision 1; 254A.08, Subdivision 3; 256.01, Subdivision 8; 256.011; 260.311, Subdivision 5; 299D.03, Subdivision 6; 299D.04; 352B.02, Subdivision 1; Chapters 134, 136, 137, 138, 161, 242, 245, and 246, by adding sections; Minnesota Statutes, 1975 Supplement, Sections 16.02, Subdivision 16; 243.09, Subdivision 3; 252.24, Subdivision 4; 260.251, Subdivision 1a; 268.08, Subdivision 5; repealing Minnesota Statutes 1974, Sections 136.821; 161.241, Subdivision 5; 161.261, Subdivision 3; 167.40; Laws 1969, Chapter 157, Section 2; Laws 1973, Chapter 768, Section 23; and Laws 1975, Chapter 433, Section 20.

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

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

And the roll being called, there were yeas 53 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Coleman	Frederick	Hughes
Arnold	Brataas	Conzemius	Gearity	Humphrey
Ashbach	Brown	Davies	Hansen, Baldy	Jensen
Berg	Chenoweth	Dunn	Hansen, Mel	Josefson
Bernhagen	Chmielewski	Fitzsimons	Hanson, R.	Keefe, J.

Keefe, S.	Lewis	Perpich, A. J.	Schrom	Tennessen
Kirchner	McCutcheon	Perpich, G.	Sillers	Ueland
Kleinbaum	Moe	Pillsbury	Solon	Wegener
Kowalczyk	Olhoft	Renneke	Spear	Willet
Larson	Olson, A. G.	Schaaf	Stassen	
Laufenburger	Olson, J. L.	Schmitz	Stokowski	

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

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

S. F. No. 2278: A bill for an act relating to appropriations; converting certain standing appropriations to direct appropriations; abolishing other standing appropriations; appropriating money; amending Minnesota Statutes 1974, Sections 9.061, Subdivision 5; 97.482, Subdivision 2; 638.08; and Laws 1971, Chapter 121, Section 2, as amended; repealing Minnesota Statutes 1974, Sections 7.07; 136.821; Minnesota Statutes, 1975 Supplement, Sections 123.937; 144.146, Subdivision 2; Laws 1973, Chapter 768, Section 23; and Laws 1975, Chapter 433, Section 20.

Senate File No. 2278 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 24, 1976

Mr. Arnold moved that S. F. No. 2278 be laid on the table. The motion prevailed.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

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

S. F. No. 161: A bill for an act relating to highway traffic regulations; required equipment on certain vehicles; amending Minnesota Statutes 1974, Section 169.733.

Senate File No. 161 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 24, 1976

CONCURRENCE AND REPASSAGE

Mr. Coleman moved that the Senate concur in the amendments by the House to S. F. No. 161 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 161 was read the third time, as amended by the House, and placed on its repassage.

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

And the roll being called, there were yeas 46 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	North	Sillers
Arnold	Dunn	Keefe, S.	Olhoft	Solon
Bang	Fitzsimons	Kirchner	Olson, A. G.	Spear
Berg	Gearity	Kleinbaum	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Kowalczyk	Olson, J. L.	Tennessen
Brown	Hanson, R.	Larson	O'Neill	Willet
Chenoweth	Hughes	Laufenburger	Perpich, A. J.	
Chmielewski	Humphrey	Lewis	Perpich, G.	
Coleman	Jensen	McCutcheon	Pillsbury	
Conzemius	Josefson	Moe	Purfeerst	

Those who voted in the negative were:

Bernhagen	Frederick	Renneke	Schrom	Ueland
Brataas	Hansen, Baldy	Schmitz	Stassen	

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

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

S. F. No. 2108: A bill for an act relating to commerce; interest rates on money; exempting agricultural credit corporations from interest rate limitations; amending Minnesota Statutes 1974, Section 334.06.

Senate File No. 2108 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 24, 1976

CONCURRENCE AND REPASSAGE

Mr. Frederick moved that the Senate concur in the amendments by the House to S. F. No. 2108 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 2108: A bill for an act relating to commerce; providing interest rate limits on loans by certain agricultural credit corporations; amending Minnesota Statutes 1974, Chapter 334, by adding a section.

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

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

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1615, and repassed said bill in accordance with the report of the committee so adopted.

H. F. No. 1615: A bill for an act relating to public health; providing for care, medical treatment, and legal rights of live births resulting from abortions.

House File No. 1615 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 24, 1976

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1615

A bill for an act relating to public health; providing for care, medical treatment, and legal rights of live births resulting from abortions.

March 23, 1976

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

The Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees for H. F. No. 1615 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H. F. No. 1615 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [ABORTION; LIVE BIRTHS.] Subdivision 1. A live child born as a result of an abortion shall be fully recognized as a human person, and accorded immediate protection under the law. All reasonable measures consistent with good medical practice,

including the compilation of appropriate medical records, shall be taken to preserve the life and health of the child.

Subd. 2. When an abortion is performed after the twentieth week of pregnancy, a physician, other than the physician performing the abortion, shall be immediately accessible to take all reasonable measures consistent with good medical practice, including the compilation of appropriate medical records, to preserve the life and health of any live birth that is the result of the abortion.

Subd. 3. If a child described in subdivision 1 dies after birth, the body shall be disposed of in accordance with the provisions of Minnesota Statutes, Sections 145.14 to 145.163."

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

House Conferees: (Signed) Ray W. Faricy, B. J. Philbrook, Richard E. Wigley.

Senate Conferees: (Signed) Edward J. Gearty, Wayne Olhoff, Robert J. Brown.

Mr. Gearty moved that the foregoing recommendations and Conference Committee Report on H. F. No. 1615 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H. F. No. 1615: A bill for an act relating to public health; providing for care, medical treatment, and legal rights of live births resulting from abortions.

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

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

And the roll being called, there were yeas 62 and nays 3 as follows:

Those who voted in the affirmative were:

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

Messrs. Lewis, Pillsbury and Spear voted in the negative.

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

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

S. F. No. 60: A bill for an act relating to insurance; providing for the establishment and administration of plans of health insurance to provide certain minimum benefits to all persons in the state; creating a comprehensive health care association; providing a dual option for health care for certain employees; regulating health maintenance organizations' coverage of dental services and conversion privileges; appropriating money; amending Minnesota Statutes 1974, Section 62D.12, by adding a subdivision.

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

Swanson, Rice and Sabo.

Senate File No. 60 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 24, 1976

Mr. President:

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

S. F. No. 819: A bill for an act relating to taxation; providing for public financing in political campaigns; increasing the tax credit for political contributions; amending Minnesota Statutes 1974, Section 290.06, Subdivision 11.

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

Philbrook, Vento, Sarna, Faricy and Savelkoul.

Senate File No. 819 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 24, 1976

Mr. President:

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

S. F. No. 1097: A bill for an act relating to health; providing for pilot programs for dental care for senior citizens; establishing means of administration; subsidizing premiums to cover cost of services; appropriating money.

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

Clark, Samuelson and Forsythe.

Senate File No. 1097 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned March 24, 1976

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 348:

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

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

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

House File No. 348 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted March 24, 1976

Mr. Laufenburger moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 348, and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1530, and repassed said bill in accordance with the report of the committee so adopted.

H. F. No. 1530: A bill for an act relating to metropolitan land use and planning; providing certain requirements and procedures for local governmental units and school districts in the metropolitan area; providing interim zoning; amending Minnesota Statutes 1974, Section 462.365, by adding a subdivision; Minnesota Statutes, 1975 Supplement, Section 473.175.

House File No. 1530 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted March 24, 1976

Mr. Chenoweth moved that H. F. No. 1530 be laid on the table.
The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1437, 1608, 1947, 2122 and 2332.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted March 24, 1976

FIRST READING OF HOUSE BILLS

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

H. F. No. 1437: A bill for an act relating to energy; providing for certain restrictions on the use of energy in this state; prohibiting the use of certain gas lamps; requiring energy conservation standards for public school buildings; requiring an energy audit of state owned buildings; prohibiting sale of certain air conditioners; providing for solar energy performance standards; providing for monitoring of energy research; prohibiting certain open flame pilot lights; providing for loans and grants for improving energy efficiency of existing residential dwellings; appropriating money; amending Minnesota Statutes 1974, Sections 116H.02, by adding subdivisions; 116H.12, by adding subdivisions; 462A.05, Subdivision 14; and 462A.21, by adding a subdivision; and Chapter 116H, by adding sections; repealing Laws 1974, Chapter 307, Section 19.

Referred to the Committee on Rules and Administration.

H. F. No. 1608: A bill for an act relating to legal assistance; providing state aid to certain legal assistance corporations; appropriating money.

Referred to the Committee on Rules and Administration.

H. F. No. 1947: A bill for an act relating to taxation; providing for the assessment of dwelling units in certain buildings; amending Minnesota Statutes 1974, Section 273.133; and Minnesota Statutes, 1975 Supplement, Section 290A.03, Subdivision 12.

Referred to the Committee on Taxes and Tax Laws.

H. F. No. 2122: A bill for an act relating to taxation; imposing a use tax on certain vehicles owned by foreign business and pro-

viding transportation services in the state; amending Minnesota Statutes 1974, Chapter 297A, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

H. F. No. 2332: A bill for an act relating to education; requiring school districts to engage in planning, evaluation and reporting; establishing an office of learning improvement assistance for public elementary and secondary school districts; appropriating money.

Referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS

Mr. Laufenburger moved that S. F. No. 2582 be withdrawn from the Committee on Transportation and General Legislation and re-referred to the Committee on Rules and Administration. The motion prevailed.

Mr. Borden moved that the names of Messrs. Willet and Moe be added as co-authors to S. F. No. 2589. The motion prevailed.

Mr. Davies moved that the report from the Committee on Judiciary, reported March 24, 1976, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Davies moved that the foregoing report be now adopted. The motion prevailed.

CONFIRMATION

Mr. Davies moved that in accordance with the report from the Committee on Judiciary, reported March 24, 1976, the Senate, having advised with, do now consent to and confirm the appointments of:

COMMISSION ON JUDICIAL STANDARDS

Harvey A. Stegemoeller, 1779 Summit Avenue, St. Paul, Ramsey County, appointed effective July 19, 1975, for a term expiring July 19, 1979.

Mrs. Ruby Hunt, 1148 Edgecumbe Road, St. Paul, Ramsey County, appointed effective July 19, 1975, for a term expiring July 19, 1979.

The motion prevailed. So the appointments were confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Moe moved that the report from the Committee on Natural Resources and Agriculture, reported March 24, 1976, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Moe moved that the foregoing report be now adopted. The motion prevailed.

CONFIRMATION

Mr. Moe moved that in accordance with the report from the Committee on Natural Resources and Agriculture, reported March 24, 1976, the Senate, having advised with, do now consent to and confirm the appointment of:

WATER RESOURCES BOARD

Duane Ekman, Route 2, Argyle, Marshall County, effective March 17, 1976, for a term expiring October 5, 1981.

The motion prevailed. So the appointment was confirmed.

**MOTIONS AND RESOLUTIONS—CONTINUED
RECONSIDERATION**

Having voted on the prevailing side, Mr. Doty moved that the vote whereby the appointment of Marcella Page and William B. Flaherty, Sr. to the State Personnel Board was confirmed on March 24, 1976, be now reconsidered. The motion prevailed.

Mr. Doty requested that the question be divided. So the question was divided.

The question recurred on Mr. Gearty's motion to confirm Marcella Page to the State Personnel Board. The motion prevailed. So the appointment was confirmed.

The question recurred on Mr. Gearty's motion to confirm William B. Flaherty, Sr. to the State Personnel Board.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 45 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Hansen, Baldy	Larson	Olson, A. G.	Schrom
Arnold	Hanson, R.	Laufenburger	Olson, H. D.	Solon
Borden	Hughes	Lewis	O'Neill	Spear
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Stokowski
Chmielewski	Keefe, J.	Milton	Perpich, G.	Stumpf
Coleman	Keefe, S.	Moe	Pillsbury	Tennessen
Conzemius	Kleinbaum	North	Purfeerst	Ueland
Davies	Knutson	Ogdahl	Schaaf	Wegener
Gearty	Kowalczyk	Olhoff	Schmitz	Willet

Those who voted in the negative were:

Ashbach	Brown	Hansen, Mel	Olson, J. L.	Stassen
Berg	Doty	Jensen	Patton	
Blatz	Dunn	Josefson	Renneke	
Brataas	Frederick	Nelson	Sillers	

The motion prevailed. So the appointment was confirmed.

RECONSIDERATION

Mr. Solon moved that the vote whereby H. F. No. 746 failed to pass the Senate on March 23, 1976, be now reconsidered. The motion prevailed.

H. F. No. 746: A bill for an act relating to commerce; requiring prices on certain retail food packages.

Mr. Tennesen moved that the vote whereby the Nelson amendment to H. F. No. 746 was adopted be now reconsidered.

The question being taken on the motion,

And the roll being called, there were yeas 23 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Larson	Olson, H. D.	Stokowski
Arnold	Hughes	Lewis	Perpich, A. J.	Stumpf
Borden	Humphrey	Merriam	Perpich, G.	Tennesen
Chenoweth	Keefe, S.	Moe	Schaaf	
Davies	Kowalczyk	Olhoft	Spear	

Those who voted in the negative were:

Ashbach	Conzemius	Keefe, J.	Ogdahl	Schrom
Bang	Dunn	Kirchner	Olson, J. L.	Sillers
Berg	Frederick	Kleinbaum	O'Neill	Solon
Bernhagen	Hansen, Baldy	Knutson	Patton	Stassen
Brataas	Hanson, R.	Laufenburger	Pillsbury	Ueland
Brown	Jensen	Nelson	Renneke	Willet
Chmielewski	Josefson	North	Schmitz	

The motion did not prevail.

Mr. North moved to amend H. F. No. 746 as follows:

Page 1, after line 20, insert:

"Sec. 3. Subdivision 1. [APPLICATION.] Except for random weight packages unit priced in accord with existing regulations and uniform weight packages of cheese and cheese products unit priced in the same manner and by the same type equipment as random weight packages, any retail establishment selling the packaged commodities listed below shall provide the unit price information in the manner prescribed:

Meat, poultry, and seafood	Price per pound
Fruits and vegetables	Price per pound or per individual unit, or whole unit of dry measure
Fruit and vegetable juices and drinks	Price per quart
Dry detergents, soap powders, and dry household cleaners	Price per pound
Liquid detergents and household cleaners and disinfectants	Price per quart
Relishes and condiments	Price per pound or quart

Liquid soups and condensed liquid soups	Price per pound or quart
Cereals	Price per pound
Candy	Price per pound or price per ounce
Cookies and crackers	Price per pound
Canned and bottled baby foods	Price per pound or quart
Sanitary paper products	Price per 50 sq. ft., or, if by count, per 50 units, including ply
Foil, film, and other rolls of wrapping	Price per 50 sq. ft.
Cooking oils and shortening	Price per quart or pound
Salad dressings	Price per quart
Soft drinks	Price per quart
Jams, jellies, preserves, and peanut butter	Price per pound
Sandwich spreads	Price per pound
Coffee, tea, and cocoa	Price per pound
Syrups, table and topping	Price per pound or quart
Cheese, natural and processed	Price per pound
Rice	Price per pound
Flour and sugar	Price per pound
Macaroni, spaghetti and other dry pasta products (except prepared convenience products)	Price per pound
Pet food	Price per pound
Bath soaps	Price per ounce
Mouth washes	Price per quart
Toothpaste	Price per ounce
Deodorants, personal	Price per ounce
Shaving preparations	Price per ounce
Toilet water and colognes	Price per ounce
Hair preparations	Price per ounce

Butter, yogurt, margarine and milk	Price per pound or quart
Prepared food mixes, including but not limited to pastry mixes, pancake mixes, pizza mixes and dessert mixes	Price per pound or quart
Instant food products, including but not limited to instant breakfast, instant powdered milk, and liquid diet foods	Price per pound or quart
Dried soups	Price per pound
Air fresheners, disinfectants, waxes, household polishes and polish removers	Price per ounce
Paper plates, waxed paper, shelf paper, contact paper and paper cups	Price per 50 square feet, or if by count, per 50
Salt, pepper, tenderizers, vinegar, baking powder, and all derivatives thereof, and all other spices and herbs	Price per ounce
Honey and honey products	Price per pound
Pre-packaged bread	Price per pound
Ice cream, sherbet and frozen dairy products	Price per quart or pound
Grains, meals, lentils, flour, cornstarch, and all mixes or dried foods containing such products or by-products thereof	Price per pound

The standard of reference for all categories listed above shall be the latest edition of the "Standard Industrial Classification Manual" published by the executive office of the president of the United States, bureau of the budget.

Subd. 2. [PRICING.] The unit price information shall be to the nearest tenth of one cent when less than \$1 and to the nearest cent when \$1 or more.

Subd. 3. [KILOGRAM; LITER.] Unit pricing may be stated in price per kilogram or price per liter in addition to pricing provided in subdivision 1.

Sec. 4. [PRESENTATION OF PRICE.] Subdivision 1. In any retail establishment in which unit price information is provided in accordance with the provisions of this act that information may be displayed by means of a sign which offers the unit price for one or more brands or sizes of a given commodity, by means of a sticker, stamp, sign, label, or tag affixed to the shelf upon which the commodity is displayed, or by means of a sticker, stamp, sign, label, or tag affixed to the consumer commodity itself.

Subd. 2. Where a sign providing unit price information for one or more sizes or brands of a given commodity is used, that sign shall be provided clearly and in a nondeceptive manner in a central location as close as practical to all items to which the sign refers.

Subd. 3. If a single sign or tag does provide the unit price information for more than one brand or size of a given commodity, then the following information shall be provided:

- (a) The identity and the brand name of the commodity,
- (b) The quantity of the packaged commodity if more than one package size per brand is displayed.
- (c) The total retail sales price.
- (d) The price per appropriate unit in accordance with section 3, subdivision 1.

Sec. 5. [EXEMPTIONS.] Subdivision 1. [GROSS ANNUAL SALES.] Every person who sells at retail and whose total gross annual sales for the previous accounting year do not exceed \$750,000 shall be exempt from the provisions of this act. This exemption shall not apply to any member store of a chain store sales organization which chain has gross annual sales of \$750,000 or more, except where the store is independently owned.

Subd. 2. [CERTAIN COMMODITIES.] Sellers at retail need not comply with the provisions of section 3 as they relate to the following consumer commodities:

- (a) Prepackaged food containing separate and identifiable kinds of food segregated by physical division within the package;
- (b) Items while actually being sold through vending machines, but the same items when not sold through vending machines are not exempted by this subdivision;
- (c) Consumer commodities intended to be consumed on the premises; and
- (d) Any packaged commodity whose net weight is one whole unit or two whole units, and which has the retail price plainly marked thereon.

Subd. 3. [SMALL PACKAGES.] Any of the commodities listed in section 3, subdivision 1 shall be exempt from these provisions

when packaged in quantities of less than one ounce (avoirdupois) or one fluid ounce or when the total retail price thereof is ten cents or less.

Subd. 4. [SINGLE ITEM.] Any of the commodities listed in section 3, subdivision 1 shall be exempt from these provisions when there is only one brand in only one size appearing in a particular retail establishment.

Sec. 6. [REGULATION.] The consumer services section of the department of commerce may promulgate rules and regulations following public hearings, which:

(a) Modify or change the measure required by this act if the director finds that the required measure does not adequately inform the consumer and that the new measure is clearly listed on the package or contents in such a manner as to satisfy the requirements of the fair trade and labeling act (15 U. S. C. 1451 et seq.) or the measure is inappropriate or unsuitable to any particular consumer commodity or commodities;

(b) Provide for disclosure for the price per measure which is more effective than the means prescribed in section 2.

Sec. 7. [EFFECTIVE DATE.] All consumer commodities required to be unit priced pursuant to section 2 shall be unit priced by January 1, 1977, except that the director of the consumer services section of the department of commerce may, by regulation, prescribe effective dates for specific consumer commodities after January 1, 1976."

Amend the title as follows:

Page 1, line 3, after "packages" insert "; providing for unit pricing of certain packaged commodities; permitting exemptions"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 17 and nays 44, as follows:

Those who voted in the affirmative were:

Ashbach	Hughes	Lewis	North	Perpich, G.
Borden	Humphrey	Merriam	Ogdahl	Spear
Chenoweth	Keefe, S.	Milton	Perpich, A. J.	Stumpf
Doty	Kowalczyk			

Those who voted in the negative were:

Anderson	Coleman	Keefe, J.	Olson, H. D.	Sillers
Arnold	Conzemius	Kirchner	Olson, J. L.	Solon
Bang	Dunn	Kleinbaum	O'Neill	Stassen
Berg	Frederick	Knutson	Patton	Stokowski
Bernhagen	Gearty	Larson	Pillsbury	Tennessen
Blatz	Hansen, Baldy	Laufenburger	Purfeerst	Ueland
Brataas	Hansen, Mel	Moe	Renneke	Wegener
Brown	Hansen, R.	Nelson	Schmitz	Willet
Chmielewski	Jensen	Olson, A. G.	Schrom	

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

Mr. Nelson moved to amend H. F. No. 746 as follows:

In the Nelson amendment to Page 1, line 9, adopted by the Senate March 23, 1976, after "at least" and before "one" insert "three quarters of"

The Chair put the question on whether or not the amendment was in order.

The question was decided in the affirmative. So the amendment was in order.

The question being taken on the adoption of the amendment,

The motion prevailed. So the amendment was adopted.

H. F. No. 746 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 51 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Solon
Arnold	Doty	Kleinbaum	Ogdahl	Spear
Ashbach	Dunn	Kowalczyk	Olhoft	Stassen
Bang	Frederick	Larson	Olson, A. G.	Stokowski
Borden	Gearly	Laufenburger	Olson, H. D.	Stumpf
Brataas	Hansen, Baldy	Lewis	O'Neill	Tennessen
Brown	Hansen, Mel	McCutcheon	Perpich, A. J.	Willet
Chenoweth	Hughes	Merriam	Perpich, G.	
Chmielewski	Humphrey	Milton	Purfeerst	
Coleman	Josefson	Moe	Schrom	
Conzemius	Keefe, J.	Nelson	Sillers	

Those who voted in the negative were:

Bernhagen	Jensen	Olson, J. L.	Pillsbury	Schmitz
Hanson, R.	Knutson	Patton	Renneke	Ueland

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Chenoweth moved that H. F. No. 1530 and the Conference Committee report be taken from the table. The motion prevailed.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1530

A bill for an act relating to metropolitan land use and planning; providing certain requirements and procedures for local governmental units and school districts in the metropolitan area; providing interim zoning; amending Minnesota Statutes 1974, Section 462.365, by adding a subdivision; Minnesota Statutes, 1975 Supplement, Section 473.175.

March 22, 1976

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

The Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees for H. F. No. 1530 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that everything after the enacting clause be stricken and the following inserted:

"Section 1. [LEGISLATIVE FINDINGS AND PURPOSE.] *The legislature finds and declares that the local governmental units within the metropolitan area are interdependent, that the growth and patterns of urbanization within the area create the need for additional state, metropolitan and local public services and facilities and increase the danger of air and water pollution, and the developments in one local governmental unit may affect the provision of regional capital improvements for sewers, transportation, airports and regional recreation open space. Since problems of urbanization and development transcend local governmental boundaries, there is a need for the adoption of coordinated plans, programs and controls by all local governmental units and school districts in order to protect the health, safety and welfare of the residents of the metropolitan area and to ensure coordinated, orderly and economic development. Therefore, it is the purpose of sections 1 to 23 to (1) establish requirements and procedures to accomplish comprehensive local planning with land use controls consistent with planned, orderly and staged development and the metropolitan system plans, and (2) to provide assistance to local governmental units and school districts within the metropolitan area for the preparation of plans and official controls appropriate for their areas and consistent with metropolitan system plans.*

Sec. 2. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 23, the following terms shall have the meanings given them.

Subd. 2. "Advisory metropolitan land use committee" or "advisory committee" means an advisory committee established by the metropolitan council pursuant to section 3.

Subd. 3. "Applicable planning statute" means sections 394.21 to 394.37 for counties and sections 462.351 to 462.364 for cities and towns.

Subd. 4. "Capital improvement program" means an itemized program for a five year prospective period, and any amendments thereto, subject to at least biennial review, setting forth the schedule, timing, and details of specific contemplated capital improvements by year, together with their estimated cost, the need for each improvement, financial sources, and the financial impact that the improvements will have on the local governmental unit or school district.

Subd. 5. "Comprehensive plan" means the comprehensive plan of each local governmental unit described in sections 8 to 12, and any amendments to the plan.

Subd. 6. "Fiscal devices" means the valuation of property pursuant

to section 273.111, the designation of urban and rural service districts, pursuant to section 272.67, and the establishment of development districts pursuant to sections 472A.01 to 472A.13, and any other statutes authorizing the creation of districts in which the use of tax increment bonding is authorized.

Subd. 7. "Local governmental unit" or "unit" means all cities, counties and towns lying in whole or in part within the metropolitan area, but does not include school districts.

Subd. 8. "Metropolitan system plans" means the airports portion of the metropolitan development guide and the policy plans, development programs and capital budgets for metropolitan waste control, transportation, and regional recreation open space.

Subd. 9. "Official controls" or "controls" means ordinances and regulations which control the physical development of a city, county or town or any part thereof or any detail thereof and implement the general objectives of the comprehensive plan. Official controls may include ordinances establishing zoning, subdivision controls, site plan regulations, sanitary codes, building codes and official maps.

Subd. 10. "Private sewer facility" means a single lot, multiple lot or other sewage collection or treatment facility owned, constructed or operated by any person other than a local governmental unit or the metropolitan waste control commission.

Subd. 11. "School district" has the meaning given it by section 120.02, subdivisions 14 and 15, and includes any independent or special school district whose administrative offices are located within the metropolitan area as of the effective date of this act.

Sec. 3. [ADVISORY COMMITTEE.] The council shall establish an advisory metropolitan land use committee pursuant to section 473.-127, comprised of 16 members, one from each council district, and as many additional members as are necessary to provide representation from each metropolitan county, plus a chairman. At least one half of the members of the advisory committee shall be elected officials of local governmental units. The members shall be appointed for the same period as the term of the council member for the district in which the member resides.

Sec. 4. [GUIDELINES.] The council shall prepare and adopt guidelines and procedures relating to the requirements and provisions of sections 1 to 23 which will provide assistance to local governmental units and school districts in accomplishing the provisions of sections 1 to 23.

Sec. 5. [METROPOLITAN SYSTEM STATEMENT.] By July 1, 1977, the council shall transmit to each local governmental unit a metropolitan system statement and to each school district a statement comprised of the parts of metropolitan system statements affecting the school district. In the preparation of the metropolitan system statement, the council shall consult with appropriate commissions and officials of the unit. The statement shall contain information relating to the unit and appropriate surrounding territory that the council determines necessary for the unit

to consider in preparing its comprehensive plan, including the following:

(a) The timing, character, function, location, projected capacity and conditions on use, for existing or planned metropolitan public facilities, as specified in metropolitan system plans, and for state and federal public facilities to the extent known to the council;

(b) The population, employment and housing need projections which have been used by the council as a basis for its metropolitan system plans;

(c) Any parts of the land use plan, public facilities plan or implementation program which may be excluded from the plan of the local governmental unit. The exclusion of parts shall be based on the nature and character of existing and projected development within each local governmental unit and on policies, statements, and recommendations contained in metropolitan system plans.

Sec. 6. [METROPOLITAN SYSTEM STATEMENTS; AMENDMENTS.] Local governmental units shall consider in their initial comprehensive plans submitted to the council, and school districts shall consider in their initial capital improvement programs submitted to the council, any amendments or modifications to metropolitan system plans which were made by the council and transmitted prior to January 1, 1978. Thereafter, within nine months after receiving an amendment to a metropolitan system plan, each affected local governmental unit shall review its comprehensive plan and each affected school district shall review its capital improvement program to determine if an amendment is necessary to ensure continued conformity with metropolitan system plans. If an amendment is necessary, the governmental unit or school district shall prepare the amendment and submit it to the council for review pursuant to sections 1 to 23.

Sec. 7. [SYSTEM STATEMENTS; RECONCILIATION PROCEDURES.] Subdivision 1. If a local governmental unit or school district and the council are unable to resolve disagreements over the content of a system statement, the unit or district may by resolution request that a hearing be conducted by the advisory committee or by the state office of hearing examiners for the purpose of considering amendments to the system statement. The request shall be made by the unit or district within 60 days after receipt of the system statement and shall be accompanied by a description of the disagreement together with specified proposed amendments to the system statement. If no request for a hearing is received by the council within 60 days, the statement shall be final.

Subd. 2. A hearing shall be conducted within 60 days after the request, provided that the committee shall consolidate hearings on related requests. The hearing shall not consider the need for or reasonableness of the metropolitan system plans or parts thereof. The hearing shall afford all interested persons an opportunity to testify and present evidence. The advisory committee or hearing examiner may employ the appropriate technical and professional services of the state planning agency for the purpose of evaluating disputes of fact.

The proceedings shall not be deemed a contested case. Within 30 days after the hearing, the committee or hearing examiner shall report to the council respecting the proposed amendments to the system statements. The report shall contain findings of fact, conclusions, and recommendations and shall apportion the costs of the proceedings among the parties.

Subd. 3. Within 30 days of receipt of the report, the council, by resolution containing findings of fact and conclusions, shall make a final determination respecting the proposed amendments. At any point in the reconciliation procedure established by this section, the council and a local governmental unit or district may resolve their disagreement by stipulation.

Sec. 8. [COMPREHENSIVE PLANS; LOCAL GOVERNMENTAL UNITS.] *Subdivision 1. Within three years following the receipt of the metropolitan system statement, every local governmental unit shall have prepared a comprehensive plan in accordance with sections 1 to 23 and the applicable planning statute and shall have submitted the plan to the metropolitan council for review pursuant to section 14. The provisions of sections 1 to 23 shall supersede the provisions of the applicable planning statute wherever a conflict may exist.*

Subd. 2. Local governmental units shall submit their proposed plans to adjacent governmental units and affected school districts for review and comment at least six months prior to submission of the plan to the council and shall submit copies to them on the submission of the plan to the council.

Subd. 3. The plans shall be submitted to the council following approval by the planning commission of the unit and after consideration but before final approval by the governing body of the unit.

Subd. 4. Comprehensive plans, capital improvement programs, sewer policy plans and official controls of local governmental units adopted prior to the requirements of sections 1 to 23 shall remain in force and effect until amended, repealed or superseded by plans or controls adopted pursuant to sections 1 to 23. Existing comprehensive plans, capital improvement programs, sewer policy plans, and official controls may be amended and new capital improvement programs and official controls may be prepared and adopted prior to the submission to the council of comprehensive plans required by sections 1 to 23.

Sec. 9. [COMPREHENSIVE PLAN CONTENT.] *Subdivision 1. The comprehensive plan shall contain objectives, policies, standards and programs to guide public and private land use, development, redevelopment and preservation for all lands and waters within the jurisdiction of the local governmental unit through 1990 and may extend through any year thereafter which is evenly divisible by five. Each plan shall specify expected industrial and commercial development, planned population distribution, and local public facility capacities upon which the plan is based. Each plan shall contain a discussion of the use of the public facilities specified in the metropolitan system statement and the effect of the plan on adjacent local governmental units and affected school districts. Existing plans and official controls may be used in whole or in part following modification, as necessary, to satisfy the requirements of sections 1 to 23. The com-*

prehensive plan may contain any additional matter which may be included in a comprehensive plan of the local governmental unit pursuant to the applicable planning statute.

Subd. 2. [LAND USE PLAN.] *A land use plan shall designate the existing and proposed location, intensity and extent of use of land and water for agricultural, residential, commercial, industrial and other public and private purposes, or any combination of such purposes. A land use plan shall contain a protection element, as appropriate, for historic sites and the matters listed in section 473.204. A land use plan shall also include a housing element containing standards, plans and programs for providing adequate housing opportunities to meet existing and projected local and regional housing needs, including but not limited to the use of official controls and land use planning to promote the availability of land for the development of low and moderate income housing.*

Subd. 3. [PUBLIC FACILITIES PLAN.] *A public facilities plan shall describe the character, location, timing, sequence, function, use and capacity of existing and future public facilities of the local governmental unit. A public facilities plan must be in at least such detail as may be necessary to establish existing or potential effects on or departures from metropolitan system plans and to protect metropolitan system plans. A public facilities plan shall contain at least the following parts:*

(a) A transportation plan describing, designating and scheduling the location, extent, function and capacity of existing and proposed local public and private transportation services and facilities;

(b) A sewer policy plan describing, designating and scheduling the areas to be sewered by the public system, the existing and planned capacities of the public system, the standards and conditions under which the installation of private sewer systems will be permitted, and to the extent practicable, the areas not suitable for public or private systems because of public health, safety and welfare considerations;

(c) A parks and open space plan describing, designating and scheduling the existing and proposed parks and recreation open spaces within the jurisdiction.

Subd. 4. [IMPLEMENTATION PROGRAM.] *An implementation program shall describe public programs, fiscal devices and other specific actions to be undertaken in stated sequence to implement the comprehensive plan and ensure conformity with metropolitan system plans. An implementation program must be in at least such detail as may be necessary to establish existing or potential effects on or departures from metropolitan system plans and to protect metropolitan system plans. An implementation program shall contain at least the following parts:*

(a) A description of official controls, addressing at least the matters of zoning, subdivision, and private sewer systems, and a schedule for the preparation, adoption, and administration of such controls.

(b) A capital improvement program for transportation, sewers, parks and open space facilities.

(c) A housing implementation program, including official controls to implement the housing element of the land use plan, which will provide sufficient existing and new housing to meet the local unit's share of the metropolitan area need for low and moderate income housing.

Subd. 5. [URBANIZATION AREAS.] The comprehensive plans may designate, when appropriate, five year urbanization areas and shall specify in the capital improvement program the timing and sequence of major local public facilities and in the implementation program official controls which will ensure that urbanization occurs only in urbanization areas and in accordance with the plan.

Sec. 10. [CITIES.] Except as provided in the metropolitan system statement, comprehensive plans of cities shall include the matters specified in section 9.

Sec. 11. [TOWNS.] Subdivision 1. Except as provided in the metropolitan system statement, comprehensive plans of towns shall include the matters specified in section 9.

Subd. 2. By December 31, 1976, each town within the counties of Anoka, Carver, Dakota, Scott and Washington, authorized to plan under sections 462.351 to 462.364, or under special law, shall by resolution determine whether it will prepare the comprehensive plan for its jurisdiction. Each such town also shall specify, pursuant to agreement with the county within which it is situated, any parts of its plan and official controls, if any, the preparation of which it delegates to the county.

Subd. 3. Towns within counties which have adopted comprehensive plans applicable to the town shall, to the maximum extent, use county preparation of their comprehensive plans.

Sec. 12. [COUNTIES.] Subdivision 1. Comprehensive plans of counties shall contain at least the following:

(a) Except for the counties of Hennepin and Ramsey, a land use plan as specified in section 9, subdivision 2, for all unincorporated territory within the county;

(b) A public facilities plan which shall include all appropriate matters specified in section 9, subdivision 3, including a transportation plan, and a description of existing and projected solid waste disposal sites and facilities;

(c) An implementation program, as specified in section 9, subdivision 4.

Subd. 2. Each county other than Hennepin and Ramsey shall prepare, with the participation and assistance of the town, the comprehensive plan for any town within the county which fails by December 31, 1976, to take action by resolution pursuant to section 11, subdivision 2 and shall prepare all or part of any plan delegated to it pursuant to section 11, subdivision 2.

Subd. 3. Each county other than Hennepin and Ramsey shall prepare, with the participation and assistance of the town, the comprehensive plan for each town within the county not authorized to plan under sections 462.351 to 462.364, or under special law.

Sec. 13. [SCHOOL DISTRICTS; CAPITAL IMPROVEMENT PROGRAMS.] *Subdivision 1. By January 1, 1980, each school district as defined in section 2, subdivision 11, shall prepare and submit to the metropolitan council, for review pursuant to section 14, a capital improvement program, which shall include a description of existing facilities, projected population and facility needs and objectives, proposed new school sites, buildings, and building additions with a cost of more than \$200,000 and the effect of the program on adjacent school districts and affected local governmental units.*

Subd. 2. Each school district shall submit its capital improvement program for review and comment to the local governmental units lying in whole or in part within the district and to adjacent school districts at least nine months prior to the submission of the program to the council. The local governmental units and adjacent districts shall review the program and provide comments to the school district and the council within 90 days on the compatibility of the program with the proposed comprehensive plans of the local governmental units and the capital improvement programs of the school districts.

Subd. 3. The capital improvement programs shall be submitted to the council after consideration but before final approval by the governing body of the district.

Subd. 4. Capital improvement programs of school districts adopted prior to the requirements of sections 1 to 23 shall remain in force and effect until amended, repealed, or superseded by programs adopted pursuant to sections 1 to 23. Existing programs may be amended as appropriate and new programs prepared and adopted prior to the submission to the council of programs required by sections 1 to 23. Existing programs may be used in whole or in part following modification, as necessary, to satisfy the requirements of sections 1 to 23.

Sec. 14. Minnesota Statutes, 1975 Supplement, Section 473.175, is amended to read:

473.175 [COUNCIL REVIEW; COMPREHENSIVE PLANS; SCHOOL DISTRICT CAPITAL IMPROVEMENT PROGRAMS.] *Each city, town, and county all or part of which lies within the metropolitan area, shall submit to the metropolitan council for written comment and recommendation thereon its proposed long-term comprehensive plans, including but not limited to plans for land use. The proposed plans shall be submitted to the council after their approval by the planning commission of the local government unit and before final approval by the governing body of the city, town, or county. The council shall maintain such plans in its files available for inspection by members of the public. Subdivision 1. The council shall review the comprehensive plans of local governmental units and the capital im-*

provement programs of school districts, prepared and submitted pursuant to sections 1 to 23 of this act, to determine their compatibility with each other and conformity with metropolitan systems plans. The council shall review and comment on the apparent consistency of the comprehensive plans and capital improvement programs with other adopted chapters of the metropolitan development guide. The council may require a local governmental unit to modify any comprehensive plan or part thereof which may have a substantial impact on or contain a substantial departure from metropolitan system plans.

Subd. 2. Within 120 days following receipt of a capital improvement program of a school district, unless a time extension is mutually agreed to, the council shall return to the school district a statement containing its comments. Within 120 days following receipt of a comprehensive plan of a local governmental unit, unless a time extension is mutually agreed to, the council shall return to the local governmental unit a statement containing its comments and, by resolution, its decision, if any, to require modifications to assure conformance with the metropolitan system plans. No local government action shall be taken by any local governmental unit or school district to place any such comprehensive plan, capital improvement program or part thereof into effect until 90 days have elapsed after its submission to the council the council has returned the statement to the unit or district and until the local governmental unit has incorporated any modifications in the plan required by a final decision, order, or judgment made pursuant to section 17. Promptly after submission, the council shall notify each city, town, county, or special district which may be affected by the plans or programs submitted, of the general nature of the plan plans or programs, the date of submission, and the identity of the submitting unit or district. Political subdivisions contiguous to or within the submitting unit or district shall be notified in all cases. Within 30 days after receipt of such notice any governmental unit or district so notified or the local governmental unit or district submitting the plan or program may request the council to conduct a hearing at which the submitting unit or district and any other governmental unit or subdivision may present its views. The council may attempt to mediate and resolve differences of opinion which exist among the participants in the hearing with respect to the plans or programs submitted. If within 90 120 days, unless a time extension is mutually agreed to, the council fails to complete its written comments and recommendations statement the plans or programs shall be deemed approved and may be placed into effect. Any major alteration amendment to a plan or program subsequent to the council's review shall be submitted to and acted upon by the council in the same manner as the original plan or program. The written comments and recommendations statement of the council shall be filed with the plan of the local government unit or the program of the school district at all places where the plan or program is required by law to be kept on file.

Subd. 3. If a local governmental unit fails to adopt a comprehensive plan in accordance with sections 1 to 23 of this act

or if the council after a public hearing by resolution finds that a plan substantially departs from metropolitan system plans and that the local governmental unit has not adopted a plan with modifications required pursuant to section 17 within nine months following a final decision, order, or judgment made pursuant to section 17, the council may commence civil proceedings to enforce the provisions of sections 1 to 23 by appropriate legal action in the district court where the local governmental unit is located.

Sec. 15. [PLANS AND PROGRAMS; ADOPTION; AMENDMENT.] Subdivision 1. Each local governmental unit shall adopt its comprehensive plan with required modifications within nine months following a final decision, order, or judgment made pursuant to section 17. Each school district shall adopt its capital improvement program, after receiving and considering the council's review statement sent pursuant to section 14 and making any amendments which the school district determines may be appropriate.

Subd. 2. Amendments to comprehensive plans of local governmental units and to capital improvement programs of school districts shall be prepared, submitted, and adopted in the same manner as the original plans and programs.

Sec. 16. [IMPLEMENTATION OF PLANS.] Subdivision 1. Each local governmental unit shall adopt official controls as described in its adopted comprehensive plan and shall submit copies of the official controls to the council within 30 days following adoption thereof, for information purposes only.

Subd. 2. A local governmental unit shall not adopt any official control or fiscal device which is in conflict with its comprehensive plan or which permits activity in conflict with metropolitan system plans.

Subd. 3. If an official control conflicts with a comprehensive plan as the result of an amendment to the plan, the official control shall be amended by the unit within nine months following the amendment to the plan so as to not conflict with the amended comprehensive plan.

Sec. 17. [CONTESTED CASES; ADMINISTRATIVE AND JUDICIAL REVIEW.] The council's decision to require modification under section 14 may be contested by the affected local governmental unit. The unit shall have 60 days within which to request a hearing on the council's decision to require modification. If within 60 days the unit has not requested a hearing, the council shall make its final decision with respect to the required modifications. If an affected unit requests a hearing, the request for hearing shall be granted, and the hearing shall be conducted within 60 days by the state office of hearing examiners in the manner provided by chapter 15 for contested cases. The subject of the hearing shall not extend to questions concerning the need for or reasonableness of the metropolitan system plans or any part thereof. In the report of the hearing examiner the costs of the hearing shall be apportioned among the parties to the proceed-

ing. Within 30 days after the receipt of the report the council shall, by resolution containing findings of fact and conclusions, make a final decision with respect to the required modifications of the comprehensive plan. Any party to the proceeding aggrieved by the decision of the council may appeal to the court in the manner provided in chapter 15 for contested cases. The record on appeal shall consist of: (1) the hearing examiner's record and report, and (2) the findings, conclusions and final decision of the council. The scope of review shall be that of section 15.0425, provided that: (1) the court shall not give preference to either the hearing examiner's record and report or the findings, conclusions and final decision of the council, and (2) the decision of the court shall be based upon a preponderance of the evidence as contained in the record on appeal. The costs of the appeal shall be apportioned by the court.

Sec. 18. [PLANNING ASSISTANCE; GRANTS; LOANS.] Subdivision 1. The council shall prepare and provide advisory materials, model plan provisions and official controls, and on the request of a local governmental unit may provide assistance, to accomplish the purposes of sections 1 to 23. The council may also provide specific technical and legal assistance in connection with the preparation, adoption and defense of plans, programs, and controls.

Subd. 2. The council shall establish a planning assistance fund as a separate bookkeeping account in its general fund for the purpose of making grants and loans to local governmental units under this section. The council shall adopt uniform procedures for the award, disbursement and repayment of grants and loans.

Subd. 3. Local governmental units may apply, contract for and receive loans and grants as provided herein, and the provisions of chapter 475 shall not apply to loans made pursuant hereto. Applications for grants and loans shall be submitted to the council describing the activities for which the grant or loan funds will be used; the persons which the grantee or borrower plans to use in performing the grant contract; services and activities which will be paid for by funds of the grantee or borrower; the grantee or borrower's need and ability to pay for the contract services; and other information as the council may reasonably request. Grants and loans shall be made subject to contracts between the council and the recipient specifying the use and disbursement of the funds and, for loans, the terms and conditions of repayment, and other appropriate matters. In making grants and loans, the council shall base its decisions on the recipient's demonstrated need and available financial resources.

Subd. 4. Grants shall not exceed 75 percent of the total costs and expenses of the project, service or activity for which a grant is awarded.

Subd. 5. Loans made by the council shall be payable on such terms and conditions as the council determines appropriate, provided that no loan shall carry an interest rate nor be for a term in excess of five years. Funds received in payment of loans shall

be credited to the planning assistance fund and shall be used for additional loans or grants under this section.

Sec. 19. [HOUSING.] Subdivision 1. The legislature finds and determines that there is a need for housing in the metropolitan area, that an increasingly large majority of the residents of the metropolitan area are unable to afford housing, and that it is in the public interest that, for certain portions of the buildable residential land, the official controls imposed on development by municipalities in the metropolitan area be required to permit the construction of modest cost housing by the private sector which could be afforded by a significant portion of the families in the metropolitan area.

Subd. 2. As used in this section, "buildable residential land" means land within a municipality which is suitable for development, zoned for a residential use, which has access to sewer and water service, and for which no building permit has been issued.

Subd. 3. The chairman of the council shall establish a modest cost private housing advisory committee consisting of not more than 15 persons consisting of local elected officials, consumers and persons experienced in the field of housing construction, trades and management and mortgage banking, plus ex-officio members as the chairman of the council may determine, to provide advice and make recommendations on the effects of governmental regulations, taxes, financing and housing industry practices on the costs of housing. The committee shall investigate and make recommendations on all matters necessary including standards and criteria for modest cost private housing as follows:

(1) A zoning classification and ordinances that take into account minimum and maximum single family lot sizes.

(2) Building requirements contained within the state building code.

(3) Minimum and maximum square foot area requirements for single family homes.

(4) The requirement of a single family garage and off-street parking requirements.

(5) Zoning classification and ordinances that take into account density requirements for multi family construction.

(6) Minimum and maximum square foot floor areas for multi family units.

(7) Requirements of garages for multi family units, credits for garage inclusion and off-street parking requirements.

Subd. 4. On or before January 15, 1977, the council shall, following public hearings, submit to the legislature a report on the findings of the committee and the council's recommendations for ensuring an adequate supply of modest cost private housing.

Sec. 20. [EXTENSION.] A local governmental unit may by resolution request that the council extend the time for fulfilling

the requirements of sections 1 to 23. A request for extension shall be accompanied by a description of the activities previously undertaken by a local governmental unit in fulfillment of the requirements of sections 1 to 23, and an explanation of the reasons necessitating and justifying the request. Upon a finding of exceptional circumstances or undue hardship, the council may, in its discretion, grant by resolution a request for extension and may attach reasonable requirements or conditions to the extension.

Sec. 21. Minnesota Statutes 1974, Section 462.355, is amended by adding a subdivision to read:

Subd. 4. [INTERIM ORDINANCE.] If a municipality is conducting or in good faith intends to conduct studies within a reasonable time or has held or has scheduled a hearing for the purpose of considering adoption or amendment of a comprehensive plan or official controls as defined in section 2, or if new territory for which plans or controls have not been adopted is annexed to a municipality, the governing body of the municipality may adopt an interim ordinance applicable to all or part of its jurisdiction for the purpose of protecting the planning process and the health, safety and welfare of its citizens. The interim ordinance may regulate, restrict or prohibit any use or development within the jurisdiction for a period not to exceed one year from the date it is created, and may be renewed for one additional year.

Sec. 22. [EXEMPTION FROM LEVY LIMIT.] Subdivision 1. *The increased costs to a municipality of implementing section 8, subdivisions 1 to 3, and sections 9 to 12, 14, and 17 shall be deemed a special levy under section 275.50, subdivision 5.*

Subd. 2. The proceeds of any tax levied under this section shall be deposited in the municipal treasury in a separate fund and expended only for the purposes authorized by this section.

Sec. 23. [NEW MUNICIPAL SEWER SYSTEMS.] *Notwithstanding the provisions of sections 1 to 23 the council shall have no authority under chapter 473 to require a local governmental unit to construct a new sewer system.*

Sec. 24. Minnesota Statutes, 1975 Supplement, Section 473.121, Subdivision 1, is amended to read:

473.121 [DEFINITIONS.] Subdivision 1. For the purposes of sections 473.121 to 473.823 chapter 473, the terms defined in this section have the meanings given them in this section, except as otherwise expressly provided or indicated by the context.

Sec. 25. *This act applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington.*

Sec. 26. [EFFECTIVE DATE.] *This act is effective on the day following its final enactment."*

Further, delete the title and insert:

"A bill for an act relating to land planning in the metropolitan area; requiring local adoption of minimum plans and controls;

providing for limited council review and acceptance prior to the adoption of such plans and controls; providing for an advisory metropolitan land planning committee; providing for the enforcement of adopted local plans and controls; including certain expenses in the definition of special levy; providing for interim zoning; amending Minnesota Statutes 1974, Section 462.355, by adding a subdivision; and Minnesota Statutes, 1975 Supplement, Sections 473.121, Subdivision 1; and 473.175."

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

House Conferees: (Signed) James R. Casserly, Tom K. Berg, William H. Schreiber, Harry A. Sieben, Jr., Willis R. Eken

Senate Conferees: (Signed) John C. Chenoweth, Hubert H. Humphrey III, Ralph R. Doty, Rolf Nelson, John B. Keefe

Mr. Chenoweth moved that the foregoing recommendations and Conference Committee Report on H. F. No. 1530 be now adopted, and that the bill be repassed as amended by the Conference Committee.

Mr. Knutson moved a substitute motion that the Senate reject the Conference Committee Report on H. F. No. 1530 and that the bill be re-referred to a new Conference Committee.

The question being taken on the adoption of the motion,

And the roll being called, there were yeas 19 and nays 42, as follows:

Those who voted in the affirmative were:

Ashbach	Brown	Kirchner	Laufenburger	Schmitz
Bang	Frederick	Knutson	Patton	Stassen
Blatz	Jensen	Kowalczyk	Pillsbury	Ueland
Brataas	Josefson	Larson	Renneke	

Those who voted in the negative were:

Anderson	Gearty	Lewis	Olson, H. D.	Solon
Arnold	Hansen, Baldy	McCutcheon	Olson, J. L.	Spear
Berg	Hansen, Mel	Merriam	O'Neill	Stokowski
Bernhagen	Hanson, R.	Milton	Perpich, A. J.	Stumpf
Borden	Hughes	Moe	Perpich, G.	Wegener
Chenoweth	Humphrey	North	Purfeerst	Willet
Chmielewski	Keefe, J.	Ogdahl	Schaaf	
Doty	Keefe, S.	Olhoft	Schrom	
Dunn	Kleinbaum	Olson, A. G.	Sillers	

The motion did not prevail.

The question recurred on the motion of Mr. Chenoweth to adopt the recommendations and Conference Committee Report on H. F. No. 1530. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H. F. No. 1530: A bill for an act relating to land planning in the metropolitan area; requiring local adoption of minimum plans and controls; providing for limited council review and acceptance prior to the adoption of such plans and controls; providing for an advisory metropolitan land planning committee;

providing for the enforcement of adopted local plans and controls; including certain expenses in the definition of special levy; providing for interim zoning; amending Minnesota Statutes 1974, Section 462.355, by adding a subdivision; and Minnesota Statutes, 1975 Supplement, Sections 473.121, Subdivision 1; and 473.175.

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

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

And the roll being called, there were yeas 36 and nays 29, as follows:

Those who voted in the affirmative were:

Arnold	Hansen, Mel	McCutcheon	Olson, H. D.	Stokowski
Borden	Hughes	Merriam	O'Neill	Stumpf
Chenoweth	Humphrey	Milton	Perpich, A. J.	Tennessen
Coleman	Keefe, J.	Moe	Perpich, G.	Wegener
Davies	Keefe, S.	Nelson	Purfeerst	
Doty	Kowalczyk	North	Schaaf	
Gearty	Laufenburger	Ogdahl	Solon	
Hansen, Baldy	Lewis	Olson, A. G.	Spear	

Those who voted in the negative were:

Anderson	Brataas	Hanson, R.	Olhoff	Schrom
Ashbach	Brown	Jensen	Olson, J. L.	Sillers
Bang	Chmielewski	Josefson	Patton	Stassen
Berg	Conzemius	Kirchner	Pillsbury	Ueland
Bernhagen	Dunn	Knutson	Renneke	Willet
Blatz	Frederick	Larson	Schmitz	

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

MOTIONS AND RESOLUTIONS—CONTINUED

SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the rules of the Senate be so far suspended as to make the following bills a Special Orders Calendar for immediate consideration: H. F. Nos. 2154, 2230, 2204, 682, 2043, 2068, 1372, 1069, 1323, 1271, 2442, 2441, 2492, 1056, 1885, 1075, 1909, 1876, 1284 and 2066. The motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 2:15 o'clock p.m. The motion prevailed.

The hour of 2:15 o'clock p.m. having arrived, the President called the Senate to order.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Borden moved that H. F. No. 2683 be taken from the table. The motion prevailed.

SUSPENSION OF RULES

Mr. Borden moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 2683 and that the rules of the Senate be so far suspended as to give H. F. No. 2683 its second and third reading and place it on its final passage. The motion prevailed.

H. F. No. 2683 was read the second time.

H. F. No. 2683: A bill for an act relating to claims against the state; appropriating moneys for the payment thereof.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Olson, A. G.	Stassen
Arnold	Gearty	Kowalczyk	Olson, H. D.	Stokowski
Ashbach	Hansen, Baldy	Larson	Olson, J. L.	Stumpf
Berg	Hanson, R.	Laufenburger	Patton	Tennessee
Bernhagen	Hughes	Lewis	Perpich, A. J.	Ueland
Borden	Humphrey	McCutcheon	Pillsbury	Wegener
Brataas	Jensen	Merriam	Purfeerst	Willet
Brown	Josefson	Milton	Renneke	
Chmielewski	Keefe, J.	Moe	Schaaf	
Coleman	Keefe, S.	Nelson	Schmitz	
Conzemius	Kirchner	Ogdahl	Sillers	
Davies	Kleinbaum	Olhoff	Spears	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Borden moved that S. F. No. 2580 be indefinitely postponed. The motion prevailed.

SPECIAL ORDER

H. F. No. 2154: A bill for an act relating to the operation and structure of state government; eliminating certain qualifications for the office of commissioner of personnel; amending Minnesota Statutes 1974, Section 43.001, Subdivision 2.

Mr. Gearty moved that the amendment made to H. F. No. 2154 by the Committee on Rules and Administration in the report adopted March 23, 1976, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

Mr. Brown moved to amend H. F. No. 2154 as follows:

Page 1, line 21, after the period insert "*Experience gained as an acting or temporary commissioner of personnel shall not qualify for the experience requirement pursuant to this subdivision.*"

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

Mr. Ashbach moved to amend H. F. No. 2154 as follows:

Page 2, strike lines 3 and 4 and insert:

"Sec. 3. Minnesota Statutes, 1975 Supplement, Section 43.09, Subdivision 2a, is amended to read:

Subd. 2a. [ADDITIONAL UNCLASSIFIED POSITIONS.] Notwithstanding any other law to the contrary, the personnel board, upon the request of the governor, is hereby authorized to establish permanent unclassified positions, or to unclassify previously classified positions, provided that:

(1) Positions so established involve only deputy or assistant heads of departments or agencies, or director level positions which are not specifically established by law, and who are appointed by and report directly to a head of a department or agency who is required by law to be appointed by the governor, or by a gubernatorially appointed board; as well as one position for a personal secretary of any head of a department or agency listed in clause (4).

(2) Classified incumbents of such positions, if any, are not removed from that position for a period of one year except under applicable provisions of rules and laws governing classified state employees. *An incumbent of a position that is declassified pursuant to this subdivision, if he so requests within 120 days after being removed from that position, shall be appointed to a classified position comparable to the position that was declassified, or if such a position is unavailable, to a position comparable to that which he held immediately prior to being appointed to the position that was declassified. If a position is declassified and the incumbent at the time the position was declassified had no classified status immediately prior to the appointment to the position that was declassified, he shall, if he so requests within 120 days after being removed from that position, be appointed to a comparable or lower classified position within two salary ranges of the position that was declassified.*

(3) If an employee in the classified civil service accepts a newly created unclassified position, he shall retain an inactive classified civil service status and, upon his request, ~~the commissioner of personnel shall reappoint him~~ *be reappointed to his previous a classified position ; or to a comparable position comparable to that which he held immediately prior to being appointed to the position that was declassified .*

(4) Positions so established are limited in number to six in the departments of administration, corrections, finance, highways, natural resources, public safety, public welfare, and revenue; to five in the departments of commerce, education, health, labor and industry, and personnel; to four in the departments of agri-

culture, economic development, and employment services; to three in the departments of aeronautics, public service, and the planning agency and pollution control agency; and to two in the departments of human rights and veterans affairs. Departments or agencies not enumerated in this clause shall not be authorized to establish additional unclassified positions under the provisions of this subdivision.

(5) Funds are available.

Sec. 4. [EFFECTIVE DATE.] *This act is effective the day after final enactment. An incumbent of a position that was declassified during his incumbency and within one year prior to the effective date of this act shall have the rights accorded by this act.*"

Amend the title as follows:

Line 4, after the semicolon, insert "providing for the status of persons holding positions changed to the unclassified service;"

Line 6, before the period, insert "; Minnesota Statutes, 1975 Supplement, Section 43.09, Subdivision 2a"

The motion prevailed. So the amendment was adopted.

H. F. No. 2154 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 31 and nays 33, as follows:

Those who voted in the affirmative were:

Arnold	Humphrey	Moe	Schaaf	Tennessee
Borden	Keefe, S.	Ogdahl	Schmitz	Wegener
Chenoweth	Kleinbaum	Olhoff	Schrom	Willet
Coleman	Laufenburger	Olson, A. G.	Solon	
Davies	Lewis	Olson, H. D.	Spear	
Gearty	McCutcheon	Perpich, A. J.	Stokowski	
Hansen, Baldy	Milton	Perpich, G.	Stumpf	

Those who voted in the negative were:

Anderson	Conzemius	Jensen	Merriam	Purfeerst
Ashbach	Doty	Josefson	Nelson	Renneke
Berg	Dunn	Keefe, J.	North	Sillers
Bernhagen	Frederick	Kirchner	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Knutson	O'Neill	Ueland
Brataas	Hanson, R.	Kowalczyk	Patton	
Brown	Hughes	Larson	Pillsbury	

So the bill failed to pass.

RECONSIDERATION

Mr. Brown moved that the vote whereby H. F. No. 2154 failed to pass the Senate on March 25, 1976, be now reconsidered.

Mr. Gearty moved the H. F. No. 2154 be laid on the table. The motion prevailed.

SPECIAL ORDER

H. F. No. 2230: A bill for an act relating to retirement; approval of benefits and contributions of teachers' retirement associations in cities of the first class; benefits and contributions in the city of Minneapolis; extending social security coverage to and establishing a coordinated retirement program for teachers covered by the Minneapolis teachers retirement fund association; amending Minnesota Statutes 1974, Chapter 355, by adding sections; and Minnesota Statutes, 1975 Supplement, Section 354A.12.

Mr. Stokowski moved to amend H. F. No. 2230, as amended pursuant to Rule 49, adopted by the Senate March 19, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2075.)

Page 3, line 14, strike "*the act of this state*"

Page 3, strike lines 15 to 19

Page 3, line 20, strike "*Statutes, Sections*" and insert "*sections*"

Page 3, line 28, strike "*Minnesota Statutes, Chapter*" and insert "*chapter*"

Page 7, line 9, strike "*Minnesota Statutes, Chapter*" and insert "*chapter*"

Amend the title as follows:

Page 1, line 6, after "*Statutes*" insert "*1974, Chapter 355, by adding sections; Minnesota Statutes*"

The motion prevailed. So the amendment was adopted.

Mr. Stokowski then moved to amend H. F. No. 2230, as amended pursuant to Rule 49, adopted by the Senate March 19, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2075.)

Page 10, following line 4, insert:

"Sec. 14. Authorization is hereby granted in accordance with Minnesota Statutes, 1975 Supplement, Section 354A.12 for the St. Paul Teachers' Retirement Fund Association to amend its bylaws or articles of incorporation, as the case may be, as follows:

(1) Paragraph 4 of Section 2 of Article IV of the bylaws may be amended to require the payment of interest on repayment of refunds by members and to extend the deadline for repayment beyond January 1, 1975.

(2) Paragraph 7 of Section 3 of Article IV of the bylaws may be amended to authorize payment of refunds to members who have paid dues for outside service pursuant to Paragraph 2 of Section 2 of Article IV and who desire to utilize the combined service annuity authorized by law.

(3) Paragraph 2 of Section 1 of Article IX of the bylaws may be amended in the definition of "Average Salary" to provide for computation of average salary on the basis of actual years of St. Paul service in the case of members mandatorily retired with less than five years of service and entitled by law to a proportionate annuity.

(4) The first sentence of the second paragraph of Paragraph 5 of Section 2 of Article IV of the bylaws providing for the rounding of months in computing years of service may be deleted.

(5) Paragraph 12 of Section 3 of Article IV of the bylaws providing for the rounding of dollar amounts in computing pensions may be repealed.

(6) Paragraph 10 of Section 3 of Article IV of the bylaws may be amended to eliminate the termination of survivor benefits upon remarriage of a surviving spouse.

(7) Section 1 of Article VI of the articles of incorporation may be amended to include as members of the Association persons employed by the Association and former members employed by an organization designated in Minnesota Statutes, 1975 Supplement, Section 354.41, Subdivision 4, and to authorize the payment of dues by former members in a like manner as under section 354.41, subdivisions 4 to 7 with appropriate extension of time for repayment.

Sec. 15. Notwithstanding anything to the contrary in the articles of incorporation or bylaws of the Duluth Teachers' Retirement Fund Association, the following provisions shall apply relative to refunds:

(a) When any member accepts a refund upon termination of employment as provided for in the articles of incorporation, all existing service credits to which the member was entitled prior to the acceptance of the refund shall terminate and shall not again be restored until the former member acquires not less than two years of credited service subsequent to taking his last refund. In that event, he may repay such refund. If more than one refund has been taken, all refunds must be repaid.

(b) Any person who has received a refund from the fund and who is a member of any other public retirement fund referred to in Minnesota Statutes, Section 354.60 may repay the refund to the fund. If a refund is repaid to the fund and more than one refund has been received from the fund, all refunds must be repaid.

(c) All payments and repayments of refunds shall be paid with interest at six percent per annum compounded annually from date of withdrawal to the date payment is made to the fund."

Renumber the remaining section.

The motion prevailed. So the amendment was adopted.

H. F. No. 2230 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 47 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Patton	Stassen
Arnold	Doty	Laufenburger	Perpich, A. J.	Stokowski
Ashbach	Dunn	Lewis	Perpich, G.	Stumpf
Bang	Frederick	Merriam	Pillsbury	Tennessen
Brataas	Gearty	Moe	Renneke	Ueland
Brown	Hansen, Baldy	Ogdahl	Schaaf	Wegener
Chenoweth	Hansen, Mel	Olhoft	Schmitz	Willet
Chmielewski	Hanson, R.	Olson, A. G.	Schrom	
Coleman	Hughes	Olson, H. D.	Sillers	
Conzemius	Humphrey	O'Neill	Spear	

Messrs. Jensen, Josefson and Keefe, J., voted in the negative.

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

MEMBERS EXCUSED

Pursuant to Rule 21, Mr. Anderson moved that the following members be excused for a Conference Committee on H. F. No. 1997:

Messrs. Anderson, Hughes, O'Neill, Sillers and Lewis. The motion prevailed.

Pursuant to Rule 21, Mr. Tennessen moved that the following members be excused for a Conference Committee on S. F. No. 1097:

Messrs. Moe, Kirchner and Tennessen. The motion prevailed.

SPECIAL ORDER

H. F. No. 2204: A bill for an act relating to collection and dissemination of data; providing definitions; requiring a public document on data collection; authorizing audits of data collection practices and policies; providing for emergency classification in certain situations; amending Minnesota Statutes 1974, Chapter 15, by adding a section; and Minnesota Statutes, 1975 Supplement, Sections 15.162, Subdivisions 2a, 5, 5a and 8, and by adding a subdivision; 15.163, Subdivisions 1 and 2, and by adding a subdivision.

Mr. Tennessen moved to amend H. F. No. 2204, as amended pursuant to Rule 49, adopted by the Senate March 19, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2346.)

Page 2, line 4, after "data;" insert "or"

Page 2, line 32, after "made" insert "by statute or federal law applicable to the data."

Page 2, line 32, after "(b)" strike "is"

Page 3, line 1, strike "by statute"

Page 3, line 2, strike "or federal law applicable to the data"

Page 3, strike lines 5 through 8

Page 5, line 27, after "subdivisions," insert "if any,"

Page 6, line 13, strike "8" and insert "9"

Page 6, line 14, strike "7" and insert "8"

The motion prevailed. So the amendment was adopted.

H. F. No. 2204 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 42 and nays 2, as follows:

Those who voted in the affirmative were:

Arnold	Gearty	Kowalczyk	Olson, J. L.	Spear
Berg	Hansen, Baldy	Laufenburger	O'Neill	Stassen
Brataas	Hanson, R.	Lewis	Patton	Stokowski
Chmielewski	Hughes	McCutcheon	Perpich, A. J.	Stumpf
Coleman	Humphrey	Merriam	Pillsbury	Tennessen
Davies	Jensen	Nelson	Renneke	Ueland
Doty	Josefson	Ogdahl	Schaaf	
Dunn	Keefe, J.	Olhoft	Schmitz	
Frederick	Keefe, S.	Olson, H. D.	Solon	

Messrs. Purfeerst and Willet voted in the negative.

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

SPECIAL ORDER

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

Mr. Merriam moved to amend the amendment placed on H. F. No. 682 by the Committee on Judiciary, adopted by the Senate February 19, 1976, as follows:

Sec. 2, Subd. 1, line 3, after "furnish" insert "upon request by the customer"

Sec. 2, Subd. 1, line 13, after the period strike the remainder of the line

Sec. 2, Subd. 1, strike line 14

Sec. 2, Subd. 3, line 3, after "estimate," insert "service call,"

Sec. 2, Subd. 3, line 5, after the period strike the remainder of the line

Sec. 2, Subd. 3, strike line 6

Sec. 5, Subd. 1, line 2, after "premises" strike the remainder of the line and insert "on the day"

Sec. 5, Subd. 1, line 3, strike "from the date"

Sec. 5, Subd. 2, line 2, after "include" strike the remainder of the line and insert "the names of all customers for whom repairs have been performed and all written repair orders, estimates, and invoices reflecting such repairs."

Sec. 5, Subd. 2, strike line 3

Sec. 5, Subd. 2, line 4, strike "formed."

Sec. 5, Subd. 2, line 7, after "right" insert ", upon reasonable request,"

Sec. 5, Subd. 2, line 8, strike "any transaction to which he was a party" and insert "repairs for which he paid all or part of the charge"

The motion prevailed. So the amendment to the amendment was adopted.

Mr. Chmielewski moved to amend the amendment placed on H. F. No. 682 by the Committee on Judiciary, adopted by the Senate February 19, 1975, as follows:

Section 5 of the committee amendment, strike all of Subd. 2

The motion prevailed. So the amendment to the amendment was adopted.

H. F. No. 682 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 22 and nays 32, as follows:

Those who voted in the affirmative were:

Borden	Doty	Keefe, S.	Perpich, A. J.	Stokowski
Chenoweth	Gearty	Kleinbaum	Perpich, G.	Stumpf
Coleman	Hansen, Mel	Merriam	Schaaf	
Conzemius	Humphrey	Milton	Solon	
Davies	Keefe, J.	North	Spear	

Those who voted in the negative were:

Arnold	Chmielewski	Knutson	Olson, J. L.	Stassen
Ashbach	Dunn	Kowalczyk	Patton	Ueland
Bang	Frederick	Larson	Pillsbury	Wegener
Berg	Hansen, Baldy	Laufenburger	Purfeerst	Willet
Bernhagen	Hanson, R.	Olhoft	Renneke	
Blatz	Jensen	Olson, A. G.	Schmitz	
Brataas	Josefson	Olson, H. D.	Schroem	

So the bill failed to pass.

SPECIAL ORDER

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

1975 Supplement, Sections 123.015; 210A.01, Subdivisions 4 and 7; 210A.22; 210A.28; and 210A.31.

Mr. Pillsbury moved to amend H. F. No. 2043, as amended pursuant to Rule 49, adopted by the Senate March 5, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1942.)

Page 11, after line 8, insert the following sections:

"Sec. 21. Minnesota Statutes 1974, Section 10A.31, is amended to read:

10A.31 [DESIGNATION OF INCOME TAX PAYMENTS.] Subdivision 1. ~~Effective with the taxable years beginning after December 31, 1973,~~ Every individual whose income tax liability after personal credit for the taxable year is \$1 or more may designate that \$1 shall be paid into the state elections campaign fund. In the case of a joint return of husband and wife having an income tax liability of \$2 or more, each spouse may designate that \$1 shall be paid.

Subd. 2. ~~The taxpayer may designate that the \$1 be paid into the account of a political party or into the general account.~~

Subd. 3. The commissioner of the department of revenue shall on the first page of the income tax form notify the taxpayer of his right to allocate \$1 of his taxes (\$2 if filing a joint return) to finance the election campaigns of state candidates. ~~The form shall also contain language prepared by the commissioner which permits the taxpayer to direct the state to allocate the \$1 (or \$2 if filing a joint return) to one of the following: (i) the major political parties, (ii) the name of any minor political party provided that if a petition is filed to qualify as a minor political party it be filed by June 1 of that taxable year, and (iii) distribution to all qualifying candidates as provided by this section.~~

Subd. 4. All moneys designated by individual taxpayers for the state elections campaign fund shall be credited to the ~~appropriate that~~ account in the general fund of the state and shall be annually appropriated for distribution as set forth in subdivisions 5, 6 and 7.

Subd. 5. (a) In each fiscal year, 40 percent of the moneys in ~~each the~~ account shall be set aside for candidates for statewide office.

(b) Of the amount set aside in clause (a), 40 percent shall be distributed to the candidates for governor and lieutenant governor jointly; 24 percent shall be distributed to the candidates for attorney general; and 12 percent each shall be distributed to the candidates for secretary of state, state treasurer and state auditor. ~~If there is no nominee of that party for one of the offices, the share set aside for that office shall be distributed to the other statewide candidates of that party in the same proportions as the original amount.~~

(c) Within two weeks of the certification by the state canvassing board of the results of the primary election, the state treasurer shall distribute as prescribed in clauses (a) and (b) available funds in each the account, in an equal amount to the appropriate candidates of a major political party, and any candidate not a major political party candidate receiving more than five percent of the primary vote for the office he is seeking, who are to appear on the ballot for the general election as prescribed in clause (a) and (b).

(d) Within two weeks of the certification by the state canvassing board of the results of the general election, the state treasurer shall distribute the available funds in the general account in the same proportions as provided in clause (b), in an equal amount to each candidate who received at least five percent of the vote cast in the general election for the office for which he was a candidate.

Subd. 6. (a) In each of the fiscal years during the period in which the state senate serves a four year term which commences after April 13, 1974, 20 percent of the moneys in each the account shall be set aside for candidates for state senate. In each of the fiscal years during the period in which the state senate serves a two year term, and in 1975 and 1976, 30 percent of the moneys in each the account shall be set aside for candidates for state senate.

(b) The amount set aside in clause (a) shall be distributed in equal shares to each of the candidates for state senate of that party.

(c) (b) Within two weeks of the certification by the state canvassing board of the results of the primary election, the state treasurer shall distribute as prescribed in clause (a) available funds in each the account; either than the general account in an equal amount to the appropriate candidates of a major political party, and any other candidate not a major political party candidate receiving more than ten percent of the primary vote for the office he is seeking, who are to appear on the ballot for the general election as prescribed in clauses (a) and (b).

(d) Within two weeks of the certification by the state canvassing board of the results of the general election, the state treasurer shall distribute the available funds in the general account in an equal amount to each candidate who received at least ten percent of the votes cast in the general election for the office for which he was a candidate.

Subd. 7. (a) In each of the fiscal years during the period in which the state senate serves a four year term which commences after April 13, 1974, 40 percent of the moneys in each the account shall be set aside for candidates for state representatives. In each of the fiscal years during the period in which the state senate serves a two year term, and in 1975 and 1976, 30 percent of the moneys in each the account shall be set aside for candidates for state representatives.

(b) The amount set aside in clause (a) shall be distributed in equal shares to each of the candidates for state representative of that party.

(c) (b) Within two weeks of the certification by the state canvassing board of the results of the primary election, the state treasurer shall distribute as prescribed in clause (a) available funds in each the account, other than the general account, to the appropriate candidates of a major political party, and any other candidate not a major political party candidate receiving more than ten percent of the primary vote for the office he is seeking, who are to appear on the ballot for the general election as prescribed in clauses (a) and (b).

(d) Within two weeks of the certification by the state canvassing board of the results of the general election, the state treasurer shall distribute the available funds in the general account in an equal amount to each candidate who received at least ten percent of the votes cast in the general election for the office for which he was a candidate.

Sec. 22. Minnesota Statutes, 1975 Supplement, Section 202A.29, Subdivision 2, is amended to read:

Subd. 2. [SIGNER'S ADDRESS, OATH.] After the signature of each signer there shall be written his post office address. Following the facts required to be stated in each petition signed by the voter shall be an oath in the following form: "I solemnly swear (or affirm) that I know the contents and purpose of this petition, that I do not intend to vote at the primary election for the office for which this nominating petition is made, and that I signed the same of my own free will." If the petition is for a candidate for an office the candidates for which chapter 10A provides an eligible candidate campaign funds from the state elections campaign fund the oath of the voter shall be in the following form: "I solemnly swear (or affirm) that I know the contents and purpose of this petition, that I intend to vote for the candidate named herein at the primary election for the office for which this petition is made, and that I signed the same of my own free will." No signature shall require notarization or certification before any officer, but each signer in so signing shall be guilty of perjury for making a false oath therein.

Sec. 23. Minnesota Statutes, 1975 Supplement, Section 202A.32, is amended by adding a subdivision to read:

Subd. 2a. [PLACING NOMINATED CANDIDATES ON PRIMARY BALLOT.] All candidates nominated by petition for an office, the candidates for which may be eligible for funds from the state elections campaign fund, shall be placed on the party primary ballot solely to determine if they are eligible to receive funds from the state elections campaign fund. The secretary of state and the county auditors shall be responsible for placing the names on the ballot.

Sec. 24. Minnesota Statutes, 1975 Supplement, Section 203A.22, is amended by adding a subdivision to read:

Subd. 5. [INDEPENDENT CANDIDATES.] All candidates required by section 3 of this act to be placed on the party primary ballot shall be placed on a nonparty ticket on the party primary ballot.

Sec. 25. Minnesota Statutes, 1975 Supplement, Section 203A.23, Subdivision 2, is amended to read:

Subd. 2. [PARTISAN AND NONPARTISAN, SAMPLE.] At least two weeks before the primary election each auditor shall group all the nonpartisan candidates, *the nonparty candidates*, and the candidates of each political party by themselves and prepare for public inspection a sample party ballot and a separate nonpartisan ballot. On the sample ballots only, the names of the candidates shall be arranged alphabetically according to the surname. Only one sample party ballot and one sample nonpartisan ballot shall be printed for any county, and the names of all candidates to be voted upon in the county shall be placed thereon. Each county auditor shall post the sample ballots in a conspicuous place in his office and give one week's published notice thereof in the official newspaper of his county.

Sec. 26. Minnesota Statutes, 1975 Supplement, Section 203A.23, Subdivision 7, is amended to read:

Subd. 7. [PRIMARY PARTY BALLOT.] The party ballot shall be headed by the words, "Consolidated Primary Election Ballot." Each political party shall have a separate ticket on the consolidated ballot, under which the names of all the candidates of the political party shall be grouped. Each political party ticket shall be headed by the words, "..... Party Ticket," giving the party name. Below the party name shall be printed the words, "You cannot split your ballot. If you vote for candidates of more than one party, your ballot will be rejected. *Your ballot will not be rejected if you vote for the candidates of only one party and nonparty candidates.*" Each party ticket shall be separated by a 12-point solid rule line. On the consolidated ballot the candidates for senator in congress shall be first, candidates for representative in congress shall be second, candidates for senator in the legislature shall be third, and candidates for representative in the legislature shall be fourth. The candidates for state office shall follow the candidates for representative in the legislature.

Sec. 27. Minnesota Statutes, 1975 Supplement, Section 203A.23, Subdivision 8, is amended to read:

Subd. 28. [PRIMARY PARTY BALLOT, PLACE OF TICKET.] The party tickets shall be arranged in columns, and each column shall be substantially the same in width, type and appearance. In the first column on the left shall be placed the names of the candidates of the political party which polled the highest average vote at the last general election in the county, and the second column the names of the candidates of the political party which polled the next highest average vote at that election in the county, and so on *with the last column containing the names of nonparty candidates*. For the purpose of this subdivision, the average vote of the party shall be computed by determining the total number of votes counted in the county for all of

the party's candidates on the general election ballot, and dividing that sum by the number of the party's candidates appearing on the general election ballot."

Renumber the following sections accordingly.

Page 11, line 18, after "[REPEAL.]" insert: "Minnesota Statutes 1974, Sections 10A.30, Subdivision 2; and 10A.32, Subdivision 4;"

Further amend the title as follows:

Page 1, line 5, after the semicolon insert: "providing for candidates to receive state campaign funds; requiring certain nonparty candidates to run in primary elections; permitting some primary cross-over voting;"

Page 1, line 10, after the first semicolon insert: "10A.31;"

Page 1, line 10, after the second semicolon insert: "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;"

Page 1, line 10, after the word "repealing" insert: "Minnesota Statutes 1974, Sections 10A.30, Subdivision 2; 10A.32, Subdivision 4;"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 24 and nays 31, as follows:

Those who voted in the affirmative were:

Ashbach	Brataas	Hansen, Mel	Kowalczyk	Pillsbury
Bang	Brown	Hanson, R.	Nelson	Renneke
Berg	Chmielewski	Jensen	Ogdahl	Stassen
Bernhagen	Dunn	Josefson	Olson, J. L.	Ueland
Blatz	Frederick	Keefe, J.	Patton	

Those who voted in the negative were:

Arnold	Gearty	Merriam	Perpich, G.	Tennessee
Borden	Hansen, Baldy	Milton	Schaaf	Wegener
Chenoweth	Humphrey	Moe	Schmitz	Willet
Coleman	Keefe, S.	North	Schrom	
Conzemius	Kleinbaum	Olhoff	Spear	
Davies	Laufenburger	Olson, A. G.	Stokowski	
Doty	McCutcheon	Perpich, A. J.	Stumpf	

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

Mr. Frederick moved to amend the Dunn amendment to H. F. No. 2043 adopted by the Senate March 17, 1976, as follows:

In the amendment to page 7, line 20, third line, after "50,000 population" insert " , where the candidates run at large"

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

Mr. Schaaf moved to amend H. F. No. 2043, as amended pursuant to Rule 49, adopted by the Senate March 5, 1976, as follows:

Page 11, after line 17, insert:

"Sec. 23. [204A.171] Subdivision 1. All election judges and other officials with election responsibilities shall be trained in their duties as provided in this section.

Subd. 2. The secretary of state shall promulgate in accordance with chapter 15 and distribute to each county auditor rules providing for the in-service training of municipal clerks and chairmen of election boards, the training of election judges, the conduct of elections, the conduct of voter registration, and voting procedures.

Subd. 3. The secretary of state shall conduct conferences for county auditors before each state primary election for the purpose of giving instructions on the administration of election laws.

Subd. 4. The county auditor or his designee shall conduct a program of in-service training for municipal clerks and chairmen of election boards pursuant to rules promulgated by the secretary of state. The county auditor or his designee shall train all election judges in their duties.

Subd. 5. No person shall serve as an election judge unless he has fulfilled the training requirements as provided by the rules of the secretary of state.

Sec. 24. [EFFECTIVE DATE.] Section 23 of this act is effective on the day following final enactment."

Renumber the sections in sequence

Amend the title as follows:

Line 5, after "clerks;" insert "providing for training of all election officials; imposing duties on the secretary of state and county auditors;"

The motion prevailed. So the amendment was adopted.

Mr. Hansen, Mel moved to amend H. F. No. 2043, as amended pursuant to Rule 49, adopted by the Senate March 5, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1942.)

Page 11, after line 17, insert:

"Sec. 25. Minnesota Statutes, 1975 Supplement, Section 201.021, is amended to read:

201.021 [PERMANENT REGISTRATION SYSTEM.] A permanent system of voter registration by county is established. ~~Any county containing no city with a population of 10,000 or more may by resolution of the county board be exempted from the provisions of sections 201.021 to 201.221.~~ The county auditor shall be chief registrar of voters and the chief custodian of the official registration records in each county."

Renumber the sections in sequence

Amend the title as follows:

Line 5, after "clerks;" insert "providing for the maintenance of permanent registration systems in all counties;"

Line 8, strike "10.20" and insert "10A.20"

Line 10, after "10A.33;" insert "Minnesota Statutes, 1975 Supplement, Section 201.021;"

The motion prevailed. So the amendment was adopted.

Mr. Berg moved to amend H. F. No. 2043, as amended pursuant to Rule 49, adopted by the Senate March 5, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1942.)

Page 11, after line 17, insert a new section as follows:

"Sec. 22. Minnesota Statutes 1974, Chapter 10A, is amended by adding a section to read:

[10A.321] [CONTRIBUTIONS DURING LEGISLATIVE SESSION PROHIBITED.] *Subdivision 1. No member of the legislature or person holding a constitutional office in the executive branch of government may solicit, raise or accept a contribution from a registered lobbyist during a special or regular legislative session.*

Subd. 2. No lobbyist may make or offer to make a contribution to a member of the legislature or to a person holding a constitutional office in the executive branch of government during a special or regular legislative session.

Subd. 3. For the purposes of this section, regular legislative session means the time from January 1 to the first Monday following the third Saturday in May of each year."

Renumber the remaining section

Further amend the title as follows:

Line 5, after the semicolon, insert "prohibiting political contributions during legislative sessions;"

Line 10, after "10A.33;" insert "and Chapter 10A, by adding a section;"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 29 and nays 32, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Keefe, J.	North	Renneke
Bang	Frederick	Kirchner	Olhoft	Schaaf
Berg	Hansen, Mel	Kowalczyk	Olson, J. L.	Sillers
Blatz	Hanson, R.	Merriam	O'Neill	Stassen
Brataas	Jensen	Milton	Patton	Ueland
Brown	Josefson	Nelson	Pillsbury	

Those who voted in the negative were:

Anderson	Davies	Kleinbaum	Perpich, G.	Stumpf
Arnold	Doty	Laufenburger	Purfeerst	Tennessen
Borden	Gearty	McCutcheon	Schmitz	Wegener
Chenoweth	Hansen, Baldy	Moe	Schrom	Willet
Chmielewski	Hughes	Olson, A. G.	Solon	
Coleman	Humphrey	Olson, H. D.	Spear	
Conzemius	Keefe, S.	Perpich, A. J.	Stokowski	

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

H. F. No. 2043 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 59 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Frederick voted in the negative.

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

SPECIAL ORDER

H. F. No. 2068: A bill for an act relating to hospitals; providing for loans to medical students who agree to practice in the hospital district; amending Minnesota Statutes 1974, Section 447.34, Subdivision 1; and Chapter 447, by adding a section.

Mr. Josefson moved to amend H. F. No. 2068 as follows:

Page 3, after line 11, insert

"Sec. 3. The provisions of section 1 shall apply to any hospital district organized pursuant to special law and any hospital district so organized may expend funds for the purposes authorized by section 1."

The motion prevailed. So the amendment was adopted.

H. F. No. 2068 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 44 and nays 1, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Josefson	Olhoff	Schmitz
Ashbach	Dunn	Keefe, J.	Olson, A. G.	Spear
Berg	Frederick	Kirchner	Olson, J. L.	Stassen
Bernhagen	Gearty	Kleinbaum	Patton	Stokowski
Brataas	Hansen, Baldy	Kowalczyk	Perpich, A. J.	Stumpf
Chenoweth	Hansen, Mel	McCutcheon	Perpich, G.	Ueland
Chmielewski	Hanson, R.	Merriam	Pillsbury	Wegener
Coleman	Humphrey	Milton	Purfeerst	Willet
Conzemius	Jensen	North	Renneke	

Mr. Tennesen voted in the negative.

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

SPECIAL ORDER

H. F. No. 1372: A bill for an act relating to waters and drainage; drainage systems; authorizing reconsideration of engineers' and viewers' reports in certain instances; allowing consideration of changed circumstances due to inflation; amending Minnesota Statutes 1974, Section 106.241.

Mr. Renneke moved that the amendment made to H. F. No. 1372 by the Committee on Rules and Administration in the report adopted March 17, 1976, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H. F. No. 1372 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 44 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Josefson	North	Spear
Ashbach	Dunn	Keefe, J.	Olhoff	Stassen
Berg	Frederick	Keefe, S.	Olson, J. L.	Stokowski
Bernhagen	Gearty	Kirchner	Patton	Stumpf
Brataas	Hansen, Baldy	Kleinbaum	Perpich, A. J.	Tennesen
Chmielewski	Hansen, Mel	Kowalczyk	Pillsbury	Ueland
Coleman	Hanson, R.	Merriam	Purfeerst	Wegener
Conzemius	Humphrey	Milton	Renneke	Willet
Davies	Jensen	Moe	Schmitz	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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 35 and nays 24, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1323: A bill for an act relating to health; setting standards for contract emergency ambulance services; amending Minnesota Statutes 1974, Section 144.804, Subdivision 3.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Conzemius	Keefe, J.	Nelson	Solon
Ashbach	Davies	Keefe, S.	Olhoft	Spear
Bang	Doty	Kirchner	Olson, A. G.	Stassen
Berg	Frederick	Kleinbaum	Olson, H. D.	Stokowski
Bernhagen	Gearty	Knutson	Olson, J. L.	Stumpf
Blatz	Hansen, Baldy	Kowalczyk	Perpich, A. J.	Tennessen
Borden	Hansen, Mel	Laufenburger	Pillsbury	Ueland
Brataas	Hanson, R.	Lewis	Purfeerst	Willet
Brown	Humphrey	McCutcheon	Renneke	
Chenoweth	Jensen	Merriam	Schmitz	
Chmielewski	Josefson	Milton	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Arnold	Conzemius	Josefson	Milton	Renneke
Ashbach	Davies	Keefe, J.	Nelson	Schmitz
Bang	Doty	Keefe, S.	Olhoft	Spear
Berg	Dunn	Kirchner	Olson, A. G.	Stassen
Bernhagen	Frederick	Kleinbaum	Olson, H. D.	Stokowski
Blatz	Gearty	Knutson	Olson, J. L.	Stumpf
Borden	Hansen, Baldy	Kowalczyk	Patton	Tennessee
Brown	Hansen, Mel	Laufenburger	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Merriam	Purfeerst	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2442: A bill for an act relating to Minnesota Statutes; restoring certain erroneously omitted language; amending Laws 1975, Chapter 347, Section 3.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Conzemius	Keefe, S.	Olhoft	Spear
Bang	Davies	Kirchner	Olson, A. G.	Stassen
Berg	Doty	Kleinbaum	Olson, H. D.	Stokowski
Bernhagen	Dunn	Knutson	Olson, J. L.	Stumpf
Blatz	Frederick	Kowalczyk	Patton	Tennessee
Borden	Gearty	Larson	Perpich, A. J.	Ueland
Brataas	Hansen, Baldy	Laufenburger	Pillsbury	Wegener
Brown	Humphrey	McCutcheon	Purfeerst	Willet
Chenoweth	Jensen	Merriam	Renneke	
Chmielewski	Josefson	Milton	Schmitz	
Coleman	Keefe, J.	Nelson	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2441: A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted and obsolete references and text; reenacting certain laws inadvertently repealed; eliminating certain duplicious and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1974, Chapter 359, by adding a section; Sections 9.031, Subdivision 3; 15.50, Subdivision 2; 16.02, Subdivision 14; 16.13; 16.872, Subdivision 2; 16A.125, Subdivision 6; 30.464, Subdivision 1; 30.467; 30.469; 38.02, Subdivision 2; 43.07, Subdivision 1; 72A.25, Subdivision 3; 86.41; 110.53; 116F.08; 121.85; 121.86; 121.88; 123.32, Subdivision 7; 144.01; 144.63, Sub-

division 2; 144.952, Subdivision 1; 151.02; 155.04; 156.11; 176.-471, Subdivision 3; 205.10, as amended; 216.25; 239.46; 246.02, Subdivision 4; 248.07, Subdivision 4; 253A.02, Subdivision 18; 256.863; 256.935, Subdivision 1; 256D.21; 268.10, Subdivision 8; 270.10, Subdivision 1; 271.10, Subdivision 2; 275.127; 291.33, Subdivision 1; 298.281, Subdivision 5; 306.38, Subdivision 2; 309.52, Subdivision 1a; 319A.11, Subdivision 2; 341.05, Subdivision 2; 341.06; 341.07; 341.08; 341.09, Subdivisions 2 and 3; 341.12; 341.13; 341.15; 345.38, Subdivision 1; 355.80; 363.10; 366.10; 368.01, Subdivision 25; 375A.09, Subdivision 4; 414.07, Subdivision 2; 414.08; 430.031, Subdivision 4; 462A.04, Subdivision 1; 472.03, Subdivision 2; 481.15, Subdivision 2; 487.03, Subdivision 2; 490.12, Subdivision 5; 490.16, Subdivision 6; 532.38; 546.09; 546.10; 562.04; 617.41; Minnesota Statutes, 1975 Supplement, Sections 15.162, Subdivision 1; 15.163, Subdivision 2; 15.166, Subdivisions 1 and 2; 15.167; 43.12, Subdivision 23; 43.43, Subdivision 2; 82.18; 116A.01, Subdivision 1a; 116A.20, Subdivision 1; 116A.24, Subdivision 1; 121.87, Subdivision 1; 123.36, Subdivision 10; 124.-03, Subdivision 1; 124.212, Subdivision 8a; 127.25, Subdivision 3; 136A.233, Subdivision 1; 144.53; 147.01; 148.03; 148.181, Subdivision 1; 148.52; 148.67; 150A.02, Subdivision 1; 153.02; 154.22; 156.01, Subdivision 1; 210A.09; 273.138, Subdivision 3; 298.281, Subdivision 1; 325.942, Subdivision 1; 326.04; 326.17; 326.241, Subdivision 1; 326.541; 341.01; 341.04; 341.05, Subdivision 1; 341.10; 341.11; 354A.12; 386.63, Subdivision 1; 473.204, Subdivision 2; 473.823, Subdivision 4; 488A.01, Subdivision 5; 500.24, Subdivision 2; 501.81, Subdivision 3; Laws 1975, Chapter 271, Section 3; reenacting Laws 1969, Chapters 1123, as amended; 1126, Section 2, as amended; and 1137, as amended; repealing Minnesota Statutes 1974, Sections 15A.081, Subdivision 1a; 123.31, as amended; 239.45; and 366.182; Laws 1975, Chapters 46, Section 11; 162, Section 28; and 342, Section 1; Laws 1976, Chapter 2, Section 152.

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:

Arnold	Davies	Keefe, J.	Nelson	Spear
Bang	Doty	Keefe, S.	Olhoff	Stassen
Bernhagen	Dunn	Kirchner	Olson, A. G.	Stokowski
Blatz	Frederick	Kleinbaum	Olson, H. D.	Stumpf
Borden	Gearty	Knutson	Olson, J. L.	Tennessen
Brataas	Hansen, Baldy	Kowalczyk	Patton	Ueland
Brown	Hansen, Mel	Larson	Perpich, A. J.	Wegener
Chenoweth	Hanson, R.	Laufenburger	Pillsbury	Willet
Chmielewski	Humphrey	McCutcheon	Purfeerst	
Coleman	Jensen	Merriam	Renneke	
Conzemius	Josefson	Milton	Schmitz	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2492: A bill for an act relating to environmental protection; limiting the sale and use of organic compounds known as polychlorinated biphenyls; permitting exemptions; requiring labels; defining terms; providing penalties.

Mr. Borden moved to amend the amendment placed on H. F. No. 2492 by the Committee on Natural Resources and Agriculture, adopted by the Senate March 17, 1976, as follows:

After Subdivision 5, add new Sections 3 and 4 as follows:

"Sec. 3. Minnesota Statutes 1974, Chapter 116D, is amended by adding a section to read:

[116D.045] [COST OF PREPARATION OF ENVIRONMENTAL IMPACT STATEMENTS.] *Subdivision 1. The board shall, no later than January 1, 1977, by rule adopt procedures to assess the proposer of a specific action, when the proposer is a private person, for reasonable costs of preparing and distributing an environmental impact statement on that action required pursuant to section 116D.04. Such costs shall be determined by the responsible agency pursuant to the rules promulgated by the board in accordance with subdivision 5.*

Subd. 2. In the event of a disagreement between the proposer of the action and the responsible agency over the cost of an environmental impact statement, the responsible agency shall consult with the board, which may modify the cost or determine that the cost assessed by the responsible agency is reasonable.

Subd. 3. The proposer shall pay the assessed cost to the board. All money received pursuant to this subdivision shall be deposited in the general fund.

Subd. 4. No agency or governmental subdivision shall commence with the preparation of an environmental impact statement until at least one-half of the assessed cost of the environmental impact statement is paid pursuant to subdivision 3. Other laws notwithstanding, no state agency may issue any permits for the construction or operation of a project for which an environmental impact statement is prepared until the assessed cost for the environmental impact statement has been paid in full.

Subd. 5. For actions proposed by a private person, the assessed cost for preparation and distribution of the environmental impact statement shall not exceed .3 percent times that part of the total project cost in excess of one million dollars. The exemption of the first one million dollars in project cost shall not apply when a local government is designated the responsible agency.

Sec. 4. Section 3 is effective the day following final enactment, except that subdivision 4 is effective February 15, 1977."

Underline all new language in the bill

Further amend the title as follows:

Line 4 of the title, after "penalties" and before the period insert the following: "; providing for the assessment of the cost of preparing an environmental impact statement; appropriating money; amending Minnesota Statutes 1974, Chapter 116D, by adding a section"

Mr. Purfeerst moved to amend the Borden amendment to H. F. No. 2492, as follows:

Sec. 3, Subd. 5, strike the entire subdivision and insert the following:

"Subd. 5. For actions proposed by a private person there shall be no assessment for preparation and distribution of an environmental impact statement for an action which has a total value less than one million dollars. For actions which are greater than one million dollars but less than ten million dollars, the assessment to the proposer as determined by the agency shall not exceed .3 percent of the total value except that the total value shall not include the first one million dollars of value. For actions the value of which exceed ten million dollars but are less than 50 million dollars, an additional charge may be made to the proposer by the agency which will not exceed .2 percent of each one million dollars of value over ten million dollars. For actions which are greater than 50 million dollars in total value, an additional charge may be made to the proposer by the agency which will not exceed .1 percent of each one million dollars of value over 50 million dollars. In no event shall the charge to the proposer by the agency exceed \$250,000."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 16 and nays 33, as follows:

Those who voted in the affirmative were:

Bernhagen	Hanson, R.	Knutsen	Olson, J. L.	Renneke
Frederick	Josefson	Larson	Patton	Schrom
Hansen, Baldy	Kleinbaum	Laufenburger	Purfeerst	Solon
Hansen, Mel				

Those who voted in the negative were:

Arnold	Coleman	Keefe, J.	North	Stokowski
Blatz	Conzemius	Keefe, S.	Olhoft	Stumpf
Borden	Davies	Kowalczyk	Perpich, A. J.	Tennessen
Brataas	Doty	McCutcheon	Perpich, G.	Wegener
Brown	Gearty	Merriam	Pillsbury	Willet
Chenoweth	Humphrey	Milton	Schmitz	
Chmielewski	Jensen	Nelson	Spear	

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

Mr. Frederick moved to amend the Borden amendment to H. F. No. 2492 as follows:

After Subdivision 5, insert:

"Sec. 3. [362.512] [PURPOSE.] The purpose of sections 3 to 10, is to insure that the impact of the enforcement of environmental standards on working men and women is determined before standards are implemented.

Sec. 4. [362.513] [DEFINITIONS.] Subdivision 1. For the purposes of sections 3 to 10, the terms defined in this section have the meanings given them.

Subd. 2. "Commissioner" means the commissioner of the Minnesota department of economic development.

Subd. 3. "Environmental standard" means a Minnesota statute, rule, regulation, standard, decision, notice, or order under Minnesota law having as its major purpose the maintenance or improvement of environmental quality.

Subd. 4. "Affected worker" means an employee who suffers a loss of employment or suffers under-employment due to the permanent or temporary closing of a place of employment because of the enforcement of an environmental standard.

Subd. 5. "Place of employment" means a factory, plant, construction site, farm, premises, or other workplace or portion of a work place within this state where an employee performs labor during the course of his employment.

Subd. 6. "Employer" means a person who has one or more employees and includes a person acting in the interest of, or as a representative of, an employer and includes the state of Minnesota and its political subdivisions.

Subd. 7. "Employee" means an individual suffered or permitted to work by an employer, including an individual acting directly or indirectly in the interest of or as a representative of, an employer, and includes the state of Minnesota and its political subdivisions.

Subd. 8. "Person" means an individual, partnership, association, corporation, business trust, legal representative, the state of Minnesota and its political subdivisions, or a group of persons.

Subd. 9. "Affected government unit" means a county, municipality or school district in which one or more affected worker resides.

Sec. 5. [362.514] [INVESTIGATION OF ECONOMIC IMPACT.] Subdivision 1. The commissioner on his own motion or not later than ten days from the date he receives a written request from an employer or employee of an affected place of employment, or his representative, or from a state officer or agency, or an affected government unit shall determine the number of affected workers resulting from the enforcement of an environmental standard. If the commissioner determines that the enforcement of an environmental standard might result in 25 or more affected workers, the commissioner shall initiate an investigation of the economic impact that will or might result from the enforcement of the environmental standard.

Subd. 2. If feasible, an investigation shall commence six months in advance of anticipated economic impact, or at the earliest possible time. The investigation shall begin no later than ten days from the determination required by section 4, subdivision 1. The commissioner, within five days of the initiation of the investigation, shall give notice to the affected place of employment, affected

units of government and to the state officer or agency charged with the enforcement of the environmental standard.

Subd. 3. The investigation shall include:

- (a) An evaluation of the action necessary for compliance;
- (b) The costs of compliance;
- (c) The economic circumstances of the particular place of employment involved, including present profitability or marginal economic position;
- (d) The extent of employment loss caused by compliance;
- (e) An analysis of whether the employment loss was or will be caused by the enforcement of an environmental standard;
- (f) An analysis of the effect of the employment loss on federal, state and local government;
- (g) An analysis of the effect of the employment loss on other business within the affected area;
- (h) An analysis of federal, state and local assistance available to assist the affected area should the employment loss occur;
- (i) An analysis of the effect of the employment loss on each affected worker including:

(1) An inventory of each worker by:

- (a) Occupation,
 - (b) Age,
 - (c) Years in the community,
 - (d) Education,
 - (e) Seniority,
 - (f) Financial obligations,
 - (g) Marital status, and
 - (h) Number of dependents;
- (2) Prospects of reemployment within the affected area;
 - (3) Costs of relocation;
 - (4) Availability of relocation assistance; and
 - (5) Availability of retraining assistance.

Subd. 4. For the purpose of assisting in an investigation under this section, the commissioner may administer oaths and affirmations, take depositions, certify to official acts, and issue subpoenas for the attendance and testimony of witnesses and the production of books, papers, correspondence, memoranda, and other records deemed necessary to the investigation. A witness shall be paid the same fees and mileage that are paid witnesses in the courts of Minnesota. In case of contumacy or refusal to obey a subpoena

served under this section, the district court of Minnesota for the county in which that person is found or resides or transacts business, upon application by the state, and after notice to that person, may issue an order requiring that person to appear and give testimony before the commissioner or to appear and produce books, papers, and other documents before the commissioner or both. A failure to obey the order of the court may be punished by the court as contempt.

Subd. 5. To aid in an investigation, the owner or operator of a place or employment at which it is alleged that an employment loss has resulted or will result from the enforcement of an environmental standard shall submit to the commissioner within 30 days after initiation of the investigation the following information:

- (a) The nature of the enforcement action;
- (b) Plans to comply, including a description of the technology necessary for compliance and its costs;
- (c) The economic circumstances of the affected place of employment, including present profitability or marginality and future investment plans in the absence of such enforcement;
- (d) The economic circumstances of the total enterprise (including domestic and foreign subsidiaries or parent corporations), including present profitability or marginality, market patterns and changes in market patterns, the effect of foreign competition, changes in the availability of transportation, opportunity for transfer of personnel, degree of capitalization and availability of capital, and future investment plans in the absence of enforcement;
- (e) The extent of potential employment loss resulting from compliance, including the names, positions and other relevant information of the employees being put out of work;
- (f) Alternatives to the potential employment loss;
- (g) plans or recommendations to alleviate the effect of the potential employment loss on the employees involved; and
- (h) Additional relevant information as required by the commissioner.

Sec. 6. [362.515] [CERTIFICATION OF ECONOMIC IMPACT.] The investigation required by section 4, shall be completed not later than 60 days after the date of initiation of the investigation. The commissioner shall issue findings concerning the extent of economic impact and shall certify the findings to all affected government units, the agency that must enforce the environmental standard, appropriate legislators, and the governor.

Sec. 7. [362.516] [ENFORCEMENT OF ENVIRONMENTAL STANDARDS.] Notwithstanding a law to the contrary, no official of this state shall order the enforcement of an environmental standard that will result in 25 or more affected workers until due consideration has been given to and 30 days have elapsed since the certification of the investigation required by section 5.

Sec. 8. [362.517] [100 OR MORE AFFECTED WORKERS.] Notwithstanding a law to the contrary, no official other than the governor of this state shall order the enforcement of an environmental standard that will result in 100 or more affected workers.

Sec. 9. [362.518] [WAIVER.] The governor may by executive order waive the enforcement of sections 3 to 10 with respect to a specific affected worker or group of affected workers.

Sec. 10. [362.519] [PROMULGATION OF RULES AND REGULATIONS.] The commissioner may promulgate rules and regulations pursuant to Minnesota Statutes, Chapter 15, to accomplish the objectives of sections 3 to 10.

Sec. 11. [APPROPRIATION.] There is appropriated to the commissioner of economic development the sum of \$100,000 to accomplish the purposes of sections 3 to 10.

Sec. 12. [EFFECTIVE DATE.] This act is effective the day following its final enactment."

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

Mr. Dunn moved to amend the Borden amendment to H. F. No. 2492, as follows:

Strike section 4 and insert:

"Sec. 4. *Section 3, subdivisions 2 through 5, are effective July 1, 1977.*"

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

The question recurred on the Borden amendment.

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 28 and nays 27, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Lewis	Olson, H. D.	Stumpf
Borden	Gearty	McCutcheon	Perpich, A. J.	Tennessen
Chenoweth	Hughes	Merriam	Perpich, G.	Wegener
Coleman	Humphrey	Milton	Spear	Willet
Conzemius	Keefe, S.	North	Stassen	
Davies	Kleinbaum	Olhoff	Stokowski	

Those who voted in the negative were:

Ashbach	Brown	Keefe, J.	Olson, J. L.	Schrom
Bang	Chmielewski	Knutson	O'Neill	Sillers
Berg	Frederick	Kowalczyk	Patton	Solon
Bernhagen	Hansen, Baldy	Larson	Pillsbury	
Blatz	Hanson, R.	Nelson	Purfeerst	
Brataas	Jensen	Olson, A. G.	Renneke	

The motion prevailed. So the amendment was adopted.

H. F. No. 2492 was read the third time, as amended, and placed on its final passage.

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

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

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

Those who voted in the affirmative were:

Anderson	Gearty	McCutcheon	Olson, H. D.	Tennessen
Arnold	Hughes	Merriam	Perpich, A. J.	Wegener
Borden	Humphrey	Milton	Perpich, G.	Willet
Chenoweth	Keefe, S.	Moe	Schmitz	
Coleman	Kleinbaum	North	Spear	
Davies	Laufenburger	Olhoff	Stokowski	
Doty	Lewis	Olson, A. G.	Stumpf	

Those who voted in the negative were:

Ashbach	Chmielewski	Jensen	Olson, J. L.	Sillers
Bang	Conzemius	Keefe, J.	O'Neill	Solon
Berg	Dunn	Kirchner	Patton	Stassen
Bernhagen	Frederick	Knutson	Pillsbury	
Blatz	Hansen, Baldy	Kowalczyk	Purfeerst	
Brataas	Hansen, Mel	Larson	Renneke	
Brown	Hanson, R.	Nelson	Schrom	

So the bill failed to pass.

RECESS

Mr. Coleman moved that the Senate do now recess until 8:30 o'clock p.m. The motion prevailed.

The hour of 8:30 o'clock p.m. having arrived, the President called the Senate to order.

MEMBERS EXCUSED

Messrs. Anderson, Chmielewski and Stokowski were excused from this evening's Session. Messrs. Josefson and Nelson were excused from the early part of this evening's Session.

Pursuant to Rule 21, Mr. Humphrey moved that the following members be excused for a Conference Committee on H. F. No. 500:

Messrs. Humphrey, McCutcheon, Borden, Bernhagen and Hanson, R. The motion prevailed.

SPECIAL ORDER

H. F. No. 1056: A bill for an act relating to crimes; prohibiting occupying or entering buildings without a claim of right or the owner's consent except in the case of an emergency; amending Minnesota Statutes 1974, Section 609.605.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 41 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Kleinbaum	Perpich, A. J.	Stassen
Ashbach	Frederick	Laufenburger	Perpich, G.	Stumpf
Bang	Gearty	Lewis	Pillsbury	Tennessen
Berg	Hansen, Baldy	Merriam	Purfeerst	Ueland
Brataas	Hansen, Mel	Milton	Renneke	Willet
Brown	Hughes	North	Schmitz	
Coleman	Keefe, J.	Olhoft	Schrom	
Conzemius	Keefe, S.	O'Neill	Solon	
Dunn	Kirchner	Patton	Spear	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1885: A bill for an act relating to the metropolitan airports commission; requiring the installation of aircraft noise suppressing equipment at certain Minneapolis-St. Paul International Airport sites; amending Laws 1975, Chapter 13, Section 100, 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 39 and nays 7, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Kowalczyk	O'Neill	Spear
Ashbach	Gearty	Larson	Patton	Stassen
Brataas	Hansen, Mel	Laufenburger	Perpich, A. J.	Stumpf
Brown	Hughes	Lewis	Perpich, G.	Tennessen
Chenoweth	Keefe, J.	Merriam	Renneke	Ueland
Coleman	Keefe, S.	Milton	Schaaf	Wegener
Conzemius	Kirchner	North	Schmitz	Willet
Dunn	Kleinbaum	Olhoft	Solon	

Those who voted in the negative were:

Bang	Hansen, Baldy	Pillsbury	Purfeerst	Schrom
Frederick	Jensen			

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1075: A bill for an act relating to public health; reducing to 17 the age at which a person is eligible to be a blood donor; amending Minnesota Statutes 1974, Section 145.41.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 45 and nays 2, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Keefe, S.	North	Schrom
Ashbach	Dunn	Kirchner	Olhoft	Solom
Bang	Fitzsimons	Kowalczyk	O'Neill	Spear
Berg	Frederick	Larson	Patton	Stassen
Brataas	Gearty	Laufenburger	Pillsbury	Stumpf
Brown	Hansen, Baldy	Lewis	Purfeerst	Tennessen
Chenoweth	Hansen, Mel	Merriam	Renneke	Ueland
Coleman	Hughes	Milton	Schaaf	Wegener
Conzemius	Jensen	Moe	Schmitz	Willet

Messrs. Perpich, A. J. and Perpich, G. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1909: A bill for an act relating to health; prohibiting sale and use of certain chemicals; providing penalties.

Mr. Conzemius moved to amend H. F. No. 1909, as amended pursuant to Rule 49, adopted by the Senate March 19, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2188.)

Page 1, line 7, strike "economic poison" and insert "pesticide"

Page 1, line 7, strike "Minnesota Statutes" and insert "Laws 1976"

Page 1, line 8, strike "Section 24.069, Subdivision 2" and insert "Chapter 53, Section 1, Subdivision 25"

Page 1, line 9, after "2,4,5-T" and before the period insert "or 2,3,7,8-tetrachlorodibenzo-para-dioxin"

The motion prevailed. So the amendment was adopted.

Mr. Olson, H. D. moved to amend H. F. No. 1909, as amended pursuant to Rule 49, adopted by the Senate March 19, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2188.)

Page 1, line 8, after "containing" insert "in excess of 0.1 parts per million of 2, 3, 7, 8-tetrachlorodibenzo-para-dioxin (TCDD)"

Page 1, line 9, strike everything before the period

The question being taken on the adoption of the amendment,

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

And the roll being called, there were yeas 29 and nays 31, as follows:

Those who voted in the affirmative were:

Arnold	Brataas	Kleinbaum	Patton	Solon
Ashbach	Fitzsimons	Larson	Pillsbury	Stassen
Bang	Frederick	Laufenburger	Purfeerst	Ueland
Berg	Hansen, Baldy	Olson, A. G.	Renneke	Wegener
Bernhagen	Hanson, R.	Olson, H. D.	Schmitz	Willet
Blatz	Jensen	Olson, J. L.	Schrom	

Those who voted in the negative were:

Borden	Gearty	Knutson	North	Spear
Chenoweth	Hansen, Mel	Kowalczyk	Olhoft	Stumpf
Coleman	Hughes	Lewis	O'Neill	Tennessee
Conzemius	Humphrey	McCutcheon	Perpich, A. J.	
Davies	Keefe, J.	Merriam	Perpich, G.	
Doty	Keefe, S.	Milton	Schaaf	
Dunn	Kirchner	Moe	Sillers	

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

H. F. No. 1909 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 37 and nays 20, as follows:

Those who voted in the affirmative were:

Borden	Dunn	Kleinbaum	North	Sillers
Brataas	Gearty	Kowalczyk	Olhoft	Spear
Brown	Hansen, Mel	Laufenburger	Olson, A. G.	Stassen
Chenoweth	Hughes	Lewis	O'Neill	Stumpf
Coleman	Humphrey	McCutcheon	Perpich, A. J.	Tennessee
Conzemius	Keefe, J.	Merriam	Perpich, G.	
Davies	Keefe, S.	Milton	Schaaf	
Doty	Kirchner	Moe	Schmitz	

Those who voted in the negative were:

Arnold	Fitzsimons	Jensen	Olson, J. L.	Solon
Bang	Frederick	Knutson	Patton	Ueland
Berg	Hansen, Baldy	Larson	Pillsbury	Wegener
Bernhagen	Hanson, R.	Olson, H. D.	Renneke	Willet

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

SPECIAL ORDER

H. F. No. 1876: A bill for an act relating to transportation; creating a rail service improvement fund; authorizing contractual agreements for rail line rehabilitation; establishing a rail service improvement program; prescribing powers and duties of the director of the state planning agency; appropriating money.

Mr. Moe moved to amend H. F. No. 1876, as amended pursuant to Rule 49, adopted by the Senate March 24, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1971.)

Pages 2 to 4, strike all of Section 4 and insert a new Section 4 to read:

"Sec. 4. [RAIL SERVICE IMPROVEMENT ACCOUNT.] Subdivision 1. [DEPOSITS; APPROPRIATION.] The rail service

improvement account is created in the special revenue fund in the state treasury. The director shall deposit all money appropriated to or received by the department for the purpose of rail service improvement, including federal money, in this account. All money so deposited is appropriated to the department for expenditure for rail service improvement in accordance with applicable state and federal law. This appropriation shall not lapse but shall be available until the purpose for which it was appropriated has been accomplished. No money appropriated to the department for the purposes of administering the rail service improvement program shall be deposited in the rail service improvement account nor shall such administrative costs be paid from the account."

Page 4, after line 26, insert

"Subd. 4. [RAIL LINE REHABILITATION CONTRACTS.] The director may negotiate and enter into contracts for the purpose of rail line rehabilitation. The participants in these contracts shall be railroads, rail users and the department, and may be political subdivisions of the state and the federal government. In such contracts, participation by all parties shall be voluntary. The director may provide a portion of the money required to carry out the terms of any such contract by expenditure from the rail service improvement account.

Subd. 5. In making any contract pursuant to subdivision 2 the director may:

(a) Stipulate minimum operating standards for rail lines designed to achieve reasonable transportation service for shippers and to achieve best use of funds invested in rail line rehabilitation;

(b) Require a portion of the total assistance for improving a rail line to be loaned to the railroad by rail users and require the railroad to reimburse rail users for any loan on the basis of use of the line and the revenues produced when the line has been improved;

(c) Determine the terms and conditions under which all or any portion of state funds allocated shall be repaid to the department by the railroads. Reimbursement may be made as a portion of the increased revenue derived from the improved rail line. Any reimbursement received by the department pursuant to this clause shall be deposited in the rail service improvement account and shall be appropriated exclusively for rehabilitating other rail lines in the state pursuant to subdivision 4; and

(d) Require, in lieu of reimbursement as provided in clause (c) of this subdivision, that the railroad establish and maintain a separate railroad fund to be used exclusively for rehabilitation of other rail lines in Minnesota, to which a portion of the increase in revenue derived from the improved rail line shall be credited. The terms and conditions for use of money in the fund shall be stipulated in the contract. The contract shall also stipulate a penalty for use of such money in a manner other than as set forth in

the contract and require the railroad to report to the department at such times as the director requires, concerning the disbursement of money from the fund and the general status of rail line improvements.

Page 5, line 10, strike "or any"

Page 5, line 11, strike "other federal law,"

Page 5, line 12, strike "services" and insert "service"

Page 5, line 15, strike the final comma and insert a semicolon

Page 5, line 18, strike the comma and insert a semicolon

Page 5, line 25, strike the comma and insert a semicolon

Page 5, line 28, strike the comma and insert a semicolon

Page 5, line 31, strike "or other" and insert a period

Page 5, strike line 32

Page 6, line 11, after "to" insert "the state planning agency for deposit in"

Page 6, line 12, strike "fund" and insert "account"

Page 6, line 12, after "\$3,000,000" insert ", to be used exclusively for rail line rehabilitation pursuant to section 5, subdivision 4"

Amend the title as follows:

Page 1, line 3, strike "fund" and insert "account"

The motion prevailed. So the amendment was adopted.

Mr. Moe then moved to amend H. F. No. 1876, as amended pursuant to Rule 49, adopted by the Senate March 24, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1971.)

Page 6, line 2, after "as" insert "is reasonably"

Page 6, line 3, strike "Railroads"

Page 6, strike lines 4 to 6 and insert "After a reasonable time to comply with the request, the director may make final demand for the requested information. If the information is not provided within 60 days of final demand the director may issue a subpoena to compel production of the information."

Page 6, line 7, strike "not provided within the time required."

The motion prevailed. So the amendment was adopted.

Mr. Moe then moved to amend H. F. No. 1876, as amended pursuant to Rule 49, adopted by the Senate March 24, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1971.)

Page 6, after line 9, insert new section to read:

"Sec. 10. [EXAMINATION OF POLICIES.] The director together with the department of public service and any other appropriate agency

shall examine state regulatory policies affecting rail service and costs to users of that service including: (a) special assessments for public improvements made adjacent to railroad rights of way with respect to benefit, if any, to the railroad therefrom; (b) the use of public funds for the cost of maintaining highway-railroad grade crossing protection devices and signals; and (c) laws and regulations that may not be appropriate to present circumstances. The tax study commission shall examine the effect of the gross earnings tax on rail service and costs to users of that service, and shall transmit its conclusions and recommendations to the director for inclusion in his report to the legislature. The director shall report the conclusions and recommendations resulting from these studies to the legislature no later than January 30, 1977."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, after "agency" insert "; requiring study of state regulatory and taxation policies affecting rail transportation"

The motion prevailed. So the amendment was adopted.

Mr. Tennesen moved to amend H. F. No. 1876, as amended pursuant to Rule 49, adopted by the Senate March 24, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 1971.)

Page 4, line 13, strike "all the powers"

Page 4, strike line 14

Page 4, line 15, strike "improvement program, including"

The motion prevailed. So the amendment was adopted.

H. F. No. 1876 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 46 and nays 9, as follows:

Those who voted in the affirmative were:

Arnold	Gerty	Kowalczyk	Olson, J. L.	Sillers
Berg	Hansen, Baldy	Larson	O'Neill	Solon
Bernhagen	Hansen, Mel	Laufenburger	Patton	Stassen
Blatz	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Borden	Hughes	Milton	Perpich, G.	Wegener
Brataas	Humphrey	Moe	Pillsbury	Willet
Coleman	Jensen	North	Purfeerst	
Conzemius	Keefe, S.	Olhoft	Renneke	
Doty	Kleinbaum	Olson, A. G.	Schmitz	
Fitzsimons	Knutson	Olson, H. D.	Schrom	

Those who voted in the negative were:

Ashbach	Davies	McCutcheon	Spear	Tennesen
Brown	Dunn	Merriam	Stumpf	

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

SPECIAL ORDER

H. F. No. 1284: A bill for an act relating to aeronautics; providing

for airport zoning regulation by municipalities and joint airport zoning boards; amending Minnesota Statutes 1974, Sections 360.063, Subdivisions 1, 3, and 5, and by adding a subdivision; 360.067, Subdivision 4; 360.069; and 360.071, Subdivision 2; repealing Minnesota Statutes 1974, Section 360.063, Subdivision 2.

Mr. Chenoweth moved to amend H. F. No. 1284 as follows:

Page 5, line 26, strike "*one member*" and insert "*five members*"

Page 5, line 26, strike "each"

Page 5, line 26, strike "*county*" and insert "*the area*"

The motion prevailed. So the amendment was adopted.

H. F. No. 1284 was then progressed.

SPECIAL ORDER

H. F. No. 2066: A bill for an act relating to the city of Minneapolis; authorizing a commercial and industrial lease and revenue bond guarantee program; providing for the issuance of limited general obligation bonds, and limited revenue bonds or obligations.

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 22 and nays 32, as follows:

Those who voted in the affirmative were:

Ashbach	Doty	Kleinbaum	O'Neill	Ueland
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Wegener
Chenoweth	Hughes	McCutcheon	Purfeerst	
Coleman	Jensen	Moe	Schmitz	
Conzemius	Keefe, S.	North	Sillers	

Those who voted in the negative were:

Arnold	Dunn	Knutson	Olson, H. D.	Spear
Bang	Frederick	Kowalczyk	Olson, J. L.	Stumpf
Berg	Gearty	Laufenburger	Patton	Tennessee
Bernhagen	Hansen, Baldy	Merriam	Perpich, G.	Willet
Brataas	Hanson, R.	Milton	Pillsbury	
Brown	Keefe, J.	Olhoff	Renneke	
Davies	Kirchner	Olson, A. G.	Schaaf	

So the bill failed to pass.

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

MESSAGES FROM THE HOUSE

Mr. President:

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

S. F. No. 2581: A bill for an act relating to the organization and operation of state government; appropriating and reappropriating money for the general administrative expenses of state government and limiting the use thereof; providing for payment of claims against the state; abolishing the state claims commission; amending Minnesota Statutes 1974, Sections 3.732, Subdivisions 1, 2, and 5; 3.751, Subdivision 1; 176.011, Subdivision 9; 192.38; 238.04, by adding a subdivision; 345.48, Subdivision 2; and Chapter 3, by adding a section; Minnesota Statutes, 1975 Supplement, Section 4.19; repealing Minnesota Statutes 1974, Sections 3.66 to 3.7311; 3.735; 3.752; 3.753; 3.76 to 3.83; and 15.315.

Senate File No. 2581 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned March 25, 1976

Mr. Arnold moved that the Senate do not concur in the amendments by the House to S. F. No. 2581 and that a Conference Committee of 5 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2043:

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

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

Vento, Sarna and Biersdorf have been appointed as such committee on the part of the House.

House File No. 2043 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

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

Mr. Keefe, S. moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 2043, and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2203:

H. F. No. 2203: A bill for an act relating to medical assistance for the needy; establishing guidelines for reimbursement of medical services furnished by nursing homes; prescribing certain responsibilities for the department of public welfare.

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

Petrafeso, Samuelson and Swanson have been appointed as such committee on the part of the House.

House File No. 2203 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

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

Mr. Milton moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 2203, and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 746:

H. F. No. 746: A bill for an act relating to commerce; requiring prices on certain retail food packages.

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

Jacobs, Hokanson and Adams, L. have been appointed as such committee on the part of the House.

House File No. 746 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

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

Mr. Solon moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 746, and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 2546, 2531 and 2564.

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

FIRST READING OF HOUSE BILLS

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

H. F. No. 2531: A bill for an act relating to appropriations; converting certain open appropriations for retirement to direct appropriations; abolishing other open appropriations for retirement; appropriating money; amending Minnesota Statutes 1974, Sections 3A.04, Subdivisions 3 and 4; 136.81, Subdivision 1; 352.04, Subdivision 5; 352B.25; 352C.03, Subdivision 2; 352C.04, Subdivision 3; 352C.09, Subdivision 2; 353.83; 354.55, Subdivision 5; 490.123, Subdivision 1; Chapter 16A, by adding a section; Minnesota Statutes, 1975 Supplement, Sections 3A.03, Subdivision 2; and 354A.12; repealing Minnesota Statutes 1974, Sections 3A.11, Subdivision 3; 352.73, Subdivision 4; 354.43, Subdivision 2; and 490.025, Subdivision 8.

Referred to the Committee on Finance.

H. F. No. 2564: A bill for an act relating to appropriations; abolishing open appropriations for various purposes; providing direct appropriations for debt service and for other purposes previously supported by open appropriations; amending Minnesota Statutes 1974, Sections 16.023; 16A.27; 84B.07; 176.183, Subdivision 2; 192.52; 268.06, Subdivision 25; 299D.03, Subdivision 1; 351.11; 352E.02; 355.46, Subdivision 3; 355.50; 481.15, Subdivision 2; Minnesota Statutes, 1975 Supplement, Section 136A.08, Subdivisions 1 and 2; and Laws 1973, Chapter 567, Section 7; repealing Minnesota Statutes 1974, Sections 124.23; 136.508; 352E.05; 355.31 to 355.39; Minnesota Statutes, 1975 Supplement, Section 261.233.

Referred to the Committee on Finance.

H. F. No. 2546: A bill for an act relating to taxation; providing for certain limitations on real property valuation; amending Minnesota Statutes, 1975 Supplement, Sections 273.11, Subdivision 2 and 273.17, Subdivision 1; repealing Minnesota Statutes 1974, Section 273.11, Subdivision 4.

Referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

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

Mr. Coleman from the Committee on Rules and Administration, to which was referred H. F. No. 2546 for proper reference, recommends that it be re-referred to the Committee on Taxes and Tax Laws.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 9:00 o'clock a. m., Friday, March 26, 1976. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate