

FIFTY-SIXTH DAY

St. Paul, Minnesota, Tuesday, May 17, 1977

The Senate met at 1:45 o'clock p.m. and was called to order by the President.

CALL OF THE SENATE

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

Anderson	Engler	Knoll	Penny	Spear
Ashbach	Gearty	Knutson	Peterson	Stokowski
Benedict	Gunderson	Laufenburger	Purfeerst	Strand
Bernhagen	Hanson	Lessard	Renneke	Stumpf
Chenoweth	Hughes	Luther	Schaaf	Ueland, A.
Chmielewski	Jensen	McCutcheon	Schmitz	Ulland, J.
Coleman	Johnson	Menning	Schrom	Vega
Davies	Keefe, S.	Nelson	Sikorski	Wegener
Dieterich	Kleinbaum	Olhoft	Sillers	

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

Prayer was offered by the Chaplain, Monsignor Terrence J. Murphy.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Mr. Sielloff was excused from today's Session from 2:00 o'clock

p.m. until 3:30 o'clock p.m. Messrs. Johnson and McCutcheon were excused from the Session of today at 5:20 o'clock p.m.

Pursuant to Rule 21, Mr. Humphrey moved that the following members be excused for a Conference Committee on S. F. No. 1467:

Messrs. Humphrey, Willet, Dunn, Borden and Solon.

The motion prevailed.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

May 16, 1977

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

The Honorable Edward J. Gearty
President of the Senate

I have the honor to inform you that the following enrolled Act of the 1977 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1977	Date Filed 1977
895		89	May 16	May 16

Sincerely,
Joan Anderson Growe,
Secretary of State

May 16, 1977

The Honorable Edward J. Gearty
President of the Senate

Dear Sir:

The following appointments to the Board of the Arts are hereby respectfully submitted to the Senate for confirmation as required by law:

Luther Jones, 6511 Humboldt Avenue North, Brooklyn Center, Hennepin County, has been appointed by me, effective April 28, 1977, for a term expiring the first Monday in January, 1981.

Ron Libertus, 1812 Emerson Avenue South, Minneapolis, Hennepin County, has been appointed by me, effective April 28, 1977, for a term expiring the first Monday in January, 1981.

Referred to the Committee on General Legislation and Veterans Affairs.

May 16, 1977

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

Demitrius Jelatis, 1161 Oak Street, Red Wing, Goodhue County, has been appointed by me, effective January 1, 1977, for a term expiring January 1, 1981.

Referred to the Committee on Energy and Housing.

May 16, 1977

The following appointment to the Public Service Commission is hereby respectfully submitted to the Senate for confirmation as required by law:

Juanita Satterlee, 203 West Redwood, Marshall, Lyon County, has been appointed by me, effective April 15, 1977, for a term expiring January 1, 1983.

Referred to the Committee on Commerce.

May 16, 1977

The following appointment to the Public Employment Relations Board is hereby respectfully submitted to the Senate for confirmation as required by law:

Lorraine Clark, 1253 Onondaga Way Northeast, Minneapolis, Hennepin County, has been appointed by me, effective April 18, 1977, for a term expiring the first Monday in January, 1980.

Referred to the Committee on Employment.

May 16, 1977

The following appointment to the State Designer Selection Board is hereby respectfully submitted to the Senate for confirmation as required by law:

Lilly Merkel, P. O. Box 301, Red Wing, Goodhue County, has been appointed by me, effective April 23, 1977, for a term expiring the first Monday in January, 1979.

Referred to the Committee on Governmental Operations.

Sincerely,
Rudy Perpich, Governor

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Stumpf introduced—

S. F. No. 1531: A bill for an act relating to education; establishing a system of statewide assessment of minimal basic skills of students; providing assistance in teaching basic skills.

Referred to the Committee on Education.

Messrs. Hanson and Moe introduced—

S. F. No. 1532: A bill for an act relating to Pennington county; authorizing the county law library to be supported by certain judicially imposed fee charges.

Referred to the Committee on Judiciary.

Messrs. Milton and Gearty introduced—

S. F. No. 1533: A bill for an act relating to education; school districts; providing for only one election for separate election districts in a year; modifying the number of petitioners required for a proposal for separate election districts; amending Minnesota Statutes 1976, Section 123.32, Subdivision 10.

Referred to the Committee on Elections.

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

S. F. No. 1534: A bill for an act relating to taxation; providing a property tax credit for certain land kept as a wildlife habitat; appropriating money; amending Minnesota Statutes 1976, Chapter 272, by adding a section.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Pillsbury, Schmitz and Keefe, J. introduced—

S. F. No. 1535: A bill for an act relating to the Lake Minnetonka Conservation District; amending Laws 1967, Chapter 907, Sections 1; 2, Subdivision 2, as amended; and 5, as amended.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Davies introduced—

S. F. No. 1536: A bill for an act relating to insurance; requiring minimum anticipated loss ratios for certain insurance plans; prescribing the powers and duties of the commissioner of insurance relating to the Minnesota comprehensive health insurance act of 1976; amending Minnesota Statutes 1976, Sections 62A.02, Subdivision 3; 62E.02, Subdivisions 2, 4, 8, 11 and 21 and by adding

a subdivision; 62E.03, Subdivision 2; 62E.04, Subdivision 4; 62E.05; 62E.06; 62E.08, Subdivision 1; 62E.09; 62E.10, Subdivisions 1 and 3; 62E.11, Subdivisions 4 and 5; 62E.13, Subdivisions 2 and 4; 62E.14, Subdivision 1; 62E.15, Subdivision 3; and 62E.16; and Laws 1976, Chapter 296, Article III, Section 6; repealing Minnesota Statutes 1976, Sections 62E.08, Subdivision 2; and 62E.11, Subdivision 3.

Referred to the Committee on Commerce.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 1338 and 1174.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 16, 1977

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

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

Senate File No. 828 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 16, 1977

CONCURRENCE AND REPASSAGE

Mr. Solon moved that the Senate concur in the amendments by the House to S. F. No. 828 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 828 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 50 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Frederick	Jensen	Knutson
Ashbach	Coleman	Gearty	Johnson	Laufenburger
Bang	Davies	Gunderson	Keefe, S.	Lessard
Bernhagen	Dieterich	Hanson	Kleinbaum	Luther
Brataas	Engler	Hughes	Knoll	McCutcheon

Menning	Peterson	Schmitz	Solon	Stumpf
Nelson	Pillsbury	Schrom	Spear	Ueland, A.
Olhoff	Purfeerst	Setzepfandt	Staples	Ulland, J.
Olson	Renneke	Sikorski	Stokowski	Vega
Penny	Schaaf	Sillers	Strand	Wegener

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 695: A bill for an act relating to the Como Park zoo; requiring the metropolitan council to issue bonds for repair, construction, reconstruction, improvement, and rehabilitation of the Como Park zoo by the City of Saint Paul; amending Minnesota Statutes 1976, Chapter 473, by adding a section.

Senate File No. 695 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 16, 1977

Mr. Stumpf moved that the Senate do not concur in the amendments by the House to S. F. No. 695 and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 921 and repassed said bill in accordance with the report of the Committee, so adopted.

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.

H. F. No. 921 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted May 17, 1977

CONFERENCE COMMITTEE REPORT ON 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.

May 16, 1977

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

The Honorable Edward J. Gearty
President of the Senate

We, the undersigned conferees for H. F. No. 921 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 921 be further amended as follows:

Page 2, lines 8 to 12, restore the stricken language

Page 2, line 11, strike "\$100" and insert "\$180"

Page 2, line 13, after "All" insert "fees,"

Page 2, line 14, after the period insert "*In those cases where a single arbitrator is hearing a dispute, the fees, expenses and costs of the arbitrator shall also be shared and assessed equally by the parties to the dispute.*"

We request adoption of this report and repassage of the bill.

House Conferees: (Signed) Douglas J. St. Onge, Bob McEachern, Mary C. Murphy

Senate Conferees: (Signed) Clarence M. Purfeerst, Conrad M. Vega, Mel Frederick

Mr. Purfeerst moved that the foregoing recommendations and Conference Committee Report on H. F. No. 921 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

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.

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

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

The roll was called, and there were yeas 51 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Laufenburger	Purfeerst	Stokowski
Ashbach	Gearty	Lessard	Renneke	Strand
Bang	Gunderson	Luther	Schaaf	Stumpf
Benedict	Hanson	McCutcheon	Schmitz	Ueland, A.
Bernhagen	Hughes	Menning	Schrom	Ulland, J.
Brataas	Jensen	Nelson	Setzepfandt	Vega
Chmielewski	Johnson	Olhoft	Sikorski	Wegener
Coleman	Keefe, S.	Olson	Sillers	
Davies	Kleinbaum	Penny	Solon	
Dieterich	Knoll	Peterson	Spear	
Engler	Knutson	Pillsbury	Staples	

So the bill, as amended by the Conference Committee, was re-passed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested.

S. F. No. 558: A bill for an act relating to game and fish; authorizing the trapping of the great horned owl in certain instances; amending Minnesota Statutes 1976, Section 100.29, Subdivision 32.

Senate File No. 558 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 17, 1977

Mr. Sillers, for Mr. Sieloff, moved that S. F. No. 558 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 572: A bill for an act relating to credit unions; extending the authority of state chartered credit unions to permit same activities as federally-chartered credit unions where commissioner of banks authorizes by rule; amending Minnesota Statutes 1976, Section 52.04.

Senate File No. 572 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 16, 1977

Mr. Coleman, for Mr. Borden, moved that S. F. No. 572 be laid on the table. The motion prevailed.

REPORTS OF COMMITTEES

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

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

H. F. Nos. 1582, 769 and 331 for comparison to companion Sen-

ate 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.
1582	759				
769	979				
331	418				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1582 be amended as follows:

Page 1, line 17, delete "*datacommunications*" and insert "*telecommunications*"

Page 2, line 1, delete "*datacommunications*" and insert "*telecommunications*"

Page 2, line 5, after "*with*" insert "*detection,*"

Page 2, line 8, delete "*datacommunications*" and insert "*telecommunications*"

Page 2, line 15, strike "*criminal*" and delete "*or traffic*"

Page 2, line 32, delete "*datacommunications*" and insert "*telecommunications*"

Page 3, line 4, delete "*datacommunications*" and insert "*telecommunications*"

Page 3, line 9, delete "*or its successor*"

Page 3, line 20, delete "*datacommunications*" and insert "*telecommunications*"

Page 4, line 7, delete "*or its successor*"

Further, amend the title in line 4, by deleting "*datacommunications*" and inserting "*telecommunications*"

And when so amended, H. F. No. 1582 will be identical to S. F. No. 759 and further recommends that H. F. No. 1582 be given its second reading and substituted for S. F. No. 759 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 769 be amended as follows:

Strike everything after the enacting clause and insert

"Section 1. Minnesota Statutes 1976, Section 296.02, is amended by adding a subdivision to read:

Subd. 1a. [EXCEPTION.] The provisions of subdivision 1 do not apply to gasoline purchased by a transit system owned by one or more statutory or home rule charter cities or towns.

Sec. 2. Minnesota Statutes 1976, Section 296.025, is amended by adding a subdivision to read:

Subd. 1a. [EXCEPTION.] The provisions of subdivision 1 do

not apply to special fuel purchased by a transit system owned by one or more statutory or home rule charter cities or towns.

Sec. 3. [EFFECTIVE DATE.] *This act is effective for gasoline and special fuel purchased by a transit system after July 31, 1977."*

Further strike the title and insert:

"A bill for an act relating to taxation; providing an exemption from the gasoline and special fuels tax for certain municipal transit systems; amending Minnesota Statutes 1976, Sections 296.02 and 296.025, by adding subdivisions."

And when so amended, H. F. No. 769 will be identical to S. F. No. 979 and further recommends that H. F. No. 769 be given its second reading and substituted for S. F. No. 979 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 331 be amended as follows:

Page 2, line 1, delete "use" and insert "are"

Page 3, line 11, after "owners" insert "who are natural persons, the full names and addresses of all other owners"

Page 3, line 32, after "owners" insert "who are natural persons, the full names and addresses of all other owners"

And when so amended, H. F. No. 331 will be identical to S. F. No. 418 and further recommends that H. F. No. 331 be given its second reading and substituted for S. F. No. 418 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. 180 and 559 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.
559	679				
180	137				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 180 be amended as follows:

Page 1, line 11, before "\$48,000" insert "\$12,000 per student up to a maximum of"

And when so amended, H. F. No. 180 will be identical to S. F. No. 137 and further recommends that H. F. No. 180 be given its second reading and substituted for S. F. No. 137 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 559 be amended as follows:

Page 1, after line 15 insert

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

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

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

Page 1, lines 22 to 24 restore the stricken language and delete the new language

Page 1, line 22, after "States" insert "*or is a refugee from Vietnam, Cambodia or Laos*"

Page 2, line 1, restore the stricken language and delete the new language

Page 2, line 4, restore the stricken language and delete the new language

Page 2, lines 10 to 12, restore the stricken language and delete the new language

Page 2, line 10, after "States" insert "*or is a refugee from Vietnam, Cambodia or Laos*"

Page 2, line 19, restore the stricken language and delete the new language

Page 3, line 2, delete "*applicants*" and insert "*applicant's*"

Page 3, line 13, delete "*applicants*" and insert "*applicant's*"

Page 3, lines 26 and 27, delete "*who meet the board's requirements*"

Page 3, lines 29 and 30, delete "*who meet the board's requirements and second year*" and insert "*and*"

Page 4, line 10, restore the stricken language and after "*citizen-*"

ship" insert "*or status as a refugee from Vietnam, Cambodia, or Laos*"

Page 4, delete lines 16 to 18

Renumber the subdivisions in order

Page 7, line 8, delete "*Financial*" and insert "*All*"

Page 9, line 2, delete "\$150,000,000" and insert "\$100,000,000"

Page 9, delete lines 11 to 32

Page 10, delete lines 1 to 24

Page 12, line 1, delete "*the handicapped person or the*" and insert "*a*"

Page 12, line 27 to page 13, line 1, restore the stricken language and delete the new language

Page 13, line 16 after "*full-time*" insert "*and pursuing a program or course of study leading to a specific degree, diploma or certificate*"

Page 14, line 1, after "*single*" insert "*academic*"

Page 14, line 5, after "*subsequent*" insert "*academic*"

Page 14, line 14, delete "\$250,000" and insert "\$500,000"

Page 14, line 15, delete "\$250,000" and insert "\$500,000"

Page 14, line 17, delete everything after "*act.*"

Page 14, delete lines 18 and 19

Renumber the sections in order

Further amend the title as follows

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

And when so amended, H. F. No. 559 will be identical to S. F. No. 679 and further recommends that H. F. No. 559 be given its second reading and substituted for S. F. No. 679 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.

APPOINTMENTS

Mr. Coleman, from the Subcommittee on Committees, recommends that the following named Senators be and they hereby are appointed to a Conference Committee on:

H. F. No. 343, pursuant to the request of the House:

Messrs, Olhoft, Bernhagen and Davies.

H. F. No. 256, pursuant to the request of the House:
Messrs. Humphrey, Sikorski and Kirchner.

H. F. No. 451, pursuant to the request of the House:
Messrs. Kleinbaum, Solon, Bang, Borden and Davies.

S. F. No. 695, pursuant to the request of the Senate:
Messrs. Stumpf, Lewis and Sieloff.

H. F. No. 544, pursuant to the request of the House:
Messrs. Vega; Keefe, S. and Coleman.

H. F. No. 16, pursuant to the request of the House:
Messrs. McCutcheon, Davies and Jensen.

H. F. No. 129, pursuant to the request of the House:
Messrs. Penny, Nichols and Sillers.

H. F. No. 856, pursuant to the request of the House:
Messrs. Perpich, Nelson and Kirchner.

H. F. No. 259, pursuant to the request of the House:
Messrs. Solon, Kleinbaum and Engler.

H. F. No. 398, pursuant to the request of the House:
Messrs. Humphrey, Willet and Bernhagen.

Mr. Coleman moved that the foregoing appointments be approved. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. No. 1530 was 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. 1582, 769, 331, 180 and 559 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Stokowski moved that the name of Mr. Lessard be added as co-author to S. F. No. 472. The motion prevailed.

Mr. Hughes moved that the report from the Committee on

Education, reported May 13, 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.

Mr. Hughes divided out the appointment of Jean Farrand to the State University Board.

Mr. Hughes moved that the appointment of Jean Farrand be laid on the table. The motion prevailed.

CONFIRMATION

Mr. Hughes moved that in accordance with the report from the Committee on Education, reported May 13, 1977, the Senate, having given its advice, do now consent to and confirm the appointments of:

STATE UNIVERSITY BOARD

Donald Jackman, Elk River, Sherburne County, effective January 3, 1977, for a term expiring the first Monday in January, 1981.

Alice Keller, 358 Collegeview, Winona, Winona County, effective April 26, 1977, for a term expiring the first Monday in January, 1981.

Kennon Rothchild, 14 Hickory Street, Mahtomedi, Washington County, effective January 3, 1977, for a term expiring the first Monday in January, 1981.

COUNCIL ON QUALITY EDUCATION

Jan Storms, Route 2, Box 135A, Chaska, Carver County, effective May 1, 1977, for a term expiring the first Monday in January, 1978.

Marvin Trammel, 1981 Lyman Lane, Wayzata, Hennepin County, effective April 18, 1977, for a term expiring the first Monday in January, 1982.

The motion prevailed. So the appointments were confirmed.

Mr. Coleman, Chairman of the Subcommittee on Bill Scheduling, designated the following bills a Special Orders Calendar for consideration after the Senate Calendar:

H. F. Nos. 1004, 789, 728 and 223 and S. F. Nos. 1444 and 743.

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 lie-over requirements. The motion prevailed.

Pursuant to Rule 21, Mr. Moe moved that the following members be excused for a Conference Committee on H. F. No. 1510:

Messrs. Keefe, J.; Ogdahl; Tennessen; Moe and Stumpf. The motion prevailed.

Pursuant to Rule 21, Mr. Laufenburger moved that the following members be excused for a Conference Committee on S. F. No. 381:

Messrs. Peterson, Nichols and Bernhagen. The motion prevailed.

THIRD READING OF SENATE BILLS

S. F. No. 1179: A bill for an act relating to savings associations; investments in certain obligations; amending Minnesota Statutes 1976, Section 51A.35.

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 47 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Gunderson	Lewis	Pillsbury	Staples
Ashbach	Hanson	McCutcheon	Purfeerst	Stokowski
Bang	Hughes	Menning	Renneke	Strand
Benedict	Jensen	Nelson	Schaaf	Ueland, A.
Bernhagen	Johnson	Nichols	Schmitz	Ulland, J.
Brataas	Keefe, S.	Olhoff	Schrom	Vega
Chmielewski	Kleinbaum	Olson	Setzepfandt	Wegener
Engler	Knutson	Penny	Sikorski	
Frederick	Laufenburger	Perpich	Sillers	
Gearty	Lessard	Peterson	Spear	

Messrs. Davies and Dieterich voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 266: A bill for an act relating to elections; providing for training of all election officials; requiring training prior to service as election judge; imposing certain duties on the secretary of state and county auditors; appropriating money; amending Minnesota Statutes 1976, Sections 204A.13, Subdivision 2, and by adding subdivisions; 204A.14, Subdivision 1; 204A.18, by adding a subdivision; 204A.20; and Chapter 204A, 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 46 and nays 4, as follows:

Those who voted in the affirmative were:

Ashbach	Engler	Johnson	Lewis	Olson
Bang	Frederick	Keefe, S.	Luther	Penny
Benedict	Gearty	Kirchner	McCutcheon	Perpich
Bernhagen	Gunderson	Kleinbaum	Menning	Peterson
Brataas	Hanson	Knutson	Nelson	Pillsbury
Davies	Hughes	Laufenburger	Nichols	Purfeerst
Dieterich	Jensen	Lessard	Olhoff	Schaaf

Schmitz
Setzepfandt
Sikorski

Sillers
Spear

Staples
Stokowski

Ueland, A.
Ulland, J.

Vega
Wegener

Messrs. Chmielewski, Renneke, Schrom and Strand voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1236: A bill for an act relating to veterans affairs; providing for a study of the need for a veterans facility.

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 52 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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 51 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 160: A bill for an act relating to the tax court; establishing the tax court as a full time court; creating a small claims

division; providing penalties; appropriating money; amending Minnesota Statutes 1976, Sections 15A.083, Subdivision 4; 124.212, Subdivision 11; 271.01, Subdivisions 1 and 4a, and by adding a subdivision; 271.02; 271.04; 271.06, Subdivisions 1, 2, 3, 4, 6, and by adding a subdivision; 271.07; 271.08; 271.09, Subdivisions 1, 2, and 3; 271.10, Subdivision 2; 271.12; 271.13; 271.15; 271.17; 271.18; 271.20; and 490.121, Subdivision 2; and Chapter 271, by adding sections; repealing Minnesota Statutes 1976, Sections 271.001; 271.01, Subdivisions 2, and 2a; 271.11; 271.14; and 271.16.

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 3, as follows:

Those who voted in the affirmative were:

Bang	Gunderson	McCutcheon	Pillsbury	Staples
Benedict	Hanson	Menning	Purfeerst	Stokowski
Bernhagen	Hughes	Merriam	Renneke	Strand
Brataas	Johnson	Milton	Schaaf	Ulland, J.
Chmielewski	Kirchner	Nichols	Schmitz	Vega
Davies	Kleinbaum	Olhoft	Schrom	Wegener
Dieterich	Laufenburger	Olson	Setzepfandt	
Engler	Lessard	Penny	Sikorski	
Frederick	Lewis	Perpich	Sillers	
Gearty	Luther	Peterson	Spear	

Messrs. Jensen, Knutson and Ueland, A. voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 597: A bill for an act relating to game and fish; requiring a migratory waterfowl stamp; providing for the disposition of proceeds; appropriating funds; amending Minnesota Statutes 1976, Chapter 97, by adding sections; Sections 98.46, Subdivision 2a; and 98.50, 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 38 and nays 13, as follows:

Those who voted in the affirmative were:

Benedict	Gearty	McCutcheon	Pillsbury	Staples
Bernhagen	Hanson	Merriam	Purfeerst	Stokowski
Brataas	Hughes	Milton	Renneke	Strand
Chmielewski	Jensen	Nelson	Schaaf	Ueland, A.
Davies	Kirchner	Nichols	Setzepfandt	Ulland, J.
Dieterich	Laufenburger	Olson	Sieloff	Vega
Engler	Lewis	Perpich	Sikorski	
Frederick	Luther	Peterson	Spear	

Those who voted in the negative were:

Bang	Kleinbaum	Menning	Schmitz	Sillers
Gunderson	Knutson	Olhoft	Schrom	Wegener
Johnson	Lessard	Penny		

So the bill passed and its title was agreed to.

S. F. No. 90: A bill for an act relating to soil and water conservation; adding the commissioner of natural resources as an ex-officio member of the state soil and water conservation board; authorizing a cost-sharing program; clarifying the powers and duties of the state board and local districts; amending ambiguous or redundant provisions; adding a member to the soil and water conservation board temporarily; appropriating funds; amending Minnesota Statutes 1976, Chapter 40, by adding sections; and Sections 40.01, Subdivision 8, and by adding a subdivision; 40.02; 40.03, Subdivisions 1, 2, 3, and 4; and 40.07, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 14; repealing Minnesota Statutes 1976, Sections 40.005; and 40.07, Subdivision 13.

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 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Lessard	Penny	Stokowski
Ashbach	Gearty	Lewis	Pillsbury	Strand
Bang	Gunderson	Luther	Renneke	Stumpf
Benedict	Hanson	McCutcheon	Schaaf	Tennessen
Brataas	Hughes	Menning	Schmitz	Ueland, A.
Chenoweth	Jensen	Merriam	Schrom	Ulland, J.
Chmielewski	Johnson	Milton	Setzepfandt	Vega
Davies	Keefe, S.	Moe	Sieloff	
Dieterich	Kirchner	Nelson	Sikorski	
Dunn	Knutson	Olhoft	Sillers	
Engler	Laufenburger	Olson	Spear	

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 319: A bill for an act relating to daytime activity centers; renaming them developmental achievement centers; making the necessary revisions in Minnesota Statutes; amending Minnesota Statutes 1976, Sections 123.39, Subdivision 13; 252.21; 252.22; 252.23; 252.24; 252.25; and 252.26.

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 50 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Gearty	Lessard	Penny	Sikorski
Bang	Gunderson	Lewis	Perpich	Sillers
Benedict	Hanson	Luther	Pillsbury	Spear
Bernhagen	Hughes	McCutcheon	Purfeerst	Staples
Brataas	Jensen	Menning	Renneke	Stokowski
Chmielewski	Johnson	Merriam	Schaaf	Strand
Davies	Kirchner	Nelson	Schmitz	Ueland, A.
Dieterich	Kleinbaum	Nichols	Schrom	Ulland, J.
Engler	Knutson	Olhoft	Setzepfandt	Vega
Frederick	Laufenburger	Olson	Sieloff	Wegener

So the bill passed and its title was agreed to.

H. F. No. 1129: A bill for an act relating to Ramsey county; codifying existing laws relating to the composition, terms, selection and redistricting of the board of commissioners; providing for the time and place of certain board meetings; authorizing rules of procedure and the keeping and publication of a board journal; amending Laws 1974, Chapter 435, Section 2.05, and by adding sections; repealing Laws 1974, Chapters 435, Sections 2.01, 2.02 and 2.06; and 576, Section 2, Subdivisions 1, 2, 3 and 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 49 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knutson	Olhoff	Setzepfandt
Ashbach	Frederick	Laufenburger	Olson	Sikorski
Bang	Gearty	Lessard	Penny	Sillers
Benedict	Gunderson	Lewis	Perpich	Spear
Bernhagen	Hanson	Luther	Pillsbury	Stokowski
Brataas	Hughes	McCutcheon	Purfeerst	Strand
Chmielewski	Jensen	Menning	Renneke	Ueland, A.
Davies	Johnson	Merriam	Schaaf	Ulland, J.
Dieterich	Kirchner	Nelson	Schmitz	Vega
Dunn	Kleinbaum	Nichols	Schrom	

So the bill passed and its title was agreed to.

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.

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 50 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Olhoff	Setzepfandt
Ashbach	Engler	Knutson	Olson	Sieloff
Bang	Frederick	Laufenburger	Penny	Sikorski
Benedict	Gearty	Lessard	Perpich	Sillers
Bernhagen	Gunderson	Lewis	Pillsbury	Spear
Brataas	Hanson	Luther	Purfeerst	Stokowski
Chenoweth	Hughes	McCutcheon	Renneke	Strand
Chmielewski	Jensen	Menning	Schaaf	Ueland, A.
Davies	Johnson	Nelson	Schmitz	Ulland, J.
Dieterich	Kirchner	Nichols	Schrom	Vega

So the bill passed and its title was agreed to.

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.

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 48 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Lessard	Penny	Sikorski
Ashbach	Frederick	Lewis	Perpich	Sillers
Bang	Gearty	Luther	Pillsbury	Spear
Benedict	Gunderson	McCutcheon	Purfeerst	Stokowski
Brataas	Hanson	Menning	Renneke	Strand
Chenoweth	Hughes	Merriam	Schaaf	Ueland, A.
Chmielewski	Jensen	Nelson	Schmitz	Ulland, J.
Davies	Johnson	Nichols	Schrom	Vega
Dieterich	Kirchner	Olhoft	Setzepfandt	
Dunn	Kleinbaum	Olson	Sieloff	

Messrs. Knutson and Laufenburger voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1201: A bill for an act relating to insurance; requiring insurers to supply cover sheets for insurance policies; requiring insurers to issue readable insurance policies; establishing testing procedures for readability.

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 4, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Lessard	Penny	Spear
Ashbach	Gearty	Lewis	Perpich	Stokowski
Bang	Gunderson	Luther	Pillsbury	Strand
Benedict	Hanson	McCutcheon	Purfeerst	Ueland, A.
Brataas	Hughes	Menning	Renneke	Ulland, J.
Chenoweth	Jensen	Merriam	Schaaf	Vega
Chmielewski	Johnson	Nelson	Schmitz	
Davies	Kirchner	Nichols	Setzepfandt	
Dieterich	Kleinbaum	Olhoft	Sikorski	
Dunn	Laufenburger	Olson	Sillers	

Messrs. Frederick, Knutson, Schrom and Sieloff voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 954: A bill for an act relating to juries; enacting the uniform juror selection and service act; providing for the selection and service of grand and petit jurors; providing penalties; repealing Minnesota Statutes 1976, Sections 3.081; 192.24; 357.26; 488A.07; 546.09; 593.03; 593.04; 593.05; 593.06; 593.07; 593.09; 593.10; 593.11; 593.12; 593.13; 593.14; 593.20; 628.42; 628.43;

628.44; 628.45; 628.46; 628.47; 628.49; 628.50; 628.51; 628.52; 628.53; 631.33; and Laws 1959, Chapter 219; and Extra Session Laws 1959, Chapter 19, Section 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 50 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Laufenburger	Olhoff	Setzepfandt
Ashbach	Frederick	Lessard	Olson	Sieloff
Bang	Gearty	Lewis	Penny	Sikorski
Benedict	Gunderson	Luther	Perpich	Sillers
Brataas	Hanson	McCutcheon	Pillsbury	Spear
Chenoweth	Hughes	Menning	Purfeerst	Stokowski
Chmielewski	Johnson	Merriam	Renneke	Strand
Davies	Keefe, S.	Milton	Schaaf	Ueland, A.
Dieterich	Kirchner	Nelson	Schmitz	Ulland, J.
Dunn	Knutson	Nichols	Schrom	Vega

So the bill passed and its title was agreed to.

H. F. No. 980: A bill for an act relating to public health; regulations for the preservation of public health; authorizing the state board of health to regulate the establishment, operation and maintenance of certain non-hospital clinical laboratories; amending Minnesota Statutes 1976, Section 144.12, 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 50 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Kleinbaum	Nichols	Setzepfandt
Ashbach	Frederick	Knutson	Olhoff	Sieloff
Bang	Gearty	Laufenburger	Olson	Sikorski
Benedict	Gunderson	Lessard	Penny	Sillers
Brataas	Hanson	Lewis	Perpich	Spear
Chenoweth	Hughes	Luther	Pillsbury	Stokowski
Chmielewski	Jensen	McCutcheon	Purfeerst	Strand
Davies	Johnson	Menning	Renneke	Ueland, A.
Dieterich	Keefe, S.	Milton	Schaaf	Ulland, J.
Dunn	Kirchner	Nelson	Schmitz	Vega

Mr. Schrom voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 562: A bill for an act relating to motor vehicles; requiring informational labels on new pickup trucks; providing penalties.

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 42 and nays 8, as follows:

Those who voted in the affirmative were:

Benedict	Hanson	Lewis	Penny	Spear
Chenoweth	Hughes	Luther	Perpich	Stokowski
Davies	Jensen	McCutcheon	Pillsbury	Strand
Dieterich	Johnson	Menning	Purfeerst	Ueland, A.
Dunn	Keefe, S.	Milton	Renneke	Ulland, J.
Engler	Kirchner	Nelson	Schaaf	Vega
Frederick	Kleinbaum	Nichols	Setzepfandt	
Gearty	Laufenburger	Olhoff	Sieloff	
Gunderson	Lessard	Olson	Sikorski	

Those who voted in the negative were:

Ashbach	Brataas	Knutson	Schrom	Sillers
Bang	Chmielewski	Schmitz		

So the bill passed and its title was agreed to.

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.

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 52 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 817: A bill for an act relating to highway traffic regulations; weight limitations; providing that weight increases

for haulers of raw and unfinished forest products shall be state-wide during certain periods; amending Minnesota Statutes 1976, Section 169.83, 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 45 and nays 5, as follows:

Those who voted in the affirmative were:

Ashbach	Gunderson	Laufenburger	Olson	Setzepfandt
Benedict	Hanson	Lessard	Penny	Sieloff
Brataas	Hughes	Lewis	Perpich	Sikorski
Chmielewski	Jensen	Luther	Pillsbury	Sillers
Dieterich	Johnson	McCutcheon	Purfeerst	Stokowski
Dunn	Keefe, S.	Menning	Renneke	Strand
Engler	Kirchner	Milton	Schaaf	Ueland, A.
Frederick	Kleinbaum	Nelson	Schmitz	Ulland, J.
Gearty	Knutson	Nichols	Schrom	Vega

Those who voted in the negative were:

Bang	Chenoweth	Davies	Olhoft	Spear
------	-----------	--------	--------	-------

So the bill passed and its title was agreed to.

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.

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 44 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Gunderson	Luther	Penny	Spear
Benedict	Hanson	Menning	Pillsbury	Stokowski
Brataas	Hughes	Merriam	Purfeerst	Strand
Chenoweth	Johnson	Milton	Schaaf	Stumpf
Chmielewski	Keefe, S.	Moe	Schmitz	Tennessee
Davies	Kirchner	Nelson	Schrom	Ueland, A.
Dieterich	Laufenburger	Nichols	Setzepfandt	Ulland, J.
Dunn	Lessard	Olhoft	Sieloff	Vega
Gearty	Lewis	Olson	Sikorski	

Messrs. Knutson, McCutcheon and Sillers voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1180: A bill for an act relating to financial institutions; permitting the establishment and operation of electronic funds transfer facilities; prescribing the powers and duties of the commissioner of banks in relation to funds transfer facilities; protect-

ing the privacy and security of customers of financial institutions who use electronic funds transfer facilities; prescribing penalties.

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 52 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearly	Lewis	Penny	Spear
Ashbach	Gunderson	Luther	Pillsbury	Stokowski
Bang	Hanson	McCutcheon	Purfeerst	Strand
Benedict	Hughes	Menning	Renneke	Stumpf
Brataas	Jensen	Merriam	Schaaf	Tennessen
Chenoweth	Johnson	Milton	Schmitz	Ueland, A.
Davies	Keefe, S.	Moe	Schrom	Ulland, J.
Dieterich	Kirchner	Nelson	Setzepfandt	Vega
Dunn	Knutson	Nichols	Sieloff	
Engler	Laufenburger	Olhoff	Sikorski	
Frederick	Lessard	Olson	Sillers	

So the bill passed and its title was agreed to.

H. F. No. 314: A bill for an act relating to Olmsted county; authorizing electronic recording of trial proceedings; providing for costs and payment.

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 38 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Nelson	Sillers
Ashbach	Engler	Lewis	Olhoff	Spear
Bang	Gearly	Luther	Olson	Stokowski
Benedict	Gunderson	McCutcheon	Pillsbury	Stumpf
Brataas	Hanson	Menning	Purfeerst	Tennessen
Chenoweth	Hughes	Merriam	Renneke	Ueland, A.
Chmielewski	Johnson	Milton	Schaaf	
Davies	Keefe, S.	Moe	Schmitz	

Those who voted in the negative were:

Dieterich	Knutson	Schrom	Sikorski	Vega
Frederick	Lessard	Setzepfandt	Strand	
Keefe, J.	Penny	Sieloff	Ulland, J.	

So the bill passed and its title was agreed to.

H. F. No. 297: A bill for an act relating to group health care plans; requiring written notice to employees before certain employee health care plans may be terminated; amending Minnesota Statutes 1976, Section 62E.16.

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 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 676: A bill for an act relating to intoxicating liquor; civil liability for illegal sale, barter or gift thereof; amending Minnesota Statutes 1976, Sections 340.95 and 340.951.

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 50 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Knutson	Penny	Sillers
Ashbach	Frederick	Laufenburger	Pillsbury	Spear
Bang	Gunderson	Lessard	Purfeerst	Staples
Benedict	Hughes	Lewis	Renneke	Stokowski
Brataas	Jensen	McCutcheon	Schaaf	Strand
Chenoweth	Johnson	Menning	Schmitz	Stumpf
Chmielewski	Keefe, J.	Moe	Schrom	Ueland, A.
Coleman	Keefe, S.	Nelson	Setzepfandt	Ulland, J.
Dieterich	Kirchner	Ogdahl	Sieloff	Vega
Dunn	Kleinbaum	Olson	Sikorski	Wegener

Those who voted in the negative were:

Davies	Hanson	Merriam	Olhoft	Tennessee
Gearty	Luther			

So the bill passed and its title was agreed to.

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.

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 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1054: A bill for an act relating to welfare; aid to families with dependent children; changing certain eligibility qualifications; amending Minnesota Statutes 1976, Sections 256.73, Subdivisions 1, 2, 4, and by adding subdivisions; and 256.79.

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 53 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

Pursuant to Rule 21, Mr. Wegener moved that the following members be excused for a Conference Committee on S. F. No. 875:

Messrs. Wegener, Humphrey and Mrs. Staples. The motion prevailed.

H. F. No. 902: A bill for an act relating to state finance; authorizing payments pursuant to grievance resolutions; amending Minnesota Statutes 1976, Section 16A.17, Subdivision 7.

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 53 and nays 0, as follows:

Those who voted in the affirmative were:

Bang	Brataas	Chmielewski	Davies	Dunn
Benedict	Chenoweth	Coleman	Dieterich	Engler

Frederick	Kirchner	Merriam	Renneke	Stokowski
Gearty	Kleinbaum	Moe	Schaaf	Strand
Gunderson	Knoll	Nelson	Schmitz	Stumpf
Hanson	Knutson	Ogdahl	Schrom	Tennessen
Hughes	Laufenburger	Olhoff	Setzepfandt	Ueland, A.
Jensen	Lessard	Olson	Sieloff	Ulland, J.
Johnson	Luther	Penny	Sikorski	Vega
Keefe, J.	McCutcheon	Pillsbury	Sillers	
Keefe, S.	Menning	Purfeerst	Spear	

So the bill passed and its title was agreed to.

H. F. No. 1259: A bill for an act relating to the city of Savage; firefighter's service pensions.

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 54 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Kleinbaum	Ogdahl	Sikorski
Ashbach	Frederick	Knoll	Olhoff	Sillers
Bang	Gearty	Knutson	Penny	Spear
Benedict	Gunderson	Laufenburger	Pillsbury	Stokowski
Brataas	Hanson	Lessard	Purfeerst	Strand
Chenoweth	Hughes	Luther	Renneke	Stumpf
Chmielewski	Jensen	McCutcheon	Schaaf	Tennessen
Coleman	Johnson	Menning	Schmitz	Ueland, A.
Davies	Keefe, J.	Merriam	Schrom	Ulland, J.
Dieterich	Keefe, S.	Moe	Setzepfandt	Vega
Dunn	Kirchner	Nelson	Sieloff	

So the bill passed and its title was agreed to.

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.

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 54 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Kleinbaum	Olhoff	Sikorski
Ashbach	Frederick	Knoll	Olson	Sillers
Bang	Gearty	Laufenburger	Penny	Spear
Benedict	Gunderson	Lessard	Pillsbury	Stokowski
Brataas	Hanson	Lewis	Purfeerst	Strand
Chenoweth	Hughes	Luther	Renneke	Stumpf
Chmielewski	Jensen	McCutcheon	Schaaf	Tennessen
Coleman	Johnson	Menning	Schmitz	Ueland, A.
Davies	Keefe, J.	Moe	Schrom	Ulland, J.
Dieterich	Keefe, S.	Nelson	Setzepfandt	Vega
Dunn	Kirchner	Ogdahl	Sieloff	

Mr. Knutson voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 460: A bill for an act relating to retirement; adjustment in annuities through the adjustable fixed benefit fund; amending Minnesota Statutes 1976, Section 11.25, Subdivisions 3, 12 and 13.

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 54 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Knutson	Olhoff	Sikorski
Ashbach	Gunderson	Laufenburger	Olson	Sillers
Bang	Hanson	Lessard	Penny	Spear
Benedict	Hughes	Lewis	Pillsbury	Stokowski
Brataas	Jensen	Luther	Purfeerst	Strand
Chenoweth	Johnson	McCutcheon	Renneke	Stumpf
Chmielewski	Keefe, J.	Menning	Schaaf	Tennessen
Coleman	Keefe, S.	Merriam	Schmitz	Ueland, A.
Davies	Kirchner	Moe	Schrom	Ulland, J.
Dieterich	Kleinbaum	Nelson	Setzepfandt	Vega
Engler	Knoll	Ogdahl	Sieloff	

So the bill passed and its title was agreed to.

H. F. No. 106: A bill for an act relating to the city of St. Cloud; firemen's widows benefits; amending Laws 1974, Chapter 382, Section 5, 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 53 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knoll	Ogdahl	Sillers
Ashbach	Gearty	Knutson	Olhoff	Spear
Bang	Gunderson	Laufenburger	Penny	Stokowski
Benedict	Hanson	Lessard	Pillsbury	Strand
Brataas	Hughes	Lewis	Purfeerst	Stumpf
Chenoweth	Jensen	Luther	Renneke	Tennessen
Chmielewski	Johnson	McCutcheon	Schaaf	Ueland, A.
Coleman	Keefe, J.	Menning	Schmitz	Ulland, J.
Davies	Keefe, S.	Merriam	Setzepfandt	Vega
Dieterich	Kirchner	Moe	Sieloff	
Engler	Kleinbaum	Nelson	Sikorski	

So the bill passed and its title was agreed to.

H. F. No. 315: A bill for an act relating to state government; state zoological board; providing for a member designated by the Dakota county board; amending Minnesota Statutes 1976, Section 85A.01, 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 41 and nays 14, as follows:

Those who voted in the affirmative were:

Benedict	Hanson	Lessard	Purfeerst	Strand
Brataas	Johnson	Lewis	Renneke	Stumpf
Chenoweth	Keefe, J.	Luther	Schaaf	Ueland, A.
Chmielewski	Keefe, S.	McCutcheon	Schmitz	Ulland, J.
Dieterich	Kirchner	Menning	Setzepfandt	Vega
Engler	Kleinbaum	Nelson	Sikorski	
Frederick	Knoll	Olhoft	Sillers	
Gearty	Knutson	Olson	Spear	
Gunderson	Laufenburger	Penny	Stokowski	

Those who voted in the negative were:

Anderson	Coleman	Jensen	Ogdahl	Sieloff
Ashbach	Davies	Merriam	Pillsbury	Tennessee
Bang	Hughes	Moe	Schrom	

So the bill passed and its title was agreed to.

H. F. No. 536: A bill for an act relating to civil service; providing that promotion and place of service are separate considerations; amending Minnesota Statutes 1976, Section 43.19, 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 54 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knoll	Olhoft	Sikorski
Ashbach	Gearty	Knutson	Olson	Sillers
Bang	Gunderson	Laufenburger	Penny	Spear
Benedict	Hanson	Lessard	Pillsbury	Stokowski
Brataas	Hughes	Lewis	Purfeerst	Strand
Chenoweth	Jensen	Luther	Renneke	Stumpf
Chmielewski	Johnson	McCutcheon	Schaaf	Tennessee
Coleman	Keefe, J.	Menning	Schmitz	Ueland, A.
Davies	Keefe, S.	Moe	Schrom	Ulland, J.
Dieterich	Kirchner	Nelson	Setzepfandt	Vega
Engler	Kleinbaum	Ogdahl	Sieloff	

So the bill passed and its title was agreed to.

H. F. No. 993: A bill for an act relating to taxation; providing an alternative tax on liquor in metric containers; authorizing commissioner of revenue to order metric conversion; increasing bonding requirements; defining certain responsibilities of commissioners of public safety and revenue; amending Minnesota Statutes 1976, Sections 299A.02, Subdivision 1; 340.44; 340.47, by adding subdivisions; 340.485, Subdivisions 1 and 2; 340.51; 340.54, Subdivision 1; and 340.55.

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 54 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Olson	Sikorski
Ashbach	Gearty	Laufenburger	Penny	Sillers
Bang	Hanson	Lessard	Perpich	Spear
Benedict	Hughes	Lewis	Pillsbury	Stokowski
Brataas	Jensen	Luther	Purfeerst	Strand
Chenoweth	Johnson	McCutcheon	Renneke	Stumpf
Chmielewski	Keefe, J.	Menning	Schaaf	Tennessee
Coleman	Keefe, S.	Moe	Schmitz	Ueland, A.
Davies	Kirchner	Nelson	Schrom	Ulland, J.
Dieterich	Kleinbaum	Ogdahl	Setzepfandt	Vega
Engler	Knoll	Olhoff	Sieloff	

Mr. Gunderson voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1155: A bill for an act relating to the revisor of statutes; providing for engrossing and enrolling duties; clarifying disclosure of bill drafting records; amending Minnesota Statutes 1976, Sections 482.09; and 482.12, 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1113: A bill for an act relating to welfare; clarifying the powers of guardianship by the commissioner; amending Minnesota Statutes 1976, Sections 252A.02, Subdivision 2; 252A.03, Subdivision 3; 252A.04, Subdivision 3; 252A.07, Subdivision 1; and 252A.18; repealing Minnesota Statutes 1976, Section 252.03.

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 54 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Laufenburger	Olson	Sikorski
Ashbach	Gunderson	Lessard	Penny	Sillers
Bang	Hanson	Lewis	Perpich	Spear
Benedict	Hughes	Luther	Pillsbury	Stokowski
Chenoweth	Jensen	McCutcheon	Purfeerst	Strand
Chmielewski	Johnson	Menning	Renneke	Stumpf
Coleman	Keefe, J.	Milton	Schaaf	Tennessen
Davies	Keefe, S.	Moe	Schmitz	Ueland, A.
Dieterich	Kirchner	Nelson	Schrom	Ulland, J.
Engler	Knoll	Ogdahl	Setzenfandt	Vega
Frederick	Knutson	Olhoff	Sieloff	

So the bill passed and its title was agreed to.

H. F. No. 411: A bill for an act relating to the city of Columbia Heights police department relief association; membership therein; benefits and contributions; membership of certain police personnel in the public employees' police and fire fund.

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 54 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Olhoff	Sieloff
Ashbach	Gearty	Laufenburger	Olson	Sikorski
Bang	Gunderson	Lessard	Penny	Sillers
Benedict	Hanson	Lewis	Perpich	Spear
Brataas	Hughes	Luther	Pillsbury	Stokowski
Chenoweth	Jensen	McCutcheon	Purfeerst	Strand
Chmielewski	Johnson	Menning	Renneke	Stumpf
Coleman	Keefe, J.	Merriam	Schaaf	Ueland, A.
Dieterich	Keefe, S.	Moe	Schmitz	Ulland, J.
Dunn	Kirchner	Nelson	Schrom	Vega
Engler	Knoll	Ogdahl	Setzenfandt	

So the bill passed and its title was agreed to.

H. F. No. 585: A bill for an act relating to taxation; altering definitions of "income" for senior citizen's property tax freeze purposes; "taxes", "alimony" and "investment company" for income tax purposes; allowing commissioner of revenue to disregard small amounts due or penalties and to require withholding of delinquent taxes by employees; providing for tax lien on personal property; amending Minnesota Statutes 1976, Sections 273.012, Subdivision 3; 290.06, Subdivision 2c; 290.09, Subdivisions 4 and 14; 290.21, Subdivision 3; 290.36; 290.54; 290.92, by adding a subdivision; 290.934, Subdivision 5; and 290A.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 52 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Laufenburger	Penny	Spear
Bang	Gearty	Lessard	Perpich	Stokowski
Benedict	Gunderson	Lewis	Pillsbury	Strand
Brataas	Hanson	Luther	Purfeerst	Stumpf
Chenoweth	Hughes	McCutcheon	Renneke	Tennessen
Chmielewski	Jensen	Menning	Schaaf	Ueland, A.
Coleman	Johnson	Moe	Schmitz	Ulland, J.
Davies	Keefe, J.	Nelson	Schrom	Vega
Dieterich	Keefe, S.	Ogdahl	Setzepfandt	
Dunn	Kirchner	Olhoff	Sieloff	
Engler	Knoll	Olson	Sillers	

So the bill passed and its title was agreed to.

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

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	Penny	Spear
Ashbach	Gearty	Lessard	Perpich	Staples
Bang	Gunderson	Lewis	Pillsbury	Stokowski
Benedict	Hanson	Luther	Purfeerst	Strand
Brataas	Hughes	McCutcheon	Renneke	Stumpf
Chenoweth	Jensen	Menning	Schaaf	Tennessen
Chmielewski	Johnson	Merriam	Schmitz	Ueland, A.
Coleman	Keefe, J.	Moe	Schrom	Ulland, J.
Davies	Keefe, S.	Nelson	Setzepfandt	Vega
Dieterich	Kirchner	Ogdahl	Sieloff	
Dunn	Knoll	Olhoff	Sikorski	
Engler	Knutson	Olson	Sillers	

So the bill passed and its title was agreed to.

H. F. No. 1187: A bill for an act relating to retirement; membership of Hennepin soil and water conservation district employees in the public employees retirement association; amending Minnesota Statutes 1976, Chapter 353, 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Jensen	Lessard	Ogdahl
Ashbach	Dieterich	Johnson	Lewis	Olhoff
Bang	Engler	Keefe, J.	Luther	Olson
Benedict	Frederick	Keefe, S.	McCutcheon	Penny
Brataas	Gearty	Kirchner	Menning	Perpich
Chenoweth	Gunderson	Knoll	Merriam	Pillsbury
Chmielewski	Hanson	Knutson	Moe	Purfeerst
Coleman	Hughes	Laufenburger	Nelson	Renneke

Schaaf	Setzepfandt	Sillers	Stokowski	Ueland, A.
Schmitz	Sieloff	Spear	Strand	Ulland, J.
Schrom	Sikorski	Staples	Stumpf	Vega

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Sieloff moved that S. F. No. 558 be taken from the table. The motion prevailed.

S. F. No. 558: A bill for an act relating to game and fish; authorizing the trapping of the great horned owl in certain instances; amending Minnesota Statutes 1976, Section 100.29, Subdivision 32.

CONCURRENCE AND REPASSAGE

Mr. Sieloff moved that the Senate concur in the amendments by the House to S. F. No. 558 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 558 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 35 and nays 22, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Kirchner	Olson	Stokowski
Ashbach	Gearty	Knutson	Penny	Strand
Bang	Gunderson	Laufenburger	Pillsbury	Tennessen
Brataas	Hanson	Lessard	Renneke	Ueland, A.
Chmielewski	Jensen	Menning	Setzepfandt	Ulland, J.
Dieterich	Johnson	Moe	Sieloff	Vega
Engler	Keefe, J.	Ogdahl	Sillers	Wegener

Those who voted in the negative were:

Benedict	Knoll	Milton	Schaaf	Staples
Chenoweth	Lewis	Nelson	Schmitz	Stumpf
Davies	Luther	Olhoft	Schrom	
Hughes	McCutcheon	Perpich	Sikorski	
Keefe, S.	Merriam	Purfeerst	Spear	

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

Pursuant to Rule 21, Mr. Merriam moved that the following members be excused for a Conference Committee on S. F. No. 896:

Messrs. Merriam, Dunn, Anderson, Olhoft and Luther. The motion prevailed.

Pursuant to Rule 21, Mr. Moe moved that the following members be excused for a Conference Committee on S. F. No. 1416:

Messrs. Lewis, Kirchner, Milton, Moe and Perpich. The motion prevailed.

Pursuant to Rule 21, Mr. Olhoft moved that the following members be excused for a Conference Committee on H. F. No. 437:

Messrs. Olhoff, Sillers and Peterson. The motion prevailed.

SPECIAL ORDER

H. F. No. 1004: A bill for an act relating to worker's compensation; limiting expenses and profit includable in workers' compensation insurance premium; permitting the commissioner of insurance to employ an actuary; including legislators in coverage; requiring owners to elect non-coverage; excluding certain family corporations and certain nonprofit associations from 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 the distribution of physician's reports; providing for adjustments to benefit payments; creating a workers' compensation study commission; appropriating money; amending Minnesota Statutes 1976, Sections 79.07; 79.30; 176.011, Subdivisions 9 and 11a; 176.012; 176.021, Subdivision 3; 176.041, Subdivision 1; 176.051; 176.081, Subdivisions 1, 2, 3, 4, and 6; 176.101; 176.111, Subdivisions 6, 11 and 21; 176.132, Subdivisions 1, 2, and 3; 176.141; 176.155, Subdivision 1; 176.221, by adding a subdivision; 176.511, Subdivision 3; 176.645; and Chapter 79 by adding a section; repealing Minnesota Statutes 1976, Sections 176.111, Subdivision 13; and 176.185, Subdivision 8.

Mr. Keefe, S. moved to strike the amendment placed on H. F. No. 1004 by the Committee on Finance, adopted by the Senate May 16, 1977, and amend H. F. No. 1004 as follows:

Page 6, line 17, after "employee" insert "*and employer*"

Page 7, line 13, strike "*such*" and insert "*the*"

Page 7, line 14, strike "*such*" and insert "*the*"

Page 11, line 1, strike "the department of"

Page 11, line 15, strike "of the department"

Page 11, line 19, strike "deputy" and insert "*commissioner*"

Page 11, line 24, strike "of the department"

Page 11, line 32, strike "of the department"

Page 12, line 7, strike "of the department"

Page 25, line 1, strike "*such*" and insert "*the*"

Page 32, line 9, strike "*and*,"

Page 32, line 11, strike the period and insert "; *and*"

Page 32, after line 11, insert:

"(d) the administration of the law by the department of labor and industry and workers' compensation court of appeals."

Page 33, line 18, strike the comma after "3" and insert "*and*"

Page 33, line 18, strike "*, and 21*"

Page 33, line 22, strike "*the day*" and insert "*June 30, 1979.*"

Page 33, strike lines 23 to 25

The motion prevailed. So the amendment was adopted.

Mr. Keefe, S. then moved to amend H. F. No. 1004 as follows:

Page 9, line 30, strike "*operation*" and insert "*operator*"

The motion prevailed. So the amendment was adopted.

Mr. Davies moved to amend H. F. No. 1004 as follows:

Pages 30 and 31, strike section 25

Page 33, line 22, strike "*Section 25 shall be effective the day*"

Page 33, strike lines 23 to 25

Renumber the sections in sequence

Amend the title as follows:

Line 2, strike "*limiting*"

Strike line 3

Line 4, strike "*compensation insurance premiums;*"

Line 19, strike "*79.07;*"

CALL OF THE SENATE

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

Ashbach	Frederick	Kleinbaum	Penny	Staples
Bang	Gunderson	Knoll	Perpich	Strand
Benedict	Hanson	Laufenburger	Pillsbury	Stumpf
Bernhagen	Hughes	Lessard	Purfeerst	Tennessee
Coleman	Jensen	Menning	Renneke	Vega
Davies	Johnson	Milton	Schrom	
Dieterich	Keefe, S.	Nelson	Setzepfandt	
Engler	Kirchner	Ogdahl	Sieloff	

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

The question recurred on the Davies amendment.

Mr. Keefe, S. moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 30 and nays 31, as follows:

Those who voted in the affirmative were:

Ashbach	Engler	Kleinbaum	Penny	Sieloff
Bang	Frederick	Knoll	Pillsbury	Solon
Bernhagen	Gunderson	Knutson	Renneke	Tennessee
Brataas	Jensen	Laufenburger	Schaaf	Ueland, A.
Davies	Keefe, J.	Lewis	Schmitz	Ulland, J.
Dunn	Kirchner	Ogdahl	Schrom	Wegener

Those who voted in the negative were:

Anderson	Hughes	Merriam	Purfeerst	Stumpf
Benedict	Humphrey	Milton	Setzepfandt	Vega
Borden	Johnson	Moe	Sikorski	Willet
Coleman	Keefe, S.	Nelson	Spear	
Dieterich	Luther	Nichols	Staples	
Gearty	McCutcheon	Olson	Stokowski	
Hanson	Menning	Perpich	Strand	

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

Mr. Ashbach moved to amend H. F. No. 1004 as follows:

Page 1, after line 31, insert:

"Section 1. Minnesota Statutes 1976, Section 175.006, Subdivision 1, is amended to read:

175.006 [DIVISION OF WORKER'S COMPENSATION.] Subdivision 1. [CREATION AND ORGANIZATION.] The division of worker's compensation, generally administering the worker's compensation law, is created within the department of labor and industry. There is created as a separate appellate tribunal for worker's compensation, the worker's compensation court of appeals.

The worker's compensation court of appeals shall be composed of three judges learned in the law, each serving in the unclassified service of the state civil service. Each judge of the worker's compensation court of appeals shall be appointed by the governor, by and with the advice and consent of the senate, for a term of six years. *At least one of the members of the court of appeals shall be appointed upon the recommendation of labor and at least one member shall be appointed upon the recommendation of industry.* The judges of the worker's compensation court of appeals as now created shall be the judges of the worker's compensation court of appeals until the expiration of the terms for which they have been appointed and qualified."

Page 33, line 18, strike "3, 6, and 21" and insert "4, 7, and 22"

Page 33, line 19, strike "12" and insert "13"

Page 33, line 21, strike "23" and insert "24"

Page 33, line 22, strike "25" and insert "26"

Renumber the sections in sequence

Amend the title as follows:

Line 2, after the semicolon, insert "provisions for membership on court of appeals;"

Line 19, after "79.30;" insert "175.006, Subdivision 1;"

The question was taken on the adoption of the amendment.

Mr. Ashbach moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 20 and nays 30, as follows:

Those who voted in the affirmative were:

Ashbach	Engler	Knutson	Purfeerst	Setzepfandt
Bang	Frederick	Menning	Renneke	Sieloff
Bernhagen	Jensen	Olson	Schmitz	Ueland, A.
Brataas	Kirchner	Pillsbury	Schrom	Ulland, J.

Those who voted in the negative were:

Benedict	Gunderson	Laufenburger	Nichols	Staples
Borden	Hanson	Lessard	Penny	Stumpf
Coleman	Hughes	Lewis	Perpich	Tennessen
Davies	Keefe, S.	Milton	Schaaf	Vega
Dieterich	Kleinbaum	Moe	Sikorski	Wegener
Gearty	Knoll	Nelson	Spear	Willet

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

H. F. No. 1004 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 34 and nays 22, as follows:

Those who voted in the affirmative were:

Anderson	Hanson	Lewis	Olson	Staples
Benedict	Hughes	Luther	Perpich	Stokowski
Borden	Humphrey	Merriam	Peterson	Stumpf
Coleman	Keefe, S.	Milton	Purfeerst	Tennessen
Davies	Kleinbaum	Moe	Sikorski	Vega
Dieterich	Knoll	Nelson	Solon	Willet
Gearty	Laufenburger	Nichols	Spear	

Those who voted in the negative were:

Ashbach	Engler	Knutson	Renneke	Ueland, A.
Bang	Frederick	Lessard	Schmitz	Wegener
Bernhagen	Gunderson	Menning	Schrom	
Brataas	Jensen	Penny	Sieloff	
Dunn	Kirchner	Pillsbury	Strand	

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

Pursuant to Rule 21, Mr. Stokowski moved that the following members be excused for a Conference Committee on S. F. No. 181:

Messrs. Stokowski, Ogdahl and Strand. The motion prevailed.

SPECIAL ORDER

S. F. No. 743: A bill for an act relating to health; establishing a health program for pre-school children; providing for payments to school districts; appropriating money.

Mr. Milton moved to amend S. F. No. 743 as follows:

Page 2, line 20, strike "EPS" and insert "early and periodic screening"

The motion prevailed. So the amendment was adopted.

CALL OF THE SENATE

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

Bang	Gearty	Knoll	Olhoft	Spear
Bernhagen	Gunderson	Knutson	Penny	Staples
Borden	Hanson	Laufenburger	Purfeerst	Stumpf
Davies	Humphrey	Lessard	Schmitz	Tennessee
Dieterich	Jensen	Merriam	Schrom	Ueland, A.
Dunn	Keefe, S.	Milton	Setzepfandt	Ulland, J.
Engler	Kirchner	Moe	Sieloff	Vega
Frederick	Kleinbaum	Nelson	Sikorski	Wegener

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

S. F. No. 743 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 45 and nays 4, as follows:

Those who voted in the affirmative were:

Bang	Humphrey	Luther	Perpich	Spear
Bernhagen	Keefe, J.	Menning	Pillsbury	Staples
Borden	Keefe, S.	Milton	Purfeerst	Stokowski
Davies	Kirchner	Moe	Schaaf	Strand
Dunn	Kleinbaum	Nelson	Schmitz	Stumpf
Frederick	Knoll	Nichols	Setzepfandt	Tennessee
Gearty	Laufenburger	Olhoft	Sieloff	Ulland, J.
Gunderson	Lessard	Olson	Sikorski	Vega
Hanson	Lewis	Penny	Solon	Willet

Mrs. Brataas, Messrs. Knutson, Schrom and Ueland, A. voted in the negative.

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

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

REPORTS OF COMMITTEES

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

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

S. F. Nos. 80, 1521, 669, 883, 227, 691, 1360, 455, 1334, 675, 185, 202, 1395, 100, 703, 958, 1058, 1361, 599, 615 and 1486 and H. F. Nos. 1030, 1040, 351, 962, 967, 456 and 105 makes the following report:

That S. F. Nos. 1521, 669, 227, 1360, 1334, 675, 202, 1395, 958, 1058, 1361, 599 and 1486 and H. F. Nos. 1030, 1040, 351, 962, 967, 456 and 105 be placed on the General Orders Calendar, in the order indicated.

That S. F. Nos. 80, 883, 691, 455, 185, 100, 703 and 615 are being retained in the subcommittee.

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

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

H. F. No. 522 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.
522	669				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 522 be amended as follows:

Page 1, after line 30, insert

"Subd. 2a. "City" means a home rule charter or statutory city."

Page 2, lines 1 and 2, delete the new language

Page 2, line 6, delete the new language and insert *"or town meeting the requirements of Minnesota Statutes, Section"*

Page 2, line 7, delete *"and"* and insert *"or"*

Page 2, lines 17 and 18, delete *"," livestock"*

Page 2, line 25, delete *"MODIFICATIONS;"*

Page 2, line 26, strike *"Effective July 1, 1972,"*

Page 3, lines 6 and 7, delete *"by section 326.244"*

Page 3, delete lines 8 and 9

Page 3, line 10, delete *"buildings"* and insert *"326.244"*

Page 3, line 11, after *"but"* insert *"in no event"* and delete *"1979"* and insert *"1978"*

Page 3, line 13, delete *"all"* and insert *"new"*

Page 3, line 14, delete *"has adopted or"*

Page 3, line 15, after the comma insert *"or determines by ordinance thereafter to undertake enforcement,"*

Page 3, line 16, delete *"in"* and after *"city"* insert a period

Page 13, delete lines 17 to 22 and insert

"A city may by ordinance extend the enforcement of the code to contiguous unincorporated territory not more than two miles distant from its corporate limits in any direction; provided that where two or more non-contiguous cities which have elected to

enforce the code have boundaries less than four miles apart, each is authorized to enforce the code on its side of a line equidistant between them. Once enforcement authority is extended extra-territorially by ordinance, the authority may continue to be exercised in the designated territory even through another city less than four miles distant later elects to enforce the code. Any city may thereafter enforce the code in the designated area to the same extent as if such property were situated within its corporate limits. A city which, on the effective date of this act, has not adopted the code may not commence enforcement of the code within or outside of its jurisdiction until it has provided written notice to the commissioner, the county auditor, and the town clerk of each town in which it intends to enforce the code. A public hearing on the proposed enforcement must be held not less than 30 days after the notice has been provided. Enforcement of the code by the city will commence on the first day of January in the year following the notice and hearing. Municipalities may provide for the issuance of permits, inspection and enforcement within their jurisdictions by such means as may be convenient, and lawful, including by means of contracts with other municipalities pursuant to section 471.59, and with qualified individuals. In areas outside of the enforcement authority of a city, the fee charged for the issuance of permits and inspections for single family dwellings may not exceed the greater of \$100 or .005 times the value of the structure, addition or alteration. The other municipalities or qualified individuals may be reimbursed by retention or remission of some or all of the building permit fee collected or by other means. In areas of the state where inspection and enforcement is unavailable from qualified employees of municipalities, it shall be the responsibility of the commissioner to train and designate individuals available to carry out inspection and enforcement on a fee basis."

Page 3, line 24, before "is" insert "with enforcement responsibility"

Page 3, line 32, delete "In"

Page 4, delete lines 1 to 11 and insert

"The commissioner shall quarterly bill each affected municipality for the administration and enforcement services rendered. Any costs to the state arising from the state administration and enforcement shall be borne by the subject municipality. The commissioner of administration shall annually certify to the commissioner of revenue any unpaid costs incurred by the state building inspector because of the failure of a municipality to administer and enforce the code. The commissioner of revenue is authorized to annually deduct any certified unpaid costs that are at least one year delinquent from state aid funds given to the municipality."

Page 4, line 26, delete "REPORT" and insert "TEMPORARY PROVISION" and delete "November 1, 1977" and insert "January 1, 1978"

Page 5, delete lines 7 to 27

Page 6, line 1, restore the stricken and delete the underscored language

Page 6, delete lines 2 and 3 and insert

"or any facility of 5,000 kilowatts or more which requires oil, natural gas, or natural gas liquids as a fuel and for which an installation permit has not been issued by the pollution control agency pursuant to Minn. Reg. APC 3(a) prior to July 1, 1977;"

Page 6, lines 6 to 9, delete the underscored language and insert

"; or, any high voltage transmission line with a capacity of 300 kilovolts with more than 25 miles of its length in Minnesota;

Page 6, line 18, delete "or" and insert a comma

Page 7, line 2, delete "disposal or storage" and insert "storage or disposal"

Page 8, delete lines 26 to 27

Page 8, line 28, delete "Subd. 2." and insert "Sec. 7."

Page 8, line 32, delete "the coal use" and insert "a coal" and delete "defined in this"

Page 9, line 1, delete "subdivision"

Page 9, line 3, delete "June 30" and insert "September 1" and delete everything after the period

Page 9, delete lines 4 to 21 and insert

"The study shall specify in five and ten year forecasts, the demand for coal in Minnesota by user type and location, estimate environmental impacts, examine transportation and handling system needs, discuss the potential for the use of coal gasification, and address the significant economic and institutional questions involved in bringing about a major shift in energy use from other fuels to coal."

Page 9, line 25, strike "of the"

Page 9, line 26, before "purchase" insert "and make recommendations concerning the"

Page 9, line 27, strike "automobiles" and insert "motor vehicles"

Page 9, line 30 to page 10, line 7, restore the stricken and delete the underscored language

Delete page 10, line 8 to page 11, line 21 and insert

"Sec. 9. Minnesota Statutes 1976, Section 116H.12, is amended by adding a subdivision to read:

Subd. 11. Beginning January 1, 1978, no new room air conditioner shall be sold, installed or transported for resale into Minnesota unless it has an energy efficiency ratio of 7.0 or higher for units of 6,000 British thermal units or greater; or 6.0 energy efficiency ratio for units of less than 6,000 British thermal units.

This subdivision shall not apply to air conditioners in Minnesota on January 1, 1978. No person may transport non-complying units into this state in excess of what he can reasonably anticipate selling prior to January 1, 1978.

Sec. 10. Minnesota Statutes 1976, Section 116H.12, is amended by adding a subdivision to read:

Subd. 12. Beginning January 1, 1979, no new residential forced air type central furnace, cooking or clothes drying equipment designed to burn natural gas, which also uses electrical energy, shall be sold or installed in Minnesota without a means, other than a continuously burning pilot, for automatic ignition."

Page 12, line 7, after "standards" insert "for new buildings"

Page 12, line 19, delete "intended to be"

Page 12, line 20, delete "three or more motor vehicles" and insert "automobiles"

Page 12, line 21, delete "However,"

Page 12, line 22, delete "such a" and insert "a parking"

Page 12, line 24, delete "such" and insert "the"

Delete page 12, line 25 to page 13, line 20

Page 14, lines 14 and 15, delete the underscored language

Delete page 14, line 17 to page 15, line 14

Page 15, line 19, delete "new"

Page 15, line 21, delete "application for siting" and insert "construction of"

Page 15, line 22, delete the underscored language

Page 16, line 7, delete "state department of education" and insert "commissioner of education in consultation"

Page 16, line 8, delete "cooperation" and insert "director" and delete "and the environmental"

Page 16, line 9, delete "education board"

Delete page 16, line 19 to page 18, line 8 and insert

"Sec. 15. Minnesota Statutes 1976, Section 272.02, Subdivision 1, is amended to read:

272.02 [EXEMPT PROPERTY.] Subdivision 1. Except as provided in other subdivisions of this section or in section 272.025, all property described in this section to the extent herein limited shall be exempt from taxation:

- (1) All public burying grounds;
- (2) All public schoolhouses;
- (3) All public hospitals;

(4) All academies, colleges, and universities, and all seminaries of learning;

(5) All churches, church property, and houses of worship;

(6) Institutions of purely public charity;

(7) All public property exclusively used for any public purpose;

(8) All natural cheese held in storage for aging by the original Minnesota manufacturer;

(9) (a) Class 2 property of every household of the value of \$100, maintained in the principal place of residence of the owner thereof. The county auditor shall deduct such exemption from the total valuation of such property as equalized by the revenue commissioner assessed to such household, and extend the levy of taxes upon the remainder only. The term "household" as used in this section is defined to be a domestic establishment maintained either (1) by two or more persons living together within the same house or place of abode, subsisting in common and constituting a domestic or family relationship, or (2) by one person.

(b) During the period of his active service and for six months after his discharge therefrom, no member of the armed forces of the United States shall lose status of a householder under paragraph (a) which he had immediately prior to becoming a member of the armed forces.

In case there is an assessment against more than one member of a household the \$100 exemption shall be divided among the members assessed in the proportion that the assessed value of the Class 2 property of each bears to the total assessed value of the Class 2 property of all the members assessed. The Class 2 property of each household claimed to be exempt shall be limited to property in one taxing district, except in those cases where a single domestic establishment is maintained in two or more adjoining districts.

Bonds and certificates of indebtedness hereafter issued by the state of Minnesota, or by any county or city of the state, or any town, or any common or independent school district of the state, or any governmental board of the state, or any county or city thereof, shall hereafter be exempt from taxation; provided, that nothing herein contained shall be construed as exempting such bonds from the payment of a tax thereon, as provided for by section 291.01, when any of such bonds constitute, in whole or in part, any inheritance or bequest, taken or received by any person or corporation.

(10) Farm machinery manufactured prior to 1930, which is used only for display purposes as a collectors item;

(11) The taxpayer shall be exempted with respect to, all agricultural products, inventories, stocks of merchandise of all sorts, all materials, parts and supplies, furniture and equipment, manufacturers material, manufactured articles including the inventor's

of manufacturers, wholesalers, retailers and contractors; and the furnishings of a room or apartment in a hotel, rooming house, tourist court, motel or trailer camp, tools and machinery which by law are considered as personal property, and the property described in section 272.03, subdivision 1 (c), except personal property which is part of an electric generating, transmission, or distribution system or a pipeline system transporting or distributing water, gas, or petroleum products or mains and pipes used in the distribution of steam or hot or chilled water for heating or cooling buildings and structures.

(12) Containers of a kind customarily in the possession of the consumer during the consumption of commodities, the sale of which are subject to tax under the provisions of the excise tax imposed by Extra Session Laws 1967, Chapter 32;

(13) All livestock, poultry, all horses, mules and other animals used exclusively for agricultural purposes;

(14) All agricultural tools, implements and machinery used by the owners in any agricultural pursuit.

(15) Real and personal property used primarily for the abatement and control of air, water, or land pollution to the extent that it is so used.

Any taxpayer requesting exemption of all or a portion of any equipment or device, or part thereof, operated primarily for the control or abatement of air or water pollution shall file an application with the commissioner of revenue. Any such equipment or device shall meet *the standards, regulations rules* or criteria prescribed by the Minnesota Pollution Control Agency, and must be installed or operated in accordance with a permit or order issued by that agency. The Minnesota Pollution Control Agency shall upon request of the commissioner furnish information or advice to the commissioner. If the commissioner determines that property qualifies for exemption, he shall issue an order exempting such property from taxation. Any such equipment or device shall continue to be exempt from taxation as long as the permit issued by the Minnesota Pollution Control Agency remains in effect.

(16) The part of the value of real and personal property equipped with an energy supply or use system which includes a solar energy system as defined in section 116H.02, subdivision 11, that exceeds the value of the property if it were equipped with a conventional energy supply or use system, if the property is not used to provide energy for sale.

Sec. 16. Minnesota Statutes 1976, Section 290.06, Subdivision 9, is amended to read:

Subd. 9. (a) A credit of five percent of the net cost of equipment included in section 290.09, subdivision 7, paragraph (A), *clause (a)*, that is installed and operated within Minnesota exclusively to prevent pollution of air, water, or land in accordance with engineering principles approved by the Minnesota pollution control agency, and a credit of ten percent of the net cost of a

solar collector subsystem, may be deducted from the tax due under this chapter in the first year in which the property is constructed or installed, or for which a depreciation deduction is allowed for the equipment. For the purpose of this subdivision "solar collector subsystem" shall mean the assembly for absorbing solar radiation, converting it into thermal energy, and transferring the thermal energy to a heat transfer medium. The credit allowed by this subdivision shall not exceed so much \$75,000 of the tax liability for tax for the that taxable year as does not exceed \$50,000. In the case of a solar collector subsystem, the credit shall apply only if the property meets or exceeds the standards promulgated pursuant to section 116H.127.

(b) If the amount of the credit determined under clause (a) for any taxable year for which a depreciation deduction is allowed exceeds the limitation provided by clause (a) for such the taxable year (hereinafter in , which for the purposes of this subdivision referred to shall be known as the "unused credit year"); such , the excess shall be ;

(1) a credit carryback to each of the three taxable years preceding the unused credit year; and

(2) a credit carryover to each of the seven four taxable years following the unused credit year.

The entire amount of the unused credit for an unused credit year shall be carried to the earliest of the ten four taxable years to which , by reason of clauses (1) and (2) ; such , the credit may be carried and then to each of the other nine three taxable years; provided, however, the maximum credit allowable in any one taxable year under this subdivision , including the credit allowable under clause (a) and the carryback or carryforward allowable under this paragraph , shall in no event exceed \$50,000 \$75,000 .

(c) This subdivision shall apply to solar collector subsystems constructed or installed after December 31, 1976, and to other property acquired in taxable years beginning on or after January 1, 1969. The credits provided by this subdivision for the construction or installation of a solar collector subsystem shall expire for taxable years commencing after December 31, 1980.

Sec. 17. By December 31, 1977, the director of the energy agency, after consulting with the appropriate standing committees of the legislature, shall develop a comprehensive legislative proposal dealing with the legal, institutional, and financial issues surrounding solar energy use in Minnesota, including the creation and protection of sun rights, the modification of building codes, and the provision of reliable backup heating systems.

Sec. 18. The director of the energy agency in consultation with the director of the housing finance agency shall develop pamphlets and radio and television messages on the energy conservation and housing programs available in Minnesota. The pamphlets shall include information on available tax credits for residential energy

conservation measures, residential retrofitting loan and grant programs, and data on the economics of energy conservation measures.

Sec. 19. The university of Minnesota, the departments of agricultural engineering, and agricultural and applied economics shall carry out a research and demonstration project to study the feasibility of developing an agriculturally derived ethyl alcohol supplement to be blended with diesel fuel so as to produce a liquid fit for use as a fuel in diesel engines used for agricultural purposes. In carrying out the project, the departments shall utilize to the fullest extent possible studies, data and reports of public agencies, private organizations and corporations, research institutes and other institutions of higher education. Before the project begins it shall be presented to the energy agency for review and comment.

An interim report shall be provided by September 1, 1978, to the energy agency and the Minnesota department of agriculture for review and comment. The university shall then provide the legislature with a final report and recommendations by January 1, 1979.

The project report shall include, but is not limited to, results from field studies of demonstration projects, and a review of the technical feasibility, possible energy impacts, biomass options, economic feasibility, agricultural sources and policy recommendations. A review of the relevant literature and a glossary shall also be included.

Sec. 20. [APPROPRIATIONS.] Subdivision 1. The sum of \$50,000 is appropriated from the general fund to the commissioner of administration for the purposes of sections 1 to 4 and 13 during the biennium beginning July 1, 1977.

Subd. 2. The following sums are appropriated from the general fund for the purposes of section 7 during the biennium beginning July 1, 1977:

Minnesota Energy Agency	\$159,433
State Planning Agency	28,034
Pollution Control Agency	36,050
Department of Natural Resources	29,742
Department of Transportation	16,741

Subd. 3. The sum of \$25,000 is appropriated from the general fund to the department of education for the purposes of section 14 during the biennium beginning July 1, 1977.

Subd. 4. The sum of \$25,000 is appropriated from the general fund to the director of the energy agency for the purpose of section 17 during the fiscal year beginning July 1, 1977.

Subd. 5. The sum of \$225,000 is appropriated from the general fund to the director of the energy agency to be used for the purpose of section 18 during the biennium beginning July 1, 1977.

Subd. 6. The sum of \$50,000 is appropriated from the general

fund to the university of Minnesota for the purpose of section 19. This appropriation shall not lapse but shall be available for expenditure until January 1, 1979.

Sec. 21. Minnesota Statutes 1976, Sections 116H.12, Subdivision 10; 325.811; and 325.812 are repealed.

Sec. 22. This act is effective the day following its final enactment; except that section 2, subdivision 2, is effective July 1, 1978."

Renumber the sections in sequence

Further, strike the title and insert

"A bill for an act relating to energy; extending the application of the state building code to all cities and counties; clarifying state agency rulemaking regarding building code subject matter; further defining large energy facility; imposing duties on the director of the energy agency; requiring promulgation of certain energy conservation standards; revising certain requirements; requiring research on fuel supplements; exempting certain solar energy systems from property taxation; providing a ten percent credit against income tax for the cost of certain solar energy systems; appropriating funds; amending Minnesota Statutes 1976, Sections 16.84; 16.851; 16.86, Subdivision 4; 116H.02, Subdivision 5; 116H.07, Subdivision 1; 116H.12, Subdivision 5, and by adding subdivisions; 116H.121; 116H.126; 116H.13, Subdivision 4; 126.111; 272.02, Subdivision 1; and 290.06, Subdivision 9; repealing Minnesota Statutes 1976, Sections 116H.12, Subdivision 10; 325.811; and 325.812."

And when so amended, H. F. No. 522 will be identical to S. F. No. 669 and further recommends that H. F. No. 522 be given its second reading and substituted for S. F. No. 669 and that the Senate File be indefinitely postponed.

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

SECOND READING OF HOUSE BILLS

H. F. No. 522 was read the second time.

RECESS

Mr. Borden moved that the Senate do now recess until 8:15 o'clock p.m. The motion prevailed.

The hour of 8:15 o'clock p.m. having arrived, the President called the Senate to order.

MOTIONS AND RESOLUTIONS—CONTINUED

Pursuant to Rule 21, Mr. Coleman moved that the following members be excused for a Conference Committee on H. F. No. 1475:

Messrs. McCutcheon, Johnson, Peterson, Hanson and Stokowski. The motion prevailed.

Pursuant to Rule 21, Mr. Humphrey moved that the following members be excused for a Conference Committee on S. F. No. 1467:

Messrs. Humphrey, Borden, Willet, Solon and Dunn. The motion prevailed.

CALL OF THE SENATE

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

Ashbach	Kleinbaum	Milton	Schaaf	Strand
Benedict	Knoll	Moe	Schmitz	Stumpf
Coleman	Knutson	Nelson	Schrom	Tennessen
Davies	Laufenburger	Nichols	Setzepfandt	Ulland, J.
Gearty	Lessard	Olhoft	Sieloff	Vega
Gunderson	Lewis	Penny	Sikorski	Wegener
Keefe, S.	Luther	Pillsbury	Spear	
Kirchner	Menning	Purfeerst	Staples	

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

SPECIAL ORDER

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.

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 35 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Keefe, S.	Lewis	Purfeerst	Spear
Benedict	Kirchner	Luther	Schaaf	Staples
Brataas	Kleinbaum	Milton	Schmitz	Strand
Coleman	Knoll	Nelson	Schrom	Stumpf
Davies	Knutson	Nichols	Setzepfandt	Ulland, J.
Gearty	Laufenburger	Olhoft	Sieloff	Vega
Gunderson	Lessard	Penny	Sikorski	Wegener

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 H. F. No. 223 a Special Order to be heard immediately.

H. F. No. 223: A bill for an act relating to taxation; providing that sales tax on telephone service charges be payable by person paying for the service; amending Minnesota Statutes 1976, Section 297A.01, 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 42 and nays 0, as follows:

Those who voted in the affirmative were:

Bang	Gunderson	Lessard	Penny	Spear
Benedict	Jensen	Lewis	Perpich	Staples
Bernhagen	Keefe, J.	Luther	Pillsbury	Strand
Brataas	Keefe, S.	Menning	Purfeerst	Stumpf
Coleman	Kirchner	Milton	Schmitz	Ueland, A.
Davies	Kleinbaum	Moe	Schrom	Ulland, J.
Engler	Knoll	Nelson	Setzepfandt	Vega
Frederick	Knutson	Nichols	Sieloff	Wegener
Gearty	Laufenburger	Olhoff	Sikorski	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

S. F. No. 1489 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON 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.

May 11, 1977

The Honorable Edward J. Gearty
President of the Senate

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

We, the undersigned conferees for S. F. No. 1489, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 1489 be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [SEMI-STATE ACTIVITIES; APPROPRIATIONS.] The sums set forth in the columns designated "APPROPRIATIONS" are appropriated from the general fund, or any other fund designated, to the agencies and for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1977", "1978", and "1979", wherever used in this act, mean that the appropriation or appropriations listed thereunder are available for the year ending June 30, 1977, June 30, 1978, or June 30, 1979, respectively.

APPROPRIATIONS
Available for the Year
Ending June 30,
1978 1979

\$

\$

Sec. 2. GENERAL GOVERNMENT

Subdivision 1. Great Lakes Commission 31,500

The governor shall review the functions of this agency and shall, using the procedures of Minnesota Statutes, Section 3.30, determine whether this agency should be funded for the second year of the biennium. There is appropriated to the general contingent account the sum of \$31,500 which may be utilized for the second year of the biennium.

Subd. 2. Minnesota-Wisconsin Boundary Area Commission 46,300

The amount expended shall not exceed the amount provided for the commission by the state of Wisconsin.

Of this appropriation, \$3,800 is money that was previously appropriated to assess recreational watercraft traffic on the lower St. Croix river, but was not spent.

The governor shall review the functions of this agency and shall, using the procedures of Minnesota Statutes, Section 3.30, determine whether this agency should be funded for the second year of the biennium. There is appropriated to the general contingent account the sum of \$46,000 which may be utilized for the second year of the biennium.

Subd. 3. Uniform Laws Commission 11,000 11,000

	1978	1979
\$	\$	

Sec. 3. STATE HORTICULTURAL SOCIETY

For maintenance	40,000	40,000
-----------------	--------	--------

Sec. 4. EDUCATION, LIBRARIES, MUSEUMS AND RECREATION

Subdivision 1. Minnesota Historical Society

(a) General Operations and Management	2,618,333	2,579,953
---------------------------------------	-----------	-----------

This appropriation includes money for a seven-day-a-week tour program in the capitol and historical buildings. The historical building shall remain open for public use on Saturdays and, if necessary, adjustments in the remainder of the week day schedule may be effected by the Minnesota historical society. Notwithstanding any other laws to the contrary, the society may purchase fire, wind, hail, and vandalism insurance from this appropriation.

Any unencumbered balance remaining at the end of the first year shall be returned to the state treasury and credited to the general fund.

The Minnesota historical society shall report by January 1 of each year to the governor, the commissioners of finance and administration, and the legislature the amount and purpose for which state money was expended for each fiscal year of the biennium.

\$62,500 each year is for the science museum of Minnesota. This appropriation shall be expended according to the provisions of Minnesota Statutes, Section 138.035.

\$45,000 each year is for the government learning center.

\$50,000 each year is for the center for Minnesota Folklife.

(b) Historic Site Operations	3,737,934	2,010,804
------------------------------	-----------	-----------

(1) \$300,000 the first year is to identify significant historic sites on a state-

	1978	1979
\$		\$

wide basis and formulate a plan for their preservation. The plan shall be presented to the governor and the legislature by January 1, 1979.

(2) \$1,450,000 the first year is for interpretive center development, to be expended in accordance with the historic interpretation program plan prepared by the society. This appropriation may also be used for matching grants to localities to plan and construct interpretive centers, provided they can demonstrate their ability to operate and maintain the centers.

Any unencumbered balance remaining in (1) or (2) the first year shall not cancel but is available for the second year of the biennium.

(3) \$500,000 each year is for historic site grants to encourage local historic preservation projects. To be eligible for a grant, a county or local project group must provide a 50 percent match, in accordance with the historical society's guidelines.

(c) Sibley House

15,900

16,200

This appropriation is available for maintenance of the Sibley House and related buildings on the Old Mendota state historic site owned by the Sibley House Association.

The historical society should seek an agreement with the Sibley House Association whereby the historical society will make payments to the Association for this purpose, will provide the Association with technical assistance in applying for federal grants, and will provide professional architectural services to prepare a report to be submitted by January 1, 1979 to the governor and the legislature on the condition of the Sibley House, the Faribault House, and other buildings on the site.

Notwithstanding any laws to the contrary, the Sibley House Association may purchase fire, wind, hail, and vandalism insurance, and insurance coverage for fine art objects from this appropriation.

	1978	1979
	\$	\$
Subd. 2. Minnesota Academy of Science	16,200	16,200
Subd. 3. Board of the Arts		
(a) General Support	293,041	304,310
(b) Subsidies and Grants	1,478,704	1,970,399

\$700,000 the first year and \$900,000 the second year is for subsidies to the major arts organizations of the state.

Subsidies may be allocated to arts organizations with consistent state-wide or multi-region impact. Subsidy grants are for the general purposes of the recipient, not for any specific program project. The state arts board shall set guidelines and shall be responsible for the disbursement of subsidy funds.

The board of the arts shall continue to develop regional arts task forces and regional arts councils serving each of the 13 economic development regions of the state. The board shall recognize one task force from each district. The board shall, with the advice of a citizen advisory committee representing each of the 13 regions, establish guidelines for the regional arts task forces and regional arts councils. The regional arts task forces and regional arts councils may establish policy and make decisions on arts programs and grants of local and regional impact under the guidelines established by the board.

The board shall continue to develop a comprehensive statewide information and publicity system and shall include a progress report on its activities in its annual report to the legislature.

The state arts board shall allocate funds for the above purposes provided that no state appropriated funds may be expended for the general administration of any of the regional arts task forces or regional arts councils.

State appropriations for grants shall not be expended unless matched by federal money.

Any unencumbered balance remaining in

	1978	1979
	\$	\$

the first year shall not cancel but is available for the second year of the biennium.

Subd. 4. Minnesota Safety Council	47,500	47,500
-----------------------------------	--------	--------

This appropriation is from the trunk highway fund and shall be disbursed by the commissioner of finance on certification of need therefor by the president of the Minnesota safety council. The commissioner of finance shall disburse upon certification 25 percent of the annual appropriation on the first day of July, October, January, and April of each fiscal year.

Sec. 5. SOCIAL SECURITY

Subdivision 1. Disabled American Veterans	10,000	10,000
---	--------	--------

For salaries, supplies and expenses to be expended as provided by Laws 1941, Chapter 425.

Subd. 2. Veterans of Foreign Wars

For carrying out the provisions of Laws 1945, Chapter 455	10,500	10,500
---	--------	--------

Sec. 6. MINNESOTA SOCIETY FOR THE PREVENTION OF CRUELTY	15,000	
---	--------	--

For 1977—\$9,222

No state funds shall be expended for the care, feeding, housing, or disposal of animals.

The governor shall review the functions of this agency and shall, using the procedures of Minnesota Statutes, Section 3.30, determine whether this agency should be funded for the second year of the biennium. There is appropriated to the general contingent account the sum of \$15,000 which may be utilized for the second year of the biennium.

Sec. 7. COUNTY ATTORNEYS COUNCIL

54,976

The governor shall review the functions of this agency and shall, using the procedures of Minnesota Statutes, Section 3.30, determine whether this agency should be funded for the second year of the biennium. There is appropriated to

1978 1979

\$

\$

the general contingent account the sum of \$54,976 which may be utilized for the second year of the biennium.

Sec. 8. SOUTHERN MINNESOTA RIVERS BASIN BOARD

42,453

The governor shall review the functions of this agency and shall, using the procedures of Minnesota Statutes, Section 3.30, determine whether this agency should be funded for the second year of the biennium. There is appropriated to the general contingent account the sum of \$43,688 which may be utilized for the second year of the biennium.

Sec. 9. VOYAGEURS NATIONAL PARK ADVISORY COMMITTEE

35,000

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 10. UNEMPLOYMENT COMPENSATION

For 1977—\$5,090

To the commissioner of finance for transfer to the unemployment compensation fund, in reimbursement for unemployment compensation benefits paid to former employees of the following agencies:

Arts Board	\$1,190
County Attorneys' Council	\$3,900

Sec. 11. Minnesota Statutes 1976, Section 139.08, Subdivision 5, is amended to read:

Subd. 5. [REPORTS.] By November 15 of each year, the board shall prepare and deliver to the legislature and the governor a report which shall include the following:

(a) a financial statement showing receipts and disbursements for the year ending the preceding June 30, including a listing of donors and amounts of gifts to the board or its advisory committees valued in excess of \$1,000;

(b) a brief description of the activities of the board for the preceding year;

(c) the number of meetings and approximate hours spent by board members in meetings and on other board activities;

(d) the names of board members and their addresses, occupations, and dates of appointment and re-appointment to the board;

(e) the names and job classifications of board employees;

(f) a brief summary of board rules proposed or adopted during the period with appropriate citations to the state register and published rules;

(g) the number of requests for assistance received by the board and the number of written and oral complaints received from residents of the state relating to the activities of the board or the performance of the duties of the board as provided in this chapter;

(h) a summary by category of the substance of the complaints and requests referred to in (g) above and the responses of the board thereto;

(i) a listing of all grants, loans or other forms of assistance given by the board. This listing shall indicate (1) the recipients of board assistance who are members of the board or its advisory committees, and (2) each recipient sponsoring organization having a member of the board or its advisory committees as a director, officer or employee. The indication required in clause (2) shall also specify the name of the member who is the officer, director or employee. *The listing shall also include the amount of money, number of grants, and the basis for the allocations made to major arts organizations, to individuals, for state-wide distribution, for regional distribution, for sponsor assistance to community organizations, and for sponsor assistance to educational organizations.*

Sec. 12. Minnesota Statutes 1976, Section 139.10, is amended by adding a subdivision to read:

Subd. 3. The board shall be responsible for the administration of the professional touring program.

Sec. 13. Minnesota Statutes 1976, Chapter 139, is amended by adding a section to read:

[139.11] [PUBLICATIONS; LEGEND.] *Every publication, program, or other graphic material prepared by the board or prepared for use by any other organization in connection with an activity paid for by the board shall bear the legend: "This activity is made possible in part by a grant provided by the Minnesota state arts board through an appropriation by the Minnesota state legislature."*

Sec. 14. Minnesota Statutes 1976, Section 343.08, is amended to read:

343.08 [BIENNIAL REPORT.] *The state bureau of animal protection shall make a biennial report before October 1, by November 15 in each even numbered year, to the secretary of state and to the legislature, embracing describing its proceedings budget, expenditures, and activities for the two preceding year fiscal years, and including statistics showing its work.*

Sec. 15. Minnesota Statutes 1976, Section 343.12, is amended to read:

343.12 [DUTIES OF PEACE OFFICERS; FEES.] Upon application of any appointed agent at large or county agent in his county of appointment, it shall be the duty of, any sheriff or his deputy or any police officer to investigate any alleged violation of the law relative to cruelty to animals, and to arrest any person found violating those laws. It shall also be the duty of those officers to take possession of any animals in their respective jurisdictions which have been cruelly treated, and deliver the same to the proper officers of the ~~society~~ county for custody and care. ~~For such care extended, the society shall be allowed its reasonable costs which shall constitute a part of the costs taxed on conviction.~~

Sec. 16. Minnesota Statutes 1976, Section 346.216, is amended to read:

346.216 [EXPENSES OF INVESTIGATION.] The expenses of the investigation authorized by section 346.215 including the fee of the doctor of veterinary medicine, the expenses of keeping or disposing of any animal taken into custody pursuant to such investigation and all other expenses reasonably incident to such investigation shall be ~~assessed~~ against the person alleged to have violated section 346.21, if the person is found guilty of such violation. ~~If the person is found innocent of such violation, the expenses shall be paid by the county treasurer from the general fund of the county. If the person alleged to have violated section 346.21 is found guilty of the violation, the county shall have judgment against the guilty person for the amount of the expenses.~~

Sec. 17. [REPEALER.] *Minnesota Statutes 1976, Sections 343.02; and 343.03, are repealed."*

Further, amend the title

Line 8, delete "sections" and insert "a section"

We request adoption of this report and repassage of the bill.

Senate Conferees: (Signed) Jack I. Kleinbaum, Clarence M. Purfeerst, Peter P. Stumpf, Harmon T. Ogdahl and Robert O. Ashbach.

House Conferees: (Signed) A. J. Eckstein, Harold Dahl, Wendell Erickson, John Arlandson and Walter Hanson.

Mr. Kleinbaum moved that the foregoing recommendations and Conference Committee Report on S. F. No. 1489 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

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; Chap-

ter 139, by adding sections; repealing Minnesota Statutes 1976, Sections 343.02; and 343.03.

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

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

The roll was called, and there were yeas 44 and nays 0, as follows:

Those who voted in the affirmative were:

Bang	Gunderson	Luther	Perpich	Staples
Benedict	Keefe, S.	Menning	Pillsbury	Strand
Bernhagen	Kirchner	Milton	Purfeerst	Stumpf
Brataas	Kleinbaum	Moe	Schmitz	Tennessen
Coleman	Knoll	Nelson	Schrom	Ueland, A.
Davies	Knutson	Nichols	Setzenpfandt	Ulland, J.
Engler	Laufenburger	Ogdahl	Sieloff	Vega
Frederick	Lessard	Olhoft	Sikorski	Wegener
Gearty	Lewis	Penny	Spear	

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

MOTIONS AND RESOLUTIONS—CONTINUED

S. F. No. 826 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 826

A bill for an act relating to seaway port authorities; personnel; contracts; authorizing port authorities to employ a certified public accountant to audit the books of the authority and authorizing the state auditor to accept such audits in lieu of his audit; amending Minnesota Statutes 1976, Section 458.18.

May 13, 1977

The Honorable Edward J. Gearty
President of the Senate

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

We, the undersigned conferees for S. F. No. 826, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments.

We request adoption of this report and repassage of the bill.

Senate Conferees: (Signed) James Ulland, Sam G. Solon and Florian Chmielewski.

House Conferees: (Signed) Thomas R. Berkelman, Mike Jaros and Arlene I. Lehto.

Mr. Ulland, J. moved that the foregoing recommendations and

Conference Committee Report on S. F. No. 826 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

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

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

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

The roll was called, and there were yeas 40 and nays 0, as follows:

Those who voted in the affirmative were:

Bang	Gunderson	Luther	Pillsbury	Staples
Benedict	Keefe, S.	Menning	Purfeerst	Strand
Bernhagen	Kirchner	Moe	Schmitz	Stumpf
Coleman	Kleinbaum	Nelson	Schrom	Tennessen
Davies	Knoll	Nichols	Setzepfandt	Ueland, A.
Engler	Knutson	Olhoft	Sieloff	Ulland, J.
Frederick	Laufenburger	Penny	Sikorski	Vega
Gearty	Lessard	Perpich	Spear	Wegener

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

MOTIONS AND RESOLUTIONS—CONTINUED

S. F. No. 49 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 49

A bill for an act relating to business or agricultural loans; rate of interest therein; amending Minnesota Statutes 1976, Section 334.011, Subdivisions 1 and 4.

May 16, 1977

The Honorable Edward J. Gearty
President of the Senate

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

We, the undersigned conferees for S. F. No. 49 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate accede to the House amendments and that S. F. No. 49, the unofficial engrossment, be further amended as follows:

Page 1, line 18, delete "*four*" and insert "*four and one-half*"

We request adoption of this report and repassage of the bill.

Senate Conferees: (Signed) Roger Laufenberger, Mel Frederick, Clarence M. Purfeerst

House Conferees: (Signed) Ted Suss, Glen H. Anderson, Bruce G. Nelsen

Mr. Laufenberger moved that the foregoing recommendations and Conference Committee Report on S. F. No. 49 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

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

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

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

The roll was called, and there were yeas 43 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Gunderson	Luther	Purfeerst	Strand
Bang	Keefe, J.	Menning	Schaaf	Stumpf
Benedict	Keefe, S.	Nelson	Schmitz	Tennessee
Bernhagen	Kirchner	Nichols	Schrom	Ueland, A.
Coleman	Kleinbaum	Ogdahl	Setzenfandt	Ulland, J.
Davies	Knoll	Olhoff	Sieloff	Vega
Engler	Knutson	Penny	Sikorski	Wegener
Frederick	Laufenburger	Perpich	Spear	
Gearty	Lessard	Pillsbury	Staples	

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

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 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. 274: A bill for an act relating to natural resources; authorizing additions to and deletions from certain state parks; authorizing land acquisition in relation thereto; amending Laws 1945, Chapter 484, Section 1, as amended.

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

Clawson, Lemke and Anderson, G.

Senate File No. 274 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 17, 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. 381: A bill for an act relating to game and fish; changing the commissioner's duties in the removal of beaver; authorizing seasons for taking bobcat, fisher, fox, and wild turkey; requiring the commissioner to issue sportsman's licenses; extending the season and eliminating the annual limit for taking beaver; changing the hours for taking trout; extending the surcharge on small game licenses; amending Minnesota Statutes 1976, Sections 97.56; 98.46, Subdivisions 2, 2a, and 14; 100.26, Subdivision 1; 100.27, Subdivisions 1, 3, 4, 5, and 7; 100.28, Subdivision 1; 101.42, Subdivision 8; and Laws 1961, Chapter 66, Section 1, as amended; repealing Minnesota Statutes 1976, Section 348.071.

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

Reding, Begich and Anderson, G.

Senate File No. 381 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 17, 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. 971: A bill for an act relating to probate; registrars; specifying certain powers of registrars; amending Minnesota Statutes 1976, Section 524.1-307.

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

Ellingson, Haugerud and Stoa.

Senate File No. 971 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 17, 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. 977: A bill for an act relating to marriage; requiring certain information to be included on an application for a marriage license; amending Minnesota Statutes 1976, Sections 517.08, Subdivision 1; and 517.10.

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

Cummiskey, Casserly and Laidig.

Senate File No. 977 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 17, 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. 1172: A bill for an act relating to administrative procedures of governmental agencies; adding metropolitan and capitol area agencies under the coverage of the administrative procedure act; limiting rule-making authority and obligations; permitting incorporation by reference; requiring completion of hearing examiner reports within a specified period; permitting an agency to appeal adverse district court decisions; providing copies of the state register for public libraries; providing for subpoenas and reporters; amending Minnesota Statutes 1976, Sections 15.0411, Subdivision 2; 15.0412; 15.0413, Subdivision 3; 15.0417; 15.0426; 15.048; 15.051, Subdivision 4; 15.052, Subdivisions 4 and 5; and 15.42.

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

Sieben, H; Berg and Casserly.

Senate File No. 1172 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 17, 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. 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.

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

Adams, Arlandson and Searles.

Senate File No. 1349 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 17, 1977

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

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.

Senate File No. 1309 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 17, 1977

CONCURRENCE AND REPASSAGE

Mr. Davies moved that the Senate concur in the amendments by the House to S. F. No. 1309 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1309 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 45 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Gunderson	Lessard	Penny	Spear
Bang	Jensen	Lewis	Perpich	Staples
Benedict	Keefe, J.	Luther	Pillsbury	Strand
Bernhagen	Keefe, S.	Menning	Purfeerst	Stumpf
Coleman	Kirchner	Moe	Schmitz	Tennessee
Davies	Kleinbaum	Nelson	Schrom	Ueland, A.
Engler	Knoll	Nichols	Setzepfandt	Ulland, J.
Frederick	Knutson	Ogdahl	Sieloff	Vega
Gearty	Laufenburger	Olhoft	Sikorski	Wegener

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested.

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

Senate File No. 223 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 17, 1977

CONCURRENCE AND REPASSAGE

Mr. Bang moved that the Senate concur in the amendments by the House to S. F. No. 223 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 223 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 45 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Gearty	Lessard	Penny	Spear
Bang	Gunderson	Lewis	Perpich	Staples
Benedict	Jensen	Luther	Pillsbury	Strand
Bernhagen	Keefe, J.	Menning	Purfeerst	Stumpf
Brataas	Keefe, S.	Moe	Schmitz	Tennessen
Coleman	Kirchner	Nelson	Schrom	Ueland, A.
Davies	Kleinbaum	Nichols	Setzepfandt	Ulland, J.
Engler	Knoll	Ogdahl	Sieloff	Vega
Frederick	Knutson	Olhoft	Sikorski	Wegener

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

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

H. F. No. 415.

Edward A. Burdick, Chief Clerk, House of Representatives
Transmitted May 17, 1977

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H. F. No. 415: A bill for an act relating to collection and dissemination of data; clarifying information practices; defining terms; prescribing remedies; prescribing penalties; appropriating money; amending Minnesota Statutes 1976, Sections 15.1642; 15.165; Chapters 15, by adding sections; and 138, by adding a section; repealing Minnesota Statutes 1976, Sections 15.162; 15.163; 15.1641; 15.166; 15.167; 15.1671; 15.169; 15.17; 15.171; 15.172; 15.173; 15.174; 138.161; 138.162; 138.163; 138.17; 138.18; 138.19; 138.20; 138.21; and 138.22.

Mr. Tennessen moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 415 and that the rules of the Senate be so far suspended as to give H. F. No. 415 its second and third reading and place it on its final passage. The motion prevailed.

H. F. No. 415 was read the second time.

Mr. Tennessen moved to amend H. F. No. 415 as follows:

Strike everything after the enacting clause and insert the language of S. F. No. 811, as amended by the Committee on Judiciary, adopted by the Senate May 11, 1977, together with the amended title.

The motion prevailed. So the amendment was adopted.

Mr. Tennessen then moved to amend H. F. No. 415, as amended by the Senate, adopted May 17, 1977, as follows:

(The text of the House File is identical to S. F. No. 811).

Page 12, line 28, after "boarding care home" insert "which is"

Page 12, line 30, after "144A" insert ", and which is not supervised and operated by the commissioner of public welfare"

Page 12, after line 30, insert:

"Data on individuals relating to the diagnosis and treatment of individuals, which is collected, stored, used or disseminated by a hospital, nursing home, or boarding care home supervised and operated by the commissioner of public welfare, shall be handled pursuant to the provisions of sections 15.162 to 15.1671, and section 15."

The motion prevailed. So the amendment was adopted.

Mr. Frederick moved to amend H. F. No. 415, as amended by the Senate, May 17, 1977, as follows:

(The text of the amended House File is identical to S. F. No. 811.)

Page 17, line 26, after the semicolon insert "whether or not a relative was employed by the hiring authority and the name and position of the relative;"

The motion prevailed. So the amendment was adopted.

CALL OF THE SENATE

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

Benedict	Keefe, J.	McCutcheon	Perpich	Tennesen
Davies	Kirchner	Menning	Purfeerst	Vega
Dunn	Knoll	Milton	Spear	Wegener
Engler	Knutson	Moe	Staples	Willet
Frederick	Lessard	Nelson	Stokowski	
Gearty	Lewis	Olhoft	Strand	
Humphrey	Luther	Penny	Stumpf	

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

H. F. No. 415 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 48 and nays 1, as follows:

Those who voted in the affirmative were:

Benedict	Gunderson	Lewis	Perpich	Strand
Bernhagen	Humphrey	Luther	Pillsbury	Stumpf
Borden	Johnson	Menning	Schaaf	Tennesen
Brataas	Keefe, J.	Milton	Schmitz	Ueland, A.
Coleman	Keefe, S.	Moe	Setzepfandt	Ulland, J.
Davies	Kirchner	Nelson	Sieloff	Vega
Dunn	Knoll	Nichols	Sikoraki	Wegener
Engler	Knutson	Olhoft	Spear	Willet
Frederick	Laufenburger	Olson	Staples	
Gearty	Lessard	Penny	Stokowski	

Mr. Purfeerst voted in the negative.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Humphrey moved that the name of Mr. Lessard be added as co-author to S. F. No. 889. The motion prevailed.

Mr. Tennesen moved that S. F. No. 811, No. 28 on General Orders, be stricken and re-referred to the Committee on Judiciary. The motion prevailed.

Mr. Davies moved that S. F. No. 1070 be taken from the table. The motion prevailed.

S. F. No. 1070: A bill for an act relating to franchises; concerning franchise fees; amending Minnesota Statutes 1976, Sections 80C.01, Subdivisions 4 and 9; 80C.08, Subdivision 1; and 80C.09, Subdivision 1.

CONCURRENCE AND REPASSAGE

Mr. Davies moved that the Senate concur in the amendments by the House to S. F. No. 1070 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1070 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 47 and nays 1, as follows:

Those who voted in the affirmative were:

Benedict	Gunderson	McCutcheon	Purfeerst	Stumpf
Bernhagen	Johnson	Menning	Schaaf	Tennesen
Borden	Keefe, S.	Milton	Schmitz	Ueland, A.
Brataas	Kirchner	Moe	Setzepfandt	Ulland, J.
Coleman	Knoll	Nelson	Sieloff	Vega
Davies	Knutson	Nichols	Sikorski	Wegener
Dunn	Laufenburger	Olhoft	Spear	Willet
Engler	Lessard	Penny	Staples	
Frederick	Lewis	Perpich	Stokowski	
Gearty	Luther	Pillsbury	Strand	

Mr. Keefe, J. voted in the negative.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Borden moved that S. F. No. 572 be taken from the table. The motion prevailed.

S. F. No. 572: A bill for an act relating to credit unions; extending the authority of state chartered credit unions to permit same activities as federally-chartered credit unions where commissioner of banks authorizes by rule; amending Minnesota Statutes 1976, Section 52.04.

CONCURRENCE AND REPASSAGE

Mr. Borden moved that the Senate concur in the amendments by the House to S. F. No. 572 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 572 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 50 and nays 0, as follows:

Those who voted in the affirmative were:

Benedict	Gunderson	Lewis	Penny	Staples
Bernhagen	Humphrey	Luther	Perpich	Stokowski
Borden	Johnson	McCutcheon	Pillsbury	Strand
Brataas	Keefe, J.	Menning	Purfeerst	Stumpf
Coleman	Keefe, S.	Milton	Schaaf	Tennessee
Davies	Kirchner	Moe	Schmitz	Ueland, A.
Dunn	Knoll	Nelson	Setzepfandt	Ulland, J.
Engler	Knutson	Nichols	Sieloff	Vega
Frederick	Laufenburger	Olhoff	Sikorski	Wegener
Gearty	Lessard	Olson	Spear	Willet

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

Without objection, the Senate reverted to the Order of Business of Messages from the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested.

S. F. No. 626: A bill for an act relating to taxation; providing for reduced assessment classification of certain resort property; amending Minnesota Statutes 1976, Section 273.13, Subdivisions 4 and 6.

Senate File No. 626 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned May 17, 1977.

CONCURRENCE AND REPASSAGE

Mr. Willet moved that the Senate concur in the amendments by the House to S. F. No. 626 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 626 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 47 and nays 0, as follows:

Those who voted in the affirmative were:

Benedict	Gunderson	Luther	Pillsbury	Stumpf
Bernhagen	Humphrey	McCutcheon	Purfeerst	Tennessen
Borden	Johnson	Menning	Schmitz	Ueland, A.
Brataas	Keefe, J.	Milton	Setzepfandt	Ulland, J.
Coleman	Keefe, S.	Nelson	Sieloff	Vega
Davies	Kirchner	Nichols	Sikorski	Wegener
Dunn	Knoll	Olhoft	Spear	Willet
Engler	Knutson	Olson	Staples	
Frederick	Lewis	Penny	Strand	
Gearty	Lessard	Perpich	Stokowski	

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 1:00 o'clock p.m., Wednesday, May 18, 1977. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate