

ONE HUNDRED THIRD DAY

St. Paul, Minnesota, Thursday, April 1, 1976

The Senate met at 12:00 o'clock noon 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	Kirchner	Ogdahl	Stassen
Arnold	Davies	Kleinbaum	Olson, A. G.	Stokowski
Ashbach	Doty	Knutson	Olson, J. L.	Stumpf
Bang	Dunn	Kowalczyk	O'Neill	Tennessen
Berg	Gearty	Larson	Patton	Ueland
Bernhagen	Hansen, Baldy	Laufenburger	Pillsbury	Wegener
Blatz	Hanson, R.	Lewis	Renneke	Willet
Borden	Hughes	McCutcheon	Schmitz	
Brataas	Humphrey	Merriam	Sillers	
Brown	Josefson	Milton	Solon	
Coleman	Keefe, S.	Moe	Spear	

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

Prayer was offered by the Chaplain, Rev. Terrance W. Berntson.

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

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

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. Perpich, G. was excused from the Session of today. Mr.

Purfeerst was excused from the Session of today until 3:00 o'clock p.m. Mr. Solon was excused from the Session of today at 4:00 o'clock p.m. Mr. Hansen, Mel was excused from the Session of today at 6:00 o'clock p.m. Mr. Wegener was excused from the Session of today at 4:45 o'clock p.m. Mr. Brown was excused from the Session of today at 5:00 o'clock p.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 31, 1976

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

The Honorable Alec G. Olson
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1976 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1976	Date Filed 1976
	527	92	March 30	March 30
733		93	March 30	March 30
2344		94	March 30	March 30

Sincerely,
Joan Anderson Growe, Secretary of State

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. 1223: A bill for an act relating to public welfare; authorizing grants for programs of child care services; altering allocations of grants; amending Minnesota Statutes 1974, Sections 245.83, Subdivisions 2 and 5; 245.84; 245.85; 245.86; and 245.87.

Senate File No. 1223 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned March 31, 1976

CONCURRENCE AND REPASSAGE

Mr. Spear moved that the Senate concur in the amendments by the House to S. F. No. 1223 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1223: A bill for an act relating to public welfare;

authorizing grants for child care services; defining terms requiring certain allocations, amending Minnesota Statutes 1974, Sections 245.83, Subdivisions 2 and 5; 245.84; 245.85; 245.86; and 245.87.

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

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

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

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

Senate File No. 2175 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 31, 1976

CONCURRENCE AND REPASSAGE

Mr. Milton for Mr. Olson, A. G. moved that the Senate concur in the amendments by the House to S. F. No. 2175 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 2175 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 62 and nays 0, as follows.

Those who voted in the affirmative were:

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

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

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

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

Senate File No. 2195 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned March 31, 1976

CONCURRENCE AND REPASSAGE

Mr. Olhoft moved that the Senate concur in the amendments by the House to S. F. No. 2195 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 2195 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

Anderson	Blatz	Davies	Hanson, R.	Keefe, S.
Arnold	Borden	Doty	Hughes	Kirchner
Ashbach	Brataas	Dunn	Humphrey	Kleinbaum
Bang	Brown	Frederick	Jensen	Knutson
Berg	Chenoweth	Gearty	Josefson	Kowalczyk
Bernhagen	Chmielewski	Hansen, Mel	Keefe, J.	Larson

Laufenburger	Ogdahl	Patton	Schrom	Stumpf
Lewis	Olhoft	Perpich, A. J.	Sillers	Tennessen
McCutcheon	Olson, A. G.	Pillsbury	Solon	Ueland
Merriam	Olson, H. D.	Renneke	Spear	Wegener
Moe	Olson, J. L.	Schaaf	Stassen	Willet
Nelson	O'Neill	Schmitz	Stokowski	

Mr. Hansen, Baldy voted in the negative.

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

MEMBERS EXCUSED

Pursuant to Rule 21, Mr. Arnold moved that the following members be excused for a Conference Committee on S. F. No. 2581:

Messrs. Arnold, Anderson, Davies, Fitzsimons and Josefson. 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. 1644: A bill for an act relating to public welfare; establishing a senior companion program; appropriating funds.

Senate File No. 1644 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 31, 1976

Mr. Chenoweth moved that the Senate do not concur in the amendments by the House to S. F. No. 1644 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1330, and repassed said bill in accordance with the report of the Committee, so adopted.

H. F. No. 1330: A bill for an act relating to labor; directing the commissioner of labor and industry to enforce the prohibition against administering polygraph tests to employees; prescribing penalties; amending Minnesota Statutes 1974, Section 181.75; repealing Minnesota Statutes 1974, Section 181.77.

House File No. 1330 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 31, 1976

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1330

A bill for an act relating to labor; directing the commissioner of labor and industry to enforce the prohibition against administering polygraph tests to employees; prescribing penalties; amending Minnesota Statutes 1974, Section 181.75; repealing Minnesota Statutes 1974, Section 181.77.

March 30, 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. 1330, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 1330 be amended as follows:

Page 1, line 15, strike "request" and insert "solicit"

Page 1, line 17, after the period insert a new sentence to read, "*No person shall sell to or interpret for an employer or his agent a test that he knows has been solicited or required by an employer or his agent to test the honesty of an employee or prospective employee.*"

Page 1, line 18, after "person" insert "knowingly"

Page 1, line 19, strike "such"

Page 1, line 20, after the period insert a new sentence to read, "*If an employee requests a polygraph test any employer or agent administering the test shall inform him that taking the test is voluntary.*"

Page 1, line 23, strike "such" and insert "any"

Page 1, line 23, strike "as is"

Page 2, line 12, strike "or is about to be violated,"

Page 2, line 19, strike "and" and insert "to"

Page 2, line 20, after "recover" insert "any and all"

Page 2, line 20, after "damages" insert "recoverable at law"

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

House Conferees: (Signed) Michael Sieben, Mike Jaros, James Pehler

Senate Conferees: (Signed) Ralph Doty, Joseph O'Neill, Allan Spear

Mr. Doty moved that the foregoing recommendations and Conference Committee Report on H. F. No. 1330 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. 1330: A bill for an act relating to labor; directing the commissioner of labor and industry to enforce the prohibition against ad-

ministering polygraph tests to employees; prescribing penalties; amending Minnesota Statutes 1974, Section 181.75; repealing Minnesota Statutes 1974, Section 181.77.

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 44 and nays 14, as follows:

Those who voted in the affirmative were:

Ashbach	Hansen, Mel	Kowalczyk	Olhoft	Solon
Borden	Hanson, R.	Laufenburger	Olson, A. G.	Spear
Brataas	Hughes	Lewis	Olson, H. D.	Stassen
Chenoweth	Humphrey	McCutcheon	O'Neill	Stokowski
Chmielewski	Keefe, J.	Merriam	Patton	Stumpf
Coleman	Keefe, S.	Milton	Perpich, A. J.	Tennessen
Conzemius	Kirchner	Nelson	Schaaf	Wegener
Doty	Kleinbaum	North	Schmitz	Willet
Gearty	Knutson	Ogdahl	Sillers	

Those who voted in the negative were:

Bang	Blatz	Hansen , Baldy	Olson, J. L.	Schrom
Berg	Brown	Jensen	Pillsbury	Ueland
Bernhagen	Frederick	Larson	Renneke	

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the house has adopted the recommendation and report of the Conference Committee on House File No. 1827, and repassed said bill in accordance with the report of the Committee, so adopted.

H. F. No. 1827: A bill for an act relating to health care; requiring certain insurance policies, health care plans and group subscriber contracts to provide certain benefits for out-patient treatment of alcoholism, chemical dependency or drug addiction; amending Minnesota Statutes 1974, Section 62A.149.

House File No. 1827 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 30, 1976

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1827

A bill for an act relating to health care; requiring certain insurance policies, health care plans and group subscriber contracts to provide certain benefits for out-patient treatment of alcoholism, chemical dependency or drug addiction; amending Minnesota Statutes 1974, Section 62A.149.

March 30, 1976

The Honorable Alec G. Olson
President of the Senate

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

We, the undersigned conferees for H. F. No. 1827, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments.

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

House Conferees: (Signed) Don Samuelson, Paul McCarron, Stanley Enebo

Senate Conferees: (Signed) Joseph O'Neill, Winston Borden, William McCutcheon

Mr. O'Neill moved that the foregoing recommendations and Conference Committee Report on H. F. No. 1827 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. 1827: A bill for an act relating to health care, requiring certain insurance policies, health care plans and group subscriber contracts to provide certain benefits for out-patient treatment of alcoholism, chemical dependency or drug addiction; amending Minnesota Statutes 1974, Section 62A.149.

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 54 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Merriam 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 refuses to concur in the Senate amendments to House File No. 2233:

H. F. No. 2233: A bill for an act relating to human services; permitting Otter Tail county to designate a human services board; amending Minnesota Statutes 1974, Section 402.01, Subdivision 1.

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

Wenstrom, Rice and Schumacher have been appointed as such committee on the part of the House.

House File No. 2233 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 1, 1976

Mr. Olhott moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 2233, 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.

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. 2657 for comparison to companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2657	2218				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 2657 be amended as follows:

Page 2, delete lines 3 to 15

Page 2, line 23, delete "\$30" and insert "\$50"

Page 3, line 30, delete "\$5" and insert "\$15"

Page 4, line 7, delete "\$30" and insert "\$50"

Page 6, line 20, delete "and" and insert "or"

Page 6, line 23, restore the stricken language and delete the new language

Page 6, line 24, delete "and" and insert "or"

Page 6, line 28, restore the stricken "or" and after "wolf" insert "deer" and restore the stricken " , or both"

Page 7, line 14, delete "as amended by Laws 1976, Chapter 55, Section"

Page 7, line 15, delete "5,"

Page 7, delete lines 16 and 17

Page 7, line 21, delete "minnow retailer" and insert "local minnow dealer" and delete ", plus \$10 for"

Page 7, line 22, delete everything but the period

Page 9, delete lines 21 to 32

Delete page 10

Delete page 11

Page 12, delete lines 1 to 7

Page 12, line 10, after "licenses" insert "issued" and delete the rest of the line

Page 12, line 11, delete "vehicles"

Page 12, delete line 12 and insert "1975. In those years a fire-arms deer hunting season is held, a minimum of \$300,000 shall be appropriated from the game and fish fund for deer habitat improvement programs from the increase in deer hunting license receipts provided pursuant to this act. Any unexpended balance in this appropriation at the end of each fiscal year shall not cancel but shall be reappropriated in the following and subsequent fiscal years and available for deer habitat improvement programs."

Further amend the title

Page 1, line 2, delete "natural resources" and insert "game and fish"

Page 1, line 3, delete "permit and" and delete "authorizing the issuance"

Page 1, delete line 4

Page 1, line 5, delete "money;"

Page 1, line 6, delete "85.05, Subdivision 2;"

Page 1, line 7, delete ", as amended," and insert "and" and delete ", and by"

Page 1, line 8, delete "adding a subdivision" and delete "Chapter 105, by"

Page 1, line 9, delete "adding a section; and"

And when so amended, H. F. No. 2657 will be identical to S. F. No. 2218 and further recommends that H. F. No. 2657 be given its second reading and substituted for S. F. No. 2218 and that the Senate File be indefinitely postponed.

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

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

H. F. No. 1397 for comparison to companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1397	814				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1397 be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 136A.02, Subdivision 1, is amended to read:

136A.02 [MEMBERSHIP; OFFICERS; COMPENSATION; ADVISORY COMMITTEES.] Subdivision 1. The higher education coordinating ~~commission board~~ shall consist of ~~eight citizen~~ 12 members; ~~one from each congressional district~~, to be appointed by the governor with the advice and consent of the senate, ~~and three citizen members also to be appointed by the governor by and with the advice and consent of the senate to represent the state at large, and three members, one to be appointed by the board of regents of the University of Minnesota, one by the state university board, and one by the state board for community colleges. The Minnesota private college council shall appoint a person to serve as an ex officio, nonvoting member of the board. Each congressional district shall be represented by a member appointed by the governor.~~ All appointees to the board shall be selected for their knowledge of and interest in post secondary education and at least one member appointed by the governor shall be selected specifically for his knowledge of and interest in vocational education.

Citizen members of the commission on May 22, 1971 shall continue as members of the commission under the provisions of their appointments.

Except as provided in subdivision 2 All members shall be appointed for a four year term beginning on February 15 in the year in which the term begins. The initial members shall be appointed in the following manner to terms ending on the following dates:

(a) the first Monday in January, 1978: three members appointed by the governor;

(b) the first Monday in January, 1979: three members appointed by the governor and the member appointed by the board of regents;

(c) the first Monday in January, 1980: three members appointed by the governor and the member appointed by the state university board; and

(d) the first Monday in January, 1981: three members appointed by the governor and the member appointed by the board for community colleges. Vacancies in on the ~~commission board~~ shall

be filled by appointments for the unexpired term. All members shall serve until their successors are appointed and have qualified.

Sec. 2. Minnesota Statutes 1974, Section 136A.02, Subdivision 2, is amended to read:

Subd. 2. The members of the first higher education coordinating commission who are appointed by the governor with the advice and consent of the senate shall be appointed as follows: four of the citizen members appointed by the governor with the advice and consent of the senate shall be appointed for a term ending February 15, 1967, and the remaining four for a term ending February 15, 1969. The first members of the commission appointed by the governor as citizen members to represent the state at large shall be appointed for terms ending February 15, 1975. A member may be removed by his appointing authority at any time (1) for cause, after notice and hearing, or (2) after missing three consecutive meetings. The president of the board shall inform the appointing authority of a member missing the three consecutive meetings. After the second consecutive missed meeting and before the next meeting, the secretary of the board shall notify the member in writing that he may be removed if he misses the next meeting.

Sec. 3. Minnesota Statutes 1974, Section 136A.02, Subdivision 4, is amended to read:

Subd. 4. Members of the higher education coordinating ~~commission~~ board shall ~~serve without compensation~~ be compensated at the rate of \$35 per day spent on board activities, when authorized by the board. They shall be reimbursed, however, in addition for travel, subsistence, and other reasonable expenses incurred in the performance of their duties in the same manner and in the same amounts as other state officers and employees are reimbursed. Members who are full time state employees or full time employees of the political subdivisions of the state shall not receive the \$35 per day if the activities occur during normal working hours for which they are also compensated by the state or political subdivision. Board members who are employees of the state or a political subdivision shall suffer no loss in compensation or benefits from the state or a political subdivision as a result of their service on the board. Members who are full time state employees or full time employees of the political subdivisions of the state may receive the expenses provided for in this subdivision unless the expenses are reimbursed by another source.

Sec. 4. Minnesota Statutes, 1975 Supplement, Section 136A.04, is amended to read:

136A.04 [DUTIES.] The higher education coordinating ~~commission~~ board shall:

(a) Continuously study and analyze all phases and aspects of higher education, both public and private, and develop necessary plans and programs to meet present and future needs of the people of the state in respect thereto;

(b) Continuously engage in long range planning of the needs of

higher education and, if necessary, cooperatively engage in such planning with neighboring states and agencies of the federal government;

(c) Act as successor to any committee or commission heretofore authorized to engage in exercising any of the powers and duties prescribed by sections 136A.01 to 136A.07;

(d) Review, make recommendations and identify priorities with respect to all plans and proposals for new or additional programs of instruction or substantial changes in existing programs to be established in or offered by, the University of Minnesota, the state colleges *universities*, the community colleges, and public area vocational-technical institutes, and ~~private collegiate and non-collegiate institutions offering post-secondary education~~, and periodically review existing programs offered in or by the above institutions and recommend discontinuing or modifying any existing program, the continuation of which is judged by the ~~commission board~~ as being unnecessary or a needless duplication of existing programs;

(e) Review all plans and proposals for new or additional programs of instruction, periodically review existing programs of private institutions offering post-secondary education, and inform an institution if the board determines a program to be unnecessary or a needless duplication of existing programs;

~~(e)~~ (f) Develop in cooperation with the post-secondary systems, committee on appropriations of the house of representatives, committee on finance of the senate, and the departments of administration and finance a compatible budgetary reporting format designed to provide data of a nature to facilitate systematic review of the budget submissions of the university of Minnesota, the state college *university* system, the state community college system and the public vocational technical schools; and which includes the relating of dollars to program output;

(g) Review and comment on budget requests, including plans for construction and acquisition of facilities, of the public post-secondary vocational-technical schools for the purpose of relating present resources and higher educational programs to the state's present and long range needs;

~~(f)~~ (h) Review and approve, disapprove, or modify budget requests, including plans for construction or acquisition of facilities, of the university of Minnesota, the state colleges, *universities* and the state community colleges, and ~~public vocational-technical schools~~ for the purpose of relating present resources and higher educational programs to the state's present and long range needs; and conduct a continuous analysis of the financing of post-secondary institutions and systems, including the assessments as to the extent to which the expenditures and accomplishments are consistent with legislative intent;

(i) Make unified presentations to the legislature of the budget requests, as approved or modified by the board, of the university

of Minnesota, the state universities, and the state community colleges;

~~(g)~~ (j) Obtain from private post-secondary institutions receiving state funds a report on their use of those funds.

Sec. 5. Minnesota Statutes, 1975 Supplement, Section 136A.05, is amended to read:

136A.05 [COOPERATION OF INSTITUTIONS OF HIGHER EDUCATION.] All *public* institutions of higher education, ~~public and private~~, and all state departments and agencies ~~are requested to shall~~, and all *private institutions of higher education are requested to*, cooperate with and supply written information requested by the higher education coordinating ~~commission~~ board in order to enable it to carry out and perform its duties.

Sec. 6. Minnesota Statutes 1974, Section 136A.07, is amended to read:

136A.07 [REPORTS.] *Subdivision 1.* The higher education coordinating ~~commission~~ board shall report to the governor concerning its activities from time to time and may report in connection therewith to the governing body of each institution of higher education in the state, both public and private. It shall file a formal report with the governor not later than October 15 of each even numbered year so that the information therein contained, including recommendations , *approvals, disapprovals, and modifications of budget requests* , may be embodied in the governor's budget message to the legislature. It shall also report to the legislature not later than November 15 of each even numbered year.

Subd. 2. The higher education coordinating board shall study higher education and shall make specific recommendations concerning it to the legislature in at least the following areas:

(a) *graduate and undergraduate credit transfer policies, including the collegiate transfer course standards employed by the post-secondary vocational-technical educational system;*

(b) *comparable funding for comparable programs and comparable teaching loads and salaries for faculty based on comparable experience and qualifications;*

(c) *methods to encourage the lateral movement of faculty and students between the various post-secondary educational institutions; and*

(d) *staffing patterns at the various institutional and system levels, both academic and administrative, which may lead to inefficiency or duplication of effort.*

In the course of its study, the board shall solicit the views of the administrators, faculty, and students at affected institutions. The board shall report its preliminary findings quarterly to a joint meeting of the appropriate education committees of the senate and the house of representatives. The final report of the board shall be presented prior to January 15, 1978.

Sec. 7. *The membership of the higher education coordinating board as constituted in section 1 of this act shall replace and supersede the membership of the board as constituted prior to the effective date of this act.*

Sec. 8. [REPEALER.] *Minnesota Statutes 1974, Section 136A.02, Subdivision 6, is repealed.*

Sec. 9. [EFFECTIVE DATES.] *Sections 1, 2, 3, 5, 7, 8, 9 and 10 shall be effective the day following final enactment. Sections 4 and 6 shall be effective April 1, 1978.*

Sec. 10. *There is appropriated from the general fund in the state treasury to the higher education coordinating board the sum of \$90,000. This appropriation shall be added to that appropriated in Laws 1975, Chapter 433, Section 10, Subdivision 1."*

Further strike the title in its entirety and insert:

"A bill for an act relating to the organization and operation of state government; education; changing the membership of the higher education coordinating board; establishing new duties for the board; providing per diem, removing an advisory agency from statute; appropriating money; amending Minnesota Statutes 1974, Sections 136A.02, Subdivisions 1, 2, and 4; 136A.07; and Minnesota Statutes, 1975 Supplement, Sections 136A.04 and 136A.05; repealing Minnesota Statutes 1974, Section 136A.02, Subdivision 6."

And when so amended, H. F. No. 1397 will be identical to S. F. No. 814 and further recommends that H. F. No. 1397 be given its second reading and substituted for S. F. No. 814 and that the Senate File be indefinitely postponed.

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

SECOND READING OF HOUSE BILLS

H. F. Nos. 1397 and 2657 were read the second time.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on:

H. F. No. 2492, pursuant to the request of the House:

Messrs. Conzemius, Ashbach and Borden.

S. F. No. 175, pursuant to the request of the Senate:

Messrs. Conzemius, Renneke and Lewis.

S. F. No. 1959, pursuant to the request of the Senate:

Messrs. Keefe, S., Milton and Mrs. Brataas.

S. F. No. 2032, pursuant to the request of the Senate:

Messrs. Moe, Knutson and Hughes.

S. F. No. 320, pursuant to the request of the Senate:

Messrs. Olhoft, Willet and Fitzsimons.

H. F. No. 354, pursuant to the request of the House:

Messrs. North, Milton and Mrs. Brataas.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Tennesen moved that S. F. No. 551 be taken from the table. The motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Tennesen moved that the Senate concur in the amendments by the House to S. F. No. 551 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 551 A bill for an act relating to correctional facilities; providing for the establishment of minimum standards for facility management and physical condition; providing the powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Sections 241.021, Subdivisions 1 and 3; 641.21; 641.26; 642.01; and 642.02; Subdivision 1.

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 49 and nays 3, as follows:

Those who voted in the affirmative were:

Ashbach	Doty	Kowalczyk	Olhoft	Schrom
Bang	Hansen, Mel	Larson	Olson, A. G.	Sillers
Bernhagen	Hanson, R.	Laufenburger	Olson, H. D.	Solon
Blatz	Hughes	Lewis	Olson, J. L.	Spear
Borden	Humphrey	McCutcheon	Patton	Stassen
Brataas	Jensen	Merriam	Perpich, A. J.	Stokowski
Brown	Keefe, S.	Milton	Pillsbury	Stumpf
Chmielewski	Kirchner	Nelson	Renneke	Tennesen
Coleman	Kleinbaum	North	Schaaf	Willet
Conzemius	Knutson	Ogdahl	Schmitz	

Messrs. Dunn; Hansen, Baldy and Ueland voted in the negative.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Solon moved that the Conference Committee on H. F. No. 346 be discharged and a new Conference Committee be appointed on the part of the Senate. The motion did not prevail.

S. F. No. 1097 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON 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.

March 30, 1976

The Honorable Alec G. Olson
President of the Senate

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

We, the undersigned conferees for S. F. No. 1097, report that we have agreed upon the items in dispute and recommend as follows.

That the House recede from its amendments and that S. F. No. 1097 be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1 [PURPOSE.] The purpose of the pilot dental program is to determine the need for and the feasibility of establishing a state-wide dental program for eligible senior citizens, the optimal methods of providing dental service, whether the provision of dental services causes the general health of the participants to be improved and whether the provision of dental services to the eligible senior citizens provides comparable benefits to society as if provided to others.

Sec. 2. [PILOT PROGRAMS; ESTABLISHMENT] The commissioner of public welfare, hereinafter the commissioner, shall establish two pilot programs to provide dental care to senior citizens. One pilot program shall be established in the metropolitan area, composed of Hennepin, Ramsey, Anoka, Washington, Dakota, Scott, and Carver counties; and one pilot program shall be established in an area selected by the commissioner and located outside of the seven metropolitan counties.

Sec. 3. [ADMINISTRATION.] The pilot programs shall be administered by the commissioner. The commissioner shall appoint a seven member advisory task force to advise the commissioner on the operation of the pilot programs. All of the members of the advisory task force shall be senior citizens. The compensation of members, their removal from office, and the filling of vacancies shall be as provided in Minnesota Statutes, Section 15.059.

Sec. 4. [SERVICE CONTRACTS; REVIEW.] Subdivision 1 [SERVICE CONTRACTS.] For each pilot program, the commissioner shall contract for the provision and financing of dental services under the terms set forth in this act. The commissioner may contract (a) with an insurance company regulated under Minnesota Statutes, Chapter 62A, or a nonprofit health service plan corporation regulated under Minnesota Statutes, Chapter 62C, or a health maintenance organization established pursuant to Minnesota Statutes, Chapter 62D, or (b) directly with one or more qualified providers of dental services. The party or parties with whom the commissioner contracts

under clause (a) shall be known as the dental carriers. All participants in the pilot programs shall have a free choice of vendor for the delivery of dental services.

Subd. 2. [REVIEW.] The commissioner and the dental carriers shall monitor the pilot programs. Review of the extent and quality of dental service provided shall be done only by one or more licensed dentists.

Subd. 3. [EVALUATION AND REPORT.] The commissioner shall evaluate and report the results of the pilot programs to the legislature by January 2, 1978, and each year thereafter for five years. The reports shall include but not be limited to: (a) the optimal methods of providing dental services including the cost effectiveness of each pilot program; (b) the effect, if any, upon the general health of the individual receiving the dental services; (c) the extent and quality of dental services provided by the pilot program; (d) the number of participants in each pilot program; and (e) the types of dental care most used or needed by the participants.

Sec. 5. [ELIGIBILITY FOR BENEFITS.] Subdivision 1. The commissioner shall select participants for each pilot program from among the applicants who meet the eligibility criteria set forth in subdivision 2. At least ten percent of the senior citizens selected by the commissioner for participation in each pilot program must be residents of a nursing home.

Subd. 2. [FULL SUBSIDY.] The full cost of premiums for participation in a pilot program shall be paid by the commissioner for individuals who live in an area to be serviced by a pilot program and who:

(a) Are not eligible to receive dental services or reimbursement for dental services under any other program authorized by law, or who do not have coverage for dental services from an insurance company, a nonprofit service plan corporation, or a health maintenance organization; and

(b) Are retired and aged 62 or over; and

(c) Have an annual net income of less than \$3,900 if single, or \$4,875 if married.

Sec. 6. [SERVICES AND PAYMENT.] Subdivision 1. [SERVICES COVERED.] Services to be made available to participants in each pilot program shall include the following if provided or prescribed by a licensed dentist:

(a) routine examinations,

(b) x-rays,

(c) emergency treatment for relief of pain,

(d) restorative services,

(e) oral surgery, including preoperative and postoperative care,

(f) surgical and nonsurgical periodontics,

(g) endodontics, including pulpal therapy and root canal filling, and

(h) prosthetics.

Subd. 2. [PAYMENT.] The cost of the dental services, equal to at least 80 percent of the usual, customary and reasonable fee of the treating dentist, will be paid by the dental carrier, or if the commissioner has contracted directly with the provider of the services, by the commissioner, with no deductible amount. Participants shall be responsible for the remaining 20 percent of the fee and for any amounts in excess of the limits set forth in subdivision 3.

Subd. 3. [LIMITATION.] No services shall be provided nor shall any payment for services be made by the commissioner or by a dental carrier in excess of \$500 per participant per year.

Sec. 7. [FINANCIAL REQUIREMENTS.] Subdivision 1. The commissioner shall have access to all financial data of each dental carrier relating to the pilot programs.

Subd. 2. [PROFIT.] Any amount of profit earned by a dental carrier over ten percent of the total annual premiums, after payment of claims and administrative expenses, shall be returned by the dental carrier to the commissioner.

Sec. 8. [OUTSIDE FUNDING.] The commissioner shall investigate the availability of additional public and private funding for the purposes of this act. The commissioner may solicit and accept, on behalf of the pilot programs established pursuant to this act, contributions, gifts, and grants from any public or private sources.

Sec. 9. [APPROPRIATION.] There is appropriated from the general fund of the state treasury the sum of \$400,000 to the commissioner for the biennium ending June 30, 1977, for the purposes of this act. No more than 55 percent of the appropriation shall be expended for each pilot program established in section 2 of this act.

Sec. 10. This act shall expire June 30, 1977."

Further, amend the title as follows:

Page 1, line 2, strike "health" and insert "public welfare"

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

Senate Conferees: (Signed) Robert J. Tennesen, Roger D. Moe, William Kirchner

House Conferees: (Signed) Janet H. Clark, Donald Samuelson, Mary M. Forsythe

Mr. Tennesen moved that the foregoing recommendations and Conference Committee Report on S. F. No. 1097 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S. F. No. 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.

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

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

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

RECONSIDERATION

The question recurred on the motion of Mr. Tennessee that the vote whereby H. F. No. 25 failed to pass the Senate on March 29, 1976, be now reconsidered. The motion prevailed.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Brown	Gearty	Kowalczyk	Moe	Stokowski
Chenoweth	Hansen, Mel	Laufenburger	Olhoff	Stumpf
Chmielewski	Hughes	Lewis	Perpich, A. J.	Tennessee
Coleman	Humphrey	McCutcheon	Schaaf	Wegener
Davies	Keefe, S.	Merriam	Solon	Willet
Doty	Kleinbaum	Milton	Spear	

Those who voted in the negative were:

Arnold	Borden	Josefson	Olson, A. G.	Renneke
Ashbach	Fitzsimons	Kirchner	Olson, H. D.	Schmitz
Bang	Frederick	Knutson	Olson, J. L.	Schrom
Berg	Hansen, Baldy	Larson	O'Neill	Sillers
Bernhagen	Hanson, R.	Nelson	Patton	Stassen
Blatz	Jensen	Ogdahl	Pillsbury	Ueland

So the bill failed to pass.

MOTIONS AND RESOLUTIONS—CONTINUED

S. F. No. 2288 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 2288

A bill for an act relating to Indian affairs; renaming the board on Indian affairs; providing a change in membership for the board; creating an advisory council; changing the duties of the board; appropriating money; amending Minnesota Statutes 1974, Section 3.922, as amended.

March 30, 1976

The Honorable Alec G. Olson
President of the Senate

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

We, the undersigned conferees for S. F. No. 2288 report that we have agreed upon the items in dispute and recommend as follows:

That S. F. No. 2288 be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 3.922, as amended by Laws 1975, Chapter 54, Section 1, is amended to read:

3.922 [INDIAN AFFAIRS INTERTRIBAL BOARD.] Subdivision 1. [CREATION, MEMBERSHIP.] There is created a state commission on Indian affairs *intertribal board* to consist of the following *ex officio* members: The governor or a member of his official staff designated by him, the commissioner of education, the commissioner of public welfare, the commissioner of natural resources, the commissioner of human rights, and the commissioner of economic development, ~~who shall be ex-officio members thereof, but the commissioner of corrections, the executive director of the Minnesota housing finance agency, the commissioner of iron range resources and rehabilitation, and the commissioner of health~~ each of whom may designate a member of his staff to serve in his place; the chairmen of the Fond du Lac, Grand Portage, Leech Lake, Mille Lacs, Nett Lake and White Earth reservation business committees, each of whom shall be an *ex-officio* member thereof if their reservation is not represented by a voting member, but each may designate another member of their committee or another person of special qualifications by unanimous vote of their reservation business committee, to serve in his place; eight persons who are of at least one-fourth Indian ancestry, one of whom shall be a member of the Red Lake band of Chippewa Indians, two of whom shall be members of the Minnesota Chippewa tribe, with one to be selected to represent the Fond du Lac, Nett Lake, and Grand Portage reservations and the other to be selected to represent the Mille Lacs, White Earth, and Leech Lake reservations, one of whom shall be a member of the Sioux Indian tribes, one of whom shall be a resident of the city of Duluth, one a resident of the city of St. Paul, and two residents of the city of Minneapolis, all such eight members shall be appointed by the respective Indian groups which they represent and shall be subject to removal by such appointing group; . three members

of the state house of representatives appointed by the speaker of the house of representatives, and three members of the state senate appointed by the committee on committees of the senate. Voting members of the board shall be: the duly elected tribal chairmen of the Fond du Lac reservation business committee; the Grand Portage reservation business committee; the Mille Lacs reservation business committee; the White Earth reservation business committee; the Bois Forte (Nett Lake) reservation business committee; the Leech Lake reservation business committee; the Red Lake tribal council; the Upper Sioux board of trustees; the Lower Sioux tribal council; the Shakopee-Mdewankanton general council; the Prairie Island tribal council; and two members to be selected pursuant to subdivision 2. The chairmen of the above Indian committees, trusts, or councils may designate in writing a member who shall have been elected at large to an office in the committee, trust, or council to serve in his place. Commission Board members appointed to represent the state house of representatives and , the state senate or tribal governments shall no longer serve on the commission board at such time as they are no longer members of the bodies which they represent, and upon such circumstances, their offices shall be vacant. A member who is a designee of a tribal chairman shall cease to be a member at the end of the term of the tribal chairman who designated him. Ex officio members or their designees on the commission board shall not be voting members of the commission board .

Subd. 2. [ADDITIONAL MEMBERS.] To ensure a continuity of work, the initial appointments shall be: One of the three members selected from the Indian tribes shall be for a term of one year, one thereof for a term of two years, and one thereof for a term of three years, and two of the members selected from the cities shall be for a term of one year, one for a term of two years, and one for a term of three years, and until their successors are appointed and qualified. Appointments for succeeding terms shall all be for three years, and until their successors are appointed and qualified. Two members of the board shall be elected at large by Indian residents of Minnesota who (1) are legal members and eligible voters of a federally recognized tribe in accordance with the criteria of said tribe and (2) are not members of any federally recognized tribe with a reservation in Minnesota. The election of at large members shall be in a manner prescribed by the secretary of state with the first such election for at large members to take place at a reasonable time, but no later than one year, following enactment of this section. The manner of election, certification, and contest shall, insofar as reasonably possible, be consistent with procedures employed in general elections in the state so as to insure a fair election and ready access to the election process by eligible voters. The voting procedure shall include voting by absentee ballot. A person shall be eligible to serve as an at large member of the board if at the time of the election he is a qualified voter within the requirements of the Minnesota Constitution, Article VII and a member of a federally recognized tribe that does not have a reservation in Minnesota. The at large election described herein shall be certified and

regulated by the secretary of state. The term for at large members shall be two years and until a successor is elected and qualified.

Subd. 3. [MEMBERSHIP; COMPENSATION; EXPENSES.] *Members of the commission, other than state officials, shall receive as compensation for their services in attending meetings of the commission or a committee thereof, the sum of \$35 for each such meeting day so attended. Each member of the commission shall receive reimbursement for actual and necessary traveling expenses incurred on official business. Reimbursement shall be made in the manner and rate provided by law for state employees. Compensation of nonlegislator members shall be as provided for other administrative boards in chapter 15. Expenses of the commission board shall be approved by two of any three members of the commission board designated by the commission board and shall then be paid in the same manner as other state expenses are paid. The commissioner of finance shall be informed in writing by the executive secretary of the names of the persons authorized to approve expenses.*

Subd. 4. [MEETINGS.] *The commission shall meet quarterly. Special Meetings may be called by the chairman or at the written request of five members of the commission board. A majority of the voting members of the commission board constitutes a quorum.*

Subd. 5. [OFFICERS, PERSONNEL.] *The state commission on Indian affairs board shall annually elect a chairman and such other officers as it may deem necessary. The chairman shall have the authority to appoint subcommittees necessary to fulfill the duties of the board. It shall also employ, fix the compensation, and prescribe the duties of such clerks, employees, and agents as it deems necessary. The chairman shall be an ex officio member of the state board of human rights. The appropriations and other funds of this commission board are subject to the provisions of chapter 16. The board shall maintain its primary office in Bemidji and shall also maintain personnel and office space in St. Paul.*

Subd. 6. [DUTIES.] *The commission shall have as its primary duty to acquire information in the fields of employment and housing, civil rights, education, health and welfare, and law and order so that:*

(a) Through its reports and recommendations adequate legislation may be enacted when it is required;

(b) Plans and programs may be worked out with Indian people who need assistance in finding employment, acquiring education, improving housing, getting medical care, developing natural resources and generally in becoming self-sufficient.

Further duties of the commission shall be:

(a) To provide information for and direction to a program designed to assist our Indian citizens to assume all the rights, privileges, and duties of full citizenship;

(b) To coordinate and cooperate with the many governmental and private agencies providing services to Indian people on the local, state, and national level;

(c) To help implement the findings of various private and governmental studies dealing with Indian needs in Minnesota. The primary duties of the board shall be to:

(1) Clarify for the legislature and state agencies the nature of tribal governments, the relationship of tribal governments to the Indian people of Minnesota;

(2) Assist the secretary of state in establishing an election of at large members of the board;

(3) Make recommendations to members of the legislature on desired and needed legislation for the benefit of the statewide Indian community and communicate to the members of the legislature when legislation has or will have an adverse effect on the statewide Indian community;

(4) Provide, through the elected apparatus of the board, an effective conduit for programs, proposals and projects to the legislature submitted by tribal governments, organizations, committees, groups or individuals;

(5) Provide a continuing dialogue with members of the appropriate tribal governments in order to improve their knowledge of the legislative process, state agencies and governmental due process;

(6) Assist in establishing Indian advisory councils in cooperation with state agencies delivering services to the Indian community;

(7) Assist state agencies in defining what groups, organizations, committees, councils or individuals are eligible for delivery of their respective services;

(8) Assist in providing resources, tribal and other, in the delivery of services to the statewide Indian community;

(9) Act as a liaison between local, state and national units of government in the delivery of services to the Indian population of Minnesota;

(10) Assist state agencies in the implementation and updating of studies of services delivered to the Indian community;

(11) Provide, for the benefit of all levels of state government, a continuing liaison between those governmental bodies and duly elected tribal governments and officials;

(12) Interreact with private organizations involved with Indian concerns in the development and implementation of programs designed to assist Indian people, insofar as they affect state agencies and departments; and

(13) Act as an intermediary, when requested and if necessary between Indian interests and state agencies and departments when questions, problems or conflicts exist or arise.

Subd. 7. [STATE OFFICIALS AND DEPARTMENTS; CO-OPERATION.] In carrying out these objectives and to ascertain Indian needs the ~~commission board~~ shall have the right to confer with state officials and other governmental units, and to have access to such records as are necessary to obtain needed information. The ~~commission board~~ also shall have the right to call upon various state departments for such technical advice and service as are needed to fulfill the purposes of the ~~commission board~~.

Subd. 8. [ADVISORY COUNCIL.] *There is created an advisory council on urban Indians to advise the board on the unique problems and concerns of Minnesota Indians who are residing in urban areas of the state. The council shall be appointed by the board and shall consist of five Indians residing in the vicinity of Minneapolis, St. Paul and Duluth. At least one member of the council shall be a resident of each of the aforementioned cities. The council shall expire, and the terms, compensation and removal of members shall be as provided in section 15.059.*

Subd. 8 7 . [ANNUAL REPORT.] The ~~commission board~~ shall make an annual report to the governor and the legislature on its activities, its findings, and its recommendations ; ~~and a full report to the legislature on prior to November 15 in each even numbered year.~~

Sec. 2. *There is appropriated to the board on Indian affairs the sum of \$155,550 for the biennium ending June 30, 1977.*

Sec. 3. *This act is effective upon final enactment. The board shall expire on June 30, 1983. "*

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

Senate Conferees: (Signed) Gerald L. Willet, Sam G. Solon, Roger Hanson

House Conferees: (Signed) Douglas J. St. Onge, Willis R. Eken, Gary W. Laidig

Mr. Willet moved that the foregoing recommendations and Conference Committee Report on S. F. No. 2288 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

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

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 40 and nays 16, as follows:

Those who voted in the affirmative were:

Bang	Dunn	Keefe, J.	North	Schmitz
Berg	Frederick	Kirchner	Olhoft	Schrom
Bernhagen	Gearty	Kleinbaum	Olson, A. G.	Solon
Brown	Hansen, Baldy	Knutson	Olson, H. D.	Stassen
Chmielewski	Hansen, Mel	Kowalczyk	Olson, J. L.	Stokowski
Coleman	Hanson, R.	Laufenburger	Perpich, A. J.	Ueland
Conzemius	Hughes	Moe	Pillsbury	Wegener
Doty	Humphrey	Nelson	Renneke	Willet

Those who voted in the negative were:

Brataas	Keefe, S.	McCutcheon	Ogdahl	Spear
Chenoweth	Larson	Merriam	O'Neill	Stumpf
Davies	Lewis	Milton	Sillers	Tennessee
Jensen				

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

SPECIAL ORDER

Pursuant to Rule 10, Mr. Perpich, A. J., Chairman of the Committee on Taxes and Tax Laws, designated H. F. No. 2175, No. 13 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 2175: A bill for an act relating to taxation; altering calculation of levy limit base adjustments; amending Minnesota Statutes, 1975 Supplement, Section 275.52, Subdivision 4.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Ashbach	Frederick	Kleinbaum	Olhoft	Schmitz
Bang	Gearty	Knutson	Olson, A. G.	Schrom
Bernhagen	Hansen, Baldy	Kowalczyk	Olson, H. D.	Sillers
Brataas	Hansen, Mel	McCutcheon	Olson, J. L.	Spear
Chenoweth	Hanson, R.	Merriam	O'Neill	Stassen
Chmielewski	Hughes	Milton	Patton	Stumpf
Coleman	Humphrey	Moe	Perpich, A. J.	Tennessee
Conzemius	Jensen	Nelson	Pillsbury	Ueland
Doty	Keefe, J.	North	Renneke	Wegener
Dunn	Kirchner	Ogdahl	Schaaf	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Perpich, A. J., Chairman of the Committee on Taxes and Tax Laws, designated H. F. No. 2546, No. 14 on the General Orders Calendar, a Special Order to be heard immediately.

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.

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 23 and nays 31, as follows:

Those who voted in the affirmative were:

Berg	Coleman	Keefe, J.	Laufenburger	Spear
Bernhagen	Conzemius	Keefe, S.	Perpich, A. J.	Stokowski
Borden	Doty	Kleinbaum	Renneke	Willet
Brown	Hansen, Baldy	Knutson	Schmitz	
Chmielewski	Hughes	Kowalczyk	Schrom	

Those who voted in the negative were:

Ashbach	Hansen, Mel	Merriam	Olson, A. G.	Stassen
Bang	Hanson, R.	Milton	Olson, J. L.	Tennessen
Blatz	Humphrey	Moe	O'Neill	Ueland
Chenoweth	Kirchner	Nelson	Patton	
Dunn	Larson	North	Pillsbury	
Frederick	Lewis	Ogdahl	SchAAF	
Gearty	McCutcheon	Olhoft	Sillers	

So the bill failed to pass.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Perpich, A. J., Chairman of the Committee on Taxes and Tax Laws, designated H. F. No. 617, No. 15 on the General Orders Calendar, a Special Order to be heard immediately.

H. F. No. 617: A bill for an act relating to taxation; adding certain disabled persons to those paying reduced property taxes; amending Minnesota Statutes, 1975 Supplement, Section 273.13, Subdivision 7.

Mr. Spear moved to amend H. F. No. 617 as follows:

Page 3, after line 17, insert:

"Sec. 2. Minnesota Statutes, 1975 Supplement, Section 290A.03, Subdivision 8, is amended to read:

Subd. 8. [CLAIMANT.] "Claimant" means a person who filed a claim authorized by sections 290A.01 to 290A.21 and who was domiciled in this state during the calendar year for which the claim for relief was filed. In the case of a claim relating to rent constituting property taxes, the claimant shall have resided in a rented or leased unit on which ad valorem taxes are payable for not less than six months of the calendar year covered by the claim, *except that a claimant who is disabled or who has attained the age of 65 on the date specified in section 290A.04, subdivision 1, may file a claim based on residence in a unit on which ad valorem taxes were not payable.* In the case of a part year resident, the income and rental reflected in this computation shall be for the period of Minnesota residency only.

Any rental expenses paid which may be reflected in arriving at federal adjusted gross income cannot be utilized for this computation. Maximum credit allowed under this computation would be at a rate of one-twelfth of the maximum credit allowed pursuant to section 290A.04 per month of residency computed to the nearest full month. When two individuals of a household are able to meet the qualifications for a claimant, they may determine among them as to who the claimant shall be. If they are unable to agree, the matter shall be referred to the commissioner of revenue and his decision shall be final.

If a homestead is occupied by two or more unrelated renters, the rent shall be deemed to be paid equally by each, and separate claims shall be filed by each. The income of each shall be his household income for purposes of computing the amount of credit to be allowed.

Sec. 3. Minnesota Statutes, 1975 Supplement, Section 290A.04, Subdivision 2, is amended to read:

Subd. 2. The credit shall be paid to claimants whose property taxes payable exceed the following percentages of their income, up to the designated maximum credit amounts:

For claimants earning:

\$	0 to \$ 2,499,	1.0 percent, up to \$475;
	2,500 to 19,999,	1.5 percent, up to \$475;
	20,000 to 22,999,	1.6 percent, up to \$475;
	23,000 to 25,999,	1.8 percent, up to \$425;
	26,000 to 30,999,	2.0 percent, up to \$375;
	31,000 to 35,999,	2.2 percent, up to \$350;
	36,000 to 40,999,	2.4 percent, up to \$325;
	41,000 to 44,999,	2.6 percent, up to \$325;
	45,000 to 52,999,	2.8 percent, up to \$325;
	53,000 to 65,999,	3.0 percent, up to \$325;
	66,000 to 81,999,	3.2 percent, up to \$325;
	82,000 to 99,999,	3.5 percent, up to \$325;
	100,000 and over,	4.0 percent, up to \$325;

provided that maximum credits for incomes above \$20,000 decline according to the following schedule:

between \$20,000 and \$26,000 decline \$16.67 per \$1,000; between \$26,000 and \$36,000 decline \$5 per \$1,000.

In the case of a claimant who was disabled on June 1 or who attained the age of 65 on the date specified in subdivision 1, the credit shall not be less than the credit which the claimant's household income as defined in section 290A.03 and property tax or rent constituting property tax would have entitled him to receive under Minnesota Statutes 1974, Section 290.0618.

The credit shall be the amount calculated pursuant to this subdivision, but not exceeding \$675, less the homestead credit given pursuant to section 273.13, subdivisions 6 and 7.

Sec. 4. Minnesota Statutes, 1975 Supplement, Section 290A.04, Subdivision 3, is amended to read:

Subd. 3. The commissioner of revenue shall construct and make available to taxpayers a comprehensive table showing the property

taxes to be paid and credit allowed at various levels of income and assessment. The table shall follow the schedule of income percentages and , maximums and other provisions specified in subdivision 2, except that the commissioner may graduate the transition between income brackets.

For homestead property owners who are disabled or are 65 or older, as provided in subdivision 1, the commissioner shall base his determination of the credit on the gross qualifying tax reduced by the average statewide effective homestead credit percentage for taxes payable in 1975 calculated under Minnesota Statutes, Section 273.13, Subdivisions 6 and 7.

Sec. 5. In 1976, the commissioner shall recompute the credit for any person who has filed a claim and is affected by this act. He shall pay to these people the amount of the credit in excess of any credit which has been paid, without requiring an amended return to be filed. Notwithstanding the provisions of section 290A.07, payments pursuant to this section may be made more than 60 days after the date the claim was filed without interest."

Page 3, line 18, after "2." insert "Section 1 of"

Page 3, line 19, after the period, insert "Sections 2 to 5 of this act are effective for taxable years beginning after December 31, 1974."

Renumber the sections in sequence

Amend the title as follows:

Line 3, after the semicolon, insert "defining "claimant" for purposes of certain homestead credits;"

Line 5, strike "Section" and insert "Sections"

Line 5, after "7" insert "; 290A.03, Subdivision 8; and 290A.04. Subdivisions 2 and 3"

The motion prevailed. So the amendment was adopted.

Mr. Berg moved to amend H. F. No. 617 as follows:

Page 3, after line 17, insert:

"Sec. 2. Minnesota Statutes 1974, Section 273.42, is amended to read:

273.42 [RATE OF TAX; ENTRY AND CERTIFICATION; CREDIT ON PAYMENT.] The property set forth in section 273.37, subdivision 2, consisting of transmission lines, and distribution lines not taxed as provided in sections 273.38, 273.40 and 273.41 shall be taxed at the average rate of taxes levied for all purposes throughout the county and shall be entered on the tax lists by the county auditor against the owner thereof and certified to the county treasurer at the same time and in the same manner that other taxes are certified, and, when paid, shall be credited, one-half to the general revenue fund of the county, and one-half to the general school fund of the county.

Of the amount credited to the general school fund of the county which is derived from the taxation of high voltage transmission lines defined in Minnesota Statutes, Section 116C.52, Subdivision 3, one-half shall be apportioned and distributed among the various townships in

the county on the basis of the number of electrical transmission structures used with the aforesaid high voltage transmission lines and taxed under this section, situated in each township, and one-half of the amount so derived shall be apportioned and credited against property taxes payable or to become payable upon real estate upon which such transmission structures are situated upon the basis of the number of transmission structures situated upon each parcel or tract. The credit provided by this section shall be applied after deduction of any other applicable credits, and shall in no event exceed the amount of the tax remaining payable. Any balance not apportioned and credited against real estate taxes by reason of real estate being tax exempt or the credit exceeding taxes payable may be expended for other county purposes.

Sec. 3. There is appropriated to the state board of education from the general fund sufficient money to reimburse school districts for revenue lost by reason of the enactment of section 2. The amount of reimbursement shall be paid to each school district entitled thereto by the state board of education along with distributions of foundation aid upon certification by the respective county auditors as to the amount due to each district."

Page 3, line 18, after "2." insert "Section 1 of"

Page 3, line 19, after the period, insert: "Section 2 of this act shall be effective with respect to taxes levied in 1976 and subsequent years and payable in 1977 and subsequent years."

Renumber the sections in sequence

Amend the title as follows:

Line 3, after the semicolon, insert "credit against property taxes for placement of high voltage transmission lines; appropriating money;"

Line 5, after "7" insert "; and Minnesota Statutes 1974, Section 273.42;"

The question being taken on the adoption of the amendment.

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

And the roll being called, there were yeas 23 and nays 30, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Larson	Pillsbury	Ueland
Berg	Hanson, R.	Nelson	Renneke	Wegener
Bernhagen	Keefe, J.	Olhoft	Schrom	Willet
Brown	Kirchner	O'Neill	Sillers	
Chmielewski	Knutson	Patton	Stassen	

Those who voted in the negative were:

Bang	Doty	Kleinbaum	Milton	Schaaf
Blatz	Frederick	Kowalczyk	Moe	Schmitz
Borden	Gearty	Laufenburger	North	Solon
Chenoweth	Hansen, Baldy	Lewis	Ogdahl	Spear
Coleman	Hughes	McCutcheon	Olson, A. G.	Stokowski
Conzemius	Keefe, S.	Merriam	Perpich, A. J.	Stumpf

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

H. F. No. 617 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 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Chenoweth moved that S. F. No. 855 be taken from the table. The motion prevailed.

Mr. Chenoweth moved that the Senate do not concur in the amendments by the House to S. F. No. 855 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

S. F. No. 1051 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1051

A bill for an act relating to attorneys; providing for investigation of accusations against attorneys; amending Minnesota Statutes 1974, Section 481.15, by adding a subdivision.

March 29, 1976

The Honorable Alec G. Olson
President of the Senate

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

We, the undersigned conferees for S. F. No. 1051 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S. F. No. 1051 be amended as follows:

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 1974, Section 481.11, is amended to read:

481.11 [CHANGE OF ATTORNEY.] The attorney in ~~an~~ *a* civil action or proceeding may be changed at any time ~~upon his consent, or, by order of the court, upon the application of the client for cause, but no change can be made on application of the client unless the charges of the attorney be paid~~. When such change is made, written notice of the substitution of a new attorney shall be given to adverse parties; until such notice, they shall recognize the former attorney.

Sec. 2. Minnesota Statutes 1974, Section 481.13, is amended to read:

481.13 [LIEN FOR ATTORNEY FEES.] An attorney has a lien for his compensation whether the agreement therefor be expressed or implied:

(1) Upon the papers of his client coming into his possession in the course of his employment;

(2) Upon money in his hands belonging to his client;

(3) (1) Upon the cause of action from the time of the service of the summons therein, or the commencement of the proceeding, and upon the interest of his client in any money or property involved in or affected by any action or proceeding in which he may have been employed, from the commencement of the action or proceeding, and, as against third parties, from the time of filing the notice of such lien claim, as provided in this section;

(4) Upon money or property in the hands of the adverse party to the action or proceeding in which the attorney was employed, from the time such party is given notice of the lien. If the client has an interest in any real or personal property, whether held by any bailee, pledgee, judgment creditor or otherwise, the attorney shall be entitled to a lien upon such property wherever situated, for the value of his services, whether under a special agreement as to compensation or for the reasonable value thereof, and shall also have a lien for any contributions in money or services which the attorney makes for the preservation of the client's interest in the property or for the enhancement of the value thereof. If the client is not a resident of this state, jurisdiction may be had by service of notice of order to show cause without the state or by mailing a copy thereof to the client outside of the state, without the need of further jurisdictional requirements, provided the property itself is within the state of Minnesota;

(5) (2) Upon a judgment, and whether there be a special agreement as to compensation, or whether a lien is claimed for the reasonable value of the services, the lien shall extend to the amount thereof from the time of giving notice of his claim to the judgment debtor, but this lien is subordinate to the rights existing between the parties to the action or proceeding;

~~(6)~~ (3) The liens provided by clauses ~~(3)~~ (1) ; ~~(4)~~, and ~~(5)~~ (2) may be established, and the amount thereof determined, by the court, summarily, in the action or proceeding, on the application of the lien claimant or of any person or party interested in the property subject to such lien, on such notice to all parties interested therein as the court may, by order to show cause, prescribe, or such liens may be enforced, and the amount thereof determined, by the court, in an action for equitable relief brought for that purpose.

Judgment shall be entered under the direction of the court, adjudging the amount due and the sale of the property subjected to the lien, or some part thereof, to satisfy said amount, and directing the sheriff to proceed to sell the same according to the provisions of law relating to the sale of real estate on execution, and to make report to the court.

A certified transcript of the judgment shall be delivered to the sheriff, and shall be his authority for making the sale.

If the property so sold is real estate, the same shall be subject to redemption in the manner provided by law for redemption of real property sold on execution.

Such liens shall not affect the right or title of bona fide purchasers or encumbrancers of the property subject thereto, for value and without notice; but a duly verified notice of intention to claim such lien, specifying the property on which the lien is claimed, and the amount thereof, if under express agreement, or, if not, then the reasonable value of the services for which such lien is claimed, filed as herein provided, shall charge subsequent purchasers and encumbrancers of such property with notice of said lien from the time of such filing.

(4) If the lien is claimed on the client's interest in real estate involved in or affected by the action or proceeding, such notice of intention to claim a lien thereon shall be filed in the office of the register of deeds or registrar of titles, where appropriate, and therein noted on the certificate or certificates of title affected, in and for the county within which the same is situated. If the lien is claimed on the client's interest in personal property involved in or affected by the action or proceeding, the notice shall be filed in the same manner as provided by law for the filing of a chattel mortgages security interest.

Sec. 3. Minnesota Statutes 1974, Section 481.14, is amended to read:

481.14 [REFUSAL TO SURRENDER PROPERTY TO CLIENTS.] When an attorney shall refuse to deliver money or papers to a person from or for whom he has received them in the course of his professional employment, he may be required to do so, upon petition, by an order of court. Such order may be granted by the court in which the action was prosecuted, or if no action was prosecuted, by the district court of the county where he resides, or by the supreme court, and may require him to make delivery within a time specified, or show cause why he should not be

punished for contempt. *In the event an attorney shall retain money of a client under a claim of right, including a claim for fees and expenses, the court shall determine the amount, if any, due such attorney, and shall order that any surplus amount remaining after deduction thereof be surrendered to the client. If the attorney claims a lien upon the property, the court may:*

(1) *As a condition of making the order, require the client to give security, in form and amount as directed, to satisfy the lien when determined in an action; or*

(2) *Summarily inquire into and determine the facts upon which the lien claim is founded; or*

(3) *Direct a trial of the controversy by a jury, or refer it, and determine the same upon the verdict or report as in other cases."*

Renumber the remaining section

Page 1, line 15, strike "*dispostion*" and insert "*disposition*"

Further, amend the title as follows:

Page 1, line 2, after "attorneys;" insert "authorizing change of attorney at any time; abolishing lien of an attorney upon money and papers of his client in his possession;"

Page 1, line 4, delete "Section" and insert "Sections 481.11; 481.13; 481.14; and"

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

Senate Conferees: (Signed) Nicholas D. Coleman, George S. Pillsbury, Winston W. Borden

House Conferees: (Signed) Wesley J. Skoglund, Henry J. Savellkoul, Richard J. Parish

Mr. Coleman moved that the foregoing recommendations and Conference Committee Report on S. F. No. 1051 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S. F. No. 1051: A bill for an act relating to attorneys; providing for investigation of accusations against attorneys; amending Minnesota Statutes 1974, Section 481.15, by adding a subdivision.

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 54 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Borden	Coleman	Gearly	Jensen
Bang	Brataas	Conzemius	Hansen, Baldy	Keefe, J.
Berg	Brown	Doty	Hansen, Mel	Keefe, S.
Bernhagen	Chenoweth	Dunn	Hanson, R.	Kirchner
Blatz	Chmielewski	Frederick	Hughes	Knutson

Kowalczyk	Moe	Olson, J. L.	Schaaf	Stokowski
Laufenburger	Nelson	O'Neill	Schmitz	Stumpf
Lewis	North	Patton	Schrom	Tennessee
McCutcheon	Ogdahl	Perpich, A. J.	Sillers	Ueland
Merriam	Olhoff	Pillsbury	Solon	Willet
Milton	Olson, H. D.	Renneke	Stassen	

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Stumpf moved that the Conference Committee on S. F. No. 819 be discharged and a new Conference Committee be appointed on the part of the Senate.

The question being taken on the adoption of the motion,

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

And the roll being called, there were yeas 27 and nays 31, as follows:

Those who voted in the affirmative were:

Borden	Doty	Laufenburger	Perpich, A. J.	Stumpf
Brown	Gearty	Lewis	Schaaf	Wegener
Chenoweth	Hughes	McCutcheon	Schmitz	Willet
Chmielewski	Humphrey	Merriam	Solon	
Coleman	Keefe, S.	Milton	Spear	
Conzemius	Kleinbaum	Moe	Stokowski	

Those who voted in the negative were:

Ashbach	Frederick	Knutson	Olson, H. D.	Stassen
Bang	Hansen, Baldy	Kowalczyk	Olson, J. L.	Tennessee
Berg	Hansen, Mel	Larson	O'Neill	Ueland
Bernhagen	Hansen, R.	Nelson	Patton	
Blatz	Jensen	North	Pillsbury	
Brataas	Keefe, J.	Ogdahl	Schrom	
Dunn	Kirchner	Olson, A. G.	Sillers	

The motion did not prevail.

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

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of S. F. No. 2096. The motion prevailed.

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

H. F. No. 2489: A bill for an act relating to highway traffic regulations; special permits for oversize and overweight vehicles; authorizing an annual permit for refuse compactor vehicles and prescribing maximum loads thereon; providing a fee therefor; redefining farm trucks; amending Minnesota Statutes 1971, Section 168.011, Subdivision 17, as amended; and Minnesota Statutes 1974, Section 169.86, Subdivision 5; repealing Minnesota Statutes 1974, Section 169.831.

Reports the same back with the recommendation that all of the Senate amendments adopted by the Senate to H. F. No. 2489 on March 17, 1976, March 29, 1976 and March 30, 1976 be stricken and the bill do pass. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, pursuant to the second paragraph of Rule 40 and on request of Mrs. Brataas, first author of S. F. No. 1943, companion file to H. F. No. 1947, recommends that H. F. No. 1947 be withdrawn from the Committee on Taxes and Tax Laws and be placed on General Orders. Report adopted.

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

Senate Concurrent Resolution No. 13: A Senate concurrent resolution designating June 26, 1976 as Freedom Fest '76, a celebration of freedom from alcohol and drug dependency.

Reports the same back with the recommendation that the resolution be adopted. Report adopted.

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

House Concurrent Resolution No. 24: A house concurrent resolution relating to the delivery of bills to the governor after final adjournment.

Reports the same back with the recommendation that the resolution be adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was re-referred under Rule 35, together with the committee report thereon,

S. F. No. 2096: A bill for an act relating to metropolitan government; changing the metropolitan parks and open space commission to the metropolitan parks, arts and recreation commission and prescribing its powers and duties; authorizing the metropolitan council to issue bonds and levy taxes therefor; authorizing the council to impose an admissions tax; authorizing the council to impose a transient lodging tax in the metropolitan area; requiring the completion of an environmental impact statement and pollution control agency permits prior to construction of a new sports facility; authorizing a liquor license for the commission; requiring a certificate of need for regional recreational facilities; amending Minnesota Statutes 1974, Chapter 473, by adding sections; Minnesota Statutes, 1975 Supplement, Sections 473.121, Subdivisions 7 and 14; 473.147; 473.301; 473.302; and 473.303, Subdivision 1; repealing Minnesota Statutes 1974, Section 340.11, Subdivision 11a.

Reports the same back with the recommendation that the report of the Committee on Taxes and Tax Laws shown in the Journal for March 31, 1976 that "when so amended the bill do pass" be adopted.

Mr. Coleman moved that the Committee Report on S. F. No. 2096 be adopted.

Mr. Ashbach raised a point of order that under Rule 35, S. F. No. 2096 should be re-referred to the Committee on Finance.

The Chair ruled that the point of order was not well taken.

Mr. Ashbach moved a substitute motion that S. F. No. 2096 be re-referred to the Committee on Finance.

The question being taken on the adoption of the motion,

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

Those who voted in the affirmative were:

Arnold	Brown	Jensen	Olhoft	Schrom
Ashbach	Chenoweth	Keefe, J.	Olson, A. G.	Spear
Bang	Davies	Knutson	Olson, H. D.	Stumpf
Berg	Fitzsimons	Kowalczyk	Olson, J. L.	Tennessen
Bernhagen	Hansen, Baldy	Larson	Patton	Ueland
Blatz	Hansen, Mel	McCutcheon	Perpich, A. J.	Willet
Borden	Hanson, R.	Nelson	Renneke	

Those who voted in the negative were:

Anderson	Frederick	Kleinbaum	Ogdahl	Solon
Brataas	Gearty	Laufenburger	O'Neill	Stassen
Chmielewski	Hughes	Lewis	Pillsbury	Stokowski
Coleman	Humphrey	Merriam	Purfeerst	Wegener
Cenzemius	Josefson	Milton	Schaaf	
Doty	Keefe, S.	Moe	Schmitz	
Dunn	Kirchner	North	Sillers	

The motion prevailed.

SECOND READING OF HOUSE BILLS

H. F. Nos. 2489 and 1947 were read the second time.

MOTIONS AND RESOLUTIONS—CONTINUED

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

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

Rev. Mervin Dick, Chaplain, effective March 23, 1976

Rev. Terrance W. Berntson, Chaplain, effective March 26, 1976

Rev. Amos Levang, Chaplain, effective April 2, 1976

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

Mr. Coleman moved the adoption of the following resolution:

House Concurrent Resolution No. 24: A house concurrent resolution relating to the delivery of bills to the governor after final adjournment.

BE IT RESOLVED, by the House of Representatives, the Senate concurring, that on adjournment sine die of the 69th regular session of the Legislature, bills shall be presented to the Governor in conformity with the provisions of this resolution and as follows:

(a) That the Speaker of the House of Representatives, the Chief Clerk of the House of Representatives, the President of the Senate, and the Secretary of the Senate shall certify and sign each bill in the same manner and upon the same certification as each bill is signed for presentation to the Governor prior to adjournment sine die, and each of those officers shall continue in his designated capacity during the three days following the date of final adjournment;

(b) That the Chief Clerk of the House of Representatives and the Secretary of the Senate in accordance with the rules of the respective bodies and under the supervision and direction of the standing Committee on Rules and Legislative Administration and the standing Committee on Rules and Administration shall carefully engross and enroll each bill and make delivery thereof to the Governor in the same manner as each bill is engrossed and enrolled and delivered to the Governor prior to the adjournment of the Legislature sine die;

(c) That the Revisor of Statutes shall continue to assist in all of the functions relating to the engrossment and enrollment of bills of the House of Representatives and of the Senate under the supervision of the Chief Clerk of the House of Representatives and the Secretary of the Senate in the same manner that his assistance was rendered prior to the adjournment of the Legislature sine die;

(d) That this concurrent resolution is enacted in accordance with the requirements of the Constitution, Article IV, Section 23; and

BE IT FURTHER RESOLVED, that the Chief Clerk of the House of Representatives deliver a copy of this Resolution to the Governor, and the Secretary of State.

The motion prevailed. So the resolution was adopted.

Mr. Coleman moved the adoption of the following resolution:

Senate Concurrent Resolution No. 13: A Senate concurrent resolution designating June 26, 1976 as Freedom Fest '76, a celebration of freedom from alcohol and drug dependency.

WHEREAS, the State of Minnesota is recognized for leadership among the fifty states in the recognition, early intervention and treatment of alcohol and drug dependency; and

WHEREAS, on the 26th day of June, 1976, more than 40,000 recovering and concerned people from all areas of Minnesota will assemble in Bloomington, Minnesota to celebrate freedom from dependency on alcohol and other drugs; and

WHEREAS, the Legislature of the State of Minnesota finds and believes that the best interest of the State requires continued support for efforts to encourage treatment of alcohol and drug dependency by reducing the stigma attached to these diseases; now, therefore

BE IT RESOLVED, by the Senate of the State of Minnesota,

the House of Representatives concurring therein, that June 26, 1976 be designated as Freedom Fest '76 and that the citizens of Minnesota be encouraged to support this positive demonstration of encouragement for persons suffering alcohol and drug dependency.

Mr. Olson, A. G., moved to amend Senate Concurrent Resolution No. 13 as follows:

Page 2, after line 2, insert:

"BE IT FURTHER RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring therein, that the municipalities in which liquor stores are located be encouraged to prohibit the sale of intoxicating liquors on June 26, 1976."

The motion prevailed. So the amendment was adopted.

Mr. Coleman moved the adoption of the foregoing resolution, as amended.

The motion prevailed. So the resolution, as amended, was adopted.

MEMBERS EXCUSED

Pursuant to Rule 21, Mr. Tennessen moved that the following members be excused for a Conference Committee on S. F. No. 2208:

Messrs. Tennessen, Doty and Sillers. The motion prevailed.

Pursuant to Rule 21, Mr. Conzemius moved that the following members be excused for a Conference Committee on S. F. No. 60:

Messrs. Conzemius, Kowalczyk and Nelson. The motion prevailed.

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 General Orders a Special Orders Calendar for immediate consideration. The motion prevailed.

SPECIAL ORDER

H. F. No. 1940: A bill for an act relating to the legislature; establishing an advisory council on the economic status of women; appropriating money.

Mr. Keefe, S., moved that the amendment made to H. F. No. 1940 by the Committee on Rules and Administration in the report adopted March 30, 1976, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

Mr. Hughes moved to amend H. F. No. 1940 as follows:

Page 2, line 17, after the period insert:

"In its report the council shall recognize and attempt to ac-

commodate the findings and recommendations of the council for the family.”

Page 2, after line 25, insert:

“Sec. 2. [COUNCIL FOR THE FAMILY.] Subdivision 1. [MEMBERSHIP.] There is hereby established as an advisory agency to the legislature the council for the family which shall consist of 19 voting members whose membership shall be comprised as to reasonably reflect the population distribution of the sexes in this state. Five members shall be appointed by the governor from the general public, including members of two-parent and single-parent families. Four members shall be appointed by the governor from a representative cross-section of the various types of public and private organizations and agencies which provide services to children, youth and families. Five members shall be state senators appointed by the committee on committees of the senate and five shall be representatives appointed by the speaker of the house of representatives. The commissioners of the departments of education, health, public welfare and corrections or their representatives shall serve ex officio, without a vote, on the council. The council members shall annually elect a chairman and other necessary officers.

Subd. 2. [TERM OF OFFICE.] The members of the legislature on the council shall serve at the pleasure of the committee on committees or the speaker, as appropriate. The council shall expire and the terms, compensation and removal of the non-legislator members shall be as provided in section 15.059.

Subd. 3. [ADMINISTRATIVE SERVICES; STAFF.] The legislative coordinating commission shall provide the council with necessary office space, staff and administrative services.

Subd. 4. [RECEIPT OF FUNDS.] When any person, corporation, the United States government, or any other entity offers funds to the council by way of gift, grant or loan, for the purpose of assisting the council to carry out its powers and duties, the council may accept the offer by majority vote and upon acceptance the chairman shall receive the funds subject to the terms of the offer, but no money shall be accepted or received as a loan nor shall any indebtedness be incurred except in the manner and under the limitations otherwise provided by law.

Subd. 5. [DUTIES AND POWERS.] The council shall:

(a) Advise the governor, state agencies, legislature, and the public on the administration of the programs, services, facilities, and needs of families in Minnesota, including single-parent families and members beyond the nuclear or immediate family;

(b) Encourage the development of coordinated, interdepartmental goals and objectives and the coordination of programs, services and facilities among all state departments and public and private providers of services related to children, youth and families;

(c) Review and make pertinent and timely comment to the governor, state agencies, the legislature, and the public concerning adequacy and availability of state programs, plans, pending legislation and bud-

gets for services to children, youth and families and for funding under the various federal programs;

(d) Develop a public policy statement regarding children, youth and families; and

(e) Periodically advise the council on the economic status of women as to findings and recommendations which relate to the activities of that council."

Page 2, line 29, strike "commission" and insert "council on the economic status of women"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, strike "council" and insert "councils"

Page 1, line 3, after "women" insert "and on the family"

The question being taken on the adoption of the amendment,

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

Those who voted in the affirmative were:

Anderson	Chmielewski	Josefson	Olhoft	Schrom
Arnold	Doty	Keefe, S.	Olson, A. G.	Sillers
Ashbach	Dunn	Knutson	Olson, H. D.	Stokowski
Bang	Fitzsimons	Larson	Olson, J. L.	Stumpf
Bernhagen	Frederick	Laufenburger	Patton	Ueland
Blatz	Gearty	McCutcheon	Perpich, A. J.	Wegener
Borden	Hanson, R.	Merriam	Pillsbury	Willet
Brataas	Hughes	Milton	Purfeerst	
Brown	Humphrey	Moe	Schaaf	
Chenoweth	Jensen	North	Schmitz	

The motion prevailed. So the amendment was adopted.

Mr. Chmielewski moved to amend H. F. No. 1940 as follows:

Page 2, lines 4 and 5, strike "but not limited to"

The motion prevailed. So the amendment was adopted.

Mr. Chmielewski moved to amend H. F. No. 1940 as follows:

Page 1, line 8, strike "WOMEN" and insert "PERSONS"

Page 1, line 9, strike "women" and insert "persons"

Page 2, line 4, strike "women" and insert "persons"

Page 2, line 8, strike "women" and insert "persons"

Page 2, line 11, strike "women" and insert "persons"

Amend the title as follows:

Line 3, strike "women" and insert "persons"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 6 and nays 35, as follows:

Those who voted in the affirmative were:

Brown	Olson, H. D.	Patton	Schrom	Willet
Chmielewski				

Those who voted in the negative were:

Arnold	Dunn	Josefson	Olhoff	Solon
Berg	Frederick	Keefe, S.	Olson, J. L.	Spear
Bernhagen	Gearly	McCutcheon	O'Neill	Stassen
Brataas	Hansen, Mel	Merriam	Perpich, A. J.	Stokowski
Chenoweth	Hanson, R.	Moe	Purfeerst	Stumpf
Davies	Hughes	North	Schaaf	Tennessee
Doty	Humphrey	Ogdahl	Sillers	Ueland

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

H. F. No. 1940 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

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

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

Mr. McCutcheon moved that S. F. No. 2122, No. 8 on General Orders, be stricken and re-referred to the Committee on Governmental Operations. The motion prevailed.

SPECIAL ORDER

H. F. No. 2688: A resolution urging Congress and the President to establish the Solar Energy Research Institute in Minnesota.

Mr. Borden moved to amend H. F. No. 2688, as amended pursuant to Rule 49, adopted by the Senate March 31, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2584.)

Page 3, line 3, before the period, insert "and the state pledges its support for both its management and location therein"

The motion prevailed. So the amendment was adopted.

H. F. No. 2688 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 52 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MEMBERS EXCUSED

Pursuant to Rule 21, Mr. Keefe, S. moved that the following members be excused for a Conference Committee on H. F. No. 2043:

Messrs. Keefe, S.; Olson, A. G. and Stassen. The motion prevailed.

SPECIAL ORDER

H. F. No. 2657: A bill for an act relating to game and fish; increasing certain license fees; amending Minnesota Statutes 1974, Sections 98.46, Subdivisions 2, 4, 7, 8, 9, 14, 15, 16, 17 and 19; 101.44; and Minnesota Statutes, 1975 Supplement, Section 98.46, Subdivision 5.

SUSPENSION OF RULES

Mr. Moe 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. 2657 and that the rules of the Senate be so far suspended as to give H. F. No. 2657, now on General Orders, its third reading and place it on its final passage. The motion prevailed.

Mr. Moe moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

Page 9, after line 2, insert

"Sec. 16. [APPROPRIATION.] In those years a firearms deer hunting season is held, \$300,000 is appropriated from the game and fish fund for deer habitat improvement programs from the increase in deer hunting license receipts provided pursuant to this act. Any unexpended balance in this appropriation at the end of each fiscal year shall not cancel but is reappropriated in the following and subsequent fiscal years and available for deer habitat improvement programs."

Renumber the sections in sequence

Page 9, line 6, delete *"In those years a firearms deer"*

Page 9, delete lines 7 to 14

Further, amend the title as follows:

Page 1, line 3, after "fees;" insert "appropriating money;"

The motion prevailed. So the amendment was adopted.

Mr. Moe moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

Page 6, line 13, after "bear" strike "or"

Page 6, line 13, strike "deer, or both"

Page 9, line 6, strike "1975" and insert "1976"

The motion prevailed. So the amendment was adopted.

Mr. Moe moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

Page 9, after line 2, insert:

"Sec. 17. Notwithstanding the provision in Minnesota Statutes, Section 105.41, Subdivision 1a, stating that the commissioner of natural resources shall submit to the legislature by January 1, 1975, for its approval proposed rules governing the allocation of waters among potential water users, and notwithstanding the provision in Minnesota Statutes, Section 105.42, subdivision 1a, stating that the commissioner shall recommend by January 15, 1975, to the legislature a comprehensive law containing standards and criteria governing the issuance and denial of permits under that section, the commissioner shall adopt rules prior to January 30, 1977 containing standards and criteria for the issuance and denial of the permits required by Minnesota Statutes, Sections 105.41 and 105.42."

Renumber the remaining sections

Page 9, line 6, after the period insert "Section 17 of this act is effective the day following final enactment."

Amend the title as follows:

Line 2, strike "game and fish" and insert "natural resources"

Line 2, after "certain" insert "game and fish"

Line 3, after "fees;" insert "requiring the commissioner of natural resources to promulgate rules;"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 40 and nays 5, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Hughes	Olson, J. L.	Solon
Bang	Doty	Kirchner	Patton	Spear
Berg	Dunn	Knutson	Perpich, A. J.	Stassen
Bernhagen	Fitzsimons	Laufenburger	Purfeerst	Stokowski
Brown	Frederick	Lewis	Renneke	Stumpf
Chenoweth	Gearty	Merriam	Schaaf	Tennessee
Chmielewski	Hansen, Mel	Moe	Schmitz	Ueland
Coleman	Hanson, R.	Olson, H. D.	Sillers	Willet

Messrs. Ashbach; Hansen, Baldy; Jensen; Josefson; and Schrom voted in the negative.

The motion prevailed. So the amendment was adopted.

Mr. Willet moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

Page 1, after line 23, insert:

"Sec. 4. Minnesota Statutes 1974, Section 98.46, is amended by adding a subdivision to read:

Subd. 2a. The commissioner of natural resources may issue Minnesota sportsman licenses. The licenses shall be issued to residents only. The fee for licenses shall be \$17.

The license shall authorize the licensee to:

- (1) Take small game;*
- (2) Take fish by angling;*
- (3) Take deer or bear with firearms during the period in which the licensee may take deer; or take deer or bear with bow and arrow during the period in which the licensee may take deer."*

Renumber the remaining sections

Amend the title as follows:

Line 5, after "17" strike "and" and insert a comma

Line 5, after "19" insert ", and by adding a subdivision"

The motion prevailed. So the amendment was adopted.

Mr. Merriam moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1974, Section 85.05, Subdivision 2, is amended to read:

Subd. 2. [PERMITS FOR MOTOR VEHICLES.] (a) Except as provided in clauses (b), (c), (d) and (e) of this subdivision, no motor vehicle shall enter or be permitted to enter any state park, state monument, state recreation area or state wayside over 50 acres in area unless it has affixed to its windshield in the lower right corner thereof a permit which is provided for hereinafter. The commissioner of natural resources shall procure permits in such form as he shall prescribe for each calendar year which by appropriate language shall grant permission to use any state park, state monument, state recreation area or state wayside over 50 acres in area. Permits for each calendar year shall be provided

and placed on sale before October 1 next preceding, and may be affixed and used on or at any time after said date until the end of the calendar year for which issued. Such permits in each category shall be numbered consecutively for each year of issue. A fee of \$3 \$5 shall be charged for each permit issued, except that permits of appropriate special design may be sold individually at \$1 \$1.50 covering the use of state parks, state monuments, state recreation areas or state waysides under such conditions as the commissioner may prescribe for a designated period of not more than two days. The fee collected shall be deposited in the state park development account in the state treasury. Such permits shall be issued by such employees of the division of parks and recreation as the commissioner of natural resources may designate in writing and as hereinbefore provided.

(b) The commissioner shall issue without charge an employee's motor vehicle permit to any state employee who, for the purpose of performing official duties, must enter places where park stickers are required. The employee shall display his employee's permit on his motor vehicle in the same manner as state park stickers are displayed. A motor vehicle displaying only an employee's permit may not enter a place where park stickers are required if the vehicle is used for purposes other than those authorized by this clause (b).

(c) The commissioner shall issue without charge a motor vehicle permit to any individual of the age of 65 years or over who furnishes satisfactory proof of age. Such permit or the decal evidencing its issuance shall be valid only when displayed upon the vehicle owned and occupied by the person to whom issued.

(d) No state park permit is necessary for entry of a motor vehicle into a state park, state monument, state recreation area, or state wayside, on one day each calendar year which the commissioner may designate as state park open house day for the purpose of acquainting the public with state parks, monuments, recreation areas, and waysides. The commissioner shall announce the date of state park open house day at least 30 days in advance of the open house.

(e) No state park permit is necessary, nor shall any fee, including a parking fee, be charged, for entry of a motor vehicle into that part of Fort Snelling state park commonly known as Fort Snelling Memorial Chapel Island."

Page 9, line 3, after "13." insert "*The provisions of this act relating to changes in motor vehicle permit fees are effective the day following final enactment.*"

Renumber the sections in sequence

Amend the title as follows:

Line 2, strike "game and fish" and insert "natural resources"

Line 2, after the semicolon insert "increasing motor vehicle permit fees;"

Line 4, after "Sections" insert "85.05, Subdivision 2;"

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

Mr. Chmielewski moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

Page 1, after line 7, insert

"Section 1. Minnesota Statutes 1974, Section 98.45, is amended by adding a subdivision to read:

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

Amend the title as follows:

Line 2, after "fish;" insert "providing a reduced fee for small game licenses for senior citizens;"

Line 4, after "Sections" insert "98.45, by adding a subdivision;"

The motion prevailed. So the amendment was adopted.

Mr. Frederick moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

Page 1, after line 7, insert:

"Sec. 2. Minnesota Statutes 1974, Section 85.32, Subdivision 1, is amended to read:

85.32 [CANOE AND BOATING ROUTES.] Subdivision 1. [AREAS MARKED.] The commissioner of natural resources is authorized in cooperation with local units of government and private individuals and groups when feasible to mark canoe and boating routes on the Little Fork, Big Fork, Minnesota, St. Croix, Snake, Mississippi, Red Lake, Cannon, Des Moines, Crow Wing, St. Louis, Rum, Kettle, Cloquet, Root, Zumbro and Crow rivers which have historic and scenic values and to mark appropriately points of interest, portages, camp sites, and all dams, rapids, waterfalls, whirlpools, and other serious hazards which are dangerous to canoe and watercraft travelers."

Renumber the remaining sections

Amend the title as follows:

Line 2, strike "game and fish" and insert "natural resources"

Line 2, after the semicolon insert "authorizing the designation of the Zumbro river as a canoe and boating route;"

Line 4, after "Sections" insert "85.32, Subdivision 1;"

The motion prevailed. So the amendment was adopted.

Mr. Schrom moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

Page 2, line 28, after "5," insert "as amended by Laws 1976, Chapter 55, Section 4"

Page 3, line 24, delete "Itinerant"

Page 3, line 26, delete "Itinerant"

Page 3, line 27, delete "Itinerant"

Page 3, line 28, delete "itinerant"

Page 4, line 8, delete "specific truck,"

Page 4, line 9, delete "tractor-trailer, or semi-trailer," and insert "specified vehicle."

Page 6, line 32, after "17," insert "as amended by Laws 1976, Chapter 55, Section 5"

Page 7, line 4, delete "local"

Page 7, line 4, delete "dealer" and insert "retailer"

Page 7, line 4, after "\$5" insert ", plus \$10 for each vehicle used to transport minnows"

Amend the title as follows:

Line 5, after "17" insert "as amended,"

Line 6, after "5" insert ", as amended"

The motion prevailed. So the amendment was adopted.

Mr. Schrom moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

Page 6, line 19, strike "\$10" and insert "\$12.50"

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

Mr. Schrom moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

Page 3, line 14, strike "\$2" and insert "\$10"

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

Mr. Dunn moved to amend H. F. No. 2657, as amended pursuant to Rule 49, adopted by the Senate April 1, 1976, as follows:

(The text of the amended House file is identical to S. F. No. 2218.)

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

Page 2, line 31, strike the new language and restore the stricken language

Page 3, strike the new language and restore the stricken language

Page 5, strike the new language and restore the stricken language

Page 6, lines 12, 19, 21, and 23, strike the new language and restore the stricken language

Page 9, after line 14, insert:

"Sec. 14. [APPROPRIATION.] There is appropriated from the general fund to the commissioner of natural resources the sum of \$3,300,000 for the purposes of administrative and law enforcement services."

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 21 and nays 30, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Kirchner	O'Neill	Ueland
Bang	Hansen, Mel	Kleinbaum	Patton	
Berg	Hanson, R.	Knutson	Renneke	
Bernhagen	Josefson	Kowalczyk	Schrom	
Brataas	Keefe, J.	Nelson	Sillers	

Those who voted in the negative were:

Arnold	Doty	Laufenburger	North	Schaaf
Borden	Fitzsimons	Lewis	Olhoft	Schmitz
Chmielewski	Gearty	McCutcheon	Olson, H. D.	Solon
Coleman	Hansen, Baldy	Merriam	Olson, J. L.	Stumpf
Conzemius	Hughes	Milton	Perpich, A. J.	Tennessen
Davies	Humphrey	Moe	Purfeerst	Willet

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

H. F. No. 2657 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 34 and nays 22, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	Merriam	Spear
Arnold	Fitzsimons	Kirchner	Milton	Stokowski
Bang	Frederick	Kowalczyk	Moe	Stumpf
Chenoweth	Gearty	Larson	Olhoft	Tennessen
Chmielewski	Hansen, Baldy	Laufenburger	Olson, H. D.	Ueland
Coleman	Hughes	Lewis	Purfeerst	Willet
Conzemius	Humphrey	McCutcheon	Schaaf	

Those who voted in the negative were:

Bernhagen	Dunn	Kleinbaum	Perpich, A. J.	Sillers
Blatz	Hansen, Mel	Knutson	Pillsbury	Solon
Borden	Hanson, R.	Nelson	Renneke	
Brataas	Jensen	Ogdahl	Schmitz	
Doty	Keefe, J.	O'Neill	Schrom	

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

SPECIAL ORDER

S. F. No. 2453: A bill for an act relating to taxation; changing the means of calculation and adjustment of levy limits in certain counties; amending Minnesota Statutes, 1975 Supplement, Section 275.51, Subdivision 3c.

Mr. Solon moved to amend S. F. No. 2453 as follows:

Page 2, line 9, strike "*of over*"

Page 2, line 10, strike "*200,000 population*"

The motion prevailed. So the amendment was adopted.

Mr. Pillsbury moved to amend S. F. No. 2453 as follows:

Page 2, after line 26, insert:

"Sec. 2. Minnesota Statutes, 1975 Supplement, Section 275.59, is amended to read:

275.59 [GOVERNMENTAL SUBDIVISIONS UNDER 5,000 POPULATION; EXEMPTION FROM LEVY LIMITS.] Commencing with levy year ~~1975~~ 1976 and thereafter, taxes payable in ~~1976~~ 1977 and thereafter, the provisions of sections 275.50 to 275.56 shall not apply to any city, statutory city or town with statutory city powers whose population according to the latest state or federal census is under ~~2,500~~ 5,000."

Renumber the sections in sequence

Amend the title as follows:

Line 4, after the semicolon, insert "adjusting population limits for communities exempt from levy limits;"

Line 5, strike "Section" and insert "Sections"

Line 5, before the period, insert "and 275.59"

The motion prevailed. So the amendment was adopted.

S. F. No. 2453 was then progressed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Friday, April 2, 1976. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate