

### THIRTY-FIRST DAY

St. Paul, Minnesota, Wednesday, April 6, 1977

The Senate met at 8:00 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:

Ashbach	Frederick	Laufenburger	Perpich	Staples
Bang	Gearty	Lewis	Pillsbury	Stokowski
Benedict	Gunderson	McCutcheon	Purfeerst	Strand
Bernhagen	Hanson	Menning	Renneke	Stumpf
Borden	Hughes	Merriam	Schmitz	Tennessen
Brataas	Humphrey	Milton	Schrom	Vega
Chenoweth	Johnson	Nelson	Setzepfandt	Wegener
Coleman	Keefe, S.	Nichols	Sieloff	Willet
Dieterich	Kirchner	Ogdahl	Sikorski	
Dunn	Kleinbaum	Olhoft	Sillers	
Engler	Knoll	Penny	Spear	

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

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

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

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

The President declared a quorum present.

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

**EXECUTIVE AND OFFICIAL COMMUNICATIONS  
CERTIFICATION**

April 4, 1977

To The Senate  
State of Minnesota

To the House of Representatives  
State of Minnesota

This is to certify that the House of Representatives and the Senate in Joint Convention on Monday, April 4, 1977, have elected as members of the Board of Regents of the University of Minnesota the following members each to hold his or her respective office for the term specified from the first Monday of February, 1977:

Charles F. McGuigan, At Large, six years

Wenda Moore, At Large, six years

Michael Unger (student or recent graduate), At Large, six years

Mary Schertler, 4th Congressional District, two years

David M. Lebedoff, 5th Congressional District, six years

(Signed) Edward J. Gearty  
President of the Senate

(Signed) Martin Olav Sabo  
Speaker of the House  
of Representatives

April 6, 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. Nos. 11, 76, 201, 267, and 377.

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.

Mr. Solon introduced—

S. F. No. 1126: A bill for an act relating to the port authority of Duluth; expanding the membership of the port authority to nine commissioners.

Referred to the Committee on Local Government.

Messrs. Wegener, Chmielewski and Engler introduced—

S. F. No. 1127: A bill for an act relating to political subdivisions; authorizing assignments to secure payment of certain loans; amending Minnesota Statutes 1976, Section 465.73.

Referred to the Committee on Local Government.

Messrs. Spear; Knoll; Dieterich; Keefe, S. and Milton introduced—

S. F. No. 1128: A bill for an act relating to tenants and landlords; establishing grounds and procedures for the recovery of possession of certain residential premises; amending Minnesota Statutes 1976, Sections 487.24, Subdivision 3; 488.19; 488A.11, Subdivision 3; 488A.28, Subdivision 3; 504.06; 504.07; 566.03; 566.05; 566.09; and Chapters 504, by adding a section; and 566, by adding a section.

Referred to the Committee on Judiciary.

Mr. Schaaf introduced—

S. F. No. 1129: A bill for an act relating to state agencies; purchasing and furnishing goods and services; amending Minnesota Statutes 1976, Sections 16.02, Subdivisions 2, 13, 16, 19, and by adding a subdivision; 16.07, Subdivision 8, and by adding a subdivision; 16.72, Subdivision 2; 16.75, Subdivision 7; 16.80, Subdivision 1; and 327.51, Subdivisions 1 and 3, and by adding a subdivision.

Referred to the Committee on Governmental Operations.

Messrs. Borden, Laufenburger and Mrs. Brataas introduced—

S. F. No. 1130: A bill for an act relating to commerce; providing for deposits of public funds in thrift institutions; amending Minnesota Statutes 1976, Sections 118.005; 118.01; 118.09; 118.11; and 118.16; repealing Minnesota Statutes 1976, Section 118.17.

Referred to the Committee on Commerce.

Messrs. Knoll; Keefe, S.; Kirchner; Gearty and Lewis introduced—

S. F. No. 1131: A bill for an act relating to metropolitan airports; authorizing reimbursement to commission members; clarifying its organization and authority; granting emergency authority to expend funds; amending Minnesota Statutes 1976, Sections 473.605, Subdivisions 1 and 2; 473.606, Subdivisions 1 and 4; 473.608, Subdivisions 1, 15 and 17; 473.611, Subdivision 5; 473.621, Subdivisions 2 and 4; 473.641, Subdivision 2; 473.652; repealing Minnesota Statutes 1976, Sections 473.611, Subdivisions 1, 2, 3 and 4; and 473.621, Subdivision 1.

Referred to the Committee on Transportation.

Mr. Dunn, Mrs. Brataas, Messrs. Chmielewski, Peterson and Wegener introduced—

S. F. No. 1132: A bill for an act relating to taxation; extending certain additional tax levy authority to counties; amending Minnesota Statutes 1976, Section 275.48.

Referred to the Committee on Local Government.

Messrs. Luther, Willet, Dunn, Olson and Benedict introduced—

S. F. No. 1133: A bill for an act relating to environmental protection; prohibiting the storage of certain radioactive wastes in Minnesota; providing a penalty.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Ueland, A. introduced—

S. F. No. 1134: A bill for an act relating to cities; exempting transit systems owned by the cities of Mankato and North Mankato from gasoline and special fuels tax.

Referred to the Committee on Taxes and Tax Laws.

Mr. Schaaf introduced—

S. F. No. 1135: A bill for an act relating to motor vehicle carriers; requiring insurance or bond before the issuance of a certificate or permit to a motor carrier; providing for suspension and revocation of certificate or permit for failure to maintain insurance or other security; amending Minnesota Statutes 1976, Section 221.141, Subdivision 1.

Referred to the Committee on Commerce.

Messrs. Schaaf and Borden introduced—

S. F. No. 1136: A bill for an act relating to peace officer training; transferring the Minnesota peace officer training board from the office of the attorney general to the department of public safety; providing for board approval of peace officer training courses and schools; authorizing the board to recommend rules to the commissioner of public safety; amending Minnesota Statutes 1976, Sections 626.841; and 626.851, Subdivision 2; repealing Minnesota Statutes 1976, Sections 626.842; 626.843; 626.844; and 626.845.

Referred to the Committee on Governmental Operations.

Messrs. Borden, Solon, Gearty, Gunderson and Kirchner introduced—

S. F. No. 1137: A bill for an act relating to chiropractic; further

defining the practice of chiropractic; amending Minnesota Statutes 1976, Sections 148.01, Subdivision 3; and 148.08, Subdivision 2.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Davies, Strand and Keefe, J. introduced—

S. F. No. 1138: A bill for an act relating to probate; changing requirements for collection of personalty by affidavit; amending Minnesota Statutes 1976, Section 524.3-1201.

Referred to the Committee on Judiciary.

Messrs. Ogdahl, Coleman, Renneke, Stokowski and Ashbach introduced—

S. F. No. 1139: A bill for an act relating to retirement; legislators survivor benefits; amending Minnesota Statutes 1976, Section 3A.04, Subdivision 1, and by adding a subdivision.

Referred to the Committee on Governmental Operations.

Messrs. Schrom, Wegener, Chmielewski, Bernhagen and Olson introduced—

S. F. No. 1140: A bill for an act relating to agriculture; food licensing; defining a custom processor and providing for a custom processing permit; amending Minnesota Statutes 1976, Sections 28A.03; 28A.04; and 28A.13.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Purfeerst, Kleinbaum, Setzepfandt and Bernhagen introduced—

S. F. No. 1141: A bill for an act relating to labor relations; allowing area vocational-technical institute teachers to become an appropriate bargaining unit; amending Minnesota Statutes 1976, Section 179.63, Subdivision 17.

Referred to the Committee on Employment.

Mrs. Brataas, Messrs. Merriam, Peterson, Schaaf and Stokowski introduced—

S. F. No. 1142: A bill for an act relating to taxation; specifying certain annuities exempt from the inheritance tax; amending Minnesota Statutes 1976, Sections 291.065; 352B.071; and 352C.07.

Referred to the Committee on Taxes and Tax Laws.

Mrs. Brataas, Messrs. Merriam, Peterson, Schaaf and Stokowski introduced—

S. F. No. 1143: A bill for an act relating to taxation; exempting certain public pension plan and peace officers benefit fund payments from inheritance taxes; amending Minnesota Statutes 1976, Chapter 291, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Laufenburger, Gunderson, Engler, Mrs. Brataas and Mr. Anderson introduced—

S. F. No. 1144: A bill for an act relating to natural resources; creating an advisory council on land purchases and condemnations in a certain region in the state; providing an appropriation.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Luther; Nichols; Keefe, S. and Spear introduced—

S. F. No. 1145: A bill for an act relating to education; school district employees; removing school principals and assistant principals from the classification of essential employees; amending Minnesota Statutes 1976, Sections 179.63, Subdivision 11; and 179.65, Subdivision 6.

Referred to the Committee on Employment.

Messrs. Keefe, J.; Sikorski and Schaaf introduced—

S. F. No. 1146: A bill for an act relating to financial corporations; requiring that loans secured by mortgages on real property may be assumed; amending Minnesota Statutes 1976, Section 47.20, by adding a subdivision.

Referred to the Committee on Commerce.

Mr. Keefe, J.; Mrs. Brataas and Mr. Schaaf introduced—

S. F. No. 1147: A bill for an act relating to financial corporations; requiring interest on escrow accounts; amending Minnesota Statutes 1976, Section 47.20, Subdivision 8.

Referred to the Committee on Commerce.

Mrs. Brataas, Messrs. Solon, Davies, Tennessen and Perpich introduced—

S. F. No. 1148: A bill for an act relating to group health care plans; requiring published or written notice to employees before certain employee health care plans may be terminated; amending Minnesota Statutes 1976, Sections 62C.02, Subdivision 1; and 62D.02, Subdivision 1; and Chapters 62A, 62C and 62D, by adding sections.

Referred to the Committee on Commerce.

Messrs. Merriam, Hughes, Dunn, Humphrey and Anderson introduced—

S. F. No. 1149: A bill for an act relating to retirement; contributions and service credit for certain part time teachers; amending Minnesota Statutes 1976, Chapters 354 and 354A, by adding sections.

Referred to the Committee on Governmental Operations.

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

S. F. No. 1150: A bill for an act relating to elections; regulating identification and providing assistance for absentee voters; appropriating money; amending Minnesota Statutes 1976, Section 207.03; and Chapter 207, by adding a section.

Referred to the Committee on Elections.

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

S. F. No. 1151: A bill for an act relating to elections; providing for training and testing election judges; requiring regular changes among election judge personnel; appropriating money; amending Minnesota Statutes 1976, Section 204A.17, Subdivisions 2 and 3.

Referred to the Committee on Elections.

Messrs. Keefe, S.; Luther; Schaaf and Sikorski introduced—

S. F. No. 1152: A bill for an act relating to ethics; limiting the future employment of former public officials; providing a penalty; repealing Minnesota Statutes 1976, Section 271.18.

Referred to the Committee on Governmental Operations.

Messrs. Peterson, Hanson, Merriam, McCutcheon and Ogdahl introduced—

S. F. No. 1153: A bill for an act relating to licensed occupations; providing for licensing and regulation of tax preparers by the commissioner of revenue; amending Minnesota Statutes 1976, Chapter 326, by adding a section.

Referred to the Committee on Commerce.

Messrs. Peterson, Kleinbaum, Sillers, Hanson and Moe introduced—

S. F. No. 1154: A bill for an act relating to commerce; prohibiting certain deceptive advertisements for farm implements; providing a penalty; amending Minnesota Statutes 1976, Chapter 325, by adding a section.

Referred to the Committee on Commerce.

Messrs. Dunn, Kirchner, Bernhagen, Mrs. Brataas and Mr. Renneke introduced—

S. F. No. 1155: A bill for an act relating to elections; providing limits on campaign expenditures; amending Minnesota Statutes 1976, Section 10A.27, Subdivisions 1 and 2.

Referred to the Committee on Elections.

Messrs. Strand, Nichols, Peterson, Willet and Engler introduced—

S. F. No. 1156: A bill for an act relating to agriculture; transferring certain functions relating to county agricultural societies from the state auditor and the commissioner of finance to the commissioner of agriculture; providing for the reimbursement of expenses of the commissioner of agriculture incurred in examining the records and accounts of county agricultural societies and certain other agricultural related societies or associations; amending Minnesota Statutes 1976, Sections 17.07; 38.02, Subdivisions 1, 2 and 3; 38.04; and 38.13.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Strand, Olhoft, Benedict and Nichols introduced—

S. F. No. 1157: A bill for an act relating to energy; appropriating funds for the dissemination of energy related information to the public.

Referred to the Committee on Energy and Housing.

Messrs. Penny, Johnson and Laufenburger introduced—

S. F. No. 1158: A bill for an act relating to taxation; exempting insulation and residential heating fuels from sales tax; amending Minnesota Statutes 1976, Section 297A.25, Subdivision 1.

Referred to the Committee on Energy and Housing.

Messrs. Penny, Setzepfandt, Wegener and Laufenburger introduced—

S. F. No. 1159: A bill for an act relating to taxation; authorizing noncontiguous land classified for agricultural uses to be granted homestead status for taxation purposes; amending Minnesota Statutes 1976, Section 273.13, Subdivision 6.

Referred to the Committee on Taxes and Tax Laws.

Mr. Penny introduced—

S. F. No. 1160: A bill for an act relating to retirement; permissi-

ble annual earnings of a retired public employee; amending Minnesota Statutes 1976, Section 353.37.

Referred to the Committee on Governmental Operations.

Mr. Stumpf introduced—

S. F. No. 1161: A bill for an act relating to public employees; permitting certain employees to strike; amending Minnesota Statutes 1976, Section 179.64, Subdivision 7.

Referred to the Committee on Employment.

Mr. Stumpf introduced—

S. F. No. 1162: A bill for an act relating to public welfare; public assistance programs; allowing social security benefit increases to pass through to recipient; amending Minnesota Statutes 1976, Chapter 256, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Mrs. Staples, Messrs. Benedict, Hughes, Mrs. Brataas and Mr. Sikorski introduced—

S. F. No. 1163: A bill for an act relating to crimes; requiring the commissioner of corrections to conduct research to assess the extent and nature of juvenile prostitution and to develop a program for the prevention and treatment of prostitution; reports to legislature; pilot projects.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Frederick and Mrs. Brataas introduced—

S. F. No. 1164: A bill for an act relating to Olmsted county; permitting sidewalk and related improvements to be financed by special assessment.

Referred to the Committee on Local Government.

Messrs. Willet, Dunn, Wegener, Anderson and Hanson introduced—

S. F. No. 1165: A bill for an act relating to natural resources; state parks; requiring compatible uses of private lands within state parks; providing the commissioner of natural resources with authority to enforce compatible use standards; providing for the acquisition of private land within parks; amending Minnesota Statutes 1976, Chapter 85, by adding a section.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Olhofft, Wegener, Olson, Willet and Renneke introduced—

S. F. No. 1166: A bill for an act relating to administrative procedures; providing for water resource and conservation hearings to be held in accordance with the administrative procedure act; amending Minnesota Statutes 1976, Sections 105.44, Subdivisions 3, 5, 6, 7 and 8; 105.45; 105.461; and 105.78; repealing Minnesota Statutes 1976, Section 105.47.

Referred to the Committee on Governmental Operations.

Mr. Knutson introduced—

S. F. No. 1167: A bill for an act relating to human services; creating the office of ombudsman for human services; creating a human services coordinating board; changing certain terminology; providing an appropriation; amending Minnesota Statutes 1976, Chapter 402, by adding sections.

Referred to the Committee on Employment.

Mr. Knutson introduced—

S. F. No. 1168: A bill for an act relating to education; authorizing school boards to appoint a student advisory member.

Referred to the Committee on Education.

Messrs. Knutson; Bang; Keefe, J. and Mrs. Brataas introduced—

S. F. No. 1169: A bill for an act relating to energy conservation; exempting certain decorative gas lamps from mandatory shut-off requirements; amending Minnesota Statutes 1976, Section 116H.12, Subdivision 3a.

Referred to the Committee on Energy and Housing.

Messrs. Kleinbaum, Borden, Solon, Sikorski and Bang introduced—

S. F. No. 1170: A bill for an act relating to cable communications; prohibiting landlord obstruction of the installation of cable television services; prohibiting applications by landlords for payment; amending Minnesota Statutes 1976, Chapter 238, by adding a section.

Referred to the Committee on Commerce.

Messrs. Pillsbury, Milton, Moe, Dunn and Kleinbaum introduced—

S. F. No. 1171: A bill for an act relating to the organization and operation of state government; creating the institute for analyses

of public choices; requiring the identification and analysis of trends affecting the state; appropriating money.

Referred to the Committee on Governmental Operations.

Mr. Borden introduced—

S. F. No. 1172: A bill for an act relating to administrative procedures of governmental agencies; adding metropolitan and capitol area agencies under the coverage of the administrative procedure act; limiting rule-making authority and obligations; permitting incorporation by reference; requiring completion of hearing examiner reports within a specified period; permitting an agency to appeal adverse district court decisions; providing copies of the state register for public libraries; providing for hearing examiners, subpoenas and reporters; amending Minnesota Statutes 1976, Sections 15.0411, Subdivision 2; 15.0412; 15.0413, Subdivision 3; 15.0417; 15.0426; 15.048; 15.051, Subdivision 4; 15.052, Subdivisions 4 and 5; and 15.42.

Referred to the Committee on Governmental Operations.

Messrs. Borden, Hughes, Schaaf, Kleinbaum and Dunn introduced—

S. F. No. 1173: A bill for an act relating to public radio; providing for grants to noncommercial public stations; authorizing planning and implementation funds for statewide public radio programming; appropriating money.

Referred to the Committee on Governmental Operations.

Mr. Ueland, A. introduced—

S. F. No. 1174: A bill for an act relating to the city of Mankato; authorizing residential property rehabilitation loans and grants and authorizing the issuance of bonds for acquisition and betterment of a municipal fire hall and city hall.

Referred to the Committee on Local Government.

Messrs. Davies and Strand introduced—

S. F. No. 1175: A bill for an act relating to taxation; exempting probate deeds of distribution from conveyance recording requirements; amending Minnesota Statutes 1976, Section 272.12.

Referred to the Committee on Judiciary.

#### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 74 and 86.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 4, 1977

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 193, 521, 681, 691, 1006, 146, 337, 465 and 563.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 4, 1977

#### FIRST READING OF HOUSE BILLS

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

H. F. No. 193: A bill for an act relating to the military; financing of armory construction; amending Minnesota Statutes 1976, Sections 193.143; 193.145, Subdivision 2; and 193.146, Subdivision 1; repealing Minnesota Statutes 1976, Section 193.1431.

Referred to the Committee on Taxes and Tax Laws.

H. F. No. 521: A bill for an act relating to Independent School District No. 196 (Rosemount) and Independent School District No. 194 (Lakeville); providing for certain land to be detached from Independent School District No. 196 and annexed to Independent School District No. 194.

Referred to the Committee on Rules and Administration.

H. F. No. 681: A bill for an act relating to commerce; providing for state procurement from small business; providing a bonding mechanism for small business; amending Minnesota Statutes 1976, Sections 16.082, by adding a subdivision; and 16.083, Subdivision 2.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 555, now on General Orders.

H. F. No. 691: A bill for an act relating to state lands; directing the exchange of certain public lands bordering on public waters in Lincoln county.

Referred to the Committee on Agriculture and Natural Resources.

H. F. No. 1006: A bill for an act relating to agriculture; transferring certain functions relating to county agricultural societies from the state auditor and the commissioner of finance to the commissioner of agriculture; providing for the reimbursement of expenses of the commissioner of agriculture incurred in examining the records and accounts of county agricultural societies and certain other agricultural related societies or associations; amending Minnesota Statutes 1976, Sections 17.07; 38.02, Subdivisions 1, 2 and 3; 38.04; and 38.13.

Referred to the Committee on Agriculture and Natural Resources.

H. F. No. 146: A bill for an act relating to cities of the first class; establishing procedures for refunds of certain special assessments; amending Minnesota Statutes 1976, Section 430.07.

Referred to the Committee on Local Government.

H. F. No. 337: A bill for an act relating to public utilities; customers service option on electric service in certain instances; amending Minnesota Statutes 1976, Section 216B.40; and Chapter 216B, by adding a section.

Referred to the Committee on Commerce.

H. F. No. 465: A bill for an act relating to redevelopment; providing for membership on regional development commissions; amending Minnesota Statutes 1976, Section 462.388, Subdivision 1.

Referred to the Committee on Local Government.

H. F. No. 563: A bill for an act relating to Independent School District No. 721 (New Prague) and Independent School District No. 194 (Lakeville); providing for certain land to be detached from Independent School District No. 721 and annexed to Independent School District No. 194.

Referred to the Committee on Rules and Administration.

#### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk with the exception of the report on S. F. Nos. 442 and 176, be now adopted. The motion prevailed.

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

S. F. No. 181: A bill for an act relating to retirement; election of trustees to the public employees retirement association board of trustees; amending Minnesota Statutes 1976, Section 353.03, Subdivision 1; repealing Minnesota Statutes 1976, Section 353.03, Subdivision 2a.

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

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 352.03, Subdivision 1, is amended to read:

352.03 [BOARD OF DIRECTORS, COMPOSITION, EXECUTIVE DIRECTOR; DUTIES, POWERS.] Subdivision 1. [MEMBERSHIP OF BOARD; ELECTION; TERM.] The policy making function of the system is hereby vested in a board of ~~seven~~ eight members, who shall be known as the board of directors, hereinafter called the board. This board shall consist of three members appointed by the governor, one of whom shall be

a constitutional officer or appointed state official and two public members knowledgeable in pension matters, and four state employees who shall be elected by state employees covered by the system *and one retired employee who shall be elected by retired employees* at a time and in a manner to be fixed by the board. Two board members, whose terms of office shall begin on the first Monday in March next succeeding their election, shall be elected biennially. The term of the two board members whose terms expire in 1968 shall terminate on the first Monday in March, 1968, and the terms of the two board members whose terms expire in 1970 shall terminate on the first Monday in March, 1970. *The elected retired board member shall serve a term commencing January 1, 1978 and terminating on the first Monday in March, 1980. Thereafter* the members of the board so elected shall hold office for a term of four years, *except the retired member whose term shall be two years*, and until their successors are elected, and have qualified. A state employee on leave of absence shall not be eligible for election or re-election to membership on the board of directors; and the term of any board member who is on leave for more than six months shall automatically terminate upon the expiration of such period.

Sec. 2. Minnesota Statutes 1976, Section 352.03, Subdivision 2, is amended to read:

Subd. 2. [VACANCY, HOW FILLED.] Any vacancy of a state employee *or retired employee* in the board caused by death, resignation, or removal of any member so elected shall be filled by the board for the unexpired portion of the term in which the vacancy occurs.

Sec. 3. Minnesota Statutes 1976, Section 352.03, is amended by adding a subdivision to read:

*Subd. 4a. The board may consider, review and make recommendations regarding the financial and other needs of retired employees and may disseminate appropriate retirement information to the retired employee.*

Sec. 4. Minnesota Statutes 1976, Section 353.03, Subdivision 1, is amended to read:

353.03 [BOARD OF TRUSTEES.] Subdivision 1. [MANAGEMENT; COMPOSITION; ELECTION.] The management of the public employees retirement fund is hereby vested in a board of trustees consisting of ~~14~~ 15 members, who shall be known as the board of trustees. This board shall consist of three trustees, one of whom shall be designated by each of the following associations, Minnesota school boards association, League of Minnesota ~~Municipalities~~ Cities, and Association of Minnesota Counties; nine area trustees, who shall be elected from the membership *employed in one of the areas described below by the members of the retirement association employed in such area* except members of the police and fire fund; one trustee who shall be a retired annuitant elected *at large* by other annuitants; and one trustee who is a member of the police and fire fund elected *at large* by the membership of the police and fire fund. *The remaining trustee*

shall be elected prior to January 1 by the governing bodies of employee organizations, as defined in section 179.63, subdivision 5, representing association employees; provided that in making the selection each employee organization shall have one vote for each association employee it represents. The respective governing bodies shall implement and administer a system for the selection of this member in the filling of vacancies and any dispute in the selection process shall be resolved by the secretary of state. Elected trustees shall hold office for a term of four years. For seven days beginning December 1 of each year, except 1974 and every fourth year thereafter, the association shall accept at its office filings in person or by mail of candidates for the board of trustees. The An area candidate shall submit at the time of filing a nominating petition signed by 25 or more members of the fund from the area of the candidate, a retired annuitant candidate, a nominating petition signed by 25 or more such annuitants, and a police and fire fund candidate, a nominating petition signed by 25 or more members of such fund. No nominee may withdraw his name from nomination after December 15. Candidates shall file at large for all seats vacant at the forthcoming election. By January 10 of each year in which elections are to be held the board shall distribute by mail to the members and annuitants ballots listing the candidates, the number of positions to be filled and blank lines for write in votes. No member may vote for more than one candidate but a blank line shall be provided for a write-in vote. A ballot indicating a vote for more than one person shall be void. No special marking may be used on the ballot to indicate incumbents. The last day for mailing ballots to the fund shall be January 31. Except as provided in this section, all terms expire on January 31 of the fourth year, and the position shall remain vacant until the newly elected member is qualified. The ballot envelopes shall be so designed and the ballots shall be counted in such a manner as to insure that each vote is secret. For the purpose of electing the nine area trustees, the state shall be divided into three areas as follows: Area one shall include Anoka, Hennepin, Ramsey and Washington counties. Area two shall include Big Stone, Swift, Kandiyohi, Meeker and Wright counties and all counties south thereof, except counties in area one. Area three shall include all the remaining counties of the state. If any governmental unit is located in more than one area, place of employment shall be deemed to be in the area in which the main office of the governmental unit is located. Each year for three years one area trustee shall be elected to a four-year term from each area by the members employed in the respective areas. In the fourth year one trustee shall be elected at large by the police and fire fund membership and one trustee elected at large by the annuitants.

Notwithstanding the foregoing, however, in order to provide for a transition to regional elections, in the year 1978 only, a retired trustee shall be elected by the annuitants, and three trustees shall be elected from each of the three areas by the members of the area (who may vote for only one candidate). The annuitant candidate receiving the most votes shall serve a three-year term, the candidate in each area receiving the largest number of votes

*shall serve a four-year term, the candidate in each area receiving the second largest number of votes shall serve a two-year term and the candidate in each area receiving the third largest number of votes shall serve a one-year term. The elections shall be supervised by the secretary of state. It shall be the duty of the board of trustees to faithfully administer the law without prejudice and consistent with the expressed intent of the legislature. They shall act as trustees with a fiduciary obligation to the state of Minnesota which created the fund, the taxpayers of the governmental subdivisions which aid in financing it and the public employees who are its beneficiaries.*

Sec. 5. Minnesota Statutes 1976, Section 354.05, is amended by adding a subdivision to read:

*Subd. 36. [RETIREE OF FUND.] "Retiree of fund" means any former member who has retired as provided in this chapter.*

Sec. 6. Minnesota Statutes 1976, Section 354.06, Subdivision 1, is amended to read:

**354.06 [BOARD OF TRUSTEES; MEMBERSHIP; DUTIES.]**  
Subdivision 1. The management of the fund shall be vested in a board of ~~seven~~ *eight* trustees to be known as the board of trustees of the teachers retirement fund. It shall be composed of the following persons: the commissioner of education, the commissioner of finance, the commissioner of insurance, and four members of the fund who shall be elected by ~~mail ballot for terms of four years~~ *by the members of the fund in a manner to be fixed by the board of trustees of the fund and one retiree who shall be elected by the retirees of the fund. The five elected members of the board of trustees shall be chosen by mail ballot in a manner to be fixed by the board of trustees of the fund.* In every odd numbered year there shall be elected two members of ~~the fund~~ *to the board of trustees for terms of four years commencing on the first of July next succeeding their election. Commencing in 1977 and every two years thereafter there shall be elected one retiree of the fund to the board of trustees for a term of two years commencing on the first of July next succeeding his election except that the first term served by a retiree shall be for a period of 20 months commencing on November 1, 1977.* Each election shall be completed by June ~~1st~~ *first* of each succeeding odd numbered year ~~except that the first election of a retiree shall be completed by October 1, 1977.~~ In the case of elective members, vacancies shall be filled by appointment by the remainder of the board, the appointee to serve until the members ~~or retirees~~ *of the fund at the next regular election have elected a trustee to serve for the unexpired term caused by such vacancy. No member or retiree shall be appointed by the board, or elected by the members of the fund as a trustee who is not a member or retiree of the fund in good standing at the time of such appointment or election. It shall be the duty of the board of trustees to faithfully administer the law without prejudice and consistent with the expressed intent of the legislature. They shall act as trustees with a fiduciary obligation to the state of*

Minnesota which created the fund, the taxpayers which aid in financing it and the teachers who are its beneficiaries.

Sec. 7. Minnesota Statutes 1976, Section 422A.02, is amended to read:

422A.02 [RETIREMENT BOARD; MEMBERS.] A retirement board of five *seven* members is hereby constituted which shall consist of the following:

- (1) Mayor;
- (2) The city comptroller or corresponding official;
- (3) ~~The Chairman of the ways and means committee of the city council or corresponding member of the chief governing body of the city~~ *One member of the city council selected by the council*; and
- (4) ~~Two~~ *Four* legally qualified voters of the city, residents thereof for the preceding five years, to be chosen by the employees as defined in sections 422A.01 to 422A.25 who are contributors to the retirement fund created by sections 422A.01 to 422A.25. The employees may form an association for that purpose and the employing authorities are authorized to make payroll deductions for the payment of dues to said association. The persons selected shall serve for staggered terms of two years from the first of the next succeeding January after their election, and until their successors are duly elected. Such selection shall be made by the employees during the first week of December of each year. Vacancies occurring by death, resignation, or removal of such representatives shall be filled by representatives chosen by the employees.

Sec. 8. *The two additional members authorized by section 7, clause (4) shall be chosen on the effective date of this act in the manner prescribed for the filling of vacancies on the board, with one designated to serve until January 1, 1978 and one until January 1, 1979. Thereafter the additional members shall be selected for regular two year terms in the manner provided in section 1.*

Sec. 9. Minnesota Statutes 1976, Section 422A.03, Subdivision 1, is amended to read:

422A.03 [MEETINGS; EMPLOYEES; RULES AND REGULATIONS.] Subdivision 1. The retirement board shall meet on the ~~second~~ *third* Tuesday of each calendar month of each year and may adjourn from time to time. Special meetings may be held upon the call of the president. The board shall, by a four-fifths vote of all members of the board, appoint an executive secretary, who shall have charge of the performance of the duties required by the provisions of sections 422A.01 to 422A.25, and shall appoint other necessary clerical help. If at the time of his appointment as executive secretary the appointee holds a position subject to the civil service rules and regulations of the city he shall be deemed to be on leave of absence from such civil service position during his tenure as executive secretary, and

upon termination of such service shall be returned to his permanent civil service classification. If no vacancy is available in his permanent civil service classified position, seniority shall prevail, and the person most recently certified to such position shall be returned to the permanent civil service classification held by him prior to such certification.

Sec. 10. [REPEAL.] *Minnesota Statutes 1976, Section 353.03, Subdivision 2a, is repealed.*"

Further, amend the title as follows:

Page 1, line 2, strike "election of trustees to" and insert "increasing the size of the boards of trustees of"

Page 1, lines 3 and 4, strike "board of trustees" and insert "Minnesota state retirement system, teachers retirement system and Minneapolis municipal employees retirement board; providing for election processes;"

Page 1, line 5, strike "Section" and insert "Sections 352.03, Subdivisions 1, 2, and by adding a subdivision;"

Page 1, line 5, after "Subdivision 1;" insert "354.05, by adding a subdivision; 354.06, Subdivision 1; 422A.02; and 422A.03, Subdivision 1;"

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. 177: A bill for an act relating to retirement; Minnesota state retirement system; exclusion from pension coverage for certain labor service employees of the metropolitan waste control commission; amending Minnesota Statutes 1976, Sections 352.01, Subdivision 2B; 473.141, Subdivision 12; and 473.511, Subdivision 3.

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

Page 5, line 12, strike "Labor service employees" and insert "Tradesmen"

Page 5, line 13, strike "on a regular basis"

Page 5, line 15, strike "who were either"

Page 5, line 16, strike "1976" and insert "1977" and strike the balance of the line

Page 5, strike the new language on lines 17, 18 and 19

Page 6, line 4, strike the new language and insert "Tradesmen employed by the metropolitan waste control commission with trade union pension coverage pursuant to a collective bargaining agreement who elected exclusion from coverage pursuant to section 4

*of this act or who are first employed after July 1, 1977 shall not be covered by the Minnesota state retirement system."*

Page 6, strike lines 5, 6, 7 and 8

Page 6, line 9, strike the new language

Page 7, line 4, strike the new language and insert "*Tradesmen employed by the metropolitan waste control commission with trade union pension coverage pursuant to a collective bargaining agreement who elected exclusion from coverage pursuant to section 4 of this act or who are first employed after July 1, 1977 shall not be covered by the Minnesota state retirement system.*"

Page 7, strike lines 5, 6, 7 and 8

Page 7, line 9, strike the new language

Page 8, line 6, strike "*labor service employee*" and insert "*tradesman*"

Page 8, line 8, strike "*regular*" and insert "*permanent*"

Page 8, line 10, strike "*pension*"

Page 8, line 11, strike "*labor service employee*" and insert "*tradesman*"

Page 8, line 12, strike "*1976*" and insert "*1977*"

Page 8, line 12, strike "*labor service*" and insert "*tradesman*"

Page 8, line 13, strike "*employee*"

Page 8, line 13, strike "*1976*" and insert "*1977*"

Page 8, line 14, strike "*pension*"

Page 8, line 18, strike "*labor service employee*" and insert "*tradesman*"

Page 8, line 24, after "*time*" strike "*irrevocable*"

Page 8, line 24, after "*election*" insert "*irrevocable while employed in such capacity*"

Page 8, line 27, strike "*pension*"

Page 8, line 28, strike "*under*" and insert "*as provided in*"

Page 8, line 29, strike "*labor service employee*" and insert "*tradesman*"

Page 8, line 30, after "*the*" and before "*employer*" strike "*accumulated*"

Page 8, line 31, after "*contributions*" insert "*made pursuant to Minnesota Statutes 1976, Section 352.04, Subdivision 3, on behalf of the tradesman*"

Page 8, line 31, strike "*five*" and insert "*three and one-half*"

Page 9, line 3, after "*The*" and before "*refund*" insert "*application for the*"

Page 9, line 3, strike "*shall*" and insert "*may*"

Page 9, line 4, after the period, insert "*No repayment of a refund made under this section shall be permitted.*"

Amend the title as follows:

Page 1, line 4, strike "labor service employees" and insert "tradesmen"

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

Mr. Wegener from the Committee on Local Government, to which was referred

S. F. No. 442: A bill for an act relating to county planning and zoning; providing for enforcement of certain subdivision regulations by providing for approval of conveyancing instruments by a county planning and zoning officer prior to recording; amending Minnesota Statutes 1976, Section 394.37, Subdivision 1.

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

Page 1, line 19, after "*that*" insert "*a copy of some or*"

Page 1, line 20, after "*submitted*" insert "*by the county recorder*"

Page 1, line 20, strike "*county planning and*"

Page 1, strike line 21

Page 1, line 22, strike "*board*" and insert "*administrative officer as provided in section 394.29*"

Page 1, line 22, strike "*approval prior to*" and insert "*review after*"

Page 1, line 23, strike "*that*" and insert "*whether*"

Page 2, line 2, strike "*After the effective date of an*"

Page 2, strike lines 3 to 6, and insert "*If the conveyance does not comply with regulations, the administrative officer shall give notice of the violation to the parties to the conveyance, and shall file a certificate of noncompliance against the property with the county recorder.*"

Amend the title as follows:

Page 1, line 4, strike "approval" and insert "review"

Page 1, lines 5 and 6, strike "a county planning and zoning officer prior to" and insert "an administrative officer after"

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

Mr. Wegener from the Committee on Local Government, to which was referred

S. F. No. 1017: A bill for an act relating to the town of Bass Brook; authorizing the town board to exercise the powers described in Minnesota Statutes, Section 368.01 and Chapters 412, 429, 474 and 475.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Reported adopted.

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

H. F. No. 621: A bill for an act relating to motor vehicles; defining terms; clarifying certain motor vehicle dealer licensing requirements; prohibiting brokerage sales of new motor vehicles by motor vehicle brokers; preempting local bonding requirements; amending Minnesota Statutes 1976, Section 168.27, Subdivisions 1, 4, 5, 8, 13, 16, 22, 24 and by adding a subdivision.

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

Page 3, line 25, strike *"appropriate"* and insert *"appropriate"*

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

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

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.

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

Page 1, line 11, strike *"public utility"* and insert *"telephone company"*

Page 1, line 13, strike *"30"* and insert *"60"*

Page 2, line 2, strike *"commission"* and insert *"department"*

Page 2, line 12, strike *"utility"* and insert *"telephone company"*

Page 2, line 19, strike *"nine"* and insert *"ten"*

Page 2, line 21, strike *"nine"* and insert *"ten"*

Page 2, line 26, strike *"public utility"* and insert *"telephone company"*

Page 3, line 8, strike *"public utility"* and insert *"telephone company"*

Page 3, line 19, strike *"public utility"* and insert *"telephone company"*

Page 3, line 26, strike *"public"* and insert *"telephone company"*

Page 3, line 27, strike *"utility"*

Page 3, line 31, strike "utility" and insert "telephone company"

Page 3, line 32, strike "utility" and insert "telephone company"

Page 4, line 3, strike "public utility" and insert "telephone company"

Page 4, line 7, strike "public utilities" and insert "telephone companies"

Page 4, line 9, strike "public utility" and insert "telephone company"

Page 4, line 11, strike "utility"

Page 4, line 15, strike "utility" and insert "telephone company"

Page 4, line 18, strike "public utility" and insert "telephone company"

Page 4, line 25, strike "public utility" and insert "telephone company"

Page 4, after line 26, insert:

*"Subd. 7. The commission shall not make an allowance for operating expenses incurred by a telephone company for institutional advertising.*

*Subd. 8. The commission shall scrutinize all charitable contributions made by a telephone company and allow as operating expenses only 50 percent of those contributions which the commission deems prudent and which qualify under Minnesota Statutes, Section 290.21, Subdivision 3, Clause (b)."*

Page 4, after line 28, insert:

*"Sec. 3. This act shall be effective the day following final enactment."*

Amend the title:

Page 1, line 2, strike "public utilities" and insert "telephone companies"

Page 1, line 3, after the semicolon insert "permitting rates under bond; regulating allowance of advertising expenses and charitable contributions as operating expenses;"

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. 499: A bill for an act relating to the operation of state government; providing for a study on improving public access to state services and facilities; requiring a report.

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

Page 2, after line 3, insert:

"Sec. 2. [LICENSING CENTER.] As part of this study, the commissioner shall specifically evaluate the feasibility of a one-stop licensing center, located in the Twin City area away from the capitol complex. The licensing center would permit a person to obtain at one location at least the following licenses:

- (a) Passenger car and truck licenses;
- (b) Drivers' licenses;
- (c) Boat, snowmobile and trailer licenses;
- (d) Fishing, hunting, ricing and trapping licenses;
- (e) Recreational vehicle licenses;
- (f) Bicycle registration and licenses;
- (g) Motorcycle licenses; and
- (h) Mobile home licenses.

In making his evaluation of the licensing center, the commissioner shall consult with and be assisted by commissioners of affected departments."

Page 2, line 5, strike "section 1" and insert "sections 1 and 2"

Renumber sections accordingly

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. 176: A bill for an act allowing money in the state treasury not currently needed to be invested in the local government pooled investment fund; establishing and setting forth procedures for a state investment pool for local government funds; amending Minnesota Statutes 1976, Section 11.10, Subdivision 1; and Chapter 11, by adding sections.

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

Page 3, after line 31, insert:

*"Subd. 8. "Treasurer" means the state treasurer."*

Page 4, line 11, strike "commissioner" and insert "treasurer"

Page 4, line 24, strike "commissioner's" and insert "treasurer's"

Page 5, line 26, strike "January 1, 1979" and insert "November 15, 1978"

Page 5, line 30, strike "January 1, 1981" and insert "November 15, 1980"

Page 6, line 3, strike "for the purposes of sections 2 to 4." and insert "necessary for the receipt and disbursement of moneys deposited in the fund and the apportionment of administrative costs. In order that the fund may be implemented as soon as practicable

*after the effective date of this act, the commissioner may adopt emergency rules on all matters over which he has rule-making authority. Prior to the adoption of any rules the commissioner shall publish notice pursuant to section 15.0412, subdivision 6. The commissioner may appoint an advisory task force pursuant to section 15.059 composed of local government officers and representatives of financial institutions to advise him in the preparation of rules."*

Page 6, line 4, strike "July 1, 1977" and insert "the day following final enactment"

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

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

S. F. No. 759: A bill for an act relating to public safety; clarifying the duties of the commissioner of public safety in regard to the state criminal justice telecommunications network; establishing the Minnesota justice information systems advisory council, providing for its membership and prescribing its powers and duties; amending Minnesota Statutes 1976, Sections 299C.45; 299C.46; 299C.48; and Chapter 299C, by adding a section.

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

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 299C.46, is amended to read:

299C.46 [ESTABLISHMENT, USE.] *Subdivision 1. The superintendent of the bureau of criminal apprehension commissioner of public safety shall establish a teletypewriter communications criminal justice telecommunications network which will interconnect the sheriff's offices of enable the inter-connection of the criminal justice agencies within the state into a unified written communications criminal justice information system. The superintendent of the bureau of criminal apprehension commissioner of public safety is authorized to lease or purchase such facilities and equipment as may be necessary to establish and maintain such teletypewriter communications the telecommunications network.*

*Subd. 2. For the purposes of sections 299C.46 to 299C.48 and section 3, "criminal justice agency" shall mean an agency of the state or an agency of a political subdivision charged with detection, enforcement, prosecution, adjudication or incarceration in respect to the criminal or traffic laws of this state.*

*(1) Subd. 3. The communications telecommunications network shall be used exclusively for the official business of the state.*

*(2) This section does not prohibit the occasional use of the state's communications network by any other state or public*

agency thereof when the messages transmitted relate to the criminal justice agencies of the state in connection with enforcement of the criminal laws of the state.

(3) The superintendent of the bureau of criminal apprehension shall fix the commissioner of public safety, after consultation with representatives of participating criminal justice agencies, may establish a monthly operational charge to be paid by each county; provided, that in computing charges to be made against each county the state shall bear at least fifty percent of the costs of such service as its share in providing a modern unified communications network to the sheriff's offices of the state participating criminal justice agency in the event that money available to the commissioner for this purpose is not adequate to pay these costs.

(4) The superintendent of the bureau of criminal apprehension commissioner of public safety is authorized to arrange for the connection of the communications telecommunications network with the law enforcement communications criminal justice information system of the federal government, any adjacent state, or Canada.

*Subd. 4. The commissioner shall administer the telecommunications network and shall coordinate matters relating to its use by other state agencies and political subdivisions. He shall perform all duties in respect to criminal justice information systems matters now performed by the commissioner of finance and the governor's commission on crime prevention and control. He shall receive the assistance of the commissioner of administration on matters involving the department of administration and its information systems division. Other state department or agency heads shall assist the commissioner where necessary in the performance of his duties under this section.*

Sec. 2. Minnesota Statutes 1976, Section 299C.48, is amended to read:

299C.48 [CONNECTIONS BY MUNICIPALITIES.] Any city or other public criminal justice agency may connect with and participate in the teletypewriter communications criminal justice telecommunications network upon approval of the superintendent of the bureau of criminal apprehension commissioner of public safety; provided, that such city or other public the agency shall first agree to pay such installation charges as may be necessary for such connection and such monthly operational charges as may be established by the superintendent of the bureau of criminal apprehension commissioner of public safety. Before participation by a criminal justice agency may be approved, the agency must have executed an agreement with the commissioner providing for security of network facilities and restrictions on access to data supplied to and received through the network.

Sec. 3. Minnesota Statutes 1976, Chapter 299C, is amended by adding a section to read:

[299C.49] [GRANT REVIEW.] The commissioner of public safety, after consultation with representatives of criminal justice

agencies, shall review all grant requests for federal and state funds from the governor's commission on crime prevention and control for information systems and recommend action to the commission.

Sec. 4. [APPROPRIATION.] *There is appropriated to the commissioner of finance the sum of \$..... from the general fund for the biennium ending June 30, 1979, for the purposes of this act.*

Sec. 5. [REPEALER.] *Minnesota Statutes 1976, Section 299C.45 is repealed.*

Sec. 6. [EFFECTIVE DATE.] *This act is effective July 1, 1977."*

Amend the title by striking it in its entirety and inserting:

"A bill for an act relating to public safety; clarifying the duties of the commissioner of public safety in regard to the state criminal justice telecommunications network; appropriating money; amending Minnesota Statutes 1976, Sections 299C.46; 299C.48; and Chapter 299C, by adding a section; repealing Minnesota Statutes 1976, Section 299C.45."

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

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

S. F. No. 617: A bill for an act relating to the university of Minnesota; conferring university of Minnesota peace officers with limited powers of arrest; governing the operation and parking of vehicles upon property owned, leased or occupied by the regents of the university of Minnesota; amending Minnesota Statutes 1976, Section 137.12; 169.123, Subdivision 1; 169.965, Subdivision 1; 626.05, Subdivision 2; 626A.01, Subdivision 7; and Chapter 626, by adding a section.

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

Page 2, line 1, restore the stricken language

Page 2, line 2, strike "*owned, leased or occupied by the*"

Page 2, line 3, strike "*university*"

Page 2, line 32, strike "*169.123, Subdivision 1, and*"

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

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

S. F. No. 709: A bill for an act relating to the Hennepin county municipal court; clarifying fee exclusions for governmental units; amending Minnesota Statutes 1976, Section 488A.03, Subdivision 11a.

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

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

S. F. No. 718: A bill for an act relating to courts; jurors; ballots for selection; authorizing an alternative method of identification of jurors; amending Minnesota Statutes 1976, Section 593.07.

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

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

S. F. No. 719: A bill for an act relating to courts; repealing the law that requires court clerks to make costs and disbursements reports to the county attorney in criminal cases; repealing Minnesota Statutes 1976, Section 485.09.

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

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

S. F. No. 720: A bill for an act relating to fees; repealing the filing fee in certain juvenile court proceedings; repealing Minnesota Statutes 1976, Section 260.106, Subdivisions 1 and 2.

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

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

S. F. No. 721: A bill for an act relating to veterinarians; license filing fee; amending Minnesota Statutes 1976, Section 156.09.

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

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

S. F. No. 722: A bill for an act relating to courts; providing that petit jurors in probate court be selected in the same manner as petit jurors are selected in district court; amending Minnesota Statutes 1976, Section 525.013, by adding a subdivision; repealing Minnesota Statutes 1976, Section 525.013, Subdivisions 2 and 3.

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

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

S. F. No. 860: A bill for an act relating to courts; county court districts; judges; prescribing the areas where the county court judges of St. Louis county shall reside, serve in, and be elected from; amending Minnesota Statutes 1976, Section 487.01, Subdivision 5.

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

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

S. F. No. 191: A bill for an act relating to adoption; authorizing release of birth information to adopted persons; requiring waiting period for objections from parents; amending Minnesota Statutes 1976, Sections 144.151, by adding a subdivision; 144.176, Subdivision 1, and by adding subdivisions.

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

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1976, Section 144.151, is amended by adding subdivisions to read:

*Subd. 8. "State registrar" means the state registrar of vital statistics.*

*Subd. 9. "Consent to disclosure" means an affidavit filed with the state registrar which sets forth the following information:*

- (a) the current name and address of the affiant;*
- (b) any previous name by which the affiant was known;*
- (c) the original and adopted names, if known, of the adopted child whose original birth certificate is to be disclosed;*
- (d) the place and date of birth of the adopted child;*
- (e) the biological relationship of the affiant to the adopted child; and*
- (f) the affiant's consent to disclosure of the original unaltered birth certificate of the adopted child.*

Sec. 2. Minnesota Statutes 1976, Section 144.175, Subdivision 2, is amended to read:

Subd. 2. [PROCEDURE IN CASE OF ILLEGITIMACY.] Except as provided in this section and , section 144.176 and section 3 , disclosure of illegitimacy of birth or of information from which it can be ascertained may be made, or a certified copy of the birth certificate issued, only to the guardian of such person, the person to whom the record pertains when such person is 18 years of age or over, or upon order of a court of competent jurisdiction in a case where such information is necessary for the determination of personal or property rights and then only for such purpose. The birth and death records of the state board of health shall be opened to inspection by the commissioner of

public welfare, and it shall not be necessary for him to obtain an order of the court in order to inspect records of illegitimate children or to secure certified copies thereof.

Sec. 3. Minnesota Statutes 1976, Chapter 144, is amended by adding a section to read:

[144.1761] [ACCESS TO ADOPTION RECORDS.] *Subdivision 1. [REQUEST.] An adopted person who is 21 years of age or over may request the state registrar to disclose the information on the adopted person's original birth certificate. The state registrar shall, within five days of receipt of the request, notify the commissioner of public welfare in writing of the request by the adopted person.*

*Subd. 2. [SEARCH.] Within six months after receiving notice of the request of the adopted person, the commissioner of public welfare shall make reasonable efforts to notify each parent identified on the original birth certificate of the adopted person. The commissioner may charge a reasonable fee to the adopted person for the cost of making a search pursuant to this subdivision. Every licensed child placing agency in the state shall cooperate with the commissioner of public welfare in his efforts to notify an identified parent. All communications under this subdivision are confidential pursuant to section 15.162, subdivision 2a.*

*For purposes of this subdivision, "notify" means (1) a personal and confidential contact with a parent named on the original birth certificate of the adopted person by an employee or agent of the licensed child placing agency which processed the adoption or of a licensed child placing agency designated for this purpose by the commissioner of public welfare; and (2) the receipt by a parent named on the original birth certificate of the adopted person of a written notice setting forth:*

*(a) the nature of the information requested by the adopted person;*

*(b) the date of the request of the adopted person;*

*(c) the right of the parent to file, within 120 days of receipt of the notice, an affidavit with the state registrar stating that the information on the original birth certificate shall not be disclosed;*

*(d) the right of the parent to file a consent to disclosure with the state registrar at any time; and*

*(e) the effect of a failure of the parent to file either a consent to disclosure or an affidavit stating that the information on the original birth certificate shall not be disclosed.*

*The written notice may be delivered to the parent during or after the personal contact with the agent or employee of the licensed child placing agency.*

*Subd. 3. [FAILURE TO NOTIFY PARENT.] If the commissioner of public welfare certifies to the state registrar that he has been unable to notify a parent identified on the original birth*

*certificate within six months, and if neither identified parent has at any time filed an unrevoked affidavit with the state registrar stating that the information on the original birth certificate shall not be disclosed, the information may be disclosed as follows:*

*(a) If the person was adopted prior to June 1, 1977, he may petition the court of original jurisdiction of the adoption proceeding for disclosure of his original birth certificate pursuant to section 259.31, and the court shall grant the petition if, after consideration of the interests of all known persons involved, the court determines that disclosure of the information would be of greater benefit than nondisclosure.*

*(b) If the person was adopted on or after June 1, 1977, the state registrar shall release the requested information to the adopted person.*

*If either parent identified on the birth certificate has at any time filed with the state registrar an unrevoked affidavit stating that the information on the original birth certificate should not be disclosed, the state registrar shall not disclose the information to the adopted person until the affidavit is revoked by the filing of a consent to disclosure by that parent or by the death of that parent.*

**Subd. 4. [RELEASE OF INFORMATION AFTER NOTICE.]** *If, within six months, the commissioner of public welfare certifies to the state registrar that he has notified each parent identified on the original birth certificate pursuant to subdivision 2, the state registrar shall disclose the information requested by the adopted person 121 days after the date of the latest written notice to either parent, unless:*

*(a) at any time prior to the date of the request of the adopted person, either of the parents identified on the original birth certificate has filed an affidavit with the state registrar stating that the information shall not be disclosed, and the affidavit has not been revoked by the subsequent filing by that parent of a consent to disclosure or by the death of that parent; or*

*(b) either parent identified on the original birth certificate who has received notice pursuant to subdivision 2 has filed, within 120 days after receipt of the written notice, an affidavit with the state registrar stating that the information shall not be disclosed.*

**Subd. 5. [DEATH OF PARENT.]** *The death of a parent named on the original birth certificate of an adopted person shall revoke any affidavit previously filed by that parent stating that the information on the original birth certificate shall not be disclosed.*

**Sec. 4. Minnesota Statutes 1976, Section 260.241, is amended by adding a subdivision to read:**

**Subd. 4.** *Upon entry of an order terminating the parental rights of any person who is identified as a parent on the original birth certificate of the child as to whom the parental rights are terminated, the court shall cause written notice to be made to that person setting forth:*

(a) *the right of the person to file at any time with the state registrar of vital statistics a consent to disclosure, as defined in section 144.151, subdivision 9;*

(b) *the right of the person to file at any time with the state registrar of vital statistics an affidavit stating that the information on the original birth certificate shall not be disclosed as provided in section 3;*

(c) *the effect of a failure to file either a consent to disclosure, as defined in section 144.151, subdivision 9, or an affidavit stating that the information on the original birth certificate shall not be disclosed.*

Sec. 5. *This act is effective June 1, 1977."*

Amend the title as follows:

Page 1, line 6, strike "a subdivision; 144.176, Subdivision 1, and" and insert "subdivisions; 144.175, Subdivision 2; 260.241, by adding a subdivision; and Chapter 144, by adding a section."

Page 1, strike line 7

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. 543: A bill for an act relating to highways; removing the construction moratorium on a certain interstate route, and extending it through the city of St. Paul; removing a certain route from the trunk highway system; amending Minnesota Statutes 1976, Sections 161.117; 161.12; and 161.123.

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. 443: A bill for an act relating to highways; providing for the removal of trees, shrubs and other obstructions within highway limits; amending Minnesota Statutes 1976, Sections 160.22, Subdivision 8; and 160.27, Subdivision 6; repealing Minnesota Statutes 1976, Section 160.22, Subdivision 7.

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

Page 1, line 15, strike "*If the*" and insert "*Upon written notice of a*"

Page 1, line 15, strike "*is*"

Page 1, line 17, strike "*with the cutting*" and insert "*to cut*"

Page 1, line 17, strike everything after "*and*"

Page 1, line 18, strike everything before the period and insert "*remove the same*"

Page 1, line 18, strike "thereof ,"

Page 1, line 19, after "removed" strike the underlined comma

Page 2, lines 4 to 16, strike all of Section 2 and insert:

"Sec. 2. Minnesota Statutes 1976, Section 160.22, is amended by adding a subdivision to read:

*Subd. 10. [EXCEPTION; TOWN ROADS.] Trees, hedges and other shrubs or plants within the limits of any town road and not acquired by the town as provided in subdivision 3, may be cut and removed without regard to the provisions of subdivisions 5 and 6 when they interfere with the maintenance or reconstruction of the road or with the safety and convenience of the public; provided that the town gives written notice to the abutting owner of its intention to cut and remove 14 days before taking such action and the abutting owner does not request a hearing during that period. The notice shall plainly advise the abutting owner of his right to a hearing. If the abutting owner requests a hearing within the time required the town shall proceed in accordance with subdivisions 5 and 6, and this subdivision shall not apply. The timber and wood cut pursuant to this subdivision shall be disposed of in accordance with subdivision 8."*

Amend the title as follows:

Page 1, line 2, after "providing" insert "a simplified procedure"

Page 1, line 3, after "within" insert "the"

Page 1, line 4, strike "highway"

Page 1, line 4, after "limits" insert "of town roads; removing provision for an appeal by abutting owners;"

Page 1, line 5, strike "Sections" and insert "Section"

Page 1, line 5, after "8" insert ", and by adding a subdivision"

Page 1, line 5, strike "and 160.27,"

Page 1, line 6, strike "Subdivision 6;"

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

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

H. F. No. 705 for comparison to its companion Senate File, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
705	817				

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted

by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

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

S. F. No. 682: A bill for an act relating to Anoka county; creating a housing and redevelopment authority; applying the provisions of the municipal housing and redevelopment act to Anoka county; providing for local approval of projects.

Reports the same back with the recommendation that the report from the Committee on Local Government shown in the Journal for March 31, 1977, that the bill "do pass" be adopted. Report adopted.

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

S. F. No. 1: A bill for an act relating to solid waste pollution; requiring beverage containers to have certain refund values after a certain date; providing penalties.

Reports the same back with the recommendation that the report from the Committee on Agriculture and Natural Resources shown in the Journal for March 24, 1977, that "when so amended the bill do pass" be adopted. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35:

S. F. No. 1037 reports the same back with the recommendation that the bill be re-referred as follows:

S. F. No. 1037 to the Committee on Local Government. Report adopted.

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

S. F. Nos.: 816, 612, 395, 410, 241, 737, 348, 681, 483, 774, 649 and H. F. No. 114, makes the following report:

S. F. No. 483 be placed at the head of the General Orders Calendar.

S. F. Nos. 816, 612, 395, 410, 241, 737, 348, 681, 774, 649 and H. F. No. 114 be placed on the General Orders Calendar in the order indicated.

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

#### SECOND READING OF SENATE BILLS

S. F. Nos. 1017, 709, 718, 719, 720, 721, 722 and 860 were read the second time.

S. F. Nos. 181, 177, 19, 499, 617, 191, 543, 443, 682 and 1 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. 705 was read the second time.

H. F. No. 621 was read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

### MOTIONS AND RESOLUTIONS

Messrs. Dunn and Moe introduced—

Senate Concurrent Resolution No. 8: A senate concurrent resolution providing for interim study of state and federal regional structures.

Referred to the Committee on Rules and Administration.

Mr. McCutcheon moved that H. F. No. 586 be withdrawn from the Committee on Taxes and Tax Laws and re-referred to the Committee on Rules and Administration for comparison with S. F. No. 705 now on General Orders. The motion prevailed.

Mr. Solon moved that H. F. No. 166 be withdrawn from the Subcommittee on Bill Scheduling and re-referred to the Committee on Rules and Administration for comparison to S. F. No. 733 now on General Orders. The motion prevailed.

Mr. Renneke moved that the name of Mr. Lessard be added as co-author to S. F. No. 1101. The motion prevailed.

Mr. Willet moved that S. F. No. 87 be withdrawn from the Committee on Agriculture and Natural Resources and re-referred to the Committee on Rules and Administration. The motion prevailed.

Mr. Lewis moved that S. F. No. 507 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Governmental Operations. The motion prevailed.

Mr. Wegener moved that H. F. No. 661 be withdrawn from the Committee on Transportation and re-referred to the Committee on Rules and Administration for comparison with S. F. No. 568 now on the Consent Calendar. The motion prevailed.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the Senate Calendar. The motion prevailed.

## THIRD READING OF HOUSE BILLS

H. F. No. 418: A bill for an act relating to public welfare; exempting licensed hospitals from licensing requirements; amending Minnesota Statutes 1976, Section 245.791.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the Consent Calendar. The motion prevailed.

## CONSENT CALENDAR

S. F. No. 587: A bill for an act relating to courts; criminal defendants; providing authority to county courts to order examination of a defendant's mental capacity; amending Minnesota Statutes 1976, Section 253A.07, Subdivision 30.

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:

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

So the bill passed and its title was agreed to.

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

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

So the bill passed and its title was agreed to.

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.

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

Mr. Perpich voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 684: A bill for an act relating to Anoka county; creating an accrual accounting system; providing for purchase and payments for goods and services.

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

So the bill passed and its title was agreed to.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the General Orders Calendar. The motion prevailed.

#### 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. Nos. 257, 335, 108, 292 and H. F. Nos. 262 and 301 which the committee recommends to pass.

H. F. No. 57, which the committee recommends to pass with the following amendments offered by Messrs. Wegener and Menning:

Mr. Wegener moved to amend H. F. No. 57, as amended pursuant to Rule 49, adopted by the Senate March 31, 1977, as follows:

(The text of the amended House File is identical to S. F. No. 146.)

Page 2, line 29, strike "*which is*" and insert "*while*"

Page 5, line 22, strike "*, physician or*"

Page 5, line 23, strike "*registered nurse*"

Page 5, line 29, strike the comma

Page 5, line 30, strike "*physician or registered nurse*"

Page 6, line 7, after the period, insert "*An ambulance service may substitute a physician, osteopath or registered nurse for the attendant in an ambulance.*"

Mr. Menning moved to amend H. F. No. 57, as amended pursuant to Rule 49, adopted by the Senate March 31, 1977, as follows:

(The text of the amended House File is identical to S. F. No. 146.)

Page 7, after line 8, insert:

*"Sec. 7. No fee set by the state board of health for biennial renewal of an emergency medical technician's certificate by a member of a volunteer ambulance service or volunteer fire department shall exceed \$2."*

S. F. No. 465, which the committee recommends to pass with the following amendment offered by Mr. Luther:

Page 2, line 16, after "any" insert *"highway marked by the commissioner as an"*

Page 2, line 17, after *"highway"* insert *"pursuant to Title 23 of the United States Code"*

S. F. No. 223, which the committee recommends to pass with the following amendment offered by Mr. Bang:

Page 4, after line 10, insert

*"Sec. 6. [EFFECTIVE DATE.] Section 4 is effective for taxable years beginning after December 31, 1976."*

H. F. No. 168, which the committee recommends to pass subject to the following motion:

Mr. Strand moved that the amendment made to H. F. No. 168 by the Committee on Rules and Administration in the report adopted March 28, 1977, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H. F. No. 235, which the committee recommends to pass with the following amendments offered by Messrs. Merriam and Tennesen:

Mr. Merriam moved to amend the amendment placed on H. F. No. 235 by the Committee on Agriculture and Natural Resources, adopted by the Senate March 14, 1977, as follows:

Section 21A.09, Subdivision 1, lines 5 and 6, strike *"after consultation"* and reinstate *"advice and consent of the"*

Strike section 6

Renumber the sections in sequence

Amend the title by striking *"21A.11,"*

Mr. Tennesen moved to amend the amendment placed on H. F. No. 235 by the Committee on Agriculture and Natural Resources, adopted by the Senate March 14, 1977, as follows:

Section 21A.09, Subdivision 2, strike all of clause (b) and reletter clause (c) as (b)

H. F. No. 82, which the committee recommends to pass with the following amendments offered by Mr. Nichols:

Amend H. F. No. 82, as amended pursuant to Rule 49, adopted by the Senate April 4, 1977, as follows:

(The text of the amended House File is identical to S. F. No. 189.)

Pages 1 and 2, strike section 1

Pages 3 and 4, strike section 3

Pages 4 and 5, strike section 5

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, strike "law" and insert "certain laws"

Page 1, lines 6 and 7, strike "609.27, Subdivision 2;"

Page 1, lines 7 and 8, strike "609.53, Subdivision 1;"

Page 1, lines 8 and 9, strike "609.563, Subdivision 1;"

S. F. No. 213, which the committee recommends to pass with the following amendment offered by Mr. Spear:

Page 2, line 8, after the period insert "Upon referral of any violation to"

Page 2, line 9, after "attorney" insert ", he"

Page 2, line 9, strike "inquire into any violation as provided" and insert "proceed"

Page 2, line 9, after "in" insert "accordance with"

Page 2, line 10, after the period insert "A violation of the ordinance which constitutes a gross misdemeanor shall be tried in the district court for the fourth judicial district."

S. F. No. 217, which the committee recommends to pass with the following amendment offered by Mr. Willet:

Mr. Willet moved to amend S. F. 217 as follows:

Page 1, line 16, after "development" insert "*, is a resident of the state, and will sustain himself in agriculture, other than the growing of trees, in the county where the land is situated,*"

Page 1, line 21, after the period insert "*No veteran may purchase land under the provisions of sections 282.031 to 282.037 on more than one occasion.*"

Page 2, line 3, strike "Such" and insert "The"

Amend the title as follows:

Page 1, line 4, after the semicolon insert "limiting the right to purchase;"

Mr. Chmielewski requested division of the amendment as follows:

First portion:

Page 1, line 16, after "development" insert "*is a resident of the state, and will sustain himself in agriculture, other than the growing of trees, in the county where the land is situated,*"

Page 2, line 3, strike "Such" and insert "The"

Second portion:

Page 1, line 21, after the period insert "*No veteran may purchase land under the provisions of sections 282.031 to 282.037 on more than one occasion.*"

Amend the title as follows:

Page 1, line 4, after the semicolon insert "limiting the right to purchase;"

The question was taken on the first portion of the amendment. The motion prevailed. So the first portion of the amendment was adopted.

The question was taken on the second portion of the amendment. The motion prevailed. So the second portion of the amendment was adopted.

S. F. No. 270, which the committee recommends to pass with the following amendment offered by Mr. Laufenburger:

Page 1, after line 15, insert

"Section 1. Minnesota Statutes 1976, Section 168.013, Subdivision 1c, is amended to read:

Subd. 1c. [FARM TRUCKS.] On farm trucks, the tax shall be based on total gross weight and shall be 30 percent of the Minnesota base rate prescribed by subdivision 1e under Schedule I during each of the first six years of vehicle life, but in no event less than \$19, and during the seventh and succeeding years of vehicle life as taken from Schedule II, but in no event less than \$11. In addition to such gross weight tax imposed on a truck-tractor or truck used as a truck-tractor, each semitrailer shall be taxed ~~an annual flat~~ a fee of \$10 for a one year period or \$50 for a five year period whichever the applicant elects."

Page 3, line 1, strike "80,000" and insert "81,000"

Page 3, line 3, strike "80,000" and insert "81,000"

Page 7, line 8, strike "80,000" and insert "81,000"

Page 8, line 10, strike "6" and insert "7"

Page 10, line 14, strike "6" and insert "7"

Page 13, line 27, strike "have" and insert "be operated upon the streets and highways of this state with"

Page 14, line 2, strike the semicolon and insert a comma

Page 14, line 16, strike “, *provided*” and insert “*if*”

Page 14, line 18, after “*provided*” strike the comma

Page 18, line 25, after “*section*” insert “. *Any designation of a route pursuant to this subdivision, other than a trunk highway route, is*”

Page 18, line 25, strike “*any*” and insert “*the*”

Page 20, line 11, strike “6” and insert “7”

Page 20, line 16, strike “6” and insert “7”

Page 21, line 10, strike “*this chapter*” and insert “*section 169.83 or section 7, whichever applies*”

Page 21, line 10, strike “*shall*” and insert “*may*”

Page 21, line 12, after “(a)” insert “*on routes subject to the provisions of section 169.83,*”

Page 21, line 14, after “*more*” restore the stricken comma and strike the underlined semicolon

Page 21, line 14, strike “(b)”

Page 21, line 19, strike everything after “*or*”

Page 21, line 20, strike everything before “*the*” and insert “(b) *on routes subject to the provisions of section 7,*”

Page 21, line 23, strike “6” and insert “7”

Page 21, line 23, strike “, *subdivision 2, on any interstate*”

Page 21, line 24, strike “*highway*”

Page 21, line 24, strike “(d)” and insert “(c)”

Page 22, line 15, strike “6” and insert “7”

Page 22, line 26, strike “6” and insert “7”

Page 22, line 27, after “*contrary*” insert “*but subject to all other provisions of that subdivision*”

Page 2, line 29, strike “6” and insert “7”

Page 23, line 2, strike “3” and insert “4”

Page 23, line 5, strike “*section 1*” and insert “*sections 1 and 2*”

Page 23, line 11, strike “6” and insert “7”

Page 23, line 12, strike “7” and insert “8”

Page 23, line 12, strike “10” and insert “11”

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 10, after “*Subdivisions*” insert “1c,”

S. F. No. 141, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 1, line 17, after "or" insert "*detecting*"

Page 1, line 20, strike "*containing*"

Page 1, strike lines 21 and 22

Page 1, line 23, strike "*shall be*" and insert "*while in possession of a radar detection device is*"

Page 1, line 24, after "*misdemeanor*" insert "*unless the device is not operable and it is located outside the passenger compartment.*"

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 10:00 o'clock a.m., Thursday, April 7, 1977. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate