

THIRTY-FIFTH DAY

St. Paul, Minnesota, Thursday, April 14, 1977

The Senate met at 10:30 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

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

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

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

Prayer was offered by the Chaplain, Rev. Roy M. Lindquist.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Mr. Sieloff was excused from the Session of today at 11:30 o'clock a.m. Mr. McCutcheon was excused from the Session of today at 12:00 o'clock noon.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 12, 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.	Session Laws Chapter No.	Date Approved 1977	Date Filed 1977
74		20	April 12	April 12
86		21	April 12	April 12

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. Sikorski, Vega, Purfeerst, Penny and Luther introduced—

S. F. No. 1300: A bill for an act relating to transportation; highway beautification; authorizing the removal of unsafe buildings under certain conditions; amending Minnesota Statutes 1976, Chapter 161, by adding a section.

Referred to the Committee on Transportation.

Mr. Willet introduced—

S. F. No. 1301: A bill for an act relating to the counties of Beltrami and Clearwater; county law library fees; authorizing assessments of fees upon conviction of petty misdemeanor offenses; amending Laws 1976, Chapter 290, Section 4.

Referred to the Committee on Judiciary.

Messrs. Peterson, Willet, Olhoft and Lessard introduced—

S. F. No. 1302: A bill for an act relating to transportation; providing for certain permitted advertising signs on federal primary aid highways; amending Minnesota Statutes 1976, Sections 173.03; 173.08; 173.13, Subdivision 1; and 173.16, Subdivision 1.

Referred to the Committee on Transportation.

Mr. Engler introduced—

S. F. No. 1303: A bill for an act relating to natural resources; empowering the commissioner of natural resources to negotiate for the creation of a fish refuge.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Luther, Benedict and Sikorski introduced—

S. F. No. 1304: A bill for an act relating to landlords and tenants; requiring notice of rent increase; amending Minnesota Statutes 1976, Chapter 504, by adding a section.

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Hanson, Coleman and Borden introduced—

S. F. No. 1305: A bill for an act relating to taconite; increasing the tax on taconite production and providing for the distribution of its proceeds; establishing a taconite area environmental protection council and fund; imposing a tailings tax; increasing the tax on unmined taconite; requiring owners and lessees of mineral rights to file exploration data with the commissioner of revenue; providing penalties; appropriating money; amending Minnesota Statutes 1976, Sections 273.134; 294.26; 298.03; 298.22, Subdivision 1; 298.24, Subdivisions 1 and 2; 298.244, Subdivision 2; 298.25; 298.26; 298.27; 298.28, Subdivision 1; 298.282, Subdivisions 1 and 2; and Chapter 298, by adding a section; repealing Minnesota Statutes 1976, Sections 294.27; 294.28; 298.241; 298.243; 298.244, Subdivision 1; 298.28, Subdivision 1a; and 298.281.

Referred to the Committee on Taxes and Tax Laws.

Mr. Kleinbaum introduced—

S. F. No. 1306: A bill for an act relating to liquor; minimum resale prices for off-sale sales at retail; providing a penalty.

Referred to the Committee on Commerce.

Messrs. Sikorski, Luther, Nelson, Nichols and Mrs. Staples introduced—

S. F. No. 1307: A bill for an act relating to the operation of state government; providing for the expiration or periodic re-evaluation of various regulatory programs; requiring program and fiscal review of regulatory programs; providing for performance audits by the legislative auditor; establishing a pilot program; appropriating money.

Referred to the Committee on Governmental Operations.

Messrs. Dunn, Wegener, Schrom, Schmitz and Ueland, A. introduced—

S. F. No. 1308: A bill for an act relating to counties; commissioner districts; standards for redistricting; amending Minnesota Statutes 1976, Section 375.025, Subdivisions 1 and 4.

Referred to the Committee on Local Government.

Messrs. Davies, Tennessen and Sieloff introduced—

S. F. No. 1309: A bill for an act relating to tax-forfeited land; providing time limitations for bringing actions; providing procedures for settling tax titles; amending Minnesota Statutes 1976, Section 284.28; and Chapter 541, by adding a section; repealing Minnesota Statutes 1976, Sections 284.09 and 284.22.

Referred to the Committee on Judiciary.

Messrs. Davies; Keefe, S.; Gearty and Ulland, J. introduced—

S. F. No. 1310: A bill for an act relating to elections; prohibiting infiltration and sabotage of political campaigns; providing penalties; amending Minnesota Statutes 1976, Chapter 210A, by adding a section.

Referred to the Committee on Elections.

Messrs. Keefe, S. and Laufenburger introduced—

S. F. No. 1311: A bill for an act relating to public employees; excluding supervisory employees from certain bargaining units; amending Minnesota Statutes 1976, Section 179.65, Subdivision 6.

Referred to the Committee on Employment.

Messrs. Bang, Humphrey, Lewis and Ogdahl introduced—

S. F. No. 1312: A bill for an act relating to county parks and parks and park districts; qualifications and compensation of commissioners; amending Minnesota Statutes 1976, Section 398.05.

Referred to the Committee on Local Government.

Mr. Jensen introduced—

S. F. No. 1313: A bill for an act relating to courts; allowance of costs and disbursements in county courts; amending Minnesota Statutes 1976, Section 487.23, Subdivision 5.

Referred to the Committee on Judiciary.

Messrs. Knutson and Sikorski introduced—

S. F. No. 1314: A bill for an act relating to uses and trusts; providing for the application to and limitation of certain general trust statutes in relation to industrial revenue bonds; amending Minnesota Statutes 1976, Sections 501.34 and 501.37.

Referred to the Committee on Judiciary.

Messrs. Davies, Merriam, Peterson, Olhoft and Jensen introduced—

S. F. No. 1315: A bill for an act relating to taxation; tax increment financing; eliminating tax increment financing from municipal industrial development act; amending Minnesota Statutes 1976, Section 474.10, Subdivision 3; repealing Minnesota Statutes 1976, Section 474.10, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Stokowski, Bernhagen, Peterson and Olhoft introduced—

S. F. No. 1316: A bill for an act relating to taxation; tax increment financing; prohibiting modifications in geographic areas of tax increment financing districts.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Johnson, Sillers, Peterson and Hanson introduced—

S. F. No. 1317: A bill for an act relating to taxation; limiting tax increment financing projects to certain redevelopment areas.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Setzepfandt, Merriam, Peterson and Jensen introduced—

S. F. No. 1318: A bill for an act relating to taxation; tax increment financing; including tax increment financing bonds in municipal net debt.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Merriam, Wegener, Setzepfandt and Sieloff introduced—

S. F. No. 1319: A bill for an act relating to taxation; including captured assessed value from tax increment districts in taxable property of school districts for assessment purposes; amending Minnesota Statutes 1976, Section 124.212, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Hanson, Wegener, Setzepfandt and Jensen introduced—

S. F. No. 1320: A bill for an act relating to taxation; tax increment financing; limiting administrative costs of tax increment financing projects.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Hanson, Wegener, Setzepfandt and Jensen introduced—

S. F. No. 1321: A bill for an act relating to taxation; tax increment financing; requiring use of excess tax increments for paying future shortages or advance repayment of obligations.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Johnson, Setzepfandt, Merriam and Bernhagen introduced—

S. F. No. 1322: A bill for an act relating to taxation; excluding from tax increments certain businesses requiring charters or certificates of convenience and advantage from state or federal agencies.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Johnson, Merriam, Hanson and Stokowski introduced —

S. F. No. 1323: A bill for an act relating to taxation; tax increment financing; prohibiting use of tax increment funds for tax-exempt public improvements.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Johnson, Sieloff, Hanson and Sillers introduced—

S. F. No. 1324: A bill for an act relating to taxation; tax increment financing; limiting the size of tax increment districts.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Hanson, Johnson, Sillers and Setzepfandt introduced—

S. F. No. 1325: A bill for an act relating to taxation; tax increment financing; requiring contracts with developers before establishment of tax increment financing districts.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Hanson, Johnson, Setzepfandt and Sieloff introduced—

S. F. No. 1326: A bill for an act relating to taxation; providing a method of computing captured assessed value for purposes of tax increment financing.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Hanson, Johnson, Sieloff and Stokowski introduced—

S. F. No. 1327: A bill for an act relating to taxation; tax increment financing; providing for consultation with county commissioners and school board on tax increment financing plans.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Davies, Setzepfandt, Sieloff, Sillers and Stokowski introduced—

S. F. No. 1328: A bill for an act relating to taxation; tax increment financing; including value of certain tax exempt property in original assessed value of tax increment districts.

Referred to the Committee on Taxes and Tax Laws.

Mr. Knoll introduced—

S. F. No. 1329: A bill for an act relating to housing; providing for energy conservation; requiring certain publicly assisted and private housing to conform to state building code insulation requirements; requiring housing authorities to provide emergency housing; amending Minnesota Statutes 1976, Sections 462.415, by adding a subdivision; 462.465, by adding a subdivision; 462A.05, by adding subdivisions; 462A.07, Subdivision 6; 462A.21, by adding a subdivision; and Chapter 462, by adding a section.

Referred to the Committee on Energy and Housing.

Messrs. Bernhagen, Merriam, Strand and Engler introduced—

S. F. No. 1330: A bill for an act relating to pesticides; actions for injury resulting from application; limitation of time; amending Minnesota Statutes 1976, Chapter 18A by adding a section; and Section 541.07.

Referred to the Committee on Judiciary.

Mr. Bernhagen introduced—

S. F. No. 1331: A bill for an act relating to the city of Litchfield; firemen's service pensions.

Referred to the Committee on Governmental Operations.

Mr. Ueland, A. introduced—

S. F. No. 1332: A bill for an act relating to Nicollet county; providing for official county publications.

Referred to the Committee on Local Government.

Mr. Sikorski, Mrs. Staples, Messrs. Benedict, Luther and Dieterich introduced—

S. F. No. 1333: A bill for an act relating to environmental lawsuits; authorizing the awarding of attorneys' fees in certain instances; eliminating certain surety bond requirements; amending Minnesota Statutes 1976, Sections 116B.03, by adding a subdivision; and 562.02.

Referred to the Committee on Judiciary.

Mr. Perpich introduced—

S. F. No. 1334: A bill for an act relating to public welfare; providing for payment of the costs of certain care and treatment for mentally retarded, epileptic and emotionally handicapped children; requiring the parents and child to provide reimbursement for certain care and treatment; amending Minnesota Statutes 1976, Section 252.27, Subdivisions 1 and 2.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Perpich introduced—

S. F. No. 1335: A bill for an act relating to welfare; authorizing the establishment of a centralized disbursement system for payments and for food stamp benefit documents; amending Minnesota Statutes 1976, Section 256.01, by adding a subdivision.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Borden introduced—

S. F. No. 1336: A bill for an act relating to state lands; authorizing the conveyance of certain lands in Aitkin county.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Nelson, Chenoweth, McCutcheon, Ogdahl and Borden introduced—

S. F. No. 1337: A bill for an act relating to state employees; providing for wage and fringe benefits for certain state employees; ratifying collective bargaining agreements; providing emergency rule making authority; increasing salary ranges; appropriating money; amending Minnesota Statutes 1976, Chapter 43, by adding a section; Sections 43.09, Subdivision 3; 43.12, Subdivisions 2, 3, 5, 6, 7, 8, 10, 11, 14, 16, and 17, and by adding a subdivision; 43.122, Subdivision 3, and by adding a subdivision; 43.126, Subdivision 1; 43.323, by adding a subdivision; 43.42; 43.44, Subdivision 1; 43.46; and 43.50, Subdivision 1; repealing Minnesota Statutes 1976, Sections 43.09, Subdivision 7; and 43.12, Subdivisions 4 and 9.

Referred to the Committee on Governmental Operations.

Mr. Davies introduced—

S. F. No. 1338: A bill for an act relating to automobile insurance; clarifying certain ambiguous provisions in the Minnesota no-fault automobile insurance act; amending Minnesota Statutes 1976, Sections 65B.44, Subdivision 3; 65B.49, Subdivisions 4 and 6; 65B.51, Subdivision 1; and 65B.53, Subdivision 1.

Referred to the Committee on Commerce.

Mr. Knoll introduced—

S. F. No. 1339: A bill for an act relating to the Minnesota housing finance agency; providing for unclassified employees; amending Minnesota Statutes 1976, Section 43.09, Subdivision 2a.

Referred to the Committee on Governmental Operations.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S. F. No. 401.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 13, 1977

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 301.

H. F. No. 301: A bill for an act relating to veterans; establishing a deadline for entering military service and becoming eligible for veterans preference; redefining the term "veteran" for certain other purposes; amending Minnesota Statutes 1976, Sections 43.30 and 197.447.

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

Kostohryz; Nelsen, B. and McCarron have been appointed as such committee on the part of the House.

House File No. 301 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted April 13, 1977

Mr. Laufenburger moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 301, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 76, 425, 500, 502 and 886.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted April 13, 1977

FIRST READING OF HOUSE BILLS

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

H. F. No. 76: 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.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 443, now on General Orders.

H. F. No. 425: A bill for an act relating to municipalities; authorizing appropriations for historical work; amending Minnesota Statutes 1976, Section 471.93.

Referred to the Committee on Local Government.

H. F. No. 500: A bill for an act relating to financial institutions; regulating lenders of conventional mortgage loans; regulating mortgages and escrow accounts; requiring registration and reporting; regulating installment loans; abolishing a usury exception; providing an extension of a usury exception; providing a penalty; amend-

ing Minnesota Statutes 1976, Sections 47.20; 48.153; 334.01, Subdivision 2; and 334.06.

Referred to the Committee on Rules and Administration.

H. F. No. 502: A bill for an act relating to Hennepin county; authorizing compensation for Hennepin county park reserve district commissioners and Hennepin county library board members.

Referred to the Committee on Local Government.

H. F. No. 886: A bill for an act relating to education; school districts; community services levy; authorizing meeting notices to satisfy compliance requirement of meetings with municipalities; amending Minnesota Statutes 1976, Section 275.125, Subdivision 8.

Referred to the Committee on Education.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk with the exception of the reports on S. F. Nos. 632 and 978 be now adopted. The motion prevailed.

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

S. F. No. 668: A bill for an act relating to financial institutions; regulating lenders of conventional mortgage loans; regulating mortgages and escrow accounts; requiring registration and reporting; regulating installment loans; abolishing a usury exception; providing a penalty; amending Minnesota Statutes 1976, Sections 47.20; 48.153; and 334.06.

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

Page 2, line 17, after "*the*" insert "*administrator of the*"

Page 3, lines 14 to 16, restore the stricken language

Page 3, line 16, after the period add "*That portion of the service charge imposed because the loan is a construction loan shall be itemized and a copy of the itemization furnished the borrower. A lender shall not collect from a borrower the additional one percent service charge permitted for a construction loan if it does not perform the service for which the charge is imposed and if third parties perform and charge the borrower for the service for which the lender has imposed the charge.*"

Page 3, line 23, before the comma insert "*or made pursuant to section 334.011*"

Page 3, line 26, after "*which*" insert "*at the time the loan is made it is intended that*"

Page 4, line 3, strike "*developing*" and insert "*arranging for building*"

Page 4, line 3, strike " , *including the*"

Page 4, strike line 4

Page 4, line 5, strike "*townhouses,*"

Page 4, line 5, strike "*such*" and insert "*the*"

Page 4, line 7, strike "*such*"

Page 4, line 7, after "*units*" insert " , *or a fee or other consideration paid to a lender for the purpose of securing a commitment by the lender to make conventional loans to credit worthy purchasers of apartments as defined in section 515.02 to be created out of existing structures pursuant to the Minnesota condominium act, by a person creating the apartments*"

Page 4, line 19, strike "to the person obtaining the conventional loan"

Page 4, line 22, after "*holder*" insert "*or assignee*"

Page 5, line 10, strike "*or portion*"

Page 5, line 11, strike "*of a structure*"

Page 5, line 11, after "*purposes*" insert "*or any portion thereof,*"

Page 5, line 12, strike " , *condominium*"

Page 5, line 13, after "*development,*" insert "*a condominium apartment,*"

Page 6, line 11, strike "board of governors of the Federal"

Page 6, strike line 12

Page 6, line 13, strike "in the monthly Federal Reserve Bulletin" and insert "*United States treasury department and published by the department in the monthly treasury bulletin*"

Page 6, line 16, strike "entered into" and insert "*made*"

Page 6, line 29, strike "*such*" and insert "*the*"

Page 7, line 1, strike "*such*" and insert "*the*"

Page 7, line 9, strike "of the loan closing" and insert "*the loan is made*"

Page 7, line 11, strike " ; except that a commitment for a" and insert a period

Page 7, line 12, before "*conventional*" insert:

"(5) *Conventional loans made pursuant to a commitment for a*"

Page 7, line 15, strike "*such*" and insert "*the*"

Page 7, line 17, strike "*such*" and insert "*the*"

Page 7, line 20, strike "entered into" and insert "*made*"

Page 7, line 22, strike "such" and insert "*the*"

Page 7, line 23, strike "such" and insert "*the*"

Page 7, line 29, after "date" strike "of" and insert "*the*"

Page 7, line 29, after the stricken word "offer" insert "*was issued*"

Page 7, line 30, strike "authorized in"

Page 7, line 31, strike "subdivision 3"

Page 8, line 1, after the period add "*A commitment shall be deemed to be issued on the date the commitment is hand delivered by the lender to the borrower, or mailed to the borrower or to any one of them if there should be more than one.*"

Page 8, line 2, strike "(5) This subdivision expires July 31," and strike "1978. A"

Page 8, line 3, strike the old language

Page 8, line 4, before the comma insert:

"(6) *A loan made pursuant to a commitment*"

Page 8, line 6, strike "made" and insert "*issued*"

Page 8, line 6, strike "1978" and insert "1979"

Page 8, line 9, strike "such" and insert "*the*"

Page 8, after line 11, insert:

"(7) *This subdivision expires July 31, 1979.*"

Page 8, line 14, strike "contracted for" and insert "*made*"

Page 8, lines 14 and 15, strike "April 1, 1976," and insert "*the effective date of this act*"

Page 8, line 20, strike "contracted for" and insert "*made*"

Page 8, lines 20 and 21, strike "April 1, 1976," and insert "*the effective date of this act*"

Page 8, line 27, strike "contracted for" and insert "*made*"

Page 8, line 27, strike "April 1, 1976" and insert "*the effective date of this act*"

Page 9, lines 7 and 8, strike "Laws 1976, Chapter 300" and insert "*section 47.20*"

Page 9, line 12, after "*mortgages*" insert "*committed for purchase,*"

Page 9, line 12, after "*purchased*" insert a comma

Page 9, lines 13 and 14, strike "12 United States Code An-

notated section 1720(j)" and insert "Section 115 of the Housing and Urban Development Act of 1969, Public Law 91-152"

Page 10, line 1, after "lender" insert "*, if it intends to foreclose."*

Page 10, line 6, after the period, insert "*The lender need not give the borrower the notice required by this paragraph if the default consists of the borrower selling the mortgaged property without the required consent of the lender."*

Page 10, line 10, strike "*such*" and insert "*the*"

Page 10, line 12, strike "*such*" and insert "*the*"

Page 10, line 13, strike "*such*" and insert "*the*"

Page 10, line 18, strike "*but before the sale without*"

Page 10, strike line 19

Page 10, line 20, strike "*acceleration*"

Page 11, line 1, strike "*such*" and insert "*the*"

Page 11, line 2, restore the stricken language

Page 11, line 2, before "*maintained*" insert "*or*"

Page 11, line 3, strike the second "*a*" and insert "*an original*"

Page 11, line 4, after the first "*the*" insert "*lender's appraised*"

Page 11, line 5, strike "*on which*" and insert "*at the time*"

Page 11, line 12, strike the first "*of*" and insert "*on*"

Page 12, after line 11, insert:

"(2) A mortgagee not requiring maintenance of escrow accounts as described in clause (1), whether or not the accounts were required by the mortgagee or were optional with the mortgagor, shall offer to each of such mortgagors the following options:

(a) the mortgagor may manage the payment of insurance and taxes by himself;

(b) the mortgagor may open with the mortgagee a passbook savings account carrying the current rate of interest being paid on such accounts by the mortgagee in which the mortgagor can deposit the funds previously paid into the escrow account; or

(c) the mortgagor may elect to maintain a non-interest bearing escrow account as described in clause (1) to be serviced by the mortgagee at no charge to the mortgagor.

A mortgagee that is not a depository institution offering passbook savings accounts shall instead of offering option (b) above notify its mortgagors (1) that they may open such accounts at a depository institution and (2) of the current maximum legal interest rate on such accounts.

A mortgagee not requiring the maintenance of escrow accounts shall notify its mortgagor of the options under (a), (b) and (c).

The notice shall state the option and state that an escrow account is not required by the mortgagee, that the mortgagor is legally responsible for the payment of taxes and insurance, and that the notice is being given pursuant to section 47.20, subdivision 9.

Notice shall be given within 30 days after the effective date of this section as to mortgagees not requiring escrow accounts as of the effective date, or within 30 days after a mortgagee's decision to discontinue requiring escrow accounts. If no reply is received within 30 days, option (c) shall be selected for the mortgagor but the mortgagor may, at any time, select another option.

A mortgagee making a new mortgage shall, at the time of loan application, notify a prospective mortgagor of options (a), (b) and (c) above which must be extended to the prospective mortgagor. The mortgagor shall select one of the options at the time the loan is made.

Any notice required by this clause (2) shall be on forms approved by the commissioner of banking and shall provide that at any time a mortgagor may select a different option. The form shall contain a blank where the current passbook rate of interest shall be entered by the mortgagee. Any option selected by the mortgagor shall be binding on the mortgagee.

This clause (2) does not apply to escrow accounts which are excepted from the interest paying requirements of clause (1)."

Page 12, line 12, strike "(2)" and insert "(3)"

Page 12, line 14, strike "(3)" and insert "(4)"

Page 12, line 15, strike "such" and insert "the"

Page 12, line 16, strike "such" and insert "the"

Page 12, line 18, strike "such" and insert "the"

Page 12, line 20, strike "such" and insert "the"

Page 12, line 31, strike "Laws 1976, Chapter 300" and insert "section 47.20"

Page 13, line 5, strike "two" and insert "25"

Page 13, line 11, strike "two" and insert "25"

Page 13, line 12, after "report" insert "containing the following information and such further information as the commissioner may require"

Page 13, line 14, after "loans" insert "to individuals secured by a residential unit located in this state"

Page 13, line 14, strike "in" and insert "during"

Page 13, line 17, after "loans" insert "to individuals secured by a residential unit located in this state"

Page 13, line 17, strike "originated" and insert "made"

Page 13, line 18, strike "and" and insert a comma

Page 13, line 18, after "*thereof*" insert "*, and from whom the loans were acquired*"

Page 13, strike lines 19 through 32

Page 14, strike lines 1 through 3 and insert:

"(c) loans, other than conventional loans, to individuals secured by a residential unit located in this state made by the lender categorized as to those insured or guaranteed by the secretary of housing and urban development, by the administrator of veterans affairs, or by the administrator of the farmers home administration and all other such loans with the total dollar amount for each category of loan;

(d) conventional loans made by the lender to individuals secured by a residential unit located outside this state and the total dollar amount thereof;

(e) conventional loans to individuals secured by a newly built residential unit located in this state made by the lender and the total dollar amount thereof;

(f) commitments to individuals issued for conventional loans to be secured by a residential unit located in this state, and not made, and the total dollar amount thereof.

The reports shall be filed on or before March 1 of each year and shall cover the preceding calendar year."

Page 14, strike all of subdivision 13 and renumber the following subdivision

Page 15, line 10, strike "*written*" and insert "*shall be made*"

Page 15, line 11, strike "*shall be made*" and insert "*if over 50 percent of the proceeds of the loan are used*"

Page 15, after line 13 insert:

"Sec. 3. Minnesota Statutes 1976, Section 334.01, Subdivision 2, is amended to read:

Subd. 2. A contract for the loan or forbearance of money, goods, or things in action, in the amount of \$100,000 or more, shall be exempt from the provisions of this section and the interest for such an indebtedness shall be at the rate of \$6 upon \$100 for a year, unless a different rate is contracted for in writing. This subdivision expires July 1, 1978 31, 1979. A contract for a loan or forbearance made on or before July 1, 1978 31, 1979 at a rate of interest not in excess of the rate of interest authorized by this subdivision at the time the loan or forbearance was made shall continue to be enforceable in accordance with its terms until the indebtedness is fully satisfied."

Page 15, strike all of Section 4 and insert:

"Sec. 5. [EFFECTIVE DATE.] *The amendments to Minnesota Statutes, Section 47.20, Subdivision 8, as renumbered Subdivision*

9 by this act, shall take effect June 1, 1977 and the remainder of this act is effective the day following its final enactment."

Renumber the sections

Amend the title as follows:

Page 1, line 6, after "loans;" insert "postponing the expiration of a usury exception;"

Page 1, line 8, before "and" insert "334.01, Subdivision 2;"

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

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

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.

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

Page 4, line 16, after "*facility*" insert "*located in the municipality to which the request is made*"

Page 4, strike lines 31 and 32

Page 5, strike section 3

Amend the title as follows:

Page 1, line 4, strike "appropriating money;"

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. 883: A bill for an act relating to public welfare; appropriating money for the Vinland National Center.

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. 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.

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

Page 1, after line 8, insert:

"Section 1. Minnesota Statutes 1976, Section 148.271 is amended to read:

148.271 [ALLOWABLE UNLICENSED PRACTICES.] The provisions of sections 148.171 to 148.285 shall not prohibit:

(1) The furnishing of nursing assistance in an emergency.

(2) The practice of nursing by any legally qualified nurse of another state who is employed by the United States government or any bureau, division or agency thereof while in the discharge of his or her official duties.

(3) Under the direct supervision of a registered nurse, the practice of nursing by a graduate of a school of professional nursing approved by the board between the date of graduation and the date of notification to such graduate of the board action upon his or her application for licensure hereunder, provided that such graduate will take the first examination for licensure hereunder following graduation given by the board and will be issued a permit by the board to engage in supervised practice of professional nursing while awaiting notification of the results of such examination. The board is authorized to issue permits to such graduates which shall permit the practice of professional nursing under direct supervision from the date of graduation until the date that the board shall notify such graduates of the results of their applications for registration conditioned upon such graduates making prompt application for registration and taking the first examination given by the board which they are eligible to take following graduation. Such permits shall not be renewable.

(4) The practice of any profession or occupation licensed by the state, other than professional nursing, by any person duly licensed to practice such profession or occupation, or the performance by such a person of any acts properly coming within the scope of such a profession, occupation or license.

(5) The performance of any act in the nursing care of the sick by a nurse's aide under the direction of a registered nurse.

(6) The practice of nursing by a person licensed as a professional nurse in another jurisdiction and qualified for licensure in the state of Minnesota pursuant to a temporary permit issued by the board of nursing which permit shall be issued by the board pursuant to such rules and regulations as it may promulgate, for the period between the submission of a proper application for licensure by such person and the date of action upon such application by the board.

(7) The care of the sick, injured or infirm in a private home by any person who does not assume or represent to be a registered or professional nurse.

(8) *Care of the sick with or without compensation when done in a nursing home covered by the provisions of section 144A.09, subdivision 1."*

Renumber subsequent sections in sequence.

Page 1, line 12, strike "*business entity*" and insert "*partnership, corporation or unincorporated association*"

Page 1, line 14, strike "*such*" and insert "*the*"

Further amend the title as follows:

Page 1, line 4, after "Sections" insert "148.271;"

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. 963: A bill for an act relating to public safety; modifying requirements of gas containers; amending Minnesota Statutes 1976, Section 299F.40.

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

Page 1, line 16, strike "and regulations"

Page 2, line 1, strike "*gases*" and insert "*gas*"

Page 2, line 12, strike "*such*" and insert "*the*"

Page 2, line 15, strike "*such*" and insert "*the*"

Page 2, line 26, after "*composed*" insert "*exclusively*"

Page 2, line 30, strike "*gases*" and insert "*gas*"

Page 3, line 2, strike "*such*" and insert "*the*"

Page 3, line 4, strike "*gases*" and insert "*gas*"

Page 3, line 10, strike "*such*"

Page 3, line 13, strike "*such*" and insert "*the*"

Page 3, line 16, strike "*gases*" and insert "*gas*"

Page 3, line 18, strike "*such*" and insert "*the*"

Page 3, line 19, strike "*gases*" and insert "*gas*"

Page 3, line 20, strike "*such*" and insert "*the*"

Page 3, line 21, strike "*gases*" and insert "*gas*"

Page 3, line 22, strike "*gases*" and insert "*gas*"

Page 3, line 24, strike "*gases*" and insert "*gas*" and strike "*such*"

Page 3, line 25, strike "*gases*" and insert "*gas*"

Page 3, line 27, strike "*such*" and insert "*the*"

Page 3, line 30, strike "*such*"

Page 3, line 31, strike "*gases*" and insert "*gas*"

Page 4, line 6, strike "so" and "such"

Page 4, line 8, strike "gases" and insert "gas"

Page 4, line 9, strike "said" and insert "the"

Page 4, line 12, strike "said" and insert "the"

Page 4, line 15, strike "such" and insert "the" and strike "said"

Page 4, line 20, strike "such" and insert "the"

Page 4, line 21, strike "such" and insert "the"

Page 4, line 22, strike "such" and insert "the" in both cases

Page 4, line 25, strike "such" and insert "the"

Amend the title as follows:

Page 1, line 2, strike "modifying requirements" and insert "permitting only owners"

Page 1, line 3, before the semicolon insert "to fill them with industrial gases"

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

Mr. Willet from the Committee on Agriculture and Natural Resources, to which was referred

S. F. No. 760: A bill for an act relating to natural resources; establishing a season for taking deer and bear with muzzle loading firearms; amending Minnesota Statutes 1976, Section 100.27, Subdivisions 2 and 9.

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

Page 1, line 11, before "areas" strike "such"

Page 1, line 11, after "under" strike "such" and insert "the"

Page 1, line 11, after "on" strike "such" and insert "the"

Page 1, line 12, strike "hereafter prescribed as" and insert "which"

Page 1, line 13, strike "provide" and insert "prescribe"

Page 1, line 16, strike "south of a line starting at the North Dakota"

Page 1, strike line 17

Page 1, line 18, strike "and thence to Duluth"

Page 2, line 3, after "under" strike "such" and insert "the"

Page 2, line 3, after "on" strike "such" and insert "the"

Page 2, line 4, strike "provide" and insert "prescribe"

Page 2, line 9, strike "provided" and insert "*prescribed*"

Page 2, line 15, strike "*such*" and insert "*the*"

Page 2, line 16, strike "*such*" and insert "*the*"

Page 2, line 16, strike "*as*"

Page 2, line 16, strike "*provide*" and insert "*prescribe, provided that no person issued a license to take deer and bear by legal muzzle loading firearms shall be allowed to take deer or bear by legal firearms or with bow and arrow*"

Page 2, line 21, strike "*such*" and insert "*the*"

Page 2, line 22, after "under" strike "*such*" and insert "*the*"

Page 2, line 22, after "on" strike "*such*" and insert "*the*"

Page 2, line 23, strike "*provide*" and insert "*prescribe*"

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

Mr. Willet from the Committee on Agriculture and Natural Resources, to which was re-referred

S. F. No. 251: A bill for an act relating to agriculture; family farm security program; providing that certain interest earned by the seller on a family farm security loan shall be excludable from gross income; amending Minnesota Statutes 1976, Sections 41.58, by adding a subdivision; and 290.01, Subdivision 20.

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

Mr. Willet from the Committee on Agriculture and Natural Resources, to which was referred

S. F. No. 632: A bill for an act relating to pollution control; prescribing application fees for certain permits issued by the pollution control agency.

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 115.01, is amended by adding subdivisions to read:

Subd. 18. "State disposal system permit" means a permit or equivalent document issued by the agency for a disposal system.

Subd. 19. "Liquid storage permit" means a permit or equivalent document issued by the agency for a facility or device to prevent the escape or movement of liquid substances to waters of the state.

Subd. 20. "National pollutant discharge elimination system permit" means a permit or equivalent document issued by the agency

after enactment of the federal water pollution control act amendments of 1972, for the purpose of regulating the discharge of sewage, industrial wastes, or other wastes under authority of the federal water pollution control act.

Sec. 2. Minnesota Statutes 1976, Chapter 116, is amended by adding a section to read:

[116.52] [PERMIT APPLICATION FEE.] *The agency shall charge a fee for the processing of permit applications for the following kinds of permits:*

- (a) *Operating permits for air emission facilities;*
- (b) *Water permits, including national pollutant discharge elimination system permits and state disposal system permits and liquid storage permits; and*
- (c) *Operating permits for solid waste and hazardous waste handling, treatment, intermediate disposal and final disposal facilities, except animal feedlot solid waste disposal facilities.*

Sec. 3. Minnesota Statutes 1976, Chapter 116, is amended by adding a section to read:

[116.53] [FEE AMOUNT.] *The fee required by section 2 shall be paid by the person who applies to the agency for the permit and shall be paid in accordance with the following schedule:*

- (a) *\$25 for a class one permit;*
- (b) *\$500 for a class two permit; and*
- (c) *One percent of the estimated cost of the facility for which permit application is made, but in no event less than \$500 nor more more than \$10,000 for a class three permit.*

Sec. 4. Minnesota Statutes 1976, Chapter 116, is amended by adding a section to read:

[116.54] [PERMIT CLASSIFICATIONS.] *Subdivision 1. A class one permit is:*

- (a) *An operating permit for an emission facility which will discharge air contaminants totaling less than 25 tons per year;*
- (b) *A national pollutant discharge elimination system permit or a state disposal system permit for a facility discharging no more than 50,000 gallons of waste in any day of the year, or a national pollutant discharge elimination system permit for a feedlot containing more than 1,000 animal units or the equivalent for 30 consecutive days during any 12 month period.*
- (c) *An operating permit for:*
 - (1) *A sludge disposal facility which will receive a daily weight of less than 7,000 pounds of dry solids;*
 - (2) *A transfer station or a resource recovery facility which will receive a daily refuse volume of less than 3,000 cubic yards, measured in uncompacted density;*

(3) A demolition landfill which will serve a single construction or demolition project;

(4) A modified landfill;

(5) A wood waste disposal facility which will receive a daily volume of less than 200 cubic yards of material, measured in uncompacted density;

(6) A fly ash or slag disposal facility which will receive a weight of no more than 50,000 tons of fly ash and slag per year;

(7) A sanitary landfill that will receive a daily weight of less than ten tons;

(8) Any other handling, treatment or disposal facility which does not qualify for a class two or class three permit.

Subd. 2. A class two permit is:

(a) An operating permit for an emission facility discharging air contaminants totaling more than 25 tons but less than 1,000 tons per year;

(b) A national pollutant discharge elimination system permit or state disposal system permit for a facility discharging more than 50,000 gallons of waste water per day for any day of the year, and no more than 50,000,000 gallons of waste per day for every day of the year;

(c) An operating permit for:

(1) A hazardous waste handling, treatment, intermediate or final disposal facility which will receive a daily volume of 10,000 gallons or less or a daily weight of 50 tons or less;

(2) A sanitary landfill which will receive ten tons per day or more;

(3) A sludge disposal facility which will receive a daily weight of 7,000 pounds or more of dry solids;

(4) A transfer station or a resource recovery facility which will receive a daily refuse volume of 3,000 cubic yards or more, measured in uncompacted density;

(5) A demolition landfill which will serve more than one construction or demolition project;

(6) A wood waste disposal facility which will receive a daily volume of material of 200 cubic yards or more, measured in uncompacted density;

(7) A fly ash or slag disposal facility which will receive a weight of 50,000 tons or more per year of fly ash and slag.

Subd. 3. A class three permit is:

(a) An operating permit for an emission facility discharging air contaminants totaling more than 1,000 tons per year;

(b) A national pollutant discharge elimination system permit or state disposal system permit for a facility discharging more than 50,000,000 gallons of waste per day for any day of the year; or

(c) An operating permit for a hazardous waste handling, treatment, intermediate or final disposal facility that will receive an estimated daily volume of more than 10,000 gallons or a daily weight of more than 50 tons.

Sec. 5. Minnesota Statutes 1976, Chapter 116, is amended by adding a section to read:

[116.55] [PAYMENT.] *Subdivision 1. The permit fee required by section 2 shall be paid at the time the permit application is submitted to the agency. An application shall be deemed incomplete unless it is accompanied by the fee.*

Subd. 2. A separate permit fee shall be paid for each kind of permit defined in section 2 which is required for a single facility.

Subd. 3. If more than one permit of the same kind is required for a single facility, only one permit fee shall be assessed. If the permits of the same kind fall under more than one class in section 4, the larger fee shall be paid.

Subd. 4. Payment of a permit fee under sections 1 to 8 shall not relieve the applicant of the obligation to comply with all other requirements which must be met to obtain the permit and shall not preclude the agency from denying a permit or imposing different or additional permit conditions as it may prescribe.

Sec. 6. Minnesota Statutes 1976, Chapter 116, is amended by adding a section to read:

[116.56] [EXEMPTIONS.] *No state agency or department, municipality, county, or other governmental unit of the state shall be required to pay a permit application fee under sections 1 to 8.*

Sec. 7. Minnesota Statutes 1976, Chapter 116, is amended by adding a section to read:

[116.57] [WAIVER OF FEE.] *Payment of a permit application fee shall be waived if a person has already paid a fee for a permit application and the permit has been denied by the agency, and the person reapplies for the same kind of permit for the same facility within 90 days of the denial.*

Sec. 8. Minnesota Statutes 1976, Chapter 116, is amended by adding a section to read:

[116.58] [GENERAL FUND.] *All moneys collected by the agency as payment for permit application fees shall be deposited to the credit of the general fund.*

Sec. 9. [EFFECTIVE DATE.] *This act is effective on July 1, 1977. Permits for which a completed application is made prior to the effective date shall be exempt from the provisions of this act."*

Further strike the title and insert

"A bill for an act relating to pollution control; prescribing application fees for certain permits issued by the pollution control agency; amending Minnesota Statutes 1976, Section 115.01, by adding subdivisions; and Chapter 116, by adding sections."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Mr. Wegener 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. 628: A bill for an act relating to counties; extension of compliance date for county official controls; amending Minnesota Statutes 1976, Section 394.312.

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

Amend the title as follows:

Page 1, line 2, strike "extension of" and insert "extending the"

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. 978: A bill for an act relating to Hennepin county and tax levies and bond issues for the purposes of the county park reserve district; amending Laws 1967, Chapter 721, Section 2, as amended.

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

Amend the title as follows:

Page 1, line 2, after "county" strike "and" and insert "; increasing"

Page 1, line 2, strike "levies" and insert "levy"

Page 1, line 3, strike "issues" and insert "issue limitations"

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

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

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.

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

Page 1, line 10, before "Upon" insert "*Subdivision 1.*"

Page 1, lines 21 and 22, strike the new language

Page 2, lines 1 to 3, strike the new language

Page 2, after line 12, insert

"Subd. 2. In the county of Hennepin, an attorney who has represented any petitioner or owner in eminent domain proceedings during the year immediately preceding a hearing on a petition is disqualified from serving as a commissioner and shall not be appointed by the court to serve as a commissioner or alternate commissioner in a proceeding."

Page 2, line 13, strike "*is applicable*" and insert "*applies*"

Page 2, line 13, after "*hearings*" insert "*on petitions*"

Page 2, line 14, after "*proceedings*" insert "*in the county of Hennepin on or*"

Page 2, line 15, strike "*June 30*" and insert "*July 1*"

Page 2, line 17, strike "*prior to*" and insert "*on or before*"

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. 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.

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

Page 2, line 26, before the period insert "*nor does it apply to nonprofit volunteer associations which do not pay more than \$500 in wages per year*"

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

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 679: A bill for an act relating to education; higher education coordinating board; student financial aid; changing certain requirements for scholarships, aids and grants to students; increasing the bonding and loan making authority of the board; transferring the program of nursing student grants to the board; appropriating money; amending Minnesota Statutes 1976, Sections 136A.121, Subdivisions 1, 2 and 3; 136A.144; 136A.16, Subdivisions 4, 6 and 7; 136A.17, Subdivisions 3, 4, 5 and 6; 136A.171; and 136A.233, Subdivision 2.

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

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1976, Section 124.48, is amended to read:

124.48 [INDIAN SCHOLARSHIPS.] *Subdivision 1.* The state board higher education coordinating board may award scholarships to any Minnesota resident student who has is of one-fourth or more Indian blood ancestry and who, in the opinion of the board, has the capabilities to profit benefit from education. Scholarship Scholarships shall be for advanced or specialized education in accredited or approved colleges or in business, technical or vocational schools. Scholarships shall be used to defray tuition, incidental fees , books, supplies, transportation, other related school costs and the cost of board and room and shall be paid directly to the college or school concerned. The amount and type of each such scholarship shall be determined through the advice and counsel of the Minnesota Indian scholarship committee.

When an Indian student satisfactorily completes the work required by a certain college or school in a school year he is eligible for additional scholarships, if additional training is necessary to reach his educational and vocational objective. Scholarships may not be given to any Indian student for more than four years of study.

Subd. 2. The higher education coordinating board shall honor any commitments to students by the state board of education which are in effect when the transfer of responsibility for the Indian scholarships becomes effective.

Sec. 2. Minnesota Statutes 1976, Section 136A.121, is amended to read:

136A.121 [SCHOLARSHIPS AND GRANTS-IN-AID.] *Subdivision 1. [ELIGIBILITY.]* An applicant shall be eligible to compete for a scholarship under the provisions of sections 136A.09 to 136A.131 if the board finds that applicant:

(1) is a citizen of the United States or is a refugee from Vietnam, Cambodia or Laos ;

(2) is a resident of the state of Minnesota;

(3) has met all the requirements for admission as a full time student to an eligible institution of his choice as defined in sections 136A.09 to 136A.131;

(4) has demonstrated capacity for superior achievement at the institutional level as measured by standards prescribed by the board;

(5) is a qualified applicant as defined herein.

Subd. 2. [ELIGIBILITY FOR GRANTS-IN-AID.] An applicant shall be eligible to compete for a grant-in-aid, regardless of

the applicant's sex, creed, race, color, national origin, or ancestry, under the provisions of sections 136A.09 to 136A.131 if the board finds that applicant:

(1) is a citizen of the United States or is a refugee from Vietnam, Cambodia or Laos ;

(2) is a resident of the state of Minnesota;

(3) is a graduate of a secondary school or its equivalent and has met all requirements for admission as a full time student to an eligible college or vocational school of his choice as defined in sections 136A.09 to 136A.131 or has completed at least one academic year of study at a two year institution and seeks transfer to a four year eligible institution;

(4) has met such criteria pertaining to financial need as the board shall make by regulation.

Subd. 3. [ALLOCATION AND AMOUNT.] ~~(1)~~ Scholarships and grants-in-aid shall be awarded annually on a funds available basis to those ~~first year students and transfer students~~ *applicants for initial awards and applicants for renewal awards* who meet the board's requirements ; .

~~(2)~~ Subd. 4. A financial stipend shall accompany scholarship awards if the scholarship winner demonstrates financial need and will attend an eligible institution. Financial stipends shall range from a maximum of \$1,100 to a minimum of \$100 but in no event shall exceed one-half of the applicant's financial need *or an amount which if combined with the amount of a federal basic educational opportunity grant for which the applicant is eligible equals 75 percent of the applicant's need, whichever is the lesser* . Scholarship winners who do not demonstrate financial need under criteria prescribed by the board shall be awarded honorary scholarships ; .

~~(3)~~ Subd. 5. A financial stipend based on financial need shall accompany grants-in-aid. Financial stipends shall range from a maximum of \$1,100 to a minimum of \$100, but in no event shall exceed one-half of the applicant's financial need ; *or an amount which if combined with the amount of a federal basic educational opportunity grant for which the applicant is eligible equals 75 percent of the applicant's need, whichever is the lesser*.

~~(4)~~ Subd. 6. In dispensing available funds in a given year, priority shall be given on the following basis:

Renewal scholarships and grants-in-aid.

Thereafter, until the funds are exhausted, to ~~first year and transfer~~ *applicants for initial awards* , on the basis of their rank in the case of scholarships, and on the basis of need with ~~first year and transfer~~ *all* applicants treated as a single pool of applicants in the case of grants-in-aid, as determined by standards prescribed by the board.

Subd. 7. *Only first year students shall be eligible to apply for and receive initial scholarship awards. Only first year and transfer students shall be eligible to apply for and receive initial grants-in-*

aid for the 1977-1978 school year. First year students, transfer students and students who did not receive a grant-in-aid award upon entrance to post-secondary education shall be eligible to apply for and receive initial grants-in-aid for the 1978-1979 school year and subsequent school years.

(5) *Subd. 8.* Each scholarship or grant-in-aid shall be awarded for one academic year but shall be renewable until a total of eight semesters or twelve quarters or their equivalent have been covered, or a baccalaureate degree obtained, whichever occurs first ; .

(6) *Subd. 9.* Each scholarship or grant-in-aid shall be renewable, contingent on continued residency in Minnesota, United States citizenship or status as a refugee from Vietnam, Cambodia, or Laos , satisfactory academic standing and recommendation of the college or vocational school and, in the case of financial assistance, evidence of continued need ; .

(7) *Subd. 10.* The student must apply for renewal of his scholarship or grant-in-aid each year ; .

(8) *Subd. 11.* The student must continue to attend an eligible institution ; .

(9) *Subd. 12.* All scholarship winners shall be notified of their award by the board and shall be given appropriate evidence of the award ; .

(10) *Subd. 13.* All grant-in-aid recipients shall be duly notified thereof by the board ; .

(11) *Subd. 14.* Financial scholarships and grants-in-aid awarded under the terms of sections 136A.09 to 136A.131 shall be applied to educational costs in the following order: tuition, fees, books, supplies and other expenses. Unpaid portions of such awards shall revert to the board scholarship or grant-in-aid account.

Sec. 3. Minnesota Statutes 1976, Section 136A.144, is amended to read:

136A.144 [EMERGENCY SCHOLARSHIP FUND; FOREIGN STUDENTS; AWARD.] The state of Minnesota shall establish an emergency scholarship fund to be awarded to public and private institutions of higher education in Minnesota which are eligible for the state grant-in-aid program as defined in this chapter, and which have foreign students enrolled, for the purpose of enabling them to achieve and maintain a desirable cultural mix in their student populations, and of assisting their bona fide foreign students to meet unexpected financial needs. The formula for apportioning available emergency scholarship funds to the institutions shall be established by the higher education coordinating board, which shall take into consideration full-time equivalent fall term enrollments and the total cost of education of foreign students at each participating institution. *Each institution wishing to receive funds to assist foreign students shall submit to the board in accordance with policies and procedures established by the board an estimate of the amount of funds needed by the institution and the amount allocated to any institution shall not*

exceed the estimate of need submitted by the institution. Any funds which would be allocated to an institution according to the formula but which exceed the estimate of need by the institution or the actual need of the institution may be re-allocated by the board to other institutions for which the estimate of need exceeds the amount of allocation under the formula. The amounts awarded to individual students with emergency financial needs shall be determined by the participating institution based on guidelines reflecting the total cost of education at each institution and resources available to each potential recipient.

Sec. 4. Minnesota Statutes 1976, Section 136A.16, Subdivision 3, is amended to read:

Subd. 3. The board shall be authorized to make ~~or to guarantee~~ loans in amounts not to exceed the maximum amount provided in the higher education act of 1965 and any amendments thereof and the board shall be authorized to establish procedures determining the loan amounts for which students are eligible.

Sec. 5. Minnesota Statutes 1976, Section 136A.16, Subdivision 4, is amended to read:

Subd. 4. The board shall have the right to contract with or to enter into agreements with eligible lenders for purposes of ~~guaranteeing making~~ loans to residents in accordance with the policies, rules, and regulations of the board.

Sec. 6. Minnesota Statutes 1976, Section 136A.16, Subdivision 6, is amended to read:

Subd. 6. The board shall be empowered to charge for insurance on each ~~guaranteed~~ loan a premium, payable each year in advance, in an amount not to exceed the premium in the federal regulations which govern the vocational and higher education loan program. Premium fees shall be available to the board without fiscal year limitation for the purposes of making and ~~guaranteeing~~ loans and meeting expenses incurred in administering the program.

Sec. 7. Minnesota Statutes 1976, Section 136A.16, Subdivision 7, is amended to read:

Subd. 7. The board is ~~designated the state agency to~~ *may* apply for, receive, accept, and disburse federal funds, as well as funds from other public and private sources, made available to the state for ~~use as reserves to guarantee student loans or as administrative moneys to operate student loan programs.~~ In making application for federal funds, it may comply with all requirements of such federal law and such rules and regulations to enable it to receive, accept, and administer such funds.

Sec. 8. Minnesota Statutes 1976, Chapter 136A, is amended by adding a section to read:

[136A.162] [CLASSIFICATION OF DATA.] *All data on applicants for financial assistance collected and used by the higher education coordinating board for the purposes of the scholarship, grant-in-aid and loan programs administered by that board shall be*

classified as private data on individuals pursuant to section 15.162, subdivision 5a. Exceptions to this classification are the names and addresses of scholarship, grant-in-aid and loan program recipients.

Sec. 9. Minnesota Statutes 1976, Section 136A.17, Subdivision 3, is amended to read:

Subd. 3. The board may loan and guarantee the loan of money ; upon such terms and conditions as the board may prescribe.

Sec. 10. Minnesota Statutes 1976, Section 136A.17, Subdivision 4, is amended to read:

Subd. 4. No loan or guarantee of a loan shall be made in excess of the maximum provided by pertinent federal laws and regulations and the aggregate unpaid principal amount of loans to any individual student shall not exceed the maximum provided in pertinent federal laws and regulations.

Sec. 11. Minnesota Statutes 1976, Section 136A.17, Subdivision 5, is amended to read:

Subd. 5. The board may insure *make* loans for vocational study to an individual student for a maximum of three academic years or their equivalent and loans for higher education to an individual student for a maximum of eight academic years of study or their equivalent.

Sec. 12. Minnesota Statutes 1976, Section 136A.17, Subdivision 6, is amended to read:

Subd. 6. No loans made or guaranteed by the board shall be made at an annual rate of interest in excess of the maximum prescribed in the National Vocational Student Loan Insurance Act of 1965 and the Higher Education Act of 1965, and any amendments thereof.

Sec. 13. Minnesota Statutes 1976, Section 136A.17, Subdivision 7, is amended to read:

Subd. 7. The benefits of the loan insurance program will not be denied any student because of his family income or lack of need if his adjusted annual family income at the time the note is executed is less than the maximum prescribed in the applicable federal regulations.

Sec. 14. Minnesota Statutes 1976, Section 136A.17, Subdivision 8, is amended to read:

Subd. 8. The repayment procedures applicable for loans made or guaranteed by the board shall be consistent with federal regulations governing interest payments under the National Vocational Student Loan Insurance Act of 1965 and the Higher Education Act of 1965.

Sec. 15. Minnesota Statutes 1976, Section 136A.171, is amended to read:

136A.171 [REVENUE BONDS; ISSUANCE; PROCEEDS.]
The higher education coordinating board is hereby authorized to is-

sue revenue bonds in an aggregate amount not to exceed \$90,000,000 for the purpose of obtaining funds for loans made in accordance with the provisions of this chapter. *The aggregate amount of revenue bonds, issued directly by the board, outstanding at any one time, not including refunding bonds, shall not exceed \$100,000,000. Proceeds from the issuance of bonds may be held and invested by the board pending disbursement in the form of loans. All interest and profits from such investments shall inure to the benefit of the board and shall be available to the board for the same purposes as the proceeds from the sale of revenue bonds including but without limitation costs incurred in administering loans under this chapter and for loan reserve funds.*

Sec. 16. Subdivision 1. In addition to the authority the board has to issue bonds and make student loans as provided by sections 136A.14 to 136A.179, it may request that bonds be issued and loans be made by a qualified nonprofit corporation. Such request shall constitute a request of the state of Minnesota. A qualified nonprofit corporation for purposes of this law shall mean a nonprofit corporation which:

(a) meets the eligibility requirements as a lender of guaranteed student loans under the applicable provisions of the Higher Education Act of 1965, as amended, and

(b) is a nonprofit corporation qualified to issue qualified scholarship funding bonds pursuant to the applicable provisions of section 103 of the Internal Revenue Code of 1954, as amended.

Subd. 2. Revenue bonds issued by a qualified nonprofit corporation shall not constitute obligations of the state of Minnesota, the higher education coordinating board, or any other agency of the state of Minnesota, nor shall such obligations be subject to any of the limitations or requirements specified by sections 136A.14 to 136A.179. Interest paid on obligations issued by a qualified nonprofit corporation pursuant to the provisions of this section shall not be included in gross income for the purpose of computing any tax imposed by or under the provisions of Minnesota Statutes, Chapter 290, and such obligations and the interest thereon shall at all times be free from taxation of every other kind by the state of Minnesota and by the municipalities and other political subdivisions in the state.

Subd. 3. The board may cooperate with and assist a qualified nonprofit corporation pursuant to subdivision 1 under contractual agreements and in such other reasonable ways as the board may determine appropriate in order to facilitate transition of responsibility for student loans without disrupting the availability of loans or service to students. Obligations of the board for the student loan program, student loan notes held by the board, and funds held by the board for reserves or for making loans may be transferred to a qualified nonprofit corporation pursuant to subdivision 1 in order to assure continued availability of student loans provided that funds necessary for payment of principal and interest of any outstanding revenue bonds shall be retained by the board and provided that any funds appropriated to the board by the

legislature shall not be transferred but shall be retained by the board.

Sec. 17. Minnesota Statutes 1976, Section 136A.233, is amended to read:

136A.233 [WORK-STUDY GRANTS.] Subdivision 1. Notwithstanding the provisions of sections 136A.09 to 136A.131, the higher education coordinating board may offer work-study grants to eligible post-secondary institutions according to the full time equivalent enrollment of all eligible post-secondary institutions that apply to participate in the program. *Each institution wishing to receive a work-study grant shall submit to the board in accordance with policies and procedures established by the board an estimate of the amount of funds needed by the institution and the amount allocated to any institution shall not exceed the estimate of need submitted by the institution. Any funds which would be allocated to an institution according to full time equivalent enrollment but which exceed the estimate of need by the institution or the actual need of the institution may be reallocated by the board to other institutions for which the estimate of need exceeds the amount of allocation according to enrollment.* "Eligible post secondary institution" means any post secondary institution eligible for participation in the Minnesota state scholarship and grant program as specified in section 136A.101, subdivision 4.

Subd. 2. For purposes of ~~this subdivision~~ sections 136A.231 to 136A.235, the following words have the meanings ascribed to them:

(a) "Eligible student" means a Minnesota resident enrolled or intending to enroll full time in a Minnesota post-secondary institution.

(b) "Financial need" means the need for financial assistance in order to attend a post-secondary institution as determined by a post-secondary institution according to guidelines established by the higher education coordinating board.

(c) "Eligible employer" means any eligible post-secondary institution and any nonprofit, nonsectarian agency located in the state of Minnesota and also includes a person over 65 who employs a student to provide personal services in or about the residence of a person over 65.

(d) "Eligible post-secondary institution" means any post-secondary institution eligible for participation in the Minnesota state scholarship and grant program as specified in section 136A.101, subdivision 4.

Subd. 3. Work-study payments shall be made to eligible students by post-secondary institutions as follows:

(a) Students shall be selected for participation in the program by the post-secondary institution on the basis of student financial need.

(b) No eligible student shall be employed under the state work-study program during the period when he or she is not a full time student ; provided, with the approval of the institution, a full time

student who becomes a part-time student during an academic year may continue to be employed under the state work-study program for the remainder of the academic year .

(c) Students will be paid for hours actually worked and the maximum hourly rate of pay shall not exceed the maximum hourly rate of pay permitted under the federal college work-study program.

(d) Minimum pay rates will be determined by an applicable federal or state law.

(e) Not less than 20 percent of the compensation paid to the student under the state work-study program shall be paid by the eligible employer.

(f) Not more than 50 percent of the institution's work-study allocation shall be used to employ students by the post-secondary institutions under the provisions of this program.

(g) The percent of the institution's work-study allocation provided to graduate students shall not exceed the percent of graduate student enrollment at the participating institution.

Sec. 18. *Subdivision 1. There is hereby created a part-time student grant-in-aid program under the supervision of the higher education coordinating board.*

Subd. 2. Institutions eligible for attendance by recipients of part-time student grants-in-aid shall be those institutions approved by the higher education coordinating board as eligible institutions for the state grant-in-aid program in accordance with Minnesota Statutes, Section 136A.101.

Subd. 3. Any student attending an eligible institution less than full-time shall be eligible for a part-time student grant-in-aid.

Subd. 4. A recipient of a part-time grant-in-aid shall be selected by the post-secondary education institution of attendance in accordance with guidelines, criteria, policies and procedures established by the higher education coordinating board.

Subd. 5. The amount of any part-time student grant-in-aid award shall be based on the need of the applicant determined by the institution in accordance with policies established by the higher education coordinating board but the amount of an award shall not exceed the cost of tuition and required fees paid or to be paid by the student or the cost of tuition and fees for a comparable program at the university of Minnesota, whichever is the lesser.

Subd. 6. Part-time student grants-in-aid shall be awarded for a single academic term as defined by the institution in accordance with guidelines and policies of the higher education coordinating board. Awards shall not be renewable but the recipient of an award may apply for additional awards for subsequent academic terms.

Subd. 7. Funds appropriated for part-time student grants-in-aid shall be allocated among eligible institutions by the higher education coordinating board according to a formula which takes

into account the number of part-time students enrolled in each institution and other relevant factors determined by the board.

Sec. 19. [APPROPRIATION.] *There is hereby appropriated from the general fund to the higher education coordinating board the sum of \$1,000,000 for the year ending on June 30, 1978 and the sum of \$1,000,000 for the year ending on June 30, 1979 for part-time student grants-in-aid in accordance with section 18 of this act.*

Sec. 20. Subdivision 1. *The program of grants for nursing students authorized by Minnesota Statutes, Section 148.286 shall be discontinued when commitments to nursing students made on or before June 30, 1977 have been fulfilled by the state board of nursing. The board of nursing shall continue to administer grants under commitments made on or before June 30, 1977, but the board of nursing shall not make any additional awards or commitments to students after June 30, 1977.*

Subd. 2. *Beginning on July 1, 1977, the higher education coordinating board shall administer a program of grants to nursing students.*

Subd. 3. *Grants to nursing students under the program authorized by subdivision 2 of this section shall be administered according to the terms and conditions of the state grant-in-aid program under Minnesota Statutes, Sections 136A.095 to 136A.131. Criteria for student eligibility and selection and terms of grants to nursing students, including the amount of grants and renewal of grants, shall be the same as for the state grant-in-aid program except that (1) in order to be eligible for a nursing grant, an applicant must be enrolled as a full time student in a nursing education program of an eligible college or vocational school for the purpose of meeting educational requirements prerequisite to licensure as a registered nurse or a licensed practical nurse as defined in Minnesota Statutes, Sections 148.171 to 148.299, and (2) a nursing student shall be eligible to apply for a nursing grant for any year of the student's nursing program.*

Subd. 4. *A student who receives a nursing grant under subdivisions 2 and 3 shall not be eligible to receive a state scholarship or state grant-in-aid award for the same year.*

Sec. 21. *This act is effective the day following final enactment."*

Further, amend the title as follows:

Page 1, line 7, strike "program" and insert "programs"

Page 1, line 7, after "grants" insert "and Indian scholarships"

Page 1, line 9, after "Sections" insert "124.48,"

Page 1, line 9, after "136A.121" strike the comma

Page 1, line 10, strike "Subdivisions 1, 2 and 3"

Page 1, line 11, before "4" insert "3,"

Page 1, strike line 12 and insert "4, 5, 6, 7 and 8; 136A.171; 136A.233; and Chapter 136A, by adding a section."

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

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

H. F. Nos. 930 and 40 for comparison to companion Senate Files, reports the following House Files were found not identical with their companion Senate Files 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.
930	785				
40	241				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 930 be amended as follows:

Page 2, line 8, after "Statutes" insert "1976"

And when so amended, H. F. No. 930 will be identical to S. F. No. 785 and further recommends that H. F. No. 930 be given its second reading and substituted for S. F. No. 785 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 40 be amended as follows:

Page 1, delete lines 13 to 19

Page 2, line 15, delete "30" and insert "*not less than 60*"

Page 2, line 20, delete "60" and insert "*not less than 30*"

Page 3, line 2, after "to" insert a comma

Page 3, line 4, after "6" insert a comma

Page 3, line 7, after "*within*" insert "*each*"

Page 3, delete line 8 and insert "*year period.*"

Page 3, line 26, delete "Subdivision 1,"

Page 3, line 27, strike "Subdivision 1."

Page 4, line 1, delete ";

Page 4, line 3, after "*necessary*" insert ";

Page 4, line 5, delete "*such*"

Page 4, delete lines 10 to 13

Page 4, line 19, delete the semicolon and insert a comma

Renumber the sections in sequence

Further amend the title as follows:

Delete lines 2 to 10 and insert:

"relating to real estate brokers and salespersons; authorizing the commissioner to increase license terms; establishing a prelicense educational requirement and a continuing educational requirement; requiring an annual report on the real estate education, research and recovery fund; and requiring regular meetings of the real estate advisory council; amending Minnesota Statutes 1976, Sections 82.22, Subdivision 6, and by adding a subdivision; 82.30; and 82.34, by adding a subdivision."

And when so amended, H. F. No. 40 will be identical to S. F. No. 241 and further recommends that H. F. No. 40 be given its second reading and substituted for S. F. No. 241 and that the Senate File be indefinitely postponed.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 668, 1150, 796, 963, 760, 628, 825 and 821 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. Nos. 930 and 40 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Moe moved that the name of Mr. Sikorski be added as co-author to S. F. No. 1279. The motion prevailed.

Mr. Johnson moved that the name of Mr. Lessard be added as co-author to S.F. No. 1283. The motion prevailed.

Mr. Johnson moved that the name of Mr. Lessard be added as co-author to S. F. No. 1287. The motion prevailed.

Mr. Johnson moved that the name of Mr. Merriam be added as co-author to S. F. No. 1287. The motion prevailed.

Mr. Lewis moved that the name of Mr. Vega be added as co-author to S. F. No. 1292. The motion prevailed.

Mr. Hanson moved that S. F. No. 22 be taken from the table. The motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Hanson moved that the Senate concur in the amendments by the House to S. F. No. 22 and that the bill be placed on its repassage as amended. The motion prevailed.

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

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 64 and nays 2, 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	Stumpf
Brataas	Jensen	Menning	Schaaf	Tennessen
Chenoweth	Johnson	Merriam	Schmitz	Ueland, A.
Chmielewski	Keefe, J.	Milton	Schrom	Ulland, J.
Coleman	Keefe, S.	Moe	Setzepfandt	Vega
Davies	Kirchner	Nelson	Sieloff	Wegener
Dieterich	Kleinbaum	Nichols	Sikorski	Willet
Dunn	Knoll	Ogdahl	Sillers	

Messrs. Olhoft and Renneke voted in the negative.

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

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.

James Quitter, Page classification, effective April 4, 1977

Marilyn Thomsen, Page classification, effective April 4, 1977

Karen Bloechl, Stenographer I classification, effective April 18, 1977

Rev. Allan Grundahl, Chaplain, effective May 2, 1977

Rev. Charles Jacobson, Chaplain, effective May 9, 1977

Rabbi Mordecai Miller, Chaplain, effective April 13, 1977

Margit Lund, Page classification, effective April 14, 1977

Theresa Cooper, Page classification, effective April 14, 1977

David Hoium, Administrative Assistant, effective April 7, 1977

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

Mr. Coleman introduced—

Senate Resolution No. 20: A Senate resolution providing for additional postage for members of the Senate.

BE IT RESOLVED, by the Senate:

That each member of the Senate be allowed an additional postage allotment of 1,000 stamps for the remainder of the first session of the 70th Legislature;

That the Secretary of the Senate be authorized to purchase said additional postage from funds available for such purpose; and

That each member of the Senate shall receipt to the Secretary of the Senate for postage so received.

The question was taken on the adoption of the resolution.

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

Those who voted in the affirmative were:

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

The motion prevailed. So the resolution was adopted.

Mr. Hughes moved that S. F. No. 1234 be withdrawn from the Committee on Education and re-referred to the Committee on Governmental Operations. The motion prevailed.

THIRD READING OF HOUSE BILLS

H. F. No. 558: A bill for an act relating to snowmobiles; providing for operation on certain highways; amending Minnesota Statutes 1976, Section 84.87, Subdivision 3.

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

So the bill 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. 376 and H. F. No. 283, which the committee recommends to pass.

S. F. No. 125, which the committee recommends be placed at the top of General Orders.

S. F. No. 757, which the committee recommends to pass with the following amendment offered by Mr. Schaaf:

Page 1, after line 9, insert:

"Section 1. Minnesota Statutes 1976, Section 221.221, is amended to read:

221.221 [ENFORCEMENT POWERS.] Transportation representatives of the department for the purpose of enforcing the provisions of sections 221.011 to ~~221.291~~ 221.181 and the rules and regulations of the commissioner and commission issued pursuant hereto, but for no other purpose, shall have all the powers conferred by law upon police officers. The powers shall include the authority to conduct inspections at designated highway weigh stations ; ~~or during stops authorized under section 221.211~~ or under other appropriate circumstances anywhere within the state for the purpose of viewing log books, chauffeur licenses, health certificates and other documents or equipment required to be maintained within commercial motor vehicles operating in Minnesota pursuant to applicable state motor vehicle carrier laws and regulations."

Page 1, line 10, after "221.191" insert ", 221.201"

Page 1, line 11, after "221.211" strike the comma

Renumber the sections in sequence

Underline all new language in the bill

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "amending Minnesota Statutes 1976, Section 221.221;"

Page 1, line 6, after "221.191" insert ", 221.201"

S. F. No. 450, which the committee recommends to pass with the following amendments offered by Messrs. Borden and Dunn:

Mr. Borden moved to amend S. F. No. 450 as follows:

Page 3, line 30, strike "commissioner" and insert "applicant"

Page 3, line 30, strike "to the"

Page 3 line 31, strike "applicant and"

Page 4, line 2, strike "commissioner" and insert "applicant"

Page 4, line 2, strike “, at the expense of”

Page 4, line 3, strike “the applicant,”

Page 5, line 25, after “banks” insert “in the region”

Page 5, line 28, strike “without” and insert “with”

Page 5, line 29, after “commissioner” insert “if the merger satisfies the conditions of subdivision 2”

The motion prevailed. So the amendment was adopted.

Mr. Jensen moved to amend S. F. No. 450 as follows:

Page 3, strike lines 8 to 13 and insert “bank at the time of the application.”

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 9 and nays 46, as follows:

Those who voted in the affirmative were:

Bernhagen	Frederick	Kirchner	Renneke	Wegener
Engler	Jensen	Menning	Schrom	

Those who voted in the negative were:

Bang	Gunderson	Merriam	Pillsbury	Stumpf
Benedict	Hanson	Milton	Purfeerst	Tennessen
Borden	Hughes	Moe	Schaaf	Ueland, A.
Brataas	Johnson	Nelson	Schmitz	Ulland, J.
Chenoweth	Keefe, S.	Nichols	Sikorski	Vega
Chmielewski	Kleinbaum	Olhoft	Sillers	Willet
Davies	Knutson	Olson	Solon	
Dieterich	Laufenburger	Penny	Spear	
Dunn	Lessard	Perpich	Stokowski	
Gearty	Luther	Peterson	Strand	

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

Mr. Dunn moved to amend S. F. No. 450 as follows:

Page 4, line 8, strike “30” and insert “60”

Page 4, lines 11 and 12, strike “may, in his discretion,” and insert “shall”

The motion prevailed. So the amendment was adopted.

The question was taken on the recommendation to pass S. F. No. 450.

The roll was called, and there were yeas 37 and nays 23, as follows:

Those who voted in the affirmative were:

Bang	Gunderson	Lessard	Pillsbury	Stokowski
Borden	Humphrey	Lewis	Purfeerst	Stumpf
Brataas	Johnson	Luther	Schaaf	Tennessen
Chenoweth	Keefe, J.	Merriam	Sikorski	Ueland, A.
Coleman	Keefe, S.	Milton	Sillers	Ulland, J.
Davies	Kleinbaum	Nelson	Solon	
Engler	Knoll	Nichols	Spear	
Gearty	Knutson	Ogdahl	Staples	

Those who voted in the negative were:

Anderson	Dunn	Laufenburger	Peterson	Vega
Benedict	Frederick	Menning	Renneke	Wegener
Bernhagen	Hanson	Olhoft	Schmitz	Willet
Chmielewski	Jensen	Olson	Schrom	
Dieterich	Kirchner	Penny	Strand	

The motion prevailed. So S. F. No. 450 was recommended to pass.

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

Without objection, the Senate reverted to the Order of Business of Motions and Resolutions.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Spear moved that H. F. No. 148 be withdrawn from the Committee on Local Government and re-referred to the Committee on Rules and Administration for comparison with S. F. No. 376 now on the Calendar. The motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 10:30 o'clock a.m., Monday, April 18, 1977. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate