

FOURTH DAY

St. Paul, Minnesota, Monday, January 10, 1977

The Senate met at 7:30 o'clock p.m. and was called to order by the President.

CALL OF THE SENATE

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

Anderson	Gearty	Lessard	Perpich	Solon
Ashbach	Hanson	Luther	Peterson	Staples
Benedict	Hughes	McCutcheon	Pillsbury	Stokowski
Borden	Johnson	Menning	Schmitz	Stumpf
Chmielewski	Keefe, S.	Merriam	Schrom	Tennessee
Coleman	Kirchner	Nelson	Sieloff	Vega
Dunn	Knoll	Olson	Sikorski	Willet

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

Prayer was offered by the Chaplain, Rev. Dave S. Schneider.

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

Anderson	Gearty	Lessard	Perpich	Staples
Ashbach	Hanson	Luther	Peterson	Stokowski
Benedict	Hughes	McCutcheon	Pillsbury	Strand
Borden	Johnson	Menning	Schaaf	Stumpf
Chenoweth	Keefe, J.	Merriam	Schmitz	Tennessee
Chmielewski	Keefe, S.	Nelson	Schrom	Ueland, A.
Coleman	Kirchner	Nichols	Sieloff	Ulland, J.
Dieterich	Kleinbaum	Olhoft	Sikorski	Vega
Dunn	Knoll	Olson	Sillers	Willet
Engler	Laufenburger	Penny	Solon	

The President declared a quorum present.

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

MEMBERS EXCUSED

Messrs. Bang, Bernhagen, Mrs. Brataas, Messrs. Frederick, Gunderson, Humphrey, Jensen, Knutson, Lewis, Milton, Moe, Ogdahl, Purfeerst, Renneke and Spear were excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

January 4, 1977

The Honorable Edward J. Gearty
President of the Senate
State of Minnesota

Dear Sir:

The following appointment to the Minnesota Pollution Control Agency is hereby respectfully submitted to the Senate for confirmation as required by law:

Sandra Gardebring, 5224 Park Avenue, Minneapolis, Hennepin County, has been appointed by me, effective January 3, 1977, for a term expiring January 1, 1979.

Referred to the Committee on Agriculture and Natural Resources.

January 7, 1977

This is to inform you that Ms. Beverly Smerling, 2552 West Lake of the Isles Boulevard, Minneapolis, Hennepin County, has resigned from the Council on Quality Education.

I, therefore, respectfully request that the name of Ms. Smerling be removed from Senate consideration.

Referred to the Committee on Education.

January 7, 1977

This is to inform you that Mr. Norvin "Red" Swager, 102 Lakeside Drive, Stillwater, Washington County, has resigned from the State Personnel Board. Please remove his name from Senate consideration.

The letter of December 15, 1976, appointing Ms. Barbara Hofstede, 2220 St. Anthony Parkway, Minneapolis, Hennepin County, to the State Personnel Board, was put forward as a replacement appointment.

Referred to the Committee on Governmental Operations.

Sincerely,

Rudy Perpich, Governor

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Kleinbaum and Sikorski introduced—

S. F. No. 14: A bill for an act relating to retirement; mandatory

retirement age for corrections employees; amending Minnesota Statutes 1976, Sections 43.051, Subdivision 3.

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Olson, Pillsbury, Hanson and Peterson introduced—

S. F. No. 15: A bill for an act relating to taxation; eliminating the employers excise tax; repealing Minnesota Statutes 1976, Sections 290.031; 290.921; and 290.922.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Spear; Dieterich; Menning; Ulland, J. and Penny introduced—

S. F. No. 16: A bill for an act proposing an amendment to the Minnesota Constitution, Article VII, Section 6; providing that all eligible voters may hold most elective offices.

Referred to the Committee on Elections.

Messrs. Kleinbaum, Sillers and Hughes introduced—

S. F. No. 17: A bill for an act relating to education; higher education coordinating board; providing for non-citizen students to be eligible for scholarships and grants-in-aid; amending Minnesota Statutes 1976, Section 136A.121, Subdivisions 1 and 2.

Referred to the Committee on Education.

Messrs. Keefe, S.; Laufenburger; Gearty; Schmitz and Ueland, A. introduced—

S. F. No. 18: A bill for an act relating to elections; making false campaign statements unlawful; providing a penalty; amending Minnesota Statutes 1976, Section 210A.03.

Referred to the Committee on Elections.

Messrs. Laufenburger, Johnson, Mrs. Brataas, Messrs. Kleinbaum and Solon introduced—

S. F. No. 19: A bill for an act relating to public utilities; regulating telephone company rates; amending Minnesota Statutes 1976, Chapter 237, by adding a section; repealing Minnesota Statutes 1976, Section 237.08.

Referred to the Committee on Commerce.

Messrs. Wegener, Renneke and Purfeerst introduced—

S. F. No. 20: A bill for an act relating to highways; reimburse-

ment of fire fighting and protection expenses in certain instances; appropriating funds.

Referred to the Committee on Local Government.

Messrs. Wegener, Olson and Dunn introduced—

S. F. No. 21: A bill for an act relating to health; authorizing the licensing of physicians from Canada without an examination; amending Minnesota Statutes 1976, Section 147.03.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hanson and Lessard introduced—

S. F. No. 22: A bill for an act relating to Lake of the Woods county; authorizing issuance of one off-sale liquor license.

Referred to the Committee on Commerce.

Messrs. Chmielewski and Olson introduced—

S. F. No. 23: A bill for an act relating to workers' compensation; requiring an employer to furnish certain remodeling for a handicapped employee's residence; amending Minnesota Statutes 1976, Chapter 176, by adding a section.

Referred to the Committee on Employment.

Mr. Chmielewski introduced—

S. F. No. 24: A bill for an act relating to game and fish; use of dogs in taking bear; amending Minnesota Statutes 1976, Section 100.29, Subdivision 14.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Chmielewski introduced—

S. F. No. 25: A bill for an act relating to cities; providing that all cities constitute separate election and assessment districts; amending Minnesota Statutes 1976, Section 412.081, Subdivision 1; repealing Minnesota Statutes 1976, Section 412.081, Subdivision 2.

Referred to the Committee on Local Government.

Messrs. Kleinbaum, Peterson, Bernhagen and Schrom introduced—

S. F. No. 26: A bill for an act relating to game and fish; seasons for taking of certain fish; amending Minnesota Statutes 1976, Section 101.41, Subdivisions 2 and 4.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Chenoweth, Sikorski, Luther, Dieterich and Ogdahl introduced—

S. F. No. 27: A bill for an act relating to metropolitan government; providing for election of council members; amending Minnesota Statutes 1976, Sections 10A.01, Subdivision 5; 10A.17, Subdivision 3; 10A.20, Subdivisions 3, and 5; 10A.21, Subdivision 1; 10A.22, Subdivision 5; 10A.27, Subdivision 1; and 473.123, Subdivisions 2 and 3, and by adding subdivisions.

Referred to the Committee on Governmental Operations.

Messrs. Lewis, Coleman and Gearty introduced—

S. F. No. 28: A bill for an act relating to elections; providing for elections to fill certain United States senate vacancies; amending Minnesota Statutes 1976, Section 202A.72.

Referred to the Committee on Elections.

MESSAGES FROM THE HOUSE

Mr. President:

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

House Concurrent Resolution No. 2: A House concurrent resolution relating to adjournment.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted January 10, 1977

House Concurrent Resolution No. 2: A House concurrent resolution relating to adjournment.

BE IT RESOLVED, by the House of Representatives, the Senate concurring, that when either the House of Representatives or the Senate adjourns on January 17, 1977, it may adjourn to any date not later than January 24, 1977.

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

MOTIONS AND RESOLUTIONS

Mr. Chmielewski introduced—

Senate Concurrent Resolution No. 3: A Senate Concurrent Resolution applying to Congress to call a convention to propose a right to life constitutional amendment.

Referred to the Committee on Rules and Administration.

Mr. Luther moved that the name of Mr. Borden be added as co-author to S. F. No. 1. The motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 8:15 o'clock a.m., Thursday, January 13, 1977. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate