

TWENTY-FOURTH DAY

St. Paul, Minnesota, Thursday, March 17, 1977

The Senate met at 11:30 o'clock a.m. and was called to order by the President.

Prayer was offered by the Chaplain, Rev. Joan Johnson.

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

Anderson	Engler	Knoll	Ogdahl	Sieloff
Ashbach	Frederick	Knutson	Olhoft	Sikorski
Bang	Gearty	Laufenburger	Olson	Sillers
Benedict	Gunderson	Lessard	Penny	Solon
Bernhagen	Hanson	Lewis	Perpich	Spear
Borden	Hughes	Luther	Peterson	Staples
Brataas	Humphrey	McCutcheon	Pillsbury	Stokowski
Chenoweth	Jensen	Menning	Purfeerst	Strand
Chmielewski	Johnson	Merriam	Renneke	Ueland, A.
Coleman	Keefe, J.	Milton	Schaaf	Ulland, J.
Davies	Keefe, S.	Moe	Schmitz	Vega
Dieterich	Kirchner	Nelson	Schrom	Wegener
Dunn	Kleinbaum	Nichols	Setzepfandt	Willet

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. Stumpf and Tennesen were excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 15, 1977

The Honorable Edward J. Gearty
President of the Senate

Dear Sir:

I have the honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State, S. F. No. 48.

Sincerely,
Rudy Perpich, Governor

March 15, 1977

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

The Honorable Edward J. Gearty
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1977 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.	Section Laws Chapter No.	Date Approved 1977	Date Filed 1977
	12	2	March 15	March 15
48		3	March 15	March 15

Sincerely,
Joan Anderson Growe,
Secretary of State

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Spear, Sikorski, Davies, Tennessen and Borden introduced—

S. F. No. 784: A bill for an act relating to insurance; increasing solicitors license fees; establishing a duty of reasonable supervision for those employing agents; authorizing issuance of cease and desist orders and injunctions; prescribing and clarifying penalties; amending Minnesota Statutes 1976, Sections 60A.17, Subdivision 4, and by adding subdivisions; and 72A.07.

Referred to the Committee on Commerce.

Messrs. Kirchner, Schmitz, Knutson, Purfeerst and Bang introduced—

S. F. No. 785: A bill for an act relating to the counties of Hennepin and Scott; directing the counties to design and construct a temporary replacement of the Bloomington ferry bridge.

Referred to the Committee on Transportation.

Messrs. Sikorski and Knutson introduced—

S. F. No. 786: A bill for an act relating to children; providing visitation rights to minor children in certain cases; amending Minnesota Statutes 1976, Section 257.022, Subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Humphrey, Laufenburger, Kleinbaum, Mrs. Brataas and Mr. Solon introduced—

S. F. No. 787: A bill for an act relating to commerce; providing for licensing and regulation of tree experts; providing a penalty.

Referred to the Committee on Agriculture and Natural Resources. Mr. Spear questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Benedict, Nelson and Luther introduced—

S. F. No. 788: A bill for an act relating to taxation; providing an additional tax on gasoline and special fuel; directing that the additional tax be used for solar energy research; providing an appropriation; proposing a constitutional amendment to Article XIV, Sections 5 and 10 to allow such a use of tax revenue; amending Minnesota Statutes 1976, Section 296.18, Subdivisions 4 and 5; and Chapter 296, by adding a section.

Referred to the Committee on Energy and Housing.

Messrs. Luther, Schaaf, Sikorski and Chenoweth introduced—

S. F. No. 789: A bill for an act relating to commerce; regulating and licensing collection agencies and certain employees; providing civil remedies; prohibiting practices; providing investigatory powers; providing a penalty; amending Minnesota Statutes 1976, Sections 332.31, Subdivision 3, and by adding subdivisions; 332.32; 332.33; 332.37; 332.42; 332.43, Subdivision 1; 332.44; and Chapter 332, by adding sections; repealing Minnesota Statutes 1976, Sections 332.31, Subdivision 5; 332.34; 332.35; 332.40; and 332.43, Subdivisions 2 and 3.

Referred to the Committee on Commerce.

Messrs. Nelson and Penny introduced—

S. F. No. 790: A bill for an act relating to lakes; providing for restoration of Fountain and Albert Lea lakes in Freeborn county; making a grants-in-aid available for improving water quality to provide the state share of a state and local matching funds to an already awarded federal grant; appropriating money.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Laufenburger, Spear, Kleinbaum, Sikorski and Tennesen introduced—

S. F. No. 791: A bill for an act relating to insurance; examination fees; abstract or summary of the annual statement; amending Minnesota Statutes 1976, Sections 60A.03, Subdivision 5; 60A.13, Subdivision 3; and 60A.14, Subdivision 1.

Referred to the Committee on Commerce.

Messrs. Laufenburger and Tennesen introduced—

S. F. No. 792: A bill for an act relating to insurance; providing for higher limits of liability coverage and uninsured motorist coverage; amending Minnesota Statutes 1976, Sections 65B.06, Subdivision 2; and 65B.49, Subdivision 6.

Referred to the Committee on Commerce.

Messrs. Stumpf, Olson, Willet and Merriam introduced—

S. F. No. 793: A bill for an act relating to public waters; establishing a lake restoration and protection program; making grants-in-aid available for improving water quality in public lakes; prescribing certain powers and duties for the pollution control agency; appropriating money.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Frederick, Knutson, Moe, Mrs. Brataas and Mr. Ashbach introduced—

S. F. No. 794: A bill for an act relating to public welfare; increasing the eligibility for medical assistance; amending Minnesota Statutes 1976, Section 256B.06, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. McCutcheon, Kleinbaum, Penny, Tennesen and Borden introduced—

S. F. No. 795: A bill for an act relating to fire insurance; requiring a premium reduction or credit against premium for installation of certain smoke or fire detection devices.

Referred to the Committee on Commerce.

Mr. Laufenburger, Mrs. Brataas, Messrs. Knoll and Schmitz introduced—

S. F. No. 796: A bill for an act relating to health; prohibiting the operation of professional nursing business without a license; amending Minnesota Statutes 1976, Sections 148.281, by adding a subdivision; and 319A.02, Subdivision 2.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Stokowski, Kirchner, Schaaf and Kleinbaum introduced—

S. F. No. 797: A bill for an act relating to crimes; specifying certain acts which constitute theft in relation to cable television services and systems; providing penalties; amending Minnesota Statutes 1976, Section 609.52, Subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Dunn, Willet, Mrs. Brataas, Messrs. Anderson and Laufenburger introduced—

S. F. No. 798: A bill for an act relating to worker's compensation; providing that persons assisting law enforcement officials may be eligible for benefits; amending Minnesota Statutes 1976, Section 176.011, Subdivision 9.

Referred to the Committee on Employment.

Messrs. Setzepfandt, Willet, Purfeerst, Renneke and Bernhagen introduced—

S. F. No. 799: A bill for an act relating to agriculture; establishing a swine disease research center; appropriating money.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Vega, Nichols, Luther, Mrs. Staples and Mr. Milton introduced—

S. F. No. 800: A bill for an act relating to employment fees; providing period when fees must be refunded; amending Minnesota Statutes 1976, Section 184.38, by adding a subdivision.

Referred to the Committee on Employment.

Messrs. Frederick, Merriam, Kirchner, Lewis and Schaaf introduced—

S. F. No. 801: A bill for an act relating to health care; catastrophic health expense protection; providing protection against certain nursing home expenses incurred for long term care; excluding certain dependent income from the definition of household income; amending Minnesota Statutes 1976, Section 62E.52, Subdivisions 3 and 5.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Bernhagen, Setzepfandt, Engler, Schrom and Renneke introduced—

S. F. No. 802: A bill for an act creating a commission to study moving the agriculture department to the university of Minnesota campus; appropriating money therefor.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Bernhagen, Setzepfandt, Engler, Schrom and Renneke introduced—

S. F. No. 803: A bill for an act relating to energy conservation; appropriating money to the university of Minnesota for the pur-

pose of research into developing an alcohol supplement that can be blended with gasoline.

Referred to the Committee on Energy and Housing.

Messrs. Davies; Hughes; Keefe, J. and Schaaf introduced—

S. F. No. 804: A bill for an act relating to highway traffic regulations; driving under the influence of alcohol, drugs and controlled substances; chemical tests for intoxication, and consent therefor; providing for immediate notice of revocation of a driver license or permit, retention of the license or permit by a court or peace officer and the substitution of temporary permits under certain circumstances; providing for county court jurisdiction over prosecution for certain offenses; prescribing penalties; amending Minnesota Statutes 1976, Sections 169.121; 169.123; 169.127, by adding a subdivision; and Chapter 169, by adding sections; repealing Minnesota Statutes 1976, Section 171.245.

Referred to the Committee on Judiciary.

Messrs. Purfeerst, Frederick, Laufenburger, Gearty and Hanson introduced—

S. F. No. 805: A bill for an act relating to highway traffic regulations; implements of husbandry; defined; restricting the speed of certain implements of husbandry on the highways; amending Minnesota Statutes 1976, Section 169.01, Subdivision 55; and Chapter 169, by adding a section.

Referred to the Committee on Transportation.

Mr. Milton introduced—

S. F. No. 806: A bill for an act relating to health; providing for treatment of certain indigent patients in St. Paul-Ramsey hospital; appropriating money; amending Minnesota Statutes 1976, Chapter 158, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Luther, Sikorski, Kleinbaum, Solon and Johnson introduced—

S. F. No. 807: A bill for an act relating to motor vehicles; requiring manufacturers to make replacement parts available for certain motor vehicles.

Referred to the Committee on General Legislation and Veterans Affairs. Mr. Spear questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Anderson, Hughes, Dunn and Stumpf introduced—

S. F. No. 808: A bill for an act relating to education; authorizing

certain teachers to take extended leaves of absence; providing for retirement benefits of teachers on leave; amending Minnesota Statutes 1974, Chapters 354, by adding a section; and 354A, by adding a section.

Referred to the Committee on Education.

Messrs. Davies, Merriam, Nichols and Frederick introduced—

S. F. No. 809: A bill for an act relating to veterans; authorizing commissioner of veterans affairs to assist in proceedings for upgrading other than honorable discharges; amending Minnesota Statutes 1976, Section 196.05.

Referred to the Committee on General Legislation and Veterans Affairs.

Messrs. Vega, Laufenburger, Purfeerst and Penny introduced—

S. F. No. 810: A bill for an act relating to public carriers; providing for their regulation; amending Minnesota Statutes 1976, Sections 216A.05, Subdivision 6; 218.041; 221.011, Subdivisions 17, 22 and 24; 221.021; 221.071; 221.111; 221.121, Subdivisions 1 and 2; 221.131; 221.151, Subdivisions 1 and 2; 221.181; 221.281; and Chapter 239, by adding a section.

Referred to the Committee on Transportation. Mr. Spear questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Tennesen introduced—

S. F. No. 811: A bill for an act relating to collection and dissemination of data; clarifying information practices; defining terms; classifying data; prescribing penalties; amending Minnesota Statutes 1976, Sections 15.162, Subdivisions 3, 5, and 6; 15.163, Subdivision 1, and by adding subdivisions; 15.165; 15.1671; 15.17, by adding a subdivision; 138.18; 144.065; 144.346; 297A.43; 435.194; and Chapters 15, 134, 144, 273, 299C, 327 and 375, by adding sections; repealing Minnesota Statutes 1976, Sections 15.162, Subdivisions 1a, 2a, 5a, and 5b; 15.163, Subdivision 2; 15.1641; and 15.1642.

Referred to the Committee on Judiciary.

Mr. Chmielewski introduced—

S. F. No. 812: A bill for an act relating to St. Louis county; revising the composition of the county welfare board; amending Laws 1907, Chapter 222, Section 1, Subdivisions 1, 2 and 3, as amended; and Minnesota Statutes 1976, Section 393.01, Subdivision 5.

Referred to the Committee on Local Government.

Mr. Chmielewski introduced—

S. F. No. 813: A bill for an act relating to the county of Carlton; authorization of certain payments to the city of Cloquet.

Referred to the Committee on Local Government.

Messrs. Ashbach and Bang introduced—

S. F. No. 814: A bill for an act relating to automobile insurance; prohibiting discrimination against the physically handicapped; amending Minnesota Statutes 1976, Section 65B.13.

Referred to the Committee on Commerce.

Mr. Spear introduced—

S. F. No. 815: A bill for an act relating to taxation; extending income adjusted homestead credit to certain residents of government property; amending Minnesota Statutes 1976, Section 290A.03, Subdivision 8.

Referred to the Committee on Taxes and Tax Laws.

Messrs. McCutcheon, Johnson and Merriam introduced—

S. F. No. 816: A bill for an act relating to taxation; exempting the department of revenue from administrative procedure act requirements; authorizing the commissioner of revenue to enter into administrative agreements with the secretary of the treasury; changing requirements for orders of the commissioner; allowing commissioner to dismiss certain confiscation procedures; providing penalties for cigarette tax violations; amending Minnesota Statutes 1976, Sections 15.0411, Subdivision 2; 270.06; 270.10, Subdivision 1; 297.08, Subdivision 4; 297.12, Subdivision 1, and by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. McCutcheon, Olhoft, Johnson, Merriam and Peterson introduced—

S. F. No. 817: A bill for an act relating to taxation; providing for revocation of motor carrier licenses for failure to file road tax reports; providing credit for tax paid on gasoline or fuel used in other states; amending Minnesota Statutes 1976, Section 296.17, Subdivisions 3, 11, and 12; and Chapter 296, by adding a section; repealing Minnesota Statutes 1976, Section 296.18, Subdivision 1a.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Tennesen, Spear, Mrs. Brataas, Messrs. Johnson and Ashbach introduced—

S. F. No. 818: A bill for an act relating to insurance; providing

financial requirements for nonprofit health service plan corporations; amending Minnesota Statutes 1976, Section 62C.09, Subdivision 3.

Referred to the Committee on Commerce.

Messrs. McCutcheon, Gearty, Frederick, Davies and Coleman introduced—

S. F. No. 819: A bill for an act relating to taxation; providing for valuation of certain buildings; providing for reimbursement of taxing districts for certain tax reductions; appropriating money; amending Minnesota Statutes 1976, Sections 273.11, Subdivision 1; 273.13, Subdivision 19; and Chapter 273, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olhoff, Wegener, Tennessen, Willet and Renneke introduced—

S. F. No. 820: A bill for an act relating to public land surveys; creating a state land surveys board and providing for the employment of a state land surveyor; prescribing the powers and duties of the board and the state land surveyor; authorizing the board to contract with the several counties for the preservation and remonumentation of the United States public land survey; providing for the financing thereof; authorizing the several counties to levy an ad valorem tax to pay their share of the cost; prescribing penalties; and appropriating money; amending Minnesota Statutes 1976, Section 287.21.

Referred to the Committee on Governmental Operations.

Messrs. Olhoff, Wegener, Frederick, Willet and Keefe, S. introduced—

S. F. No. 821: A bill for an act relating to worker's compensation; excluding family corporations from coverage; amending Minnesota Statutes 1976, Section 176.041, Subdivision 1.

Referred to the Committee on Employment.

Mr. Merriam introduced—

S. F. No. 822: A bill for an act relating to natural resources; amending certain laws concerning minnows; amending Minnesota Statutes 1976, Sections 97.40, Subdivision 27; 97.45, Subdivision 15; 97.55, Subdivision 13; 98.46, Subdivisions 5 and 17; and 101.42, Subdivision 5.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Davies, Menning and Jensen introduced—

S. F. No. 823: A bill for an act relating to mechanics liens;

requiring notice to the owner of the real estate improved; increasing the period in which notice must be given; amending the definition of owner; enlarging the circumstances in which notice is not required to be given; extending the lien period; providing penalties; amending Minnesota Statutes 1976, Sections 514.011, Subdivisions 1, 2, 3 and 4; 514.08, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Stokowski; Schaaf; Keefe, S.; Moe and Johnson introduced—

S. F. No. 824: A resolution memorializing Congress to propose to the states a federal Constitutional Amendment for the direct popular election of the President and Vice President of the United States.

Referred to the Committee on Rules and Administration.

Messrs. Keefe S.; Spear and Stokowski introduced—

S. F. No. 825: A bill for an act relating to eminent domain; court appointed commissioners; disqualifying certain attorneys from acting as a commissioner; amending Minnesota Statutes 1976, Section 117.075.

Referred to the Committee on Judiciary.

Messrs. Ulland, J. and Solon introduced—

S. F. No. 826: A bill for an act relating to seaway port authorities; personnel; contracts; authorizing port authorities to employ a certified public accountant to audit the books of the authority and authorizing the state auditor to accept such audits in lieu of his audit; amending Minnesota Statutes 1976, Section 458.18.

Referred to the Committee on Governmental Operations.

Messrs. Ulland, J. and Solon introduced—

S. F. No. 827: A bill for an act relating to the city of Duluth; authorizing the establishment and administration of a city housing finance program and expenditures for the purpose; providing for the issuance of revenue bonds.

Referred to the Committee on Local Government.

Messrs. Solon and Ulland J. introduced—

S. F. No. 828: A bill for an act relating to the city of Duluth; authorizing the city to acquire, construct, and maintain parking facilities and to finance same.

Referred to the Committee on Local Government.

Messrs. Solon and Ulland, J. introduced—

S. F. No. 829: A bill for an act relating to the city of Duluth; clarifying the obligations of the Spirit Mountain recreation area authority pertaining to unemployment compensation; amending Laws 1973, Chapter 327, as amended, by adding a section.

Referred to the Committee on Local Government.

Messrs. Solon and Ulland, J. introduced—

S. F. No. 830: A bill for an act relating to the city of Duluth; authorizing the imposition of an additional tax on certain sales of food and drink; amending Laws 1973, Chapter 461, Section 1.

Referred to the Committee on Local Government.

Messrs. Solon and Ulland, J. introduced—

S. F. No. 831: A bill for an act relating to port authorities; increasing the compensation of commissioners for attending regular and special meetings; eliminating the annual limitation on such compensation; amending Minnesota Statutes 1976, Section 458.195, Subdivision 3.

Referred to the Committee on Transportation.

Messrs. Laufenburger, Frederick, Purfeerst and Kleinbaum introduced—

S. F. No. 832: A bill for an act relating to local improvements; contracts; requiring percentage payments thereunder, and requiring payment of interest on money due and not paid in accordance with the contract; amending Minnesota Statutes 1976, Section 429.041, Subdivision 6; and Chapter 429, by adding a section.

Referred to the Committee on Local Government.

Messrs. Laufenburger, Frederick, Purfeerst and Kleinbaum introduced—

S. F. No. 833: A bill for an act relating to highways; state-aid system; contracts for construction and improvement of county state-aid highways and municipal state-aid streets; requiring percentage payments thereunder, and requiring payment of interest on money due and not paid in accordance with the contract; amending Minnesota Statutes 1976, Sections 162.04 and 162.10.

Referred to the Committee on Transportation.

Messrs. Johnson, Laufenburger and Borden introduced—

S. F. No. 834: A bill for an act relating to credit unions; deposits of public funds; amending Minnesota Statutes 1976, Section 52.04.

Referred to the Committee on Commerce.

Messrs. Chenoweth, Lewis, Coleman and Ashbach introduced—

S. F. No. 835: A bill for an act relating to the organization and operation of state government; creating a human services board consisting of the heads of certain state agencies; requiring preparation of plans for the improvement of efficiency and coordination in the delivery of services relating to the employment, health, welfare and education of citizens of this state; providing for implementation of improvements; appropriating money.

Referred to the Committee on Employment. Mr Perpich questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Penny, Knoll, Borden and Laufenburger introduced—

S. F. No. 836: A bill for an act relating to safe deposit companies; including credit unions among those businesses that may rent out safe deposit boxes without license or bond therefor; amending Minnesota Statutes 1976, Section 55.06, Subdivision 1.

Referred to the Committee on Commerce.

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 respectively requested:

S. F. No. 232: A bill for an act relating to unemployment compensation; redefining "base period"; redefining "wages" for contribution purposes; changing contribution rates; providing for charging of benefits; increasing weekly benefits; redefining "credit week"; providing for disqualification for benefits; providing a penalty; amending Minnesota Statutes 1976, Sections 268.04, Subdivisions 2, 25 and 29; 268.06, Subdivisions 5 and 8; 268.07, Subdivision 2; 268.08, Subdivision 1; 268.09; and 268.18, Subdivision 3.

Senate File No. 232 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned March 14, 1977

CONCURRENCE AND REPASSAGE

Mr. Laufenburger moved that the Senate concur in the amendments by the House to S. F. No. 232 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 232: A bill for an act relating to unemployment compensation; redefining "base period"; redefining "wages" for contribution purposes; changing contribution rates; providing for

charging of benefits; increasing weekly benefits; redefining "credit week"; providing for disqualification for benefits; providing a penalty; amending Minnesota Statutes 1976, Sections 268.04, Subdivisions 2, 25 and 29; 268.06, Subdivisions 5 and 8; 268.07, Subdivision 2; 268.08, Subdivision 1; 268.09; 268.10, Subdivision 2 and 268.18, Subdivision 3.

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

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knutson	Penny	Solon
Ashbach	Frederick	Laufenburger	Perpich	Staples
Bang	Gearty	Lessard	Peterson	Stokowski
Benedict	Gunderson	Lewis	Pillsbury	Strand
Bernhagen	Hanson	Luther	Purfeerst	Ueland, A.
Borden	Hughes	McCutcheon	Renneke	Ulland, J.
Brataas	Humphrey	Menning	Schaaf	Vega
Chenoweth	Jensen	Moe	Schmitz	Wegener
Chmielewski	Keefe, J.	Nelson	Schrom	Willet
Coleman	Keefe, S.	Nichols	Setzepfandt	
Davies	Kirchner	Ogdahl	Sieloff	
Dieterich	Kleinbaum	Olhoft	Sikorski	
Dunn	Knoll	Olson	Sillers	

Messrs. Johnson, Merriam and Spear voted in the negative.

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 House Files, herewith transmitted: H. F. Nos. 140, 334 and 33.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 14, 1977

FIRST READING OF HOUSE BILLS

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

H. F. No. 140: A bill for an act relating to natural resources; imposing limits on the issuance of licenses for commercial fishing on Lake Superior; providing maximum amounts of gill net to be licensed in Lake Superior; amending Minnesota Statutes 1976, Sections 98.46, Subdivision 12; and 102.28, Subdivision 4.

Referred to the Committee on Agriculture and Natural Resources.

H. F. No. 334: A bill for an act relating to highway traffic regulations; lengths of certain vehicles and combinations of

vehicles; amending Minnesota Statutes 1976, Section 169.81, Subdivision 3.

Referred to the Committee on Transportation.

H. F. No. 33: A bill for an act relating to motor vehicles; defining motorized bicycles; providing for the registration of motorized bicycles and the licensing of their operators; providing operating rules; amending Minnesota Statutes 1976, Chapter 169, by adding a section; and Sections 168.011, Subdivision 26, and by adding a subdivision; 168.013, by adding a subdivision; 168.27, Subdivision 20; 168A.01, Subdivision 24; 169.01, Subdivision 4, and by adding a subdivision; 169.305, Subdivision 1; 171.01, Subdivision 17, and by adding a subdivision; and 171.02, by adding a subdivision.

Referred to the Committee on General Legislation and Veterans Affairs. Mr. Purfeerst questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

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

Mr. Laufenburger from the Committee on Employment, to which was referred

S. F. No. 625: A bill for an act relating to employment services; authorizing the summer employment of young persons for state and local service; appropriating money.

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

Page 1, line 17, strike "is hereby authorized to" and insert "shall"

Page 2, line 12, strike "Prior to October 15,"

Page 2, strike lines 13 to 16 and insert "The department shall have emergency powers to implement rules for carrying out this act."

Page 2, lines 22 to 27, strike all of subdivision 1

Page 2, line 28, strike "Subd. 2."

Page 4, strike section 7 and insert:

"Sec. 7. [APPROPRIATIONS.] The sum of \$9,000,000 is appropriated from the general fund to the commissioner of employment services for summer youth employment as provided in sections 1 to 6, to be available until June 30, 1979. Of this amount, no less than \$5,000,000 shall be used to provide employment for youth from the ages of 18 years up to 22 years currently enrolled or intending to enroll in a post secondary educational program.

Sec. 8. This act is effective the day following final enactment."

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

Mr. McCutcheon from the Committee on Taxes and Tax Laws, to which was re-referred

S. F. No. 223: A bill for an act relating to deaf persons; providing that deaf persons with guide dogs have the same rights and protection as blind persons with guide dogs; defining as a deductible medical expense the cost, feeding and maintenance expenses of guide dogs; amending Minnesota Statutes 1976, Sections 256C.02; 256C.025, Subdivision 4; 256C.03; 290.09, Subdivision 10; and 327.095.

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

Mr. Purfeerst from the Committee on Transportation, to which was referred

S. F. No. 108: A bill for an act relating to highway traffic regulations; specifying minimum property damage accident report requirements; amending Minnesota Statutes 1976, Section 169.09, Subdivision 7.

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

Page 1, line 13, strike "\$200" and insert "\$300"

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

Mr. Purfeerst from the Committee on Transportation, to which was referred

S. F. No. 145: A bill for an act relating to transportation, particular uses of highway right of way; amending Minnesota Statutes 1976, Section 160.27, Subdivision 2.

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

Page 1, line 9, strike "AND" and insert a comma

Page 1, line 9, after "SHELTERS" insert ", AND TRASH RECEPTACLE UNITS"

Page 1, line 10, strike "and" and insert a comma

Page 1, line 10, after "shelters" insert ", and trash receptacle units"

Page 1, line 16, strike "and" and insert a comma

Page 1, line 16, after "shelters" insert ", and trash receptacle units"

Amend the title as follows:

Page 1, line 2, strike ", particular uses of" and insert "; permitting advertising on bus shelters and trash receptacles on"

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

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

S. F. No. 37: A bill for an act relating to state agencies; providing for an open appointment process; requiring reports from appointing authorities and the secretary of state.

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

Strike everything after the enacting clause and insert:

“Section 1. [15.0595] [APPOINTMENTS TO MULTI-MEMBER AGENCIES.] Subdivision 1. [DEFINITIONS.] As used in this section, “agency” means:

(a) a state board, commission, council, committee, authority, task force or other similar multi-member agency created by statute and having statewide jurisdiction; and

(b) the metropolitan council; metropolitan transit commission, metropolitan airports commission, metropolitan parks and open space commission, metropolitan waste control commission, capitol area architectural and planning board, and any agency with a regional jurisdiction created in this state pursuant to an interstate compact.

“Vacancy” or “vacant agency position” means:

(a) a vacancy in an existing agency, or

(b) a new, unfilled agency position;

but shall not mean:

(a) a vacant position on an agency composed exclusively of persons employed by a political subdivision or another agency, or

(b) a vacancy to be filled by a person required to have a specific title or position.

Subd. 2. [COLLECTION OF DATA.] The chairman of an existing agency, or the appointing authority for the members of a newly created agency, shall provide the secretary of state, on forms prepared and distributed by the secretary of state, with the following data pertaining to that agency:

(a) The name of the agency, its mailing address, and telephone number;

(b) The legal authority for the creation of the agency and the name of the person appointing agency members;

(c) The powers and duties of the agency;

(d) The number of authorized members, together with any prescribed restrictions on eligibility such as employment experience or geographical representation;

(e) The dates of commencement and expiration of the membership terms and the expiration date of the agency, if any;

(f) The compensation of members, and appropriations or other funds available to the agency;

(g) The regular meeting schedule, if any, and approximate number of hours per month of meetings or other activities required of members;

(h) The roster of current members, including mailing addresses and telephone numbers; and

(i) A breakdown of the membership showing distribution by county and legislative district, and, only if the member has voluntarily supplied the information, the sex, political party preference or lack thereof, race and national origin of the members.

Subd. 3. [PUBLICATION OF AGENCY DATA.] The secretary of state, with the assistance of the commissioner of administration, shall provide for periodic updating of the required data and shall annually arrange for the publication in the state register of the compiled data from all agencies on or about December 1 of each year. Beginning in 1978, the compilation shall be published together with the agency descriptions required by section 15.0412, subdivision 2. Copies of the compilation shall be delivered to the governor and the legislature. Copies of the compilation shall be made available by the commissioner of administration to any interested person at cost, and copies shall be available at the office of secretary of state for viewing by interested persons and for sale. The chairman of an agency who does not submit data required by this section or section 15.0412, subdivision 2, or who does not notify the secretary of state of a vacancy in his agency, shall not be eligible for a per diem or expenses in connection with agency service until December 1 of the following year.

Subd. 4. [NOTICE OF VACANCIES.] The chairman of an agency, in respect to vacancies in existing agencies, or the appointing authority, in respect to newly created agency positions, shall notify the secretary of state of a vacancy within 15 days after the occurrence of the vacancy. Every 15 days the secretary of state shall prepare a list of all vacancies in state agencies, together with a list of the vacancies scheduled to occur within the next 30 days as a result of the expiration of membership terms or the creation of new agency positions. This listing shall be published in the next available issue of the state register, and one copy of the listing shall be made available at the office of secretary of state to any interested person. The secretary of state shall distribute by mail copies of the listings to requesting persons. The listing for all vacancies scheduled to occur in the month of January shall be published in the state register together with the compilation of agency data required to be published pursuant to subdivision 3.

Subd. 5. [NOMINATIONS FOR VACANCIES.] Any person may nominate himself to be appointed to an agency vacancy by completing an application on a form prepared and distributed by the secretary of state. Any person or group of persons may, on a similar application form, nominate another person to be appointed to a vacancy so long as the person so nominated consents in writ-

ing on the application form to the nomination. The application form shall specify the nominee's name, mailing address, telephone number, preferred agency position sought, a statement that the nominee satisfies any legally prescribed qualifications, and any other information the nominating person feels would be helpful to the appointing authority. The application form shall permit the nominating person at his discretion to indicate the nominee's sex, political party preference or lack thereof, race and national origin. If a person submits an application at the behest of or upon the suggestion of an appointing authority, the person shall so indicate on the application form. The secretary of state shall, upon 15 days after publication of a vacancy in the state register or upon 15 days prior to a scheduled vacancy, whichever date occurs later, submit copies of all applications received for a position to the appointing authority charged with filling the vacancy. If no applications have been received by the secretary of state for the vacant position by the date he is required to submit copies to the appointing authority, he shall so inform the appointing authority. Applications received by the secretary of state shall be deemed to have expired one year after receipt of the application or upon appointment and, if required, advice and consent by the senate, to a vacancy, whichever occurs first. An application for a particular agency position shall be deemed to be an application for all vacancies in that agency occurring prior to the expiration of the application.

Subd. 6. [APPOINTMENTS.] In making an appointment to a vacant agency position, the appointing authority shall consider applications for positions in that agency supplied by the secretary of state. No appointing authority may appoint someone to a vacant agency position until (1) 15 days after receipt of the applications for positions in that agency from the secretary of state or (2) receipt of notice from the secretary of state that no applications have been received for vacant positions in that agency. The appointing authority shall inform the secretary of state of the name of the person appointed to fill the agency vacancy within 15 days after the date of appointment. If the appointing authority nominates a person other than one for whom an application was submitted pursuant to this section, the appointing authority shall complete an application form on behalf of the appointee and submit it to the secretary of state. If the appointment requires the advice and consent of the senate, the secretary of state shall, prior to consideration by the senate of the appointment, supply the president of the senate with a copy of the application, together with a copy of any documents which the appointee is required by virtue of his appointment to submit to the ethical practices board.

Subd. 7. [REPORT.] Together with the compilation required in subdivision 3, the secretary of state shall annually deliver to the governor and the legislature a report containing the following information:

- (a) Vacancies occurring in the preceding year;
- (b) The number of vacancies occurring as a result of scheduled ends of terms, unscheduled vacancies and the creation of new positions;

(c) Breakdowns by county, legislative district and, if known, the sex, political party preference or lack thereof; race and national origin, for members whose agency membership terminated during the year and appointees to the vacant positions; and

(d) The number of vacancies filled from applications submitted by (1) the appointing authorities for the positions filled, (2) nominating persons and self-nominees who submitted applications at the behest of or upon the suggestion of appointing authorities, and (3) all others.

Sec. 2. [APPROPRIATION.] There is appropriated from the general fund to the secretary of state the sum of \$..... for the period July 1, 1977 to June 30, 1979 for the purpose of administering this act.

Sec. 3. [EFFECTIVE DATE.] Section 1, subdivisions 1 to 3, of this act are effective July 1, 1977, and the remainder of the act is effective in respect to all agency vacancies occurring after September 1, 1977."

Further, amend the title by striking it in its entirety and insert:

"A bill for an act relating to governmental agencies; providing for an open appointment process; requiring reports from appointing authorities and the secretary of state; providing for publication of agency vacancies; appropriating money."

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

Mr. Gearty from the Committee on Elections, to which was re-referred

S. F. No. 245: A bill for an act relating to taxation; providing a tax credit for political contributions for a candidate for any public office; amending Minnesota Statutes 1976, Section 290.06, Subdivision 11.

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

Page 1, lines 21 and 22, restore the stricken language

Page 2, line 1, restore the stricken "section" and after the stricken "5" insert "210A.01" and restore the stricken period

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

Mr. Tennesen from the Committee on Commerce, to which was referred

S. F. No. 49: A bill for an act relating to business or agricultural loans; rate of interest therein; amending Minnesota Statutes 1976, Section 334.011, Subdivision 1; repealing Minnesota Statutes 1976, Section 334.011, Subdivision 4.

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

Page 1, line 23, after the period insert:

"For the purposes of this subdivision, the term "business" means a commercial or industrial enterprise which is carried on for the purpose of active or passive investment or profit, but does not include ownership or maintenance of real estate occupied by an individual obligor solely as his residence.

For the purposes of this subdivision, the term "agricultural" means the production, harvest, exhibition, marketing, transportation, processing, or manufacture of agricultural products, including horticultural, viticultural, and dairy products, livestock, wildlife, poultry, bees, forest products, fish and shellfish, and any parts thereof, including processed and manufactured products, and any and all products raised or produced on farms and any processed or manufactured products thereof."

Page 2, strike all of Section 2 and insert:

"Sec. 2. Minnesota Statutes 1976, Section 334.011, Subdivision 4, is amended to read:

Subd. 4. This section is effective the day following final enactment and shall expire July 1, 1977. A loan made on or before July 1, 1977, at a rate of interest not in excess of the rate authorized by this section at the time the loan is made, shall continue to be enforceable in accordance with its terms until the indebtedness is fully satisfied."

Further amend the title as follows:

Page 1, line 4, after "334.011," strike "Subdivision" and insert "Subdivisions"

Page 1, line 4, strike "; repealing" and insert "and 4."

Page 1, strike lines 5 and 6

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

Mr. Perpich from the Committee on Health, Welfare and Corrections, to which was re-referred

S. F. No. 168: A bill for an act relating to Yellow Medicine county; authorizing participation in a mental health services program outside its region.

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

Page 1, line 8, strike "or"

Page 1, line 9, before "Yellow" insert "or 245.63,"

Page 1, line 9, after "may" insert "continue to"

Page 1, line 10, after "Marshall" insert "and continue to be eligible for assistance pursuant to section 245.63"

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

Mr. Perpich from the Committee on Health, Welfare and Corrections, to which was referred

H. F. No. 464: A bill for an act relating to licensed occupations; providing for reciprocity in licensing for plumbers licensed in other states; amending Minnesota Statutes 1976, Chapter 326, by adding a section.

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

Mr. Perpich from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 553: A bill for an act relating to the aging; appropriating money for the retired senior volunteer program.

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

Mr. Perpich from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 476: A bill for an act relating to public welfare; exempting licensed hospitals from day care licensing requirements; amending Minnesota Statutes 1976, Section 245.791.

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

Page 1, line 21, strike "private" and insert "licensed"

Page 1, line 22, strike "and is"

Page 2, strike lines 1 to 4, except the period

Page 3, strike lines 7 to 8 and insert a new section to read:

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

Further amend the title as follows:

Page 1, line 3, strike "day care"

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

Mr. Perpich from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 493: A bill for an act relating to medical assistance; authorizing interest reimbursement to nonproprietary nursing homes; amending Minnesota Statutes 1976, Section 256B.44, Subdivision 2.

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

Page 1, line 15, reinstate "net asset"

Page 1, line 15, strike "original"

Page 1, line 15, strike "for"

Page 1, line 16, strike "*depreciation purposes*"

Page 1, line 17, strike "*prohibit*" and insert "*apply to*"

Page 1, line 18, after "*1976*" insert " , *if the interest is otherwise allowable*"

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

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

S. F. No. 213: A bill for an act relating to the city of Minneapolis; relating to elections; allowing regulation of campaign financing solely by local ordinance which contains at least the requirements of Minnesota Statutes, Chapter 10A; providing penalties.

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

Page 1, line 17, strike "or" and insert "and"

Page 1, line 18, after "10A" strike the remainder of the line

Page 1, line 19, strike "adopted by the council" and insert "as of February 1 of the year following the year when the amendments were enacted"

Page 2, line 5, after the period insert:

"A violation of the ordinance shall be referred to the county attorney in the same manner as a violation of Chapter 210A. The county attorney shall inquire into any violation as provided in Minnesota Statutes, Section 210A.37."

Amend the title as follows:

Page 1, line 6, after the semicolon, insert: "providing for referral of violations to the county attorney;"

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

Mr. Laufenburger from the Committee on Employment, to which was referred

S. F. No. 226: A bill for an act relating to minimum wage; providing a higher minimum wage; lowering the credit for tips; amending Minnesota Statutes 1976, Sections 177.24; and 177.28, Subdivision 4.

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

Pages 1 to 2, strike section 2

Page 2, lines 9 and 10, strike "*June 1, 1977*" and insert "*January 1, 1978*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, strike "lowering the credit for tips;"

Page 1, line 4, strike "Sections" and insert "Section"

Page 1, line 4, strike the semicolon and insert a period

Page 1, strike line 5

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

Mr. Perpich from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 124: A bill for an act relating to women; establishing pilot programs to provide emergency shelter and support services to battered women; providing funds to establish community education programs about battered women; providing for data collection; appropriating money.

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

Page 1, line 14, strike "in the home"

Page 2, line 12, strike "rural area of the state" and insert "location accessible to a predominately rural population"

Page 2, after line 24, insert:

"(d) evidence of the participation of the local law enforcement agencies and courts, county welfare agencies, local boards or departments of health, and other interested agencies or groups in the development of the application;"

Page 2, line 26, strike "(d)" and insert "(e)"

Page 2, line 32, strike "In developing an"

Page 3, strike lines 1 through 5

Page 3, line 10, after "public" insert "and professional"

Page 4, line 6, after "7" and before the semicolon insert ", including emergency rules"

Page 4, line 11, strike "30" and insert "60"

Page 4, line 18, strike "At least"

Page 4, line 20, strike "At"

Page 4, line 21, strike "least three" and insert "Eight"

Page 4, line 23, strike "at least"

Page 4, line 26, strike "three" and insert "five"

Page 4, line 27, after "coordinator" and before the semicolon insert ". In the event that the director refuses to appoint any person from the list of names submitted, the advisory task force shall submit five additional names"

Page 5, line 18, strike "in the home"

Page 5, line 23, strike "HOSPITALS; LAW ENFORCEMENT AGENCIES" and insert "MANDATORY DATA COLLECTION"

Page 5, line 25, after "144.58" insert ", every physician licensed to practice in this state, every public health nurse,"

Page 5, line 32, strike "this" and insert "sections 1 to 6"

Page 6, line 1, strike "act"

Page 6, line 6, strike "This act shall be" and insert "Sections 1 to 6 are effective the day following final enactment. Section 7 is"

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

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

S. F. No. 109: A bill for an act relating to the organization of state government; providing that heads of certain departments and other governmental units of the state shall be appointed by and shall serve at the pleasure of the appointing authority; providing for the succession of commissioners; defining position and duties of deputy department heads; standardizing the format and procedures relating to executive orders and reorganization orders; prescribing uses for executive orders; limiting the scope of reorganization orders; eliminating obsolete language; amending Minnesota Statutes 1976, Sections 15.051, Subdivisions 1 and 3; 15.06; 16.01; 16.125; 16A.01, Subdivisions 2 and 3; 17.01; 43.001, Subdivisions 2 and 3; 45.02; 45.15; 84.01, Subdivision 2; 116.03, Subdivision 1; 116H.03, Subdivisions 2 and 3; 121.09; 121.16, Subdivision 1; 144.02; 174.02, Subdivision 1; 175.001, Subdivision 1; 179.02; 196.02, Subdivision 1; 216A.06, Subdivision 1; 241.01, Subdivisions 1 and 2; 245.03; 268.12, Subdivision 1; 270.02, Subdivision 2; 298.22, Subdivision 1; 299A.01, Subdivisions 1 and 2; 362.09, Subdivision 1; 363.04, Subdivision 1; 462A.04, Subdivision 8; and Chapter 144, by adding a section; repealing Minnesota Statutes 1976, Sections 16.13; 121.07; 121.08; 121.10; 121.16, Subdivision 2; 144.03; 144.04; 175.001, Subdivision 4; and 216A.06, Subdivision 2.

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

Page 2, line 7, strike "and" and insert a comma

Page 2, line 7, after "affairs" insert "*and vocational rehabilitation*"

Page 2, line 11, strike the second "and"

Page 2, line 12, after "services" insert "; *and their successor departments and agencies*"

Page 2, line 30, after "of the" insert "office of"

Page 2, line 30, after "governor." insert "*If the appointing authority is the governor, the term shall end on the date the governor who appointed the commissioner vacates his office.*"

Page 3, lines 9 and 13, strike "temporary" and insert "acting"

Page 3, line 18, strike "or temporary"

Page 3, line 20, strike "a temporary" and insert "an acting"

Page 3, line 22, after "state" insert "and published in the next available edition of the state register"

Page 5, strike lines 22 to 27 and insert:

"Subd. 8. [PRIVATE EMPLOYMENT.] No former commissioner or deputy commissioner may, within one year after leaving the position of commissioner or deputy commissioner in an agency, appear in proceedings of that agency representing the interests of private persons."

Page 16, lines 7 to 8, restore the stricken language

Page 16, after line 16, insert:

"Sec. 19. Minnesota Statutes 1976, Section 129A.02, Subdivision 2, is amended to read:

Subd. 2. [COMMISSIONER.] The commissioner is the chief executive officer of the department and is the successor to the powers and duties of the former assistant commissioner of vocational rehabilitation. The commissioner shall be appointed by the governor with the advice and consent of the senate for a four year term which will coincide with the term of the governor and until his successor is appointed and qualifies. The commissioner may be removed by the governor for cause after notice and hearing. In case of vacancy, the governor shall appoint a commissioner who shall immediately take office and shall carry on all duties of the office until the next session of the legislature when his appointment shall be submitted to the senate for approval and serve under the provisions of section 1. The commissioner shall be a person having substantial experience in the administration and financing of vocational rehabilitation programs."

Page 32, lines 16 and 19, strike "1980" and insert "1979"

Page 33, line 3, after "limitations." insert "Persons who are deputy commissioners and are in the classified service in departments or agencies affected by this act shall be entitled to the benefits and protections available to persons whose positions are declassified pursuant to section 43.09, subdivision 2a."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, after "commissioners;" insert "limiting the ability of former commissioners and former deputy commissioners to appear before their former agencies;"

Page 1, line 19, after "Subdivision 1;" and before "144.02;" insert "129A.02, Subdivision 2;"

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

Mr. Coleman from the Subcommittee on Bill Scheduling, to which were referred

S. F. Nos. 291, 147, 380, 78, 74, 86, 189, 271, 333, 114, 22, 102 and 26, makes the following report:

That S. F. Nos. 291, 147, 380, 78, 74, 86, 189, 271, 333, 114, 22 and 26 be placed on the General Orders Calendar.

That S. F. No. 102 was laid over pending further action.

That there were no other bills before the subcommittee on which floor action was requested. Report adopted.

Mr. Coleman from the Committee on Rules and Administration makes the following report:

That the permanent rules of the Senate appearing in the Journal for the 21st day be amended as follows:

Rule 62, "Researcher" classification, under "salary per day" delete "1 @ \$34.25" and insert "1 @ \$31.51"

Rule 62, "Committee Clerk" classification, under "salary per day" strike "10" before "\$26.82" and insert "11"; strike "6" before "\$28.42" and insert "5". Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 223, 108, 145, 49, 168, 476, 213, 226 and 109 were read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

SECOND READING OF HOUSE BILLS

H. F. No. 464 was read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

MOTIONS AND RESOLUTIONS

Mr. Sikorski moved that the name of Mr. Chmielewski be added as co-author to S. F. No. 36. The motion prevailed.

Mr. Schmitz moved that the name of Mr. Dunn be added as co-author to S. F. No. 628. The motion prevailed.

Mr. McCutcheon moved that the name of Mr. Sikorski be added as co-author to S. F. No. 705. The motion prevailed.

Mr. Menning moved that the name of Mr. Peterson be added as co-author to S. F. No. 770. The motion prevailed.

Mr. Gunderson moved that his name be stricken as co-author to S. F. No. 156. The motion prevailed.

Mr. Davies moved that the name of Mr. Lessard be added as co-author to S. F. No. 105. The motion prevailed.

Mr. Sieloff moved that the name of Mr. Dunn be added as co-author to S. F. No. 325. The motion prevailed.

Mr. Moe moved that S. F. No. 333, now on General Orders, be re-referred to the Committee on Rules and Administration for comparison with H. F. No. 383 now in Rules and Administration. The motion prevailed.

Mr. Coleman moved that the Permanent Rules of the Senate be amended pursuant to the Committee Report adopted by the Senate March 17, 1977.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Laufenburger	Penny	Solon
Ashbach	Gearity	Lessard	Perpich	Spear
Bang	Gunderson	Lewis	Peterson	Staples
Benedict	Hanson	Luther	Pillsbury	Stokowski
Bernhagen	Hughes	McCutcheon	Purfeerst	Strand
Borden	Humphrey	Menning	Renneke	Ueland, A.
Brataas	Jensen	Merriam	Schaaf	Ulland, J.
Chenoweth	Johnson	Moe	Schmitz	Vega
Chmielewski	Keefe, J.	Nelson	Schrom	Wegener
Coleman	Kirchner	Nichols	Setzepfandt	Willet
Davies	Kleinbaum	Ogdahl	Sieloff	
Dieterich	Knoll	Olhoft	Sikorski	
Dunn	Knutson	Olson	Sillers	

The motion prevailed. So the rules were amended.

Mr. Coleman introduced—

Senate Concurrent Resolution No. 7: A senate concurrent resolution relating to joint rules; providing for joint rules for the Legislature of the State of Minnesota.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring:

The permanent joint rules of the Senate and the House of Representatives for the 70th session of the Legislature are adopted to read:

**JOINT RULES OF THE SENATE AND
HOUSE OF REPRESENTATIVES
ARTICLE I: JOINT CONVENTIONS
HOW GOVERNED**

Rule 1.01. The Speaker of the House shall preside at all Conventions of the two houses of the Legislature and shall call the members to order. The Chief Clerk of the House shall be the Secretary and the Sergeant at Arms of the House shall be the Sergeant at Arms of the Convention.

PRESIDENT'S DUTIES

Rule 1.02. The President of the Convention shall preserve order and decorum. He may speak on all points of order in preference to other members and shall decide questions of order, sub-

ject to an appeal to the Convention by any member. He shall rise to put a question but may state it while seated.

PRESIDENT'S RIGHT TO VOTE

Rule 1.03. The President shall have the right to vote in all cases except appeals from his decisions. He shall vote last on all questions.

STATING QUESTIONS

Rule 1.04. Questions shall be put to the Convention in the following form: "As many as are of the opinion that (the question) shall pass, say 'Aye.'" After an affirmative vote is expressed the nays shall be called as follows: "As many as are of the contrary opinion, say 'No.'" If the President is in doubt or a division is called, those in the affirmative shall rise first and those in the negative afterward.

ORDER OF DEBATE

Rule 1.05. When any member wishes to speak to the Convention on any matter, he shall rise and respectfully address the President, and not speak further until recognized. He shall confine himself to the question under debate and avoid personal remarks. When two or more members rise at the same time, the President shall designate the member to speak first. No member shall speak more than twice on the same question without permission of the Convention.

CALLING MEMBER TO ORDER

Rule 1.06. If any member of the Joint Convention is called to order for offensive words in debate, the member calling him to order shall report the words to which exception is taken and the Secretary shall record them. No member may be called to order for any language used in debate if exception is not taken before any other member has spoken or any other business has taken place. A member called to order shall immediately sit down unless another member moves to permit him to explain. In any case, the Joint Convention, if appealed to, shall decide without debate. Only if the decision is in favor of the member called to order shall he be at liberty to proceed.

CALL OF THE CONVENTION

Rule 1.07. Five members may demand a call of the Convention at any time except after voting has commenced. When such a call is demanded, the doors shall be closed, the roll shall be called, the absent members shall be sent for, and no member may be permitted to leave the Chamber, unless excused by the President, until the call is lifted. Proceedings under the roll call may be suspended by a majority vote of all the members of the Convention. A call of the Convention may be lifted by a majority vote of all the members of the Convention.

ELECTIONS

Rule 1.08. In all elections by the Joint Convention, members shall vote *viva voce* and the roll of Senate members shall be called first. Whenever there is an election of any officer in Joint Convention, the result shall be certified by the President of the Senate and the Speaker of the House and announced by them to their respective houses. The result shall be entered on the Journal of each house and communicated to the Governor by the Secretary of the Convention.

NO SMOKING

Rule 1.09. No person is permitted to smoke in the Chamber or in the gallery during a Joint Convention.

PARLIAMENTARY PROCEDURE

Rule 1.10. The rules of the House shall be the Rules of the Joint Convention of both houses in all cases in which the foregoing rules are not applicable.

ARTICLE II: BILLS FORM OF BILLS

Rule 2.01. The title of each bill shall clearly state its subject and briefly state its purpose. When a bill amends or repeals an existing act, the title shall refer to the chapter, section or subdivision.

Reference shall be made to Minnesota Statutes for the provisions appearing therein unless reference to previous session laws is required for some special reason.

Bills shall refer to Minnesota Statutes as follows:

"Minnesota Statutes, Section"

Bills shall refer to the session laws as follows:

"Laws, Chapter, Section"

A bill for the amendment of a statute shall contain the full text of the section or subdivision to be amended as it appears in the latest edition of Minnesota Statutes unless it has been amended at a later session, in which event it shall contain the full text as amended.

The words and characters constituting the amending matter shall be inserted in the proper place in the text and underscored. The words and characters to be eliminated by the amendment shall be stricken by drawing a line through them. The text of a new section or subdivision shall also be underscored when a bill amends an existing chapter or section by adding a new section or subdivision. In the omnibus appropriation bills required by Joint Rule 2.02, sections making an appropriation or transfer and not amending a statute or session law need not have new material underscored. Before a committee favorably reports upon a bill, the chairman of the committee shall see that the bill conforms to

this rule. Printed bills shall be in the same form. When a bill is printed in the Journal, the new matter shall be in italics or underscored and the matter to be eliminated shall be capitalized and in parentheses or stricken by drawing a line through it. A bill drafted by the Revisor of Statutes for the purposes of correcting errors in Minnesota Statutes need not comply with the provisions of this paragraph if the bill is labeled "REVISOR'S BILL" immediately below the title, and if there is attached thereto a memorandum of information explaining the reasons for the bill.

If the bill is for an original law and not for an amendment of an existing law, the sections and subdivisions shall be arranged, subdivided, and numbered in like manner as Minnesota Statutes. If such a bill assigns to the sections thereof headnotes or identification by the decimal system of numbering used in Minnesota Statutes, such headnotes and decimal identification may be submitted by standing committee chairmen to the Revisor of Statutes for examination. Any such headnotes shall be capital letters enclosed in brackets, and shall be subject to the provisions of Minnesota Statutes, Section 648.36.

All numbers in titles shall be expressed in figures. All numbers of section or chapter of law shall be in figures. In the body of a bill numbers in excess of ten shall be in figures, except for a special reason they may be written, but when written they shall not be followed by numbers or parentheses.

APPROPRIATING MONEY

Rule 2.02. The same bill shall not appropriate public money or property to more than one local or private purpose.

No clause appropriating money for a local or private purpose shall be contained in a bill appropriating money for the State government or public institutions. All resolutions authorizing the issuing of abstracts by the Secretary of the Senate or the Chief Clerk of the House for the payment of money shall be upon the call of "yeas" and "nays."

At least twenty calendar days prior to the adjournment of the Legislature, the Committee on Finance of the Senate and the Committee on Appropriations of the House shall report to their respective houses, unless directed by concurrent resolution to report different appropriation bills, eight separate appropriation bills as follows:

(a) A bill appropriating money for the general administrative and judicial expenses of the State government for the succeeding two fiscal years including salaries, office expenses and supplies and other necessary expenses connected therewith;

(b) A bill covering all appropriations relating to public welfare, health and corrections for the support and maintenance of all State penal and charitable institutions, and other institutions of the State except educational for the two succeeding fiscal years;

(c) A bill appropriating money for the support and maintenance of all State educational institutions for the two succeeding fiscal years;

(d) A bill covering all appropriations providing for the payment of claims against the State of Minnesota which may have been allowed by the Finance Committee of the Senate or the Appropriations Committee of the House;

(e) A bill covering all appropriations made for semi-state activities;

(f) A bill covering all appropriations for construction and major rehabilitation of public buildings to be financed by issuance of bonds;

(g) A bill covering all appropriations for maintenance, repair, and minor rehabilitation and construction of public buildings; and

(h) A bill covering appropriations for the department of transportation.

No other appropriations shall be contained in any of said bills but all other appropriations shall be contained in separate bills.

DEADLINES

Rule 2.03. In 1977, committee reports on bills favorably acted upon by a committee in the house of origin after Friday, April 22 and committee reports on bills originating in the other house favorably acted upon by a committee after Friday, May 6 shall be referred in the Senate to the Committee on Rules and Administration, and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Referral is not required when a committee after April 22 and by May 6 acts on a bill that is a companion to a bill that has met the April 22 deadline in the other house. This rule does not apply to the Senate Committees on Finance and on Taxes and Tax Laws, and the House Committees on Appropriations and on Taxes.

Conference committees on the major appropriation bills specified in Joint Rule 2.02 shall have their reports on the members' desks by Thursday, May 19, 1977.

After Friday, May 20 in the first year of the biennium, neither house shall act on bills other than those contained in:

- (a) reports of conference committees;
- (b) messages from the other house; or
- (c) messages from the governor.

AMENDING BILLS ORIGINATING IN OTHER HOUSE

Rule 2.04. Either house shall have the power to amend any bill, memorial, or resolution passed by the other house.

RECEDING FROM POSITION

Rule 2.05. Prior to a conference committee on any matter, either house may recede from its position on any difference existing between the two houses. In order to recede, and if the matter

is not in the possession of a house, that house shall request return of the matter from the other house. To recede, a majority of a house shall govern, except in cases otherwise provided in the Constitution. If the question is put and lost, it shall not be put again on the same day. A reconsideration of the question shall in all respects be regulated by the rules of that house.

CONFERENCE COMMITTEES

Rule 2.06. In all cases of disagreement between the Senate and House on amendments adopted by either house to a bill, memorial or resolution passed by the other house, a Conference Committee consisting of not less than three members nor more than five members from each house may be requested by either house. The other house shall appoint a similar committee.

The manner of procedure shall be as follows: The house of origin passes a bill and transmits it to the other body. If the other body adopts an amendment to the bill and passes it as amended, it shall return the bill with a record of its actions to the house of origin. If the house of origin refuses to concur in the amendment, it shall ask for a conference committee, appoint such a committee on its part, and transmit the bill with a record of its action to the other house. If the other house adheres to its amendment, it shall appoint a like committee and return the bill to the house of origin.

At an agreed upon hour the conference committee shall meet. The members from each house shall state to the members from the other house, orally or in writing, the reason for their respective positions. The members shall confer thereon and shall report to their respective houses the agreement they have reached, or, if none, the fact of a disagreement. Within seven calendar days after the appointment of a conference committee, and every seven calendar days thereafter until such time as the conference committee is discharged, the conference committee shall report its progress to each house. If an agreement is reported, the house of origin shall act first upon the report. If the report is adopted and re-passed as amended by the conference committee by the house of origin, the report, the bill and a record of its action shall be transmitted to the other house.

All Conference Committees shall be open to the public. Meetings of Conference Committees shall be announced as far in advance as practical.

Except on the last two days on which a bill may be passed in any year, a written copy of a report of a Conference Committee shall be placed on the desk of each member of a house twelve hours before action on the report by that house. If the report has been reprinted in the Journal of either house for a preceding day and is available to the members, the Journal copy shall serve as the written report.

ENROLLMENT AND SIGNATURE

Rule 2.07. After a bill or memorial has been passed by both

houses, it shall be carefully and properly enrolled by the Revisor of Statutes under the direction of the Secretary of the Senate for a matter originating in the Senate or the Chief Clerk of the House for a matter originating in the House. The Revisor of Statutes shall obtain the signatures and certificates of the proper officers to the enrolled copy of the bill or memorial and present it to the Governor for his approval.

A bill or memorial may be prepared for presentation to the Governor on good quality paper approximately 8½" X 13" in size and may be produced by means of a copying machine. An enrolled bill shall be labeled "An Act" and it shall be identical to the bill passed by the Legislature. An enrolled bill which is amendatory of any existing law or constitutional provision shall indicate deletions and additions in the manner provided in Rule 2.01 for printed bills.

ARTICLE III: GENERAL PROVISIONS SUSPENSION OF JOINT RULES

Rule 3.01. Either house may suspend the Joint Rules of the Senate and House by a vote of two-thirds of its members.

ODD YEAR SESSION ADJOURNMENT

Rule 3.02. Adjournment of the regular session in any odd-numbered year to a date certain in the following year shall be equivalent to daily adjournment, except that upon adjournment in any odd-numbered year to a date certain in the following year:

(a) any bill being considered by a conference committee shall be returned to the house of origin, laid on the table, and the conference committee shall be discharged;

(b) any bill referred to the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House pursuant to Joint Rule 2.03 shall be returned to the standing committee to which it was last previously referred; and

(c) any bill returned by the Governor to the house of origin with his objections following such adjournment shall be laid on the table.

INTERIM COMMITTEE AND COMMISSION REPORTS

Rule 3.03. Except as otherwise provided by law, the report of any interim committee or commission to the Legislature shall be submitted on paper 8½" X 11" in size, punched on the left edge to fit a standard size three ring binder intended for that size paper. A brief summary of the recommendations of the commission or committee shall appear first and be clearly separated from its findings, discussions, and exhibits. If the report contains legislative recommendations, a copy of any proposed legislation, particularly if extensive in character, shall if possible be attached as an exhibit at the end of the report.

Mr. Coleman moved that the foregoing resolution be laid on the table. The motion prevailed.

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

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

Mary Russell transferred from Sergeant classification to Clerk Typist I classification.

Mary Jo Pohl transferred from Page classification to Committee Clerk classification.

Kathleen Murphy transferred from Committee Clerk classification to Researcher classification.

Rev. Joan Johnson, Chaplain, effective March 14, 1977.

Colleen Barry transferred from Page classification to Committee Clerk, effective March 19, 1977.

Joan Maze, Stenographer I, effective March 9, 1977.

Jan Lamoureux, Stenographer I, effective March 16, 1977.

Monsignor Ambrose Hayden, Chaplain, effective March 24, 1977.

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

THIRD READING OF SENATE BILLS

S. F. No. 321: A bill for an act relating to health; permitting certain nursing homes to require and accept certain payments from residents; amending Minnesota Statutes 1976, Section 256B.48, Subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knutson	Olson	Sillers
Ashbach	Gearty	Laufenburger	Penny	Solon
Bang	Gunderson	Lessard	Perpich	Spear
Benedict	Hanson	Lewis	Peterson	Staples
Bernhagen	Hughes	Luther	Pillsbury	Stokowski
Borden	Humphrey	McCutcheon	Purfeerst	Strand
Brataas	Jensen	Menning	Renneke	Ueland, A.
Chenoweth	Johnson	Merriam	Schaaf	Ulland, J.
Chmielewski	Keefe, J.	Moe	Schmitz	Vega
Coleman	Keefe, S.	Nelson	Schrom	Willet
Davies	Kirchner	Nichols	Setzepfandt	
Dieterich	Kleinbaum	Ogdahl	Sieloff	
Dunn	Knoll	Olhoft	Sikorski	

So the bill passed and its title was agreed to.

S. F. No. 250: A bill for an act relating to the Gillette hospital board; board membership; amending Minnesota Statutes 1976, Section 250.05, Subdivision 2.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knutson	Olson	Sillers
Ashbach	Gearty	Laufenburger	Penny	Solon
Bang	Gunderson	Lessard	Perpich	Spear
Benedict	Hanson	Lewis	Peterson	Staples
Bernhagen	Hughes	Luther	Pillsbury	Stokowski
Borden	Humphrey	McCutcheon	Purfeerst	Strand
Brataas	Jensen	Menning	Renneke	Ueland, A.
Chenoweth	Johnson	Merriam	Schaaf	Ulland, J.
Chmielewski	Keefe, J.	Moe	Schmitz	Vega
Coleman	Keefe, S.	Nelson	Schrom	Wegener
Davies	Kirchner	Nichols	Setzepfandt	Willet
Dieterich	Kleinbaum	Ogdahl	Sieloff	
Dunn	Knoll	Olhoft	Sikorski	

So the bill passed and its title was agreed to.

S. F. No. 332: A bill for an act relating to taxation; exempting certain square dance admissions from sales taxation; amending Minnesota Statutes 1976, Section 297A.25, Subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knutson	Olson	Solon
Ashbach	Frederick	Laufenburger	Penny	Spear
Bang	Gearty	Lessard	Perpich	Staples
Benedict	Gunderson	Lewis	Peterson	Stokowski
Bernhagen	Hanson	Luther	Pillsbury	Strand
Borden	Hughes	McCutcheon	Purfeerst	Ueland, A.
Brataas	Humphrey	Menning	Renneke	Ulland, J.
Chenoweth	Jensen	Merriam	Schaaf	Vega
Chmielewski	Johnson	Moe	Schmitz	Wegener
Coleman	Keefe, J.	Nelson	Schrom	Willet
Davies	Keefe, S.	Nichols	Setzepfandt	
Dieterich	Kirchner	Ogdahl	Sikorski	
Dunn	Kleinbaum	Olhoft	Sillers	

Mr. Sieloff voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 170: A bill for an act relating to political subdivisions; regulating certain interests in contracts by public officials; amending Minnesota Statutes 1976, Section 471.88, Subdivisions 2, 5, and 8.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 51 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson	Gunderson	Lewis	Peterson	Staples
Bang	Hanson	McCutcheon	Pillsbury	Stokowski
Bernhagen	Hughes	Menning	Purfeerst	Strand
Brataas	Jensen	Moe	Renneke	Ueland, A.
Chmielewski	Keefe, J.	Nelson	Schmitz	Vega
Coleman	Kirchner	Nichols	Schrom	Wegener
Davies	Kleinbaum	Ogdahl	Setzepfandt	Willet
Dunn	Knoll	Olhoff	Sieloff	
Engler	Knutson	Olson	Sikorski	
Frederick	Laufenburger	Penny	Sillers	
Gearty	Lessard	Perpich	Solon	

Those who voted in the negative were:

Ashbach	Chenoweth	Johnson	Luther	Spear
Benedict	Dieterich	Keefe, S.	Merriam	Ulland, J.
Borden				

So the bill passed and its title was agreed to.

S. F. No. 107: A bill for an act relating to children; enacting the uniform child custody jurisdiction act; amending Minnesota Statutes 1976, Chapter 518, by adding a section.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knoll	Ogdahl	Sieloff
Ashbach	Frederick	Knutson	Olhoff	Sikorski
Bang	Gearty	Laufenburger	Olson	Sillers
Benedict	Gunderson	Lessard	Penny	Solon
Bernhagen	Hanson	Lewis	Perpich	Spear
Borden	Hughes	Luther	Peterson	Staples
Brataas	Humphrey	McCutcheon	Pillsbury	Stokowski
Chenoweth	Jensen	Menning	Purfeerst	Strand
Chmielewski	Johnson	Merriam	Renneke	Ueland, A.
Coleman	Keefe, J.	Milton	Schaaf	Ulland, J.
Davies	Keefe, S.	Moe	Schmitz	Vega
Dieterich	Kirchner	Nelson	Schrom	Wegener
Dunn	Kleinbaum	Nichols	Setzepfandt	Willet

So the bill passed and its title was agreed to.

S. F. No. 296: A bill for an act relating to medical assistance for needy persons; providing for limits on types, costs and frequency of medical services; amending Minnesota Statutes 1976, Section 256B.04, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knutson	Olhoft	Sikorski
Ashbach	Frederick	Laufenburger	Olson	Sillers
Bang	Gearty	Lessard	Penny	Solon
Benedict	Gunderson	Lewis	Perpich	Spear
Bernhagen	Hanson	Luther	Peterson	Staples
Borden	Hughes	McCutcheon	Pillsbury	Stokowski
Brataas	Humphrey	Menning	Purfeerst	Strand
Chenoweth	Jensen	Merriam	Renneke	Ueland, A.
Chmielewski	Johnson	Milton	Schaaf	Ulland, J.
Coleman	Keefe, J.	Moe	Schmitz	Vega
Davies	Keefe, S.	Nelson	Schrom	Wegener
Dieterich	Kirchner	Nichols	Setzepfandt	Willet
Dunn	Kleinbaum	Ogdahl	Sieloff	

So the bill passed and its title was agreed to.

CONSENT CALENDAR

S. F. No. 72: A bill for an act relating to natural resources; authorizing the conveyance by the state of certain lands known as Battle Point to Todd county; amending Minnesota Statutes 1976, Section 84.163.

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

The question was taken on the passage of the bill.

The roll was called, and there were year 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knutson	Olhoft	Sillers
Ashbach	Frederick	Laufenburger	Olson	Solon
Bang	Gearty	Lessard	Penny	Spear
Benedict	Gunderson	Lewis	Perpich	Staples
Bernhagen	Hanson	Luther	Peterson	Stokowski
Borden	Hughes	McCutcheon	Pillsbury	Strand
Brataas	Humphrey	Menning	Purfeerst	Ueland, A.
Chenoweth	Jensen	Merriam	Renneke	Ulland, J.
Chmielewski	Johnson	Milton	Schaaf	Vega
Coleman	Keefe, J.	Moe	Schmitz	Wegener
Davies	Kirchner	Nelson	Setzepfandt	Willet
Dieterich	Kleinbaum	Nichols	Sieloff	
Dunn	Knoll	Ogdahl	Sikorski	

Mr. Schrom voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 377: A bill for an act relating to credit union mergers; clarifying membership for merged credit unions; amending Minnesota Statutes 1976, Section 52.203.

With the unanimous consent of the Senate, Mr. Laufenburger moved to amend S. F. No. 377 as follows:

Page 2, line 19, strike "*and eligible members*"

Page 2, line 19, after "of" insert "*and persons eligible for membership in*"

The motion prevailed. So the amendment was adopted.

S. F. No. 377 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knutson	Olhoft	Sikorski
Ashbach	Frederick	Laufenburger	Olson	Sillers
Bang	Gearty	Lessard	Penny	Solon
Benedict	Gunderson	Lewis	Perpich	Spear
Bernhagen	Hanson	Luther	Peterson	Staples
Borden	Hughes	McCutcheon	Pillsbury	Stokowski
Brataas	Humphrey	Menning	Purfeerst	Strand
Chenoweth	Jensen	Merriam	Renneke	Ueland, A.
Chmielewski	Johnson	Milton	Schaaf	Ulland, J.
Coleman	Keefe, J.	Moe	Schmitz	Vega
Davies	Kirchner	Nelson	Schrom	Wegener
Dieterich	Kleinbaum	Nichols	Setzepfandt	Willet
Dunn	Knoll	Ogdahl	Sieloff	

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

GENERAL ORDERS

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

After some time spent therein, the committee arose, and Mr. Gearty reported that the committee had considered the following:

S. F. No. 267 which the committee recommends to pass.

H. F. No. 38, which the committee recommends to pass with the following amendment offered by Mr. Sikorski:

Page 1, line 11, strike "*this act*" and insert "*sections 1 to 7*"

Page 2, lines 22 to 23, strike "*of this act*"

Page 3, line 12, strike "*of this act*"

Page 3, lines 15 and 16, strike "*this act*" and insert "*sections 1 to 7*"

Page 4, lines 24 and 26, strike "*this act*" and insert "*sections 1 to 7*"

Page 4, line 30, strike "*this*" and insert "*section 2*"

Page 4, line 31, strike "*act*"

Page 5, lines 7, 11, and 24, strike "*of this act*"

Page 5, after line 11, insert:

"Subd. 3. If a major construction defect is discovered prior to the sale of a dwelling, the statutory warranty set forth in section 2, subdivision 1, clause (c) may be waived, after full oral disclosure of the specific defect, by an instrument handwritten by the vendee which sets forth in detail the specific defect, the difference between the value of the dwelling without the defect and the value of the dwelling with the defect, the price reduction, the consent of the vendee to the waiver, and the signatures of the vendee, the vendor, and two witnesses.

A single waiver agreed to pursuant to this subdivision may not apply to more than one major construction defect in a dwelling."

Page 5, lines 13 and 22, strike "*this act*" and insert "*section 2*"

Page 5, line 26, strike the second "*of*"

Page 5, line 27, strike "*this act*"

Page 6, lines 2 and 7, strike "*of this act*"

On motion of Mr. Coleman, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 10:30 o'clock a.m., Monday, March 21, 1977. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate