

# FORTY-SIXTH DAY

St. Paul, Minnesota, Tuesday, May 3, 1977

The Senate met at 7:00 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	Gearty	Knutson	Olhoft	Schmitz
Bang	Gunderson	Laufenburger	Olson	Sikorski
Bernhagen	Hanson	Lessard	Penny	Spear
Chmielewski	Hughes	Lewis	Perpich	Staples
Coleman	Johnson	McCutcheon	Peterson	Stokowski
Davies	Kirchner	Menning	Pillsbury	Strand
Dieterich	Kleinbaum	Milton	Purfeerst	Stumpf
Frederick	Knoll	Nelson	Schaaf	Ulland, J.

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

Prayer was offered by the Chaplain, Joe Peterson.

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

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Mr. Milton was excused from this evening's Session from 8:30 o'clock p.m. until 9:30 o'clock p.m. Mr. Sieloff was excused from this evening's Session at 10:30 o'clock p.m. Mr. Schrom was excused from this evening's Session at 10:00 o'clock p.m.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Mr. Keefe, J. introduced—

S. F. No. 1500: A bill for an act relating to nursing homes; providing for sharing of services of licensed administrators; amending Minnesota Statutes 1976, Section 144A.04, Subdivision 5.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Kleinbaum, Coleman and Mrs. Brataas introduced—

S. F. No. 1501: A bill for an act relating to solid waste; prohibiting disposal by burial after a certain date; authorizing exceptions; amending Minnesota Statutes 1976, Section 116.41, by adding a subdivision.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Milton, Johnson and Stokowski introduced—

S. F. No. 1502: A bill for an act relating to taxation; updating the reference to the Internal Revenue Code for income tax purposes; permitting an optional means of computing individual income tax; amending Minnesota Statutes 1976, Section 290.01, Subdivision 20; and Chapter 290, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Kleinbaum and Dunn introduced—

S. F. No. 1503: A bill for an act relating to education; authorizing the higher education coordinating board and regional consortium to cooperate in the development of health education programs; appropriating money.

Referred to the Committee on Education.

Mr. Knoll introduced—

S. F. No. 1504: A bill for an act relating to noise pollution; establishing a noise abatement program at the Minneapolis-St. Paul International Airport and the Duluth International Airport; prescribing certain powers and duties for the Minnesota pollution control agency, the metropolitan airports commission and the Duluth airport authority.

Referred to the Committee on Agriculture and Natural Resources.

**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. 530, 640, 684 and 716.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 2, 1977

**Mr. President:**

I have the honor to announce the passage by the House of the following Senate File, herewith returned:

S. F. No. 836.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 3, 1977

**Mr. President:**

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of five members of the House, on the amendments adopted by the House to the following Senate File:

S. F. No. 32: A bill for an act relating to shade tree disease control; authorizing grants for municipal shade tree removal and reforestation programs; authorizing a shade tree disease control research program; appropriating money; amending Minnesota Statutes 1976, Sections 18.023, Subdivisions 1, 1a, 2, 3a, 4, 7, 8 and 11, and adding a subdivision; 116.07, Subdivision 4; and 275.50, by adding a subdivision; repealing Minnesota Statutes 1976, Section 18.023, Subdivision 6.

There has been appointed as such committee on the part of the House:

Berg, Wynia, Welch, Kalis and Friedrich.

Senate File No. 32 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 3, 1977

**Mr. President:**

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of three members of the House, on the amendments adopted by the House to the following Senate File:

S. F. No. 1034: A bill for an act relating to transportation; appropriating money for the operation of Amtrak rail service between the Twin Cities and Duluth.

There has been appointed as such committee on the part of the House:

Munger, Haugerud and Carlson, D.

Senate File No. 1034 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned May 3, 1977

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of five members of the House, on the amendments adopted by the House to the following Senate File:

S. F. No. 1416: A bill for an act relating to the organization and operation of state government; appropriating money for welfare, corrections, health, and other purposes, including appropriations for the departments of public welfare, vocational rehabilitation, corrections, corrections ombudsman, health, health related boards, and public assistance programs; and repealing Minnesota Statutes 1976, Section 261.233.

There has been appointed as such committee on the part of the House:

Samuelson, Rice, Hanson, Forsythe and Corbid.

Senate File No. 1416 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned May 3, 1977

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 462, 1094, 1275, 1421, 313, 491, 829, 600, 41, 972, 981, 1114, 461, 635, 808, 916, 921 and 338.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted May 2, 1977

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1086, 938, 217, 1119, 1223, 1386, 1015, 1130, 1283, 1387 and 257.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted May 3, 1977

**FIRST READING OF HOUSE BILLS**

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

H. F. No. 462: A bill for an act relating to public health; requiring the provision of health record information to certain persons; requiring the transfer of health records under certain conditions; amending Minnesota Statutes 1976, Chapter 144, by adding a section.

Referred to the Committee on Judiciary.

H. F. No. 1094: A bill for an act relating to insurance; providing for competitive bids on group contracts for certain public bodies; amending Minnesota Statutes 1976, Section 471.616, Subdivision 1.

Referred to the Committee on Commerce.

H. F. No. 1275: A bill for an act relating to agriculture; grain inspection and weighing; fees; providing a basis for establishing and adjusting fees; amending Minnesota Statutes 1976, Section 17B.15, Subdivision 2.

Referred to the Committee on Agriculture and Natural Resources.

H. F. No. 1421: A bill for an act relating to natural resources; designating wild rice as the official state grain; amending Minnesota Statutes 1976, Chapter 1, by adding a section.

Referred to the Committee on Agriculture and Natural Resources.

H. F. No. 313: A bill for an act relating to unemployment compensation; providing eligibility for benefits for certain retired workers; amending Minnesota Statutes 1976, Section 268.09, Subdivision 1, as amended by Laws 1977, Chapter 4.

Referred to the Committee on Employment.

H. F. No. 491: A bill for an act relating to retirement; police pensions in the city of Crookston.

Referred to the Committee on Governmental Operations.

H. F. No. 829: A bill for an act relating to landlord and tenant; establishing period for which interest is payable on security deposit; providing a measure of damages for the improper withholding of security deposits; amending Minnesota Statutes 1976, Section 504.20, Subdivisions 2, 3, 4, 7 and 7a.

Referred to the Committee on Judiciary.

H. F. No. 600: A bill for an act relating to elections; providing for uniform reporting dates for and disclosure of campaign contributions and expenditures of political committees and candidates; providing for statements of economic interest for candidates and

persons elected to public office; defining certain terms; providing exemption from disclosure requirements for certain persons and political committees; providing restrictions on the use of government publications; prohibiting sample ballots which appear to be official ballots; giving the secretary of state and filing officers certain duties with respect to elections; permitting codes of ethics for counties, cities, and school districts; providing penalties; amending Minnesota Statutes 1976, Sections 210A.01, Subdivisions 1, 3, 5, 6, and 8, and by adding subdivisions; 210A.05, Subdivision 1; 210A.16; 210A.21; 210A.24; 210A.27, Subdivision 1; 210A.29; 210A.32; and 290.09, Subdivision 2; and Chapters 123, by adding a section; 210A, by adding sections; 375, by adding a section; and 471, by adding a section; repealing Minnesota Statutes 1976, Sections 123.015; 210.22; 210A.01, Subdivisions 4, 7, and 9; 210A.22; 210A.23; 210A.25; 210A.26; 210A.28; 210A.30; 210A.31; and 210A.33.

Referred to the Committee on Elections.

H. F. No. 41: A bill for an act relating to public safety; requiring fire detection devices in certain residential housing; directing the commissioner of administration to amend the state building code; amending Minnesota Statutes 1976; Section 16.85, Subdivision 1; and Chapter 299F, by adding a section.

Referred to the Committee on Commerce.

H. F. No. 972: A bill for an act relating to fire and casualty loss insurance companies; regulating termination of agency contracts; requiring certain notice before termination; prescribing civil penalties.

Referred to the Committee on Commerce.

H. F. No. 981: A bill for an act relating to health; health maintenance organizations; requiring health maintenance organizations to permit optometrists to provide services to enrollees; amending Minnesota Statutes 1976, Section 62D.12, by adding a subdivision.

Referred to the Committee on Health, Welfare and Corrections.

H. F. No. 1114: A bill for an act relating to public welfare; creating a rebuttable presumption that certain transfers of property are intended to make persons eligible for medical or maintenance assistance; amending Minnesota Statutes 1976, Chapter 256, by adding a section; repealing Minnesota Statutes 1976, Section 256B.17.

Referred to the Committee on Judiciary.

H. F. No. 461: A bill for an act relating to welfare; providing penalties for welfare offenses; amending Minnesota Statutes 1976, Sections 256.98; and 393.07, Subdivision 10.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 101 now on the Calendar.

H. F. No. 635: A bill for an act relating to insurance; increasing solicitors license fees; authorizing issuance of cease and desist orders and injunctions; prescribing and clarifying penalties; amending Minnesota Statutes 1976, Sections 60A.17, Subdivision 4, and by adding subdivisions; and 72A.07.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 784 now on General Orders.

H. F. No. 808: A bill for an act relating to local improvement contracts; requiring percentage payments thereunder, and requiring payment of interest on money due and not paid in accordance with the contract; amending Minnesota Statutes 1976, Section 429.041, Subdivision 6.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 832 now on General Orders.

H. F. No. 916: A bill for an act relating to welfare; child support; authorizing additional procedures in collection of support payments; updating uniform reciprocal enforcement of support act; amending Minnesota Statutes 1976, Sections 256.87, Subdivision 1; 256.872; 256.873; 257.253; 257.254; 257.257; 257.259; 257.261, Subdivision 1; 257.29; 393.07, Subdivision 9; 393.11; 487.19, Subdivision 1; 518.41; 518.42, Subdivisions 2, 5, 7, 8, 9, and by adding subdivisions; 518.45, Subdivisions 2, 4 and 5; 518.46, Subdivisions 2, 3 and 4; 518.48; 518.49; 518.551; and Chapter 518, by adding a section.

Referred to the Committee on Rules and Administration.

H. F. No. 921: A bill for an act relating to public employees; designating the number of arbitrators to resolve labor dispute; amending Minnesota Statutes 1976, Section 179.72, Subdivision 6.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 962 now on the Calendar.

H. F. No. 338: A bill for an act relating to commerce; providing an exclusive remedy for products liability actions; providing a statute of limitations; providing certain defenses; providing for the reporting of claims to the commissioner of insurance.

Referred to the Committee on Judiciary.

H. F. No. 938: A bill for an act relating to Ramsey county; providing for construction of necessary highway improvements; apportioning costs; prescribing certain limitations; amending Laws 1974, Chapter 435, Section 1.0209, as amended.

Referred to the Committee on Rules and Administration.

H. F. No. 257: A bill for an act relating to banks, trust companies and savings banks; rule making authority; fees for special investigations; accounts maintained by banking division employees; fees; banks minimum organizational capital, surplus and undivided profits; providing for certified deposit of capital funds in a custodial bank; providing for banks annual audit systems, approval and reports; state banks minimum capital requirements, establishing investigatory fee for application to acquire trust authority; trust company minimum capital requirements; relating to boards of directors of financial institutions; clarification of certain language; amending Minnesota Statutes 1976, Sections 46.01; 46.04; 46.05; 46.09; 46.131, Subdivision 2, and by adding a subdivision; 48.02; 48.10; 48.36; 48.37; 48.44; 48.67; 48.69; 300.025 and 300.20.

Referred to the Committee on Commerce.

H. F. No. 1086: 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.

H. F. No. 1015: A bill for an act relating to human rights; clarifying the scope of sex discrimination; providing for an appeal by the commissioner; providing for a civil action without filing with the department; amending Minnesota Statutes 1976, Sections 363.01, by adding a subdivision; 363.02, Subdivision 1; 363.05, Subdivision 1; 363.072, Subdivision 1.

Referred to the Committee on Judiciary.

H. F. No. 1130: 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; registration fee exemptions; amending Minnesota Statutes 1976, Sections 221.141, Subdivision 1; and 221.64.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 1135 now on the Calendar.

H. F. No. 1283: A bill for an act relating to economic development; industrial development bonds; removing requirement of approval by commissioner of economic development; amending Minnesota Statutes 1976, Section 474.01, Subdivision 7, and by adding a subdivision.

Referred to the Committee on Employment.

H. F. No. 1387: A bill for an act relating to housing; providing an exception to interest limitations for borrowing by housing and development authorities; amending Minnesota Statutes 1976, Section 462.555.

Referred to the Committee on Energy and Housing.



H. F. No. 1386: A bill for an act relating to agriculture; clarifying certain terms; eliminating six months license provision; permitting license suspension; permitting waiver of the right to a hearing; clarifying weighing locations and weighing fees; amending Minnesota Statutes 1976, Sections 17A.03, Subdivisions 6 and 7; 17A.04, Subdivision 1, and by adding a subdivision; 17A.05, Subdivision 2; 17A.06, Subdivisions 2 and 3; 17A.10, and 17A.11.

Referred to the Committee on Agriculture and Natural Resources.

H. F. No. 217: A bill for an act relating to St. Cloud; St. Cloud metropolitan transit commission; authorizing the inclusion of parts of municipalities in the transit area; amending Laws 1969, Chapter 1134, Section 2, Subdivision 1.

Referred to the Committee on Transportation.

H. F. No. 1119: A bill for an act relating to Ramsey county; providing for additional membership on its civil service commission; further prescribing and clarifying the duties of the commission; eliminating per diem payments for library board members; amending Laws 1974, Chapter 435, Section 3.02; repealing Laws 1974, Chapter 435, Section 1.0208.

Referred to the Committee on Local Government.

H. F. No. 1223: A bill for an act relating to administrative procedures; providing for notice and hearing in various administrative decisions; amending Minnesota Statutes 1976, Sections 10A.20, Subdivision 10; 17A.06, Subdivisions 2 and 3; 27.06; 53.03, Subdivisions 1, 2 and 3; 144.802; 155.11, Subdivisions 1 and 2; 216A.05, Subdivision 5; 218.041, Subdivision 3; and 219.741; repealing Minnesota Statutes 1976, Section 53.03, Subdivision 3.

Referred to the Committee on Governmental Operations.

#### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk with the exception of the report on S. F. No. 1354 be now adopted. The motion prevailed.

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

H. F. No. 971: A bill for an act relating to insurance; providing financial requirements for nonprofit health service plan corporations; amending Minnesota Statutes 1976, Section 62C.09, Subdivision 3.

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

Page 1, line 20, after "specified" insert "benefits"

Page 1, line 20, after "and" insert "*limits for average*"

Page 1, line 21, after "*benefits*" insert "*of not greater than \$1,000 per year per insured*"

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

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

H. F. No. 242: A bill for an act relating to the department of public service; providing for its proper operation; prescribing certain powers, functions and duties; making certain corrections and improvements; revising procedures for regulation of certain activities; reducing certain fees; increasing certain penalties; amending Minnesota Statutes 1976, Sections 216A.02; 216A.03, Subdivision 5; 216A.05, Subdivision 1; 216A.07; 216B.16, Subdivision 2; 216B.53; 231.16; 232.04; 232.06, Subdivision 4; 237.22; 237.29, Subdivision 1; 239.02; 239.07; 239.08; 239.10; 239.12; 239.23; 239.24; and 239.44; repealing Minnesota Statutes 1976, Sections 239.20 and 239.45; and Laws 1975, Chapter 87, Section 5.

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

Page 2, line 21, after "majority" insert "*of commissioners present, if at least*"

Page 2, line 22, strike "of" and after "*quorum*" insert "*is present,*"

Page 3, line 26, strike "*regulated*"

Page 4, after line 6, insert:

"Sec. 5. Minnesota Statutes 1976, Section 216B.16, Subdivision 1, is amended to read:

216B.16 [RATE CHANGES; PROCEDURE; HEARING.] Subdivision 1. Unless the commission otherwise orders, no public utility shall change any rate which has been duly established under ~~Laws 1974, Chapter 429~~ *chapter 216B*, except after 30 60 days notice to the commission, ~~which~~ *The* notice shall include statements of facts, expert opinions, substantiating documents, and exhibits, supporting the change requested, and ~~further shall~~ state the change proposed to be made in the rates then in force, and the time when the modified rates will go into effect. The commission shall give written notice of the proposed change to the governing body of each municipality and county in the area affected. All proposed changes shall be shown by filing new schedules or shall be plainly indicated upon schedules on file and in force at the time."

Page 11, line 12, after "days" insert "*after the objections are filed*"

Page 13, line 27, strike "*annual*"

Page 17, line 12, strike "*Sections*" and insert "*Section*"

Page 17, line 13, strike "*239.45, and*"

Renumber the sections

Amend the title as follows:

Page 1, line 10, strike the second "*Subdivision*" and insert "*Subdivisions 1 and*"

Page 1, line 15, strike "*Sections*" and insert "*Section*" and strike "*and 239.45*"

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

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

H. F. No. 79: A bill for an act relating to real estate; placing restrictions on who may acquire title; providing enforcement powers; providing penalty; amending Minnesota Statutes 1976, Chapter 500, by adding a section; repealing Minnesota Statutes 1976, Section 500.22.

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

Page 1, line 16, after "*products*" and before the period insert "*but does not include any land zoned by a local governmental unit for a use other than and nonconforming with agricultural use*"

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. 1262: A bill for an act relating to the city of Lakeville; authorizing an increase in firemen's service pensions; amending Laws 1975, Chapter 125, Section 1.

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

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

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.

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

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

S. F. No. 850: A bill for an act relating to courts; sixth judicial district; authorizing the position of domestic relations referee in St. Louis county; amending Minnesota Statutes 1976, Chapter 484, by adding a section.

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

Page 1, line 12, strike "*one or more suitable*" and insert "*a person*"

Page 1, line 13, strike "*persons*"

Page 1, line 13, strike "*referees*" and insert "*referee*"

Page 1, line 14, strike "*Such referees*" and insert "*The referee*"

Page 1, strike lines 17 and 18

Page 1, line 19, strike "*referees*" and insert "*the referee*"

Page 1, line 21, strike "*Minnesota,*"

Page 1, line 21, after "*judges*" and before the period, insert "*of the sixth judicial district*"

Page 1, line 21, after the period insert "*The compensation of the referee shall be subject to the limitations set forth in section 15A.083, subdivision 5, which becomes effective July 1, 1977.*"

Page 1, line 22, strike "*referees*" and insert "*referee*"

Page 2, line 6, strike "*such*" and insert "*the*"

Page 2, line 14, strike "*a*" and insert "*the*"

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

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

Page 2, line 18, strike "*a*" and insert "*the*"

Page 2, line 19, strike "*such*" and insert "*the*"

Page 2, line 21, strike "*such*"

Page 2, line 22, strike the comma and insert a period

Page 2, line 23, strike "*and said*" and insert "*The*"

Page 2, lines 23 and 24, strike "*such*" and insert "*the*"

Page 2, line 29, strike "*said referees*" and insert "*the referee*"

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

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

H. F. No. 728: A bill for an act relating to corrections; prescribing powers of probation officers; providing for reimbursement to counties for probation services; prescribing duties of the commissioner for parole and probation; authorizing disposition of juvenile

offenders; authorizing the sealing of criminal records; authorizing certain investigations; authorizing accounts of funds of inmates; clarifying powers of counties under and procedures for withdrawal from community corrections programs; amending Minnesota Statutes 1976, Sections 242.09; 242.10; 242.14; 242.18; 242.31; 242.46, Subdivision 3; 243.23; 260.311, Subdivision 5; 401.02, by adding subdivisions; 401.04; 401.08, Subdivision 1; 401.13; and 401.16; repealing Minnesota Statutes 1976, Sections 242.01; 242.02; 242.03; 242.12; 242.13; 242.15; 242.16; 242.17; 242.19, Subdivision 1; 242.25; 242.26; 242.27; 242.28; 242.29; 242.30; 242.33; 242.34; 242.35; 242.36; 242.38; and 242.46, Subdivisions 1 and 2.

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

Page 2, line 29, strike *"this"* and insert *"a hearing"*

Page 5, line 16, after *"information,"* insert *"complaint,"*

Page 5, line 16, after *"appeal"* insert a comma

Page 5, line 31, strike *"such"*

Page 6, line 9, strike *"the"* and insert *"any"*

Page 7, line 4, strike *"Any"* and insert *"An"*

Page 7, line 9, strike *"shall"* and insert *"may"*

Page 7, line 10, strike the comma

Page 7, line 11, strike *"during such times that"* and insert *"in a local detention facility convenient to the place of the hearing when"*

Page 7, line 12, strike *", in a local detention facility"*

Page 7, strike line 13 except for the period

Page 8, line 26, strike *"general or"*

Page 9, line 3, after the period, insert *"No probationer or parolee shall be detained more than 72 hours, exclusive of legal holidays, Saturdays and Sundays, pursuant to this subdivision without being provided with the opportunity for a hearing before the court or the board."*

Page 9, line 16, strike *"such"*

Page 9, line 20, strike *"such"*

Page 9, line 22, strike *"such"*

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

Page 12, line 17, strike *"such"* and insert *"the"*

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. 1354: A bill for an act relating to obscenity; prohibiting the promotion or employment of minors as models alone or with others in sexual performances for purposes of preparing an obscene work; prescribing penalties; amending Minnesota Statutes 1976, Chapter 617, by adding a section.

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

Page 1, line 21, after "*of*" insert "*visual or*"

Page 1, line 23, after "*conduct*" insert "*as*"

Page 2, line 3, after "*to*" insert "*pedophiles or to*"

Page 2, line 4, strike "*or*"

Page 2, line 5, strike "*pedophiles*"

Page 2, line 5, strike "*sexual conduct in a*"

Page 2, line 6, strike "*way,*" and insert "*sexual conduct*"

Page 2, line 9, after "*find*" insert a colon

Page 2, line 11, after "*to*" insert "*pedophiles or to*"

Page 2, line 12, strike "*or that the work taken as a whole appeals to the*" and insert "*of the average person,*"

Page 2, line 13, strike "*prurient interest in sex of pedophiles*"

Page 2, line 14, strike "*in a*"

Page 2, line 14, strike "*way,*"

Page 2, line 15, after "*(f)*" insert a semicolon

Page 2, line 29, strike "*as an act of sexual stimulation*"

Page 2, strike line 30 except for the period

Page 2, line 31, strike "*, and*" and insert "*or*"

Page 3, line 1, strike "*or spread eagle exposure of female*"

Page 3, strike line 2 except for the period

Page 3, line 9, after "*2.*" insert "[USE OF MINOR.]"

Page 3, line 14, strike "*Subd. 3.*"

Page 3, line 14, after "*of*" insert "*this*"

Page 3, line 14, strike "*2*"

Page 3, line 14, strike "*gross*" and insert "*felony*"

Page 3, strike line 15 except for the period

Page 3, after line 15, insert:

"*Subd. 3. [OPERATION OR OWNERSHIP OF BUSINESS.]*

*A person who owns or operates a business knowing an obscene work, as defined in this section, is disseminated therein, is guilty of a felony.*

*Subd. 4. [DISSEMINATION.] A person who, knowing its content and character, disseminates for profit an obscene work, as defined in this section, is guilty of a misdemeanor."*

Amend the title as follows:

Page 1, line 5, after the first semicolon insert "prohibiting the ownership or operation of a business which disseminates certain obscene works; prohibiting the dissemination of certain obscene works;"

And when so amended the bill do pass. Pursuant to Joint Rule 2.03, the bill was referred to the Committee on Rules and Administration. Mr. Coleman moved that the foregoing committee report be laid on the table. The motion prevailed.

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

S. F. No. 960: A bill for an act relating to worker's compensation; including legislators in coverage; requiring owners to elect non-coverage; increasing benefit levels; vesting certain benefits; excluding certain employment; regulating attorney's fees; providing for depending surviving spouses; providing for supplemental benefits; altering notice requirements; providing for adjustments to benefit payments; amending Minnesota Statutes 1976, Sections 176.011, Subdivisions 9 and 11a; 176.012; 176.021, Subdivision 3; 176.041, Subdivision 1; 176.051; 176.061, Subdivisions 1 and 2; 176.101; 176.111, Subdivisions 11 and 21; 176.132, Subdivision 1; 176.141; 176.215, by adding a subdivision; 176.221, Subdivision 1; 176.511, Subdivision 3; 176.645; and Chapter 176, by adding a section; repealing Minnesota Statutes 1976, Sections 79.30 and 176.185, Subdivision 8.

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

Page 1, after line 21, insert a section to read:

"Section 1. Minnesota Statutes 1976, Chapter 79, is amended by adding a section to read:

[79.095] [APPOINTMENT OF ACTUARY] *The commissioner shall employ the services of a casualty actuary whose duties shall include but not be limited to investigation of complaints by insured parties relative to rates, rate classifications, or discriminatory practices of an insurer."*

Page 2, line 15, after "corporation" insert "except an officer of a family farm corporation as defined in section 500.24, subdivision 1, clause (c)"

Page 3, line 32, strike "worker's compensation court of"

Page 4, line 1, strike "appeals" and insert "trier of fact"

Page 4, line 4, strike "worker's compensation"

Page 4, line 5, strike "court of appeals" and insert "trier of fact"

Page 4, line 14, strike "members of the employer's immediate family" and insert *"any spouse, parent, or child, regardless of age, of a farmer employed by the farmer, or any executive officer of a family farm corporation as defined in section 500.24, subdivision 1, or any spouse, parent or child, regardless of age, of such an officer employed by that family farm corporation."*

Page 4, strike lines 19 to 22

Page 4, line 28, strike "including" and insert *"executive officer of a family farm corporation as defined in section 500.24, subdivision 1, clause (c), and the spouse, parent, or child, regardless of age, of the farm owner or farm owners or executive officer and working therefor, or"*

Page 4, line 31, strike "or"

Page 4, line 31, after "partners" insert *" , or corporation"*

Page 4, line 32, strike "come" and insert *"bring themselves, an executive officer, or a spouse, parent, or child"*

Page 5, line 4, strike "or" and insert a comma

Page 5, line 4, after "partners" insert *" , or corporations"*

Page 5, line 26, after "employee" insert *"and employer"*

Page 6, line 18, after the period insert *"In the event that an employee's death is not compensable under this chapter,"*

Page 6, line 20, after "dependents" insert *"under this chapter"*

Page 6, line 20, after the second "or" insert *" , if none, in his"*

Page 6, line 20, strike "of" and insert *"the disability can be ascertained."*

Page 6, line 21, strike "injury"

Page 6, line 21, strike "such" and insert *"this"*

Page 7, line 4, strike the comma and insert *" ; partners engaged in any farm operation and the spouses, parents, and children, regardless of age, of any of the partners;"*

Page 7, line 5, strike everything after the semicolon

Page 7, lines 6 to 10, strike the new language and insert *"any spouse, parent or child, regardless of age of an executive officer of a family farm corporation as defined in section 500.24, subdivision 1, employed by that family farm corporation;"*

Page 8, line 1, after the period insert *"This chapter does not apply to those persons employed by a corporation where those persons are related by blood or marriage, within the third degree of kindred according to the rules of civil law, to all of the officers of the corporation, and if the corporation files a written election with the commissioner of labor and industry to have those persons excluded from this chapter. This chapter does not apply to a nonprofit association which does not pay more than \$500 in salary or wages in a year."*



Page 8, line 5, strike the new language

Page 8, lines 14 to 17, restore the stricken language

Page 8, line 18, strike "a family farm" and insert "*any farm operation*"

Page 8, line 18, strike "or family farm"

Page 8, line 19, strike "corporation"

Page 8, line 22, after the period insert:

*"For purposes of this section farm workers shall not include any spouse, parent or child, regardless of age, of any farmer or of any partner in a farm operation or of any officer of a family farm corporation as defined in section 500.24, subdivision 1, nor shall it include other farmers in the same community or members of their family exchanging work with the farmer employer or family farm corporation operator."*

Page 8, line 32, strike "or his designee"

Page 9, line 13, after "and" insert "up to"

Page 9, line 25, strike "the department of"

Page 9, line 26, strike "or his delegate"

Page 9, line 26, strike "in charge of worker's compensation"

Page 10, after line 2 insert:

"Sec. 10. Minnesota Statutes 1976, Section 176.081, Subdivision 3, is amended to read:

Subd. 3. An employee who is dissatisfied with his attorney fees, may file an application for review by the deputy commissioner of the department of labor and industry in charge of worker's compensation. Such application shall state the basis for the need of review and whether or not a hearing is requested. A copy of such application shall be served upon the attorney for the employee by the deputy commissioner and if a hearing is requested by either party, the matter shall be set for hearing. The notice of hearing shall be served upon known interested parties. The attorney for the employee shall be served with a notice of the hearing. The deputy commissioner of the department of labor and industry in charge of worker's compensation shall have the authority to raise the question of the issue of the attorney fees at any time upon his own motion and shall have continuing jurisdiction over attorney fees.

Sec. 11. Minnesota Statutes 1976, Section 176.081, Subdivision 4, is amended to read:

Subd. 4. The review of a determination by the deputy commissioner of the department of labor and industry in charge of worker's compensation shall be only by supreme court by certiorari upon the ground that is arbitrary and unwarranted by the evidence. There shall be no review under sections 176.421 and 176.442.

Sec. 12. Minnesota Statutes 1976, Section 176.081, Subdivision 6, is amended to read:

Subd. 6. The deputy commissioner of the department of labor and industry in charge of worker's compensation may prescribe reasonable and proper rules and regulations to effect his and the division's obligations under this section without regard to the joint prescription required under section 175.17, subdivision 3."

Page 10, line 13, strike "*period from January 1, 1978, to December*" and insert "*year commencing October 1, 1977, and annually thereafter*"

Page 10, line 14, strike "*31, 1978*"

Page 10, line 14, strike "*not*"

Page 10, line 15, strike "*less than*"

Page 10, line 15, strike "*for the period*" and insert "*as calculated on or before July 1 of the preceding year.*"

Page 10, strike lines 16 to 29

Page 16, line 4, strike "*isles langerhar*" and insert "*islets of Langerhans*"

Page 21, after line 27, insert:

"Sec. 14. Minnesota Statutes 1976, Section 176.111, Subdivision 1, is amended to read:

176.111 [DEPENDENTS, ALLOWANCES.] Subdivision 1. [PERSONS WHOLLY DEPENDENT, PRESUMPTION.] For the purposes of this chapter the following persons are conclusively presumed to be wholly dependent:

(a) wife a spouse, unless it be shown that she that spouse was voluntarily living apart from his or her husband spouse at the time of his the injury or death;

(b) children under 18 years of age, or a child under the age of 21 years who is regularly attending as a full time student at a high school, college, or university, or regularly attending as a full time student in a course of vocational or technical training.

Sec. 15. Minnesota Statutes 1976, Section 176.111, Subdivision 6, is amended to read:

Subd. 6. [SPOUSE, NO DEPENDENT CHILD.] If the deceased employee leave leaves a widow dependent surviving spouse and no dependent child, there shall be paid to the widow dependent surviving spouse 50 percent of the daily wage at the time of the injury of the deceased. "

Page 23, line 11, strike "*who are not*"

Page 23, line 12, strike "*being supported by*" and insert "*if the support of the children is not the responsibility of*"

Page 23, strike section 12

Page 24, after line 12, insert:

"Sec. 19. Minnesota Statutes 1976, Section 176.132, Subdivision 2, is amended to read:

Subd. 2. [AMOUNT.] (a) The supplementary benefit payable under this section shall be the difference between the amount the employee receives on or after January 1, 1976, under section 176.101, subdivision 1 or subdivision 4, and 50 60 percent of the statewide average weekly wage as computed annually.

(b) In the event an eligible recipient is currently receiving no compensation or is receiving a reduced level of compensation because of a credit being applied as the result of a third party liability or damages, the employer or insurer shall compute the offset credit as if the individual were entitled to the actual benefit or 50 60 percent of the statewide average weekly wage as computed annually, whichever is greater. If this results in the use of a higher credit than otherwise would have been applied and the employer or insurer becomes liable for compensation benefits which would otherwise not have been paid, the additional benefits resulting shall be handled according to this section.

(c) In the event an eligible recipient is receiving no compensation or is receiving a reduced level of compensation because of a valid agreement in settlement of a claim, no supplementary benefit shall be payable under this section.

(d) In the event an eligible recipient is receiving no compensation or is receiving a reduced level of compensation because of prior limitations in the maximum amount payable for permanent total disability or because of reductions resulting from the simultaneous receipt of old age or disability benefits, the supplementary benefit shall be payable for the difference between the actual amount of compensation currently being paid and 50 60 percent of the statewide average weekly wage as computed annually.

(e) In the event that an eligible recipient is receiving simultaneous benefits from any government disability program, the amount of supplementary benefits payable under this section shall be reduced by five percent.

Sec. 20. Minnesota Statutes 1976, Section 176.132, Subdivision 3, is amended to read:

Subd. 3. [PAYMENT.] The payment of supplementary benefits shall be the responsibility of the employer or insurer currently paying total disability benefits, or any other payer of such benefits. When the eligible individual is not currently receiving benefits because the total paid has reached the maximum prescribed by law prior to March 1, 1974, then supplementary benefits will be paid directly to the individual by the administrators of the special compensation fund the employer and insurer shall, nevertheless, pay the supplementary benefits that are prescribed by law. The employer or insurer paying the supplementary benefit shall have the right of full reimbursement from the special compensation fund for the amount of such benefits paid."

Page 24, line 27, restore the stricken language

Page 24, line 27, strike the reinstated "90" and insert "180"

Page 24, lines 27 and 28, strike the new language

Page 25, lines 4 to 7, restore the stricken language

Page 25, line 5, strike the reinstated "90" and insert "180"

Page 25, strike lines 19 to 32 and insert:

"Sec. 23. Minnesota Statutes 1976, Section 176.221, is amended by adding a subdivision to read:

*Subd. 7. Any payment of compensation not made when due shall bear interest at the rate of eight percent per annum from the date due to the date the payment is made."*

Page 26, line 23, restore the stricken language and strike the new comma

Page 26, line 24, strike the new language

Page 27, line 1, after the period insert "*In no event may an adjustment increase exceed six percent a year. In those instances where the adjustment under the formula of this section would exceed this maximum, the increase shall be deemed to be six percent.*"

Page 27, after line 7, insert:

"Sec. 26. [STUDY COMMITTEE ON WORKERS' COMPENSATION.] *Subdivision 1. A study committee is hereby created to study and report on workers' compensation insurance and benefits.*

*Subd. 2. The committee shall consist of two members of the house of representatives appointed by the speaker, two members of the senate appointed by the subcommittee on committees, the commissioner of labor and industry or his designee, the commissioner of insurance or his designee, two citizens appointed by the governor, two representatives of the insurance industry appointed by the governor, two employer representatives appointed by the governor and two labor representatives appointed by the governor. Members shall serve until the expiration date of this section. The compensation of non-legislator members, their removal and the filling of vacancies shall be provided in section 15.059.*

*Subd. 3. The committee shall study all matters relating to workers' compensation, including benefits, awards, cost of health care and rate making.*

*Subd. 4. The committee shall report its findings and recommendations to the governor and legislature not later than December 15, 1977 and shall supplement its findings and recommendations not later than June 30, 1978. The report shall recommend any necessary changes in laws in order to improve the workers' compensation programs in the state. The report shall also recommend methods to meet future compensation needs and make*

*recommendations for improvement in the rate setting structure as well as other problems with the workers' compensation laws.*

*Subd. 5. The committee shall hold meetings and hearings at the times and places it designates to accomplish the purposes set forth in this section. It shall select a chairman and other officers from its membership as it deems necessary.*

*Subd. 6. The legislative coordinating commission shall supply the committee with the necessary staff, office space and administrative services.*

*Subd. 7. [APPROPRIATION.] There is appropriated from the general fund to the legislative coordinating commission the sum of \$                    for the period ending June 30, 1978 to pay the expenses incurred by the committee."*

Page 27, line 8, after the semicolon insert "176.111, Subdivision 13;"

Page 27, line 10, strike "3, 6, and 15" and insert "4, 7, and 22"

Page 27, line 11, strike "9" and insert "13"

Page 27, line 13, strike "18" and insert "25"

Page 27, line 15, after the period insert "*The provisions of section 26 shall expire June 30, 1978.*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after "compensation;" insert "permitting the commissioner of insurance to employ an actuary;"

Page 1, line 4, after "non-coverage;" insert "excluding certain family corporations and certain nonprofit associations from coverage;"

Page 1, line 10, after "payments;" insert "creating a worker's compensation study committee; appropriating money;"

Page 1, line 13, strike "and 2" and insert ", 2, 3, 4 and 6"

Page 1, line 14, after "Subdivisions" insert "1, 6,"

Page 1, line 15, strike "Subdivision 1" and insert "Subdivisions 1, 2 and 3"

Page 1, line 16, strike "Subdivision 1" and insert "by adding a subdivision"

Page 1, line 17, strike "176" and insert "79"

Page 1, line 19, after "79.30" insert ";; 176.111, Subdivision 13;"

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 was referred

H. F. No. 542 for comparison to companion Senate File, reports the following House File was found not identical with 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.
		542	1384		

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 542 be amended as follows:

Page 2, line 10, delete "all of"

Page 2, line 11, delete "3" and insert "4"

Page 2, line 13, before "The" insert "Except as provided in section 4,"

Page 2, line 17, delete "except the"

Page 2, delete lines 18 and 19 and insert ", including the power:"

Page 2, line 21, delete "consistent with law" and insert "inconsistent with law or city ordinance"

Page 2, line 26, after the period insert "All such employees, except transfer employees, shall be covered as coordinated members of the public employees retirement association."

Page 2, delete lines 27 to 30

Page 2, line 31, delete everything before "The" and insert

"(3) To lease, construct, reconstruct, purchase, repair, maintain, administer, and operate existing and future public housing facilities, and programs providing housing and services to persons of low and moderate income.

(4)"

Page 3, line 1, delete "previously" and delete "by" and after "incurred" insert "prior to the effective date of this act"

Page 3, line 10, after "Paul" insert "prior to the effective date of this act"

Page 3, line 13, delete "3" and insert "4"

Page 3, after line 13, insert

"Sec. 4. Notwithstanding the provisions of any other law, the agency shall not have the power:

(1) To levy and collect taxes or special assessments with respect to any existing or future public housing.

(2) To make any final determination, by rule or otherwise, or to expend any funds or incur any obligations with respect to or for the purpose of any construction, reconstruction, purchase, site selection, site acquisition, clearance and preparation, or de-

termination of need for public housing without approval by the city council.

(3) To enact any rule or regulation, perform any act, expend any funds or incur any obligation inconsistent with law or city ordinance."

Renumber the remaining section

And when so amended, H. F. No. 542 will be identical to S. F. No. 1384 and further recommends that H. F. No. 542 be given its second reading and substituted for S. F. No. 1384 and that the Senate File be indefinitely postponed.

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

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

H. F. No. 1003 for comparison to companion Senate File, reports the following House File was found not identical with 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.
		1003	753		

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1003 be amended as follows:

Page 1, line 22, strike "such" and insert "*the*" and strike "issues" and insert "*shall issue*"

Page 2, line 7, strike "regulations" and insert "*rules*"

Page 2, line 17, strike "At the"

Page 2, strike line 18

Page 2, line 19, strike everything before "*the*"

Page 2, line 23, strike "5" and insert "16" and strike "6" and insert "17"

Page 2, line 25, strike "Beginning with the year 1974,"

Page 3, line 8, strike "annual"

Page 3, line 11, after "year" insert "*or years*"

Page 3, line 12, strike "year" and insert "*period*"

Page 3, lines 16 and 17, strike "calendar year in" and insert "*period for*" and after "which" in line 17, insert "*it is*"

And when so amended, H. F. No. 1003 will be identical to S. F. No. 753 and further recommends that H. F. No. 1003 be given its second reading and substituted for S. F. No. 753 and that the Senate File be indefinitely postponed.

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

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

H. F. Nos. 888, 1172, 970, 320 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.
888	1168			320	297
1172	1082				
970	822				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 888 be amended as follows:

Page 1, line 13, after "may" insert "be permitted to"

Page 1, line 14, before "be" insert "to"

Page 1, line 14, before "introduce" insert "to"

Page 1, line 15, before "participate" insert "to"

And when so amended, H. F. No. 888 will be identical to S. F. No. 1168 and further recommends that H. F. No. 888 be given its second reading and substituted for S. F. No. 1168 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1172 be amended as follows:

Amend the title as follows:

Page 1, line 2, after "agriculture;" insert "clarifying the commissioner's authority to establish certain"

Page 1, line 2, after "produce" strike the semicolon

Page 1, line 2, after "inspection" strike the semicolon

Page 1, line 3, strike "; potato grading; labeling and inspection" and insert "to grade potatoes"

And when so amended, H. F. No. 1172 will be identical to S. F. No. 1082 and further recommends that H. F. No. 1172 be given its second reading and substituted for S. F. No. 1082 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 970 be amended as follows:

Page 1, line 23, delete "17" and insert "16"

And when so amended, H. F. No. 970 will be identical to S. F. No. 822 and further recommends that H. F. No. 970 be given its



second reading and substituted for S. F. No. 822 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 320 be amended as follows:

Page 1, line 10, strike "voluntary"

Page 1, delete lines 13 and 14, and insert "*includes an obligatory charge assessed to customers, guests, or patrons which might*"

Page 1, line 19, delete "such" and insert "the"

Delete page 2, line 7 to page 3, line 7 and insert:

*"Subd. 2. Any gratuity received by an employee or deposited in or about a place of business for personal services rendered by an employee is the sole property of the employee. No employer shall require an employee to contribute or share a gratuity received by the employee with the employer or other employees or to contribute any or all of the gratuity to a fund or pool operated for the benefit of the employer or other employees, provided that nothing in this section shall prevent employees in an establishment from voluntarily agreeing among themselves and without employer participation to distribute gratuities among all or some portion of the employees in the establishment.*

*Subd. 3. No employer shall directly or indirectly credit, apply or authorize gratuities towards payment of minimum wage except as provided for by section 177.28.*

Sec. 3. Minnesota Statutes 1976, Section 177.28, Subdivision 4, is amended to read:

*Subd. 4. An employee who receives \$20 or more per month in gratuities is a tipped employee. His An employer is entitled to a credit in an amount up to 25 percent of the minimum wage which a tipped employee receives. Said The credit against the wages due for gratuities received by a tipped employee may not be taken unless at the time the credit is taken the employer has received a signed statement for that pay period from each tipped employee which states that he the employee did receive and retain during the pay period all gratuities in an amount equal to or greater than twice the credit applied against the wages due by his the employer. Such These statements shall be maintained by the employer as a part of his the business records of the employer.*

Sec. 4. [EFFECTIVE DATE.] *This act is effective June 1, 1977."*

Further, amend the title as follows

Line 2, delete "reduction" and insert "a change in the application"

And when so amended, H. F. No. 320 will be identical to S. F. No. 297 and further recommends that H. F. No. 320 be given its second reading and substituted for S. F. No. 297 and that the Senate File be indefinitely postponed.

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

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

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

Rule 62, "Stenographer I" classification, under "complement" strike "22" and insert "23"; under "salary per day" strike "14" before "@\$27.98" and insert "15"

Report adopted.

#### SECOND READING OF SENATE BILLS

S. F. Nos. 1262 and 850 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. 542, 1003, 888, 1172, 970 and 320 were read the second time.

H. F. Nos. 971, 242, 79, 193 and 728 were read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

#### MOTIONS AND RESOLUTIONS

Mr. Strand moved that the name of Mr. Sikorski be added as co-author to S. F. No. 1491. The motion prevailed.

Mr. Purfeerst moved that S. F. No. 1504 be withdrawn from the Committee on Agriculture and Natural Resources and re-referred to the Committee on Rules and Administration. The motion prevailed.

Mr. Hughes moved that the report from the Committee on Education, reported May 2, 1977, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hughes moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Hughes moved that in accordance with the report from the Committee on Education, reported May 2, 1977, the Senate, having given its advice, do now consent to and confirm the appointment of:

**STATE BOARD FOR COMMUNITY COLLEGES**

Mrs. Kathryn C. Vander Kooi, Route 1, Luverne, Rock County, effective May 3, 1976, for a term expiring July 1, 1977.

The motion prevailed. So the appointment was confirmed.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to revert to the Order of Business of Messages from the House and First Reading of House Bills. The motion prevailed.

**MESSAGES FROM THE HOUSE**

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 550.

H. F. No. 550: A bill for an act relating to the operation of government; providing for aids to education, tax levies, and the distribution of tax revenues; providing additional aids and levies for school districts with declining enrollment; eliminating foundation aid for summer programs for non-handicapped children; changing the method of distributing the agricultural tax credit; eliminating state aid for community education; establishing formulas for current funding of adult and secondary vocational education; creating a legislative school finance study commission; providing special retirement privileges for experienced teachers who teach part time or take an extended leave of absence; appropriating money; amending Minnesota Statutes 1976, Sections 120.10, Subdivision 1; 120.17, Subdivisions 1a and 5a; 121.11, Subdivision 5; 121.902; 121.914, Subdivisions 1, 2, 3 and 4; 121.917, Subdivisions 1 and 2; 123.335, Subdivision 2; 123.39, Subdivision 5; 123.351, Subdivision 5; 123.581, Subdivisions 1, 2, 3 and 6; 123.71, Subdivisions 1 and 2; 123.742, Subdivision 1; 124.11; 124.14, Subdivision 1; 124.17, Subdivisions 1, 2, and by adding a subdivision; 124.19, Subdivision 1; 124.20; 124.212, Subdivisions 1, 3a, 6b, 7b and 8a, and by adding a subdivision; 124.213; 124.222, Subdivisions 1a, 1b, 2a, 3, 6, and by adding a subdivision; 124.223; 124.26, Subdivisions 1 and 4; 124.271, Subdivisions 2 and 5; 124.30, Subdivision 5; 124.32; 124.38, Subdivision 7; 124.562, Subdivision 1; 124.565, Subdivisions 1 and 3; 124.57; 124.572; 124.573; 128A.02, Subdivisions 2 and 3; 128A.06; 273.132; 273.138, Subdivision 3; 275.125, Subdivisions 2a, 8, 9, 9a, and 13; and 475.61, Subdivision 4; amending Minnesota Statutes 1976, Chapter 136A, by adding a section; Chapter 354, by adding sections and Chapter 354A, by adding sections; amending Laws 1967, Chapter 822, Section 7, as amended; Laws 1969, Chapter 775, Section 4, Subdivision 2, as amended; Laws 1969, Chapter 1060, Section 7, as amended; and Laws 1976, Chapter 271, Section 94; repealing Minnesota Statutes 1976, Sections 124.215, Subdivision 2a; 124.222, Subdivisions 4 and 5; 124.25; 124.271, Subdivisions 1, 2, 3, 4 and 5; 124.30; 124.562, Subdivision 6; 124.563, Subdivision 4; 124.565, Subdivision 2; 124.57, Subdivisions 1 and 3, as added; 473.633; and 473.635.

And the House respectfully requests that a Conference Committee of five members be appointed thereon.

Eken, Johnson, Berg, Tomlinson and Esau have been appointed as such committee on the part of the House.

House File No. 550 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 May 3, 1977

Mr. Merriam moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 550, and that a Conference Committee of 5 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. 343, 801 and 405.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted May 3, 1977

#### FIRST READING OF HOUSE BILLS

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

H. F. No. 343: A bill for an act relating to obscenity; prohibiting the dissemination of obscene photographs or other similar visual representations which depict minors involved in scenes of patently offensive sexual conduct; prescribing penalties; amending Minnesota Statutes 1976, Chapter 617, by adding a section.

Referred to the Committee on Rules and Administration.

H. F. No. 801: A bill for an act relating to crimes; specifying certain acts which constitute theft in relation to cable television services and systems; providing penalties; amending Minnesota Statutes 1976, Section 609.52, Subdivision 2; and Chapter 609, by adding a section.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 797 now on the Calendar.

H. F. No. 405: A bill for an act relating to gambling; authorizing the operation of certain gambling devices by licensed organizations; providing a penalty; amending Minnesota Statutes 1976, Sections 325.54, Subdivision 1; 340.14, Subdivision 2; 609.75; 609.76; Chapters 349, by adding a section; and 609, by adding a section.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 399 now on General Orders.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Davies moved that S. F. No. 1354 and the committee report thereon be taken from the table and referred to the Committee on Rules and Administration for comparison with H. F. No. 343. The motion prevailed.

Mr. Coleman moved to amend Senate Rule 62 in accordance with the committee report from the Committee on Rules and Administration, adopted by the Senate May 3, 1977. The motion prevailed. So the rule was amended.

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 salary heretofore fixed:

Susan Larson, Stenographer I classification, effective April 27, 1977

Rev. Roger F. Carroll, Chaplain, effective April 23, 1977

Rev. John Donahue, Chaplain, effective May 5, 1977

Harry Burns, Page classification, effective April 27, 1977

Susan Earp, Page classification, effective April 27, 1977

Judith Walk transferred from Sergeant classification to Clerk-Typist I classification, effective April 21, 1977

Mary Kennedy transferred from Clerk Typist I classification to Clerk-Typist II classification, effective April 21, 1977

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

**SUSPENSION OF RULES**

Remaining on the Order of Business of Motions and Resolutions. Mr. Coleman moved to take up the Senate Calendar and waive the tie-over requirement. The motion prevailed.

**THIRD READING OF SENATE BILLS**

S. F. No. 930: A bill for an act relating to unemployment compensation; providing for the assignment of veterans employment representatives; amending Minnesota Statutes 1976, Section 268.14, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 55 and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Brataas	Gunderson	Knutson	Nichols	Sieloff
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So the bill passed and its title was agreed to.

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; permitting lesser registration fees for certain interstate motor carriers; amending Minnesota Statutes 1976, Sections 221.141, Subdivision 1; and 221.64.

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 57 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Ueland, A. voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 403: A bill for an act relating to licensing boards; providing for reissuance of licenses from the board of architecture, engineering, land surveying and landscape architecture; amending Minnesota Statutes 1976, Section 326.11, 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 583: A bill for an act relating to insurance companies; prescribing penalties for violation of certain filing requirements; amending Minnesota Statutes 1976, Chapter 72A, by adding a section; repealing Minnesota Statutes 1976, Section 72A.06.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1290: A bill for an act relating to juveniles; prescribing venue for neglect cases; amending Minnesota Statutes 1976, Section 260.121, Subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Dunn	Hanson	Kleinbaum
Ashbach	Brataas	Engler	Hughes	Knutson
Bang	Chmielewski	Frederick	Humphrey	Laufenburger
Benedict	Davies	Gearty	Johnson	Lessard
Bernhagen	Dieterich	Gunderson	Keefe, J.	Lewis

Luther	Nichols	Pillsbury	Sieloff	Stumpf
McCutcheon	Ogdahl	Purfeerst	Sikorski	Tennessen
Menning	Olhoft	Renneke	Solon	Ueland, A.
Merriam	Olson	Schaaf	Spear	Ulland, J.
Milton	Penny	Schmitz	Staples	Vega
Moe	Perpich	Schrom	Stokowski	Wegener
Nelson	Peterson	Setzepfandt	Strand	Willet

So the bill passed and its title was agreed to.

S. F. No. 1291: A bill for an act relating to venue for cases involving maltreatment of minors; amending Minnesota Statutes 1976, Chapter 627, by adding a section.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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 review of conveyancing instruments by an administrative officer after recording; amending Minnesota Statutes 1976, Section 394.37, Subdivision 1.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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



So the bill passed and its title was agreed to.

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.

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

So the bill passed and its title was agreed to.

S. F. No. 734: A bill for an act relating to counties; providing for business days and hours for county offices and emergency closings; amending Minnesota Statutes 1976, Section 373.052.

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

So the bill passed and its title was agreed to.

S. F. No. 581: A bill for an act relating to insurance; regulating

licensing procedures; amending Minnesota Statutes 1976, Section 60A.17, Subdivision 2.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 683: A bill for an act relating to the establishment of parks, playgrounds and scenic areas by the county of Anoka; amending Laws 1961, Chapter 209, Sections 1 and 2.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 56 and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ashbach	Frederick	Peterson	Schrom	Setzepfandt
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So the bill passed and its title was agreed to.

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 280.34; 284.09 and 284.22.

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

So the bill passed and its title was agreed to.

S. F. No. 912: A bill for an act relating to education; providing for the correction or elimination of erroneous, ambiguous, omitted and obsolete references and text; amending Minnesota Statutes 1976, Sections 120.10, Subdivision 3; 120.17, Subdivision 5a; 120.171; 120.66; 121.02, Subdivision 1; 121.09; 121.12; 121.21, Subdivision 6; 121.212, Subdivision 1; 121.28; 121.49; 121.86; 122.34; 123.34, Subdivisions 6, 8 and 10; 123.36, Subdivision 5; 123.37, Subdivisions 1 and 13; 123.39, Subdivision 6; 123.40, Subdivision 5; 123.58, Subdivisions 2, 4, 6 and 10; 123.581, Subdivisions 4 and 7; 123.69, Subdivision 2; 123.79, Subdivision 1; 124.09; 124.15, Subdivision 2; 124.17, Subdivision 2; 124.30, Subdivision 5; 124.38, Subdivision 10; 124.41, Subdivision 1; 124.47, Subdivision 1; 124.561, Subdivision 3; 129.05, Subdivision 3; 125.08; 125.12, Subdivisions 6b and 9; 125.183, Subdivision 5; 125.185, Subdivision 5; 136.09, Subdivision 3; 136.11, Subdivision 4; 136.141; 136.142, Subdivision 1; 136.145; 136.15; 136.31, Subdivision 2; 136A.142; 136A.17, Subdivision 1; 136A.172; 136A.173, Subdivision 1; 136A.174; 136A.175, Subdivision 4; 136A.176; 136A.177; 136A.178; 136A.179; 136A.28; 137.01, Subdivision 2; 275.09, Subdivision 4; 375.08; 375.14; 382.01; repealing Minnesota Statutes 1976, Sections 120.02, Subdivision 11; 121.16, Subdivision 2; 122.26; 124.562, Subdivision 6; 124.563, Subdivision 4; 136.87, Subdivision 3; Laws 1965, Chapter 705, Section 1, Subdivisions 12, 13, 14, 15, 16 and 17; Laws 1969, Chapter 699, Section 2; Laws 1969, Chapters 939 and 1110; and Laws 1971, Chapter 256.

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

So the bill passed and its title was agreed to.

S. F. No. 808: A bill for an act relating to education; authorizing certain teachers to take extended leaves of absence; providing for retirement benefits of teachers on leave; amending Minnesota Statutes 1976, Chapters 354, by adding a section; and 354A, by adding a section.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1068: A bill for an act relating to children; reporting of maltreatment of minors; providing definitions; delineating reporting requirements; delineating the scope of the privacy attributed to records maintained by welfare agencies; providing for the destruction of certain records; amending Minnesota Statutes 1976, Section 626.556, Subdivisions 2, 3, 9, and 11, and by adding a subdivision.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 823: A bill for an act relating to mechanics liens; increasing the period in which notice must be given to the owner of improved real estate; amending the definition of owner; enlarging the circumstances in which notice is not required to be given; providing penalties; amending Minnesota Statutes 1976, Section 514.011, Subdivisions 2, 3 and 4.

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 60 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. McCutcheon and Perpich voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1423: A bill for an act relating to state lands; authorizing the exchange of certain public lake access land in Polk county.

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

So the bill passed and its title was agreed to.

S. F. No. 645: A bill for an act relating to vital statistics; requiring reporting; establishing registration districts; defining terms; providing penalties; repealing Minnesota Statutes 1976, Sections 144.151 to 144.205; 517.071; 517.08, Subdivisions 2 and 3; and 518.001.

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

So the bill passed and its title was agreed to.

S. F. No. 1293: A bill for an act relating to the Minnesota humane society; restructuring its board; making miscellaneous operational changes; repealing obsolete language; amending Minnesota Statutes 1976, Sections 343.01; 343.06 and 343.08; repealing Minnesota Statutes 1976, Sections 343.02; 343.03; 343.04; 343.05; 343.07 and 343.09.

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 57 and nays 3, as follows:

Those who voted in the affirmative were:

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

Mrs. Brataas, and Messrs. Davies and Merriam voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 646: A bill for an act relating to the environment; requiring one half of the petitioners initiating environmental impact statements to be adult residents or property owners in affected counties; amending Minnesota Statutes 1976, Section 116D.04, 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 46 and nays 16, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Luther	Pillsbury	Stumpf
Ashbach	Gunderson	Menning	Purfeerst	Tennessen
Bang	Hanson	Milton	Renneke	Ueland, A.
Benedict	Hughes	Moe	Schmitz	Vega
Bernhagen	Johnson	Nichols	Schrom	Wegener
Brataas	Keefe, J.	Ogdahl	Setzepfandt	Willet
Chmielewski	Kleinbaum	Olson	Solon	
Dunn	Knutson	Penny	Staples	
Engler	Laufenburger	Perpich	Stokowski	
Frederick	Lessard	Peterson	Strand	

Those who voted in the negative were:

Borden	Humphrey	McCutcheon	Olhoff	Sikorski
Coleman	Knoll	Merriam	Schaaf	Spear
Davies	Lewis	Nelson	Sieloff	Ulland, J.
Dieterich				

So the bill passed and its title was agreed to.

S. F. No. 1362: A bill for an act relating to game and fish; exempting certain disabled residents from the requirements of obtaining a fishing license; amending Minnesota Statutes 1976, Section 98.47, by adding a subdivision.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1349: A bill for an act relating to the organization and operation of state government; regulating organization and procedures of various state departments and agencies; providing for the source of per diem and expense payments; providing for appointment and compensation of the employees suggestion board; removing the minimum teachers' license fee; permitting the board of teaching to adopt rules; regulating state arts board grants and publicity; providing the status of part time executive secretaries; permitting joint rule making proceedings; changing the name and composition of the state board of human rights; making miscellaneous inconsequential clarifications and corrections; amending Minnesota Statutes 1976, Sections 15.01; 15.059, Subdivision 6; 16.71, Subdivisions 1 and 1a; 121.02, Subdivision 1; 125.08; 125.185, by adding a subdivision; 139.10, Subdivision 1, and by adding subdivisions; 144A.19, Subdivision 2; 144A.21, Subdivision 1; 144A.251; 214.04, Subdivision 3, and by adding a subdivision; 214.06, Subdivision 1; 238.04, Subdivision 2; 363.04, Subdivisions 4, 4a and 5; Chapter 15, by adding a section; and Laws 1976, Chapter 222, Section 207, Subdivision 2; repealing Minnesota Statutes 1976, Sections 144A.21, Subdivisions 3 and 4; 144A.25; and 214.05.

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



So the bill passed and its title was agreed to.

S. F. No. 627: A bill for an act relating to public indebtedness; interest rates on obligations and special assessments; amending Minnesota Statutes 1976, Sections 429.061, Subdivision 2; and 475.55, Subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 218: A bill for an act relating to the city of Minneapolis and Hennepin county; providing for representation for the board of county commissioners of Hennepin county and the Minneapolis city council on the municipal building commission; amending Laws 1903, Chapter 247, Section 1.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 54: A bill for an act relating to state government; purchase of products and services from sheltered workshops and work activity programs; setting standards for price determination; amending Minnesota Statutes 1976, Section 16.281, Subdivision 1.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 946: A bill for an act relating to the trunk highway system; adding a new route in substitution of an existing route.

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

So the bill passed and its title was agreed to.

#### SUSPENSION OF RULES

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

### CONSENT CALENDAR

H. F. No. 163: A bill for an act relating to the firemen's relief association of the city of Albertville, computation of years of service for volunteer firemen.

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 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 686: A bill for act relating to retirement; judges' survivors' benefits; option to continue.

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 56 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Coleman voted in the negative.

So the bill passed and its title was agreed to.

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

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 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 979: A bill for act relating to state lands; authorizing the conveyance by the state of certain lands in St. Louis county.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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.

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 57 and nays 3, as follows:

Those who voted in the affirmative were:

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

Mrs. Brataas and Messrs. Gunderson and Schrom voted in the negative.

So the bill passed and its title was agreed to.

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

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Coleman	Engler	Hanson
Ashbach	Borden	Davies	Frederick	Hughes
Bang	Brataas	Dieterich	Gearty	Humphrey
Benedict	Chmielewski	Dunn	Gunderson	Johnson

Keefe, J.	Merriam	Perpich	Setzepfandt	Stumpf
Keefe, S.	Moe	Peterson	Sieloff	Tennessen
Kleinbaum	Nelson	Pillsbury	Sikorski	Ueland, A.
Knutson	Nichols	Purfeerst	Solon	Ulland, J.
Laufenburger	Ogdahl	Renneke	Spear	Vega
Lessard	Olhoft	Schaaf	Staples	Wegener
Luther	Olson	Schmitz	Stokowski	Willet
Menning	Penny	Schrom	Strand	

So the bill passed and its title was agreed to.

H. F. No. 62: A bill for an act relating to towns; annual audit report; eliminating the requirement that a copy of the report be furnished to the state auditor; amending Minnesota Statutes 1976, Section 366.22.

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 55 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Johnson voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 107: A bill for an act relating to state property; authorizing the conveyance of certain state property in Sherburne county to the city of St. Cloud, Minnesota.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 51 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Lessard	Pillsbury	Stumpf
Ashbach	Gearty	Lewis	Purfeerst	Tennessen
Bang	Gunderson	Luther	Renneke	Ueland, A.
Benedict	Hanson	Menning	Schaaf	Ulland, J.
Bernhagen	Hughes	Merriam	Schmitz	Vega
Borden	Humphrey	Moe	Setzepfandt	Wegener
Brataas	Johnson	Nelson	Sikorski	Willet
Chmielewski	Keefe, J.	Olhoft	Solon	
Coleman	Keefe, S.	Penny	Staples	
Davies	Kleinbaum	Perpich	Stokowski	
Dieterich	Laufenburger	Peterson	Strand	

Messrs. Dunn and Schrom voted in the negative.

So the bill passed and its title was agreed to.

### SPECIAL ORDER

Pursuant to Rule 10, Mr. Coleman, Chairman of the Subcommittee on Bill Scheduling, designated S. F. No. 1489 a Special Order to be heard immediately.

S. F. No. 1489: A bill for an act relating to the organization and operation of state government; appropriating money for maintenance of various semi-state activities and for other purposes; amending Minnesota Statutes 1976, Sections 139.08, Subdivision 5; 139.10, by adding a subdivision; 343.08; 343.12; 346.216; Chapter 139, by adding sections; repealing Minnesota Statutes 1976, Sections 343.02; and 343.03.

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 49 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dieterich	Kleinbaum	Penny	Sillers
Ashbach	Dunn	Knoll	Peterson	Staples
Bang	Engler	Laufenburger	Pillsbury	Stokowski
Benedict	Frederick	Lessard	Purfeerst	Strand
Bernhagen	Gearty	Luther	Renneke	Stumpf
Borden	Gunderson	Menning	Schaaf	Tennessee
Brataas	Hughes	Merriam	Schmitz	Ueland, A.
Chmielewski	Humphrey	Moe	Schrom	Ulland, J.
Coleman	Johnson	Nichols	Setzepfandt	Willet
Davies	Keefe, S.	Olhoff	Sieloff	

So the bill passed and its title was agreed to.

### RECESS

Mr. Coleman moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to revert to the Order of Business of Messages From the House and First Reading of House Bills. The motion prevailed.

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 774, 1287, 1500 and 1102.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted May 3, 1977

**FIRST READING OF HOUSE BILLS**

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

H. F. No. 774: A bill for an act relating to landlords and tenants; providing remedies for tenants whose landlords have breached provisions of agreements; defining terms; providing for adjustment of rent.

Referred to the Committee on Judiciary.

H. F. No. 1287: A bill for an act relating to education; revising provisions prescribing duties of school districts and the state department of education; correcting outdated definitions and references; changing certain levy authority; altering the foundation aid computation in certain cases; and providing school lunch aid; amending Minnesota Statutes 1976, Sections 6.62, Subdivision 1; 121.02, Subdivision 1; 123.34, Subdivisions 4 and 8; 123.68; 124.212, by adding a subdivision; 124.66; 127.25, Subdivisions 1 and 2, and by adding a subdivision; 134.03; 275.09, Subdivision 4; 275.125, Subdivisions 4, 15 and 16; Chapters 123, by adding a section; and 124, by adding a section; repealing Minnesota Statutes 1976, Sections 120.02, Subdivisions 11 and 18; 121.11, Subdivision 3; 123.14; 123.17; 123.18; 123.20; 124.215, Subdivisions 3, 4, 5, 6, 7 and 8; 124.23; 126.021; 126.022; 126.024; 128.01; 128.02; 128.03; 128.04; 128.05; 128.06; 128.069; 129.06; 129.07; 129.08; and 129.09.

Referred to the Committee on Education.

H. F. No. 1500: A bill for an act relating to elections; vacancy in office of senator in congress; providing for special election to fill a vacancy; amending Minnesota Statutes 1976, Section 202A.72.

Referred to the Committee on Elections.

H. F. No. 1102: A bill for an act relating to state agencies; purchasing and furnishing goods and services; amending Minnesota Statutes 1976, Chapter 16, by adding a section; Sections 15.047, Subdivision 1; 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; 238.04, Subdivision 2; and 327.51, Subdivisions 1 and 3, and by adding a subdivision.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 1129 now in the Subcommittee on Bill Scheduling.

**MOTIONS AND RESOLUTIONS—CONTINUED****RECONSIDERATION**

Mr. Schaaf moved that the vote whereby S. F. No. 1135 was passed by the Senate on May 3, 1977, be now reconsidered. The motion prevailed.



Mr. Schaaf moved that S. F. No. 1135 be referred to the Committee on Rules and Administration for comparison with H. F. No. 1130. The motion prevailed.

### SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the General Orders Calendar and waive the lie-over requirement. 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. 678, 1410, 157, 158, 1051 and 1106, which the committee recommends to pass.

S. F. No. 1070, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 2, line 10, strike "300,000" and insert "100,000"

S. F. No. 1172, which the committee recommends to pass with the following amendment offered by Mr. Borden:

Page 9, line 26, strike "*its or*"

Page 9, line 31, strike "*Such*" and insert "*The*"

Page 10, lines 22 and 26, strike "1977" and insert "1978"

Page 10, line 23, strike "*the effective date of this act*" and insert "*that date*"

Page 10, line 27, after "12." insert "*Section 1 is effective July 1, 1978, and the remainder of*"

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

### MOTIONS AND RESOLUTIONS—CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Mr. Borden moved to revert to the Order of Business of Reports of Committees, Second Reading of Senate Bills and Second Reading of House Bills. The motion prevailed.

### REPORTS OF COMMITTEES

Mr. Coleman from the Committee on Rules and Administration,

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

to which was referred under Rule 35, together with the committee report thereon,

**S. F. No. 677:** A bill for an act relating to counties; prohibiting counties from publishing the names and salaries of county employees; amending Minnesota Statutes 1976, Section 375.17.

Reports the same back with the recommendation that the report from the Committee on Local Government shown in the Journal for April 25, 1977, that "when so amended the bill do pass" be adopted and the bill re-referred to the Committee on Judiciary. Amendments 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. 1037:** A bill for an act relating to the city of Bloomington; housing and redevelopment authority; providing that the housing and redevelopment authority may make loans and grants for home improvement, rental assistance, and financial assistance; amending Laws 1971, Chapter 616, Sections 1 and 2.

Reports the same back with the recommendation that the report from the Committee on Local Government shown in the Journal for April 25, 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 under Rule 35, together with the committee report thereon,

**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.

Reports the same back with the recommendation that the report from the Committee on Local Government shown in the Journal for April 25, 1977, be amended to read: "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 under Rule 35, together with the committee report thereon,

**S. F. No. 1085:** A bill for an act relating to the city of Marshall; authorizing the issuance of general obligation airport bonds.

Reports the same back with the recommendation that the report from the Committee on Local Government shown in the Journal for April 25, 1977, that "when so amended the bill do pass and be placed on the Consent Calendar" be adopted. Amendments 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. 1418: A bill for an act relating to bodies of water; allowing counties to exercise certain functions with approval of district; amending Minnesota Statutes 1976, Section 378.32, Subdivision 1.

Reports the same back with the recommendation that the report from the Committee on Local Government shown in the Journal for April 25, 1977, that "the bill do pass and be placed on the Consent Calendar" 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. 1133: A bill for an act relating to environmental protection; prohibiting the storage of certain radioactive wastes in Minnesota; providing a penalty.

Reports the same back with the recommendation that the report from the Committee on Agriculture and Natural Resources shown in the Journal for April 26, 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 under Rule 35, together with the committee report thereon,

S. F. No. 522: A bill for an act relating to watersheds; providing for the issuance of county bonds to pay the cost of watershed district improvements; amending Minnesota Statutes 1976, Section 112.60, Subdivision 2.

Reports the same back with the recommendation that the report from the Committee on Agriculture and Natural Resources shown in the Journal for April 26, 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 re-referred

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.

Reports the same back with the recommendation that the bill be re-referred to the Subcommittee on Bill Scheduling. Report adopted.

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

S. F. No. 1460 reports the same back with the recommendation that the bill be re-referred as follows:

S. F. No. 1460 to the Committee on Judiciary.

Report adopted.

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

S. F. Nos. 1129, 662, 341, 210, 1019, 73, 896, 1065, and H. F. Nos. 1006, 1079, 531, 1107, 691, 337, 777, 882, 90, 445, 188 and 212, makes the following report:

That S. F. Nos. 1129, 662, 341, 210, 1019, 73, 896, 1065 and H. F. Nos. 1006, 1079, 531, 1107, 691, 337, 777, 882, 90, 445, 188 and 212 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.

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

H. F. No. 256: A bill for an act relating to insurance; providing for regulation of aircraft and inland marine insurance; amending Minnesota Statutes 1976, Sections 70A.02, Subdivision 2; and 70A.06, Subdivision 3.

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

Page 2, reinstate stricken numbers on lines 4, 8, 9, and 12 and strike the new numbers on lines 8, 9 and 12

Page 2, strike lines 14 to 28 and insert:

"Sec. 2. Minnesota Statutes 1976, Section 360.59, Subdivision 10, is amended to read:

Subd. 10. [CERTIFICATE OF INSURANCE.] Every owner of aircraft in this state when applying for registration, reregistration, or transfer of ownership shall supply any information the commissioner reasonably requires to determine that the aircraft is covered by an insurance policy with limits of not less than \$25,000 per passenger seat liability both for passenger bodily injury or death and for property damage; not less than \$25,000 for bodily injury or death to each non-passenger in any one accident; and not less than \$50,000 per occurrence for bodily injury or death to non-passengers in any one accident. The information shall include but is not limited to the name and address of the owner, the name of the insurer, the insurance policy number, the term of the coverage, policy limits and any other data the commissioner requires. No certificate of registration shall be issued

pursuant to subdivision 3 in the absence of the information required by this subdivision or the commissioner. In the event of cancellation of the insurance the insurer shall notify the department of transportation at least ten days prior to the date on which the insurance coverage is to be terminated. Unless proof of a new policy of insurance is filed with the department the registration certificate for the aircraft shall be revoked forthwith. *Provided, however, that nothing in this subdivision shall be construed to require an owner of aircraft to maintain passenger seat liability coverage on aircraft for which an experimental certificate has been issued by the Administrator of the Federal Aviation Administration pursuant to 14 C. F. R., sections 21.191 to 21.195 and 91.42, whereunder persons operating the aircraft are prohibited from carrying passengers in the aircraft. Whenever the aircraft becomes certified to carry passengers, passenger seat liability coverage shall be required as provided in this subdivision.*

Amend the title as follows:

Page 1, line 3, after the semicolon insert "providing an exception from the requirement of passenger liability coverage on aircraft;"

Page 1, line 5, strike "70A.06, Subdivision 3" and insert "\$60.59, Subdivision 10"

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

Mr. Moe from the Committee on Finance, to which was referred

S. F. No. 1260: A bill for an act relating to appropriations; providing funds for a statutory Indian business assistance program.

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

Page 1, line 8, strike "\$50,000" and insert "\$30,000"

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

Mr. Moe from the Committee on Finance, to which was referred

S. F. No. 738: A bill for an act relating to the state transportation system; authorizing the issuance and sale of Minnesota trunk highway bonds under the provisions of Minnesota Constitution, Article XI, Sections 4 to 7, and Article XIV, Section 11, and authorizing the expenditure of the proceeds thereof for trunk highway bridges and approaches; authorizing the issuance and sale of Minnesota state transportation bonds under the provisions of Minnesota Constitution, Article XI, and authorizing the expenditure thereof for grants to political subdivisions for construction and reconstruction of certain bridges; appropriating money.

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

Page 2, line 1, strike everything after "bonds"

Page 2, line 2, strike "and"

Page 2, line 3, after "account" insert "in the trunk highway fund"

Page 2, line 8, strike "1976"

Page 2, line 11, strike "1976"

Page 2, line 13, after "Statutes" insert ", Section"

Page 2, line 13, strike "are"

Page 2, line 14, strike "appropriated to" and insert "shall be deposited in"

Page 2, line 16, strike "1976"

Page 2, line 21, strike everything after "1,"

Page 2, line 22, strike "1979," and insert "to the department of transportation"

Page 2, line 28, before "section" insert "Minnesota Statutes,"

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

Mr. Moe from the Committee on Finance, to which was referred

S. F. No. 1078: A bill for an act relating to transportation; restructuring state and local financing of the operations of the Twin Cities metropolitan transit commission; requiring performance funding; changing the taxing authority of the commission; authorizing the sale of bonds for particular purposes; limiting operating deficits on all regular routes; providing for initiation of and reimbursement for certain new routes; requiring reduced transit tax levy in municipalities with no subsidized transit service; establishing reduced fare service for the elderly, students and handicapped and reimbursing the commission for such service; extending the statewide supplemental transit aid program; establishing a statewide paratransit demonstration grant program; defining "transit"; requiring annual permits for overlength articulated buses; granting powers to and imposing duties on the commissioner of transportation; appropriating money; amending Minnesota Statutes 1976, Sections 169.81, by adding a subdivision; 473.121, Subdivision 19, and by adding a subdivision; 473.402; 473.421; 473.423, Subdivision 1; 473.446, Subdivision 1; Chapters 174, by adding a section; and 473, by adding sections; repealing Minnesota Statutes 1976, Section 473.446, Subdivisions 4 and 5.

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

Page 2, line 19, strike "[LEGISLATIVE DETERMINATION, POLICY, PURPOSE AND]"

Page 2, line 20, strike "OBJECTIVES.] Subdivision 1. [POLICY AND PURPOSE.] The"

Page 2, line 21, strike "legislature finds and determines that"

Page 2, line 22, strike "*there is a transportation problem in the*"

Page 2, line 23, strike "metropolitan transit area hereinafter established."

Page 3, strike the new language in lines 10 through 20

Page 3, line 20, strike "These effects will"

Page 3, strike line 21

Page 3, line 22, strike "*and the number of visitors to the area increase,*"

Page 3, line 23, strike "imposing serious handicaps on"

Page 3, line 23, strike "business, industry,"

Page 3, strike line 24

Page 3, line 25, strike "activities"

Page 3, strike lines 26 and 27

Page 3, line 32, strike "The legislature"

Page 4, strike lines 1 through 3

Page 4, line 4, strike "entire state,"

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

Page 4, strike lines 8 through 14

Page 4, line 15, strike "for the other measures herein provided"

Page 4, line 15, strike the period

Page 4, line 16, strike "*Subd. 2.*"

Page 4, line 16, strike "*It is the intent of the*"

Page 4, line 17, strike "*legislature that*"

Page 4, line 17, strike "*herein*"

Page 4, line 18, strike "*created*" and insert "*shall*"

Page 7, line 17, strike ";*and*" and insert a period

Page 7, strike lines 18 through 20

Page 13, line 3, strike "county"

Page 13, lines 8 and 9, strike "*or county*"

Page 17, line 19 to Page 19, line 23, strike all of Section 13 and insert:

"Sec. 13. [APPROPRIATIONS.] Subdivision 1. *The sums set forth in this section are appropriated from the general fund to the*

commissioner of transportation for the purposes indicated, to be available until June 30, 1979.

Subd. 2. Supplemental Transit Aid Program grants ..... \$7,000,000

For payments by the commissioner under transit aid program act, Laws 1974, Chapter 534, Section 4, Subdivision 4, as amended. Of this amount \$3,000,000 shall be paid pursuant to contracts with the Twin Cities area metropolitan transit commission for the period from July 1, 1977 to December 31, 1977, and \$4,000,000 shall be paid pursuant to contracts with other eligible recipients.

Subd. 3. Performance funding ..... 13,700,000

For payments by the commissioner under contracts made pursuant to the supplemental transit aid program act, Laws 1974, Chapter 534, Section 4, Subdivision 4, as amended, and section 8.

This appropriation is not available until January 1, 1978.

Subd. 4. Social Fare Reimbursement ..... \$8,300,000  
For reimbursement pursuant to section 7.

Subd. 5. Paratransit and Public Transit Demonstration Grant Programs ..... 2,350,000

Of this amount, \$1,500,000 is for paratransit projects pursuant to section 11 in the metropolitan area as defined by section 473.121, subdivision 2, and \$850,000 is for paratransit projects pursuant to section 11 and public transit demonstration programs pursuant to Laws 1974, Chapter 534, Section 5, in other areas of the state.

Subd. 6. New Route Reimbursement ..... 400,000  
Pursuant to section 9, subdivision 6.

Subd. 7. Other costs of the Commission

(a) General Administrative and Planning Expenses ..... 1,200,000

Of the money appropriated under this clause up to \$160,000 may be used to pay planning expenses related to the St. Paul downtown people mover demonstration project.

(b) Expenses of Operating Special Services for Handicapped Persons ..... 1,200,000

The money appropriated by this subdivision shall be paid by the commissioner of transportation to the Twin Cities area metropolitan transit commission.

Subd. 8. Grants to Private Operators in the Metropolitan Area ..... 1,200,000



*For payments by the commissioner under contracts with private operators of regular route bus service in the metropolitan area as defined by section 473.121, subdivision 2. These contracts shall be in accordance with the provisions of Laws 1974, Chapter 534, Section 4, as amended, as far as practicable except that the commissioner may provide up to 100 percent of the total operating deficit of any such operator. Every contract proposed to be entered into by the commissioner shall first be submitted for simultaneous review by the metropolitan council for consistency with its transportation policy plan and development guide and by the Twin Cities area metropolitan transit commission for consistency with its transportation development program. Comments on any contract shall be filed with the commissioner by the council or commission within 30 days of submission for review.*

Subd. 9. Administrative costs ..... 150,000

*For costs of administration of the supplemental transit aid program, including the performance funding provisions of this act, the paratransit demonstration grant program and other provisions of this act that impose duties on the commissioner."*

Amend the title as follows:

Line 12, strike the comma

Line 13, strike "students"

Line 17, strike "defining "transit";"

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

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

H. F. No. 1017: A bill for an act relating to consumer protection; regulating invention development services; prescribing contract terms and disclosures to customers; defining terms; requiring invention developers to file a bond; providing penalties.

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

Page 2, line 8, strike "person,"

Page 2, line 8, after "corporation" insert "when all of its partners, stockholders or members are"

Page 2, line 10, before the comma insert ", or a person so licensed"

Page 3, line 23, before "cost" insert "total"

Page 4, line 7, strike "said" and insert "the"

Page 4, line 20, strike "Seller" and insert "Invention Developer"

Page 4, line 20, strike "Seller's" and insert "Invention Developer's"

Page 4, line 28, strike "boldface"

Page 4, line 30, after "be" insert "in boldface type and shall be"

Page 5, line 12, after "days" insert "after receipt of the cancellation notice"

Page 6, line 24, after "whether" insert "and the extent to which"

Page 9, line 7, strike "such" and insert "the"

Page 9, after line 27, insert a new subdivision to read:

"Subd. 3. In lieu of the bond required by subdivision 1 the invention developer may deposit with the state treasurer a cash deposit in the like amount. The state treasurer shall not refund a deposit until 60 days after either the invention developer has ceased doing business in the state or a bond has been filed as provided in the appropriate section in the law."

Page 10, line 15, strike "void and"

Page 10, line 16, after "unenforceable" insert "against the customer"

Page 10, line 17, strike "void and"

Page 10, line 29, strike "void and" and after "unenforceable" insert "against the customer"

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

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

H. F. No. 1518: A bill for an act relating to Independent School District No. 272 (Eden Prairie) and Independent School District No. 271 (Bloomington); providing for the transfer of territory from Independent School District No. 272 to Independent School District No. 271.

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

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

S. F. No. 1395: A bill for an act relating to education; public television; altering the calculation of matching funds required by public stations; appropriating money; amending Minnesota Statutes 1976, Section 139.18, Subdivision 2.

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 139.18, Subdivision 1, is amended to read:

139.18 [GRANTS.] Subdivision 1. The board of the arts shall distribute the funds provided by sections 139.16 to 139.18. Twice annually the board of the arts shall make grants to public stations for the acquisition and production of materials and broadcast transmission costs to educational stations to the extent and in the amount the educational station matches Minnesota based contributions, on a dollar for dollar basis. The board of the arts shall allocate funds appropriated for the purposes of sections 139.16 to 139.18 in such a manner that each eligible public station receives an equal amount, except that no station's grant in any fiscal year shall exceed the amount of Minnesota based contributions received by that station in the previous fiscal year.

Sec. 2. Minnesota Statutes 1976, Section 139.18, Subdivision 2, is amended to read:

Subd. 2. In calculating the amount of contributions that must be matched received by a public station pursuant to subdivision 1, there shall be excluded: contributions, whether monetary or in kind, from the corporation for public broadcasting, from ; tax generated funds, including payments by public or private elementary and secondary schools, ; foundation and corporation donations; contributions from any source if made for the purpose of capital expenditures; and contributions from all sources based outside the state shall be excluded. The board of the arts shall make payments in such a manner that eligible public stations receive as equal an amount as consistent with this section. No payments shall be made to a public station located in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Seett, or Washington.

Sec. 3. There is appropriated from the general fund to the board of the arts the sum of \$300,000 for the biennium ending June 30, 1979, for the purposes of this act."

Further, amend the title as follows:

Page 1, line 6, strike "Subdivision" and insert "Subdivisions 1 and"

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

Mr. Moe from the Committee on Finance, to which was re-referred

S. F. No. 897: A bill for an act relating to crime victims reparations; eliminating the minimum claim amount necessary for reparations; raising the amount of reparations paid to claimants suffering economic loss; amending Minnesota Statutes 1976, Sections 299B.03, Subdivision 2; and 299B.04.

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

Pages 1 and 2, strike all of section 1

Page 2, line 21, reinstate the stricken language

Page 2, after line 24, insert:

*"Sec. 2. [APPROPRIATION.] The sums set forth in this section are appropriated from the general fund to the commissioner of public safety for the payment of increased crime victims' reparations as provided for by this act, to be available for the fiscal year ending June 30 in the years indicated.*

1978	1979
\$75,000	\$75,000 "

Page 2, line 25, strike "Sections 1 and 2 shall apply" and insert "This act applies"

Renumber the sections in sequence

Amend the title as follows:

Line 2, strike "eliminating"

Strike line 3

Line 4, strike "reparations;"

Line 5, after the semicolon, insert "appropriating money;"

Lines 6 and 7, strike "Sections 299B.03, Subdivision 2; and" and insert "Section"

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

Mr. Moe from the Committee on Finance, to which was referred.

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

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

Page 1, line 7, after "Section 1." insert "[268.31]"

Page 1, lines 8 to 15, strike all of Subdivision 1

Page 1, line 16, strike "Subd. 2."

Page 2, line 5, after "Sec. 2." insert "[268.32]"

Page 3, line 9, after "Sec. 3." insert "[268.33]"

Page 2, line 12, before "The" insert "Until December 31, 1977,"

Page 2, line 13, after "powers" insert "pursuant to Minnesota Statutes, Section 15.0412, Subdivision 5,"

Page 2, line 19, after "Sec. 4." insert "[268.34]"

Page 3, line 8, after "Sec. 5." insert "[268.35]"

Page 3, line 16, after "Sec. 6." insert "[268.36]"

Page 3, line 32, after "program" insert "during the year of employment"

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

#### **SECOND READING OF SENATE BILLS**

S. F. Nos. 1085 and 1418 were read the second time.

S. F. Nos. 1037, 1174, 1133, 522, 1260, 738, 1078, 897 and 625 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. 256, 1017 and 1518 were read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

#### **MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Borden moved that the Senate do now adjourn until 10:00 o'clock a.m., Thursday, May 5, 1977. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate