

NINETY-THIRD DAY

St. Paul, Minnesota, Thursday, March 16, 1978

The Senate met at 10:00 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

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

Ashbach	Coleman	Hughes	Luther	Sikorski
Bang	Davies	Humphrey	Nelson	Solon
Benedict	Dunn	Johnson	Peterson	Stumpf
Bernhagen	Engler	Kirchner	Schaaf	Tennessee
Borden	Gearty	Kleinbaum	Schmitz	Ueland, A.
Brataas	Gunderson	Knutson	Schrom	Vega
Chmielewski	Hanson	Lewis	Sieloff	Wegener

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

Prayer was offered by the Chaplain, Rev. Richard Bolling.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Mr. Keefe, J. was excused from the Session of today. Mr. Bang was excused from the Session of today at 1:00 o'clock p.m. Mr. Schrom was excused from the Session of today from 2:00 to 5:00 o'clock p.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 14, 1978

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 1978 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 1978	Date Filed 1978
	1103	480	March 14	March 14

Sincerely,
Joan Anderson Growe
Secretary of State

Pursuant to Rule 21, Mr. Moe moved that the following members be excused for a Conference Committee on H. F. No. 2527:

Messrs. Willet; Purfeerst; Keefe, J.; Keefe, S. and Moe. The motion prevailed.

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. 1446: A bill for an act relating to the state council for the handicapped; authorizing appeals by the council from state building code decisions affecting the interests of handicapped persons; granting the commissioner of administration authority to promulgate rules governing display of the international symbol of accessibility; authorizing the council to initiate or intervene in proceedings affecting handicapped persons; amending Minnesota Statutes 1976, Sections 16.863; and 256.482, by adding a subdivision; Minnesota Statutes, 1977 Supplement, Section 256.48, Subdivision 5; and Chapter 16, by adding a section; repealing Minnesota Statutes 1976, Section 299G.12.

Senate File No. 1446 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1978

CONCURRENCE AND REPASSAGE

Mr. Knoll moved that the Senate concur in the amendments by the House to S. F. No. 1446 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1446: A bill for an act relating to the state council for the handicapped; authorizing appeals by the council from state building code decisions affecting the interests of handicapped persons; granting the commissioner of administration authority to promulgate rules governing display of the international symbol of accessibility; authorizing the council to initiate or intervene in proceedings affecting handicapped persons; amending Minnesota Statutes 1976, Section 16.863; and Chapter 16, by adding a section; repealing Minnesota Statutes 1976, Section 299G.12.

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 52 and nays 0, as follows:

Those who voted in the affirmative were:

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

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 Files, herewith returned: S. F. Nos. 194, 1495, 1704, 1985, 1229, 1830.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 15, 1978

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1998, 2518, 2024, 2093, 2393 and 2236.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 15, 1978

FIRST READING OF HOUSE BILLS

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

H. F. No. 1998: A bill for an act relating to commerce; credit unions; modifying reserve fund requirements; amending Minnesota Statutes 1976, Section 52.17.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 2170 now on the Calendar.

H. F. No. 2518: A bill for an act relating to courts; authorizing the sealing of records and judicial commitment proceedings.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 1804 now on the Calendar.

H. F. No. 2024: A bill for an act relating to courts; disqualification of a presiding judge without a showing of prejudice; amending Minnesota Statutes 1976, Sections 487.40, Subdivision 2; and 542.16.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 2006 now in the Subcommittee on Bill Scheduling.

H. F. No. 2093: A bill for an act relating to retirement; transfer of pension coverage for university of Minnesota peace officers to the public employees police and fire fund; terminating the university of Minnesota police department retirement plan and fund; transfer of assets and records; providing for an extension of police state aid; amending Minnesota Statutes 1976, Sections 69.021, Subdivision 9; 69.031, Subdivision 4; 356.20, Subdivision 2; Minnesota Statutes, 1977 Supplement, Sections 69.011, Subdivisions 1 and 2; 69.021, Subdivisions 5, 6 and 7; and 69.031, Subdivision 5.

Referred to the Committee on Rules and Administration for comparison to S. F. No. 1918 now on the Calendar.

H. F. No. 2393: A bill for an act relating to power plant sites and high voltage transmission line routes; clarifying the rights of property owners and transferees who previously transferred real property to utilities; amending Minnesota Statutes, 1977 Supplement, Section 116C.63, Subdivision 5.

Referred to the Committee on Agriculture and Natural Resources.

H. F. No. 2236: A bill for an act relating to insurance; removing the limitation on the expense factor in setting workers' compensation insurance premiums; referring rates for expenses to the workers' compensation study commission; amending Minnesota Statutes 1976, Sections 176.132, Subdivision 2; 176.181, Subdivision 2; Minnesota Statutes, 1977 Supplement, Section 79.07; and Laws 1977, Chapter 342, Section 27, Subdivision 1.

Referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 2261, 1713, 2015, 2327, 1803 for comparison with 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.
2261	1706				
1713	1577				
2015	1876				
2327	2136				
1803	1628				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2261 be amended as follows:

Page 2, after line 9 insert

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

[116H.101] [CONFIDENTIALITY OF DATA.] *Subdivision 1. For purposes of this section, "protected information" means trade secrets consisting of any process, formula, pattern, decision or compilation of information which is used directly or indirectly in the business of the transmitting party, which gives such party an advantage or the opportunity to obtain an advantage over competitors who do not know or use it, and other information which is privileged such that disclosure of the information is likely to impair the agency's ability to obtain necessary information in the future or to cause substantial harm to the competitive position of the transmitter.*

Subd. 2. Information may be transmitted to the energy agency which is certified in affidavit form by the transmitter thereof to be protected information. If the director determines that the information so transmitted and certified is protected information, it is not public and shall be used by the agency solely to discharge its statutory obligation, unless otherwise specifically authorized by the transmitter of the information.

Subd. 3. Protected information which is data on individuals, as defined in section 15.162, subdivision 3, is private, and shall be handled by the agency pursuant to the provisions of sections 15.162 to 15.167.

Subd. 4. If information is transmitted to the energy agency that is certified in affidavit form by the transmitter thereof to be protected information which the director believes does not qualify as protected information, the director shall first notify the transmitter to allow the transmitter an opportunity to demonstrate in more

detail why such information is protected information. If the director continues to believe the information does not qualify as protected information, he may institute an action in an appropriate court for a declaratory judgement as to whether the information is subject to protection under this section.

Subd. 5. Protected information may be used by the agency in compiling or publishing analyses or summaries relating to the general condition of the state's energy resources, so long as the transmitter of the information or the individual subject of the data cannot be identified from such analyses or summaries and that all such analyses or summaries shall be available for public inspection in the office of the agency during normal business hours.

Subd. 6. The energy agency shall be liable to a person who suffers substantial damage as a result of the violation of any provision of this section which relates to protected information which is not data on individuals. The person may bring an action against the agency to recover the damages sustained plus costs and reasonable attorney's fees. In the case of a willful violation by a public employee which is shown in such an action to have caused substantial harm to a person, the employee shall, in addition, be liable for exemplary damages of not more than \$1,000 for each violation. A willful violation by a public employee shall constitute just cause for appropriate disciplinary action, including suspension without pay or dismissal.

Subd. 7. A violation of any provision of this section which relates to protected information which is data on individuals shall be subject to the provisions of sections 15.166 and 15.167.

Sec. 3. [RESIDENTIAL ENERGY DISCLOSURE REPORT.]
Subdivision 1. [DEFINITIONS.] For the purposes of this section, the following terms shall have the meaning given them.

Subd. 2. "Residence" means any dwelling for habitation either seasonally, meaning all or a portion of the months of December through March or permanently by one or more persons. A residence may be owned or rented and may be part of a multidwelling or multipurpose building, but shall not include buildings such as hotels, hospitals, motels, dormitories, sanitariums, nursing homes, schools and other buildings used for educational purposes, or correctional institutions. A mobile home as defined in section 168.011, subdivision 8, shall be a residence for purposes of this section.

Subd. 3. "Time of sale" means the time when a written purchase agreement is executed by the buyer, or, in the absence of a purchase agreement, prior to the execution of any document providing for the conveyance of a residence.

Subd. 4. "Energy disclosure report" means the written and signed evaluation by a person certified pursuant to subdivision 6 of this section made on an approved form, representing to the actual buyer of the residence evaluated that the evaluator has used reasonable care and diligence, and has found no instance of noncompliance with the items contained on the approved form as of the date thereon except as specifically designated.

Subd. 5. [RULES.] The commissioner of administration, in consultation with the director of the energy agency and the appropriate standing committees of the legislature shall promulgate rules providing for residential energy disclosure requirements and shall approve forms for the purposes of this section. Nothing in the forms shall indicate or be deemed to indicate that the residence meets all state building code specifications.

Subd. 6. By July 1, 1979, the commissioner of administration shall certify evaluators in each county of the state who are qualified to determine the compliance of a residence with applicable energy disclosure requirements. The commissioner of administration shall, by rule pursuant to chapter 15, establish standards for the certification and performance of evaluators and set a fee for the certification of evaluators which is sufficient to cover the ongoing costs of the program once it is established. The commissioner shall encourage the certification of existing groups of trained municipal personnel and individuals from public service organizations. Effective July 1, 1979 each certified evaluator shall, on request of the owner, inspect any residence and report the degree to which it complies with applicable energy disclosure requirements. The inspections shall be made within 30 days of the request.

Subd. 7. Effective October 1, 1979, no owner or agent shall sell by conveyance or contract for conveyance a residence without providing to the buyer, prior to the time of sale, either a copy of an energy disclosure report for the residence or an affidavit stating that the residence was constructed after January 1, 1976. If the residence has been evaluated subsequent to the effective date of this section no new evaluation shall be required for five years after the date of the evaluation, if a copy of the last evaluation has been delivered to the prospective buyer.

Subd. 8. The provisions of this section shall not apply to the sale or conveyance of any residence to a public body or by a sheriff, constable, marshal or other public or court officer in the performance of his official duties as such, or to trustees in bankruptcy or any other person or persons acting under the direction or authority of any court, state or federal, in selling a residence, except as to a public sale ordered by a probate court in which case this section shall apply."

Page 2, line 13, delete the new language and strike the remaining old language

Page 2, line 16, strike "promulgate" and insert "adopt and may amend from time to time"

Page 2, line 17, strike "residential buildings" and insert "residences which are renter occupied"

Page 2, delete lines 30 to 32

Page 3, delete lines 1 to 32

Page 4, delete lines 1 to 23 and insert

"Sec. 5. Minnesota Statutes 1977 Supplement, Section 116H.129, is amended by adding subdivisions to read:

Subd. 3. For purposes of subdivisions 3 to 7, "applicable energy efficiency standards" means those standards established under subdivision 1 which are not shown to be economically infeasible for the building in question.

Subd. 4. Effective July 1, 1983, all residences which are renter occupied during all or a portion of the months of November through April and not owned by a federal, state or local unit of government shall be in compliance with all applicable energy efficiency standards.

Subd. 5. The provisions of section 5 of this act shall not apply to residences constructed after January 1, 1976.

Subd. 6. The energy agency shall conduct inspections on a random basis for compliance with the provisions of subdivision 4 of this section."

Page 6, line 3, delete "section 6" and insert "section 7"

Page 8, line 12, delete "section 6" and insert "section 7"

Page 8, line 15, delete "section 6" and insert "section 7"

Page 8, line 22, delete "section 6" and insert "section 7"

Page 8, line 25, delete "section 6" and insert "section 7"

Page 10, line 4, delete "section 7" in both instances and insert "section 8"

Page 10, delete lines 14 and 15

Page 10, line 16, delete "section 8 or 9" and insert "section 9 or 10"

Page 10, line 18, delete "section 8" and insert "section 9"

Page 10, lines 23 and 24, delete "sections 6, 8, or 9" and insert "sections 7, 9, or 10"

Renumber the subdivisions

Page 10, delete line 32

Page 11, delete lines 1 to 23 and insert

"Sec. 12. [116H.21] [COMMUNITY ENERGY CONSERVATION COUNCILS.] *Subdivision 1. The governing body of each home rule charter or statutory city may establish a community energy conservation council to review the energy needs and energy use practices of individuals, businesses and governmental entities situated within the city, and to develop, promote and coordinate energy conservation plans and voluntary energy conservation measures designed to achieve significant reductions in energy consumption and more efficient uses of energy. Cities may jointly exercise the powers granted in this section pursuant to the provisions of section 471.59.*

Subd. 2. Each council shall be composed of not less than five nor more than 15 members appointed by the governing body of the city to serve at its pleasure and without compensation. The membership of a council shall be broadly representative of the community involved and shall include business people, government officials, homeowners and renters residing in the city.

Subd. 3. Each council shall consult and cooperate with the Minnesota energy agency to the maximum extent practicable. In an energy emergency, each council shall perform such functions and duties as may be assigned to it pursuant to rules promulgated by the energy agency.

Subd. 4. A community energy conservation council shall serve only in an advisory capacity to the governing body of the city, except insofar as it may be performing duties lawfully delegated to it by the energy agency, in which case it shall exercise the authority lawfully conferred on it.

Subd. 5. Each city establishing a community energy conservation council shall provide adequate office space, equipment and supplies, clerical support and other assistance as may be necessary for the council to perform its responsibilities.

Sec. 13. Minnesota Statutes 1976, Section 394.25, Subdivision 2, is amended to read:

Subd. 2. Zoning ordinances establishing districts within which the use of land or the use of water or the surface of water pursuant to section 378.32 for agriculture, forestry, recreation, residence, industry, trade, soil conservation, water supply conservation, surface water drainage and removal, conservation of shorelands, as defined in section 105.485, and additional uses of land and of the surface of water pursuant to section 378.32, may be by official controls encouraged, regulated, or prohibited and for such purpose the board may divide the county into districts of such number, shape, and area as may be deemed best suited to carry out the comprehensive plan. Official controls may also be applied to wetlands preservation, open space, parks, sewage disposal, protection of ground water, protection of flood plains as defined in section 104.02, protection of wild, scenic or recreational rivers as defined in section 104.33, protection of slope, soils, unconsolidated materials or bedrock from potentially damaging development, preservation of forests, woodlands and essential wildlife habitat, reclamation of non-metallic mining lands; protection and encouragement of access to direct sunlight for solar energy systems as defined in section 116H.02, subdivision 11; and the preservation of agricultural lands.

Sec. 14. Minnesota Statutes 1976, Section 394.27, Subdivision 7, is amended to read:

Subd. 7. The board of adjustment shall have the exclusive power to order the issuance of variances from the terms of any official control including restrictions placed on nonconformities. Variances shall only be permitted when they are in harmony with the general purposes and intent of the official control in cases when there are

practical difficulties or particular hardship in the way of carrying out the strict letter of any official control, and when the terms of the variance are consistent with the comprehensive plan. "Hardship" as used in connection with the granting of a variance means the property in question cannot be put to a reasonable use if used under the conditions allowed by the official controls; the plight of the landowner is due to circumstances unique to his property not created by the landowner; and the variance, if granted, will not alter the essential character of the locality. Economic considerations alone shall not constitute a hardship if a reasonable use for the property exists under the terms of the ordinance. No variance may be granted that would allow any use that is prohibited in the zoning district in which the subject property is located. The board of adjustment may impose conditions in the granting of variances to insure compliance and to protect adjacent properties and the public interest. *The board of adjustment may consider the inability to use solar energy systems a "hardship" in the granting of variances.*

Sec. 15. Minnesota Statutes 1976, Section 462.12, is amended to read:

462.12 [RESTRICTED RESIDENCE DISTRICTS.] Any city of the first class may, through its council, upon petition of 50 percent of the owners of the real estate in the district sought to be affected, by resolution, designate and establish by proceedings hereunder restricted residence districts and in and by such resolution and proceedings prohibit the erection, alteration, or repair of any building or structure for any one or more of the purposes hereinafter named, and thereafter no building or other structure shall be erected, altered or repaired for any of the purposes prohibited by such resolution and proceedings, which may prohibit the following: hotels, restaurants, eating houses, mercantile business, stores, factories, warehouses, printing establishments, tailor shops, coal yards, ice houses, blacksmith shops, repair shops, paint shops, bakeries, dyeing, cleaning and laundering establishments, billboards and other advertising devices, public garages, public stables, apartment houses, tenement houses, flat buildings, any other building or structure for purposes similar to the foregoing. Public garages and public stables shall include those, and only those, operated for gain.

Nothing herein contained shall be construed to exclude *the construction of a building which will utilize a solar energy system, nor the retrofitting of any existing building to utilize a solar energy system, so long as the building is not employed for a prohibited purpose, nor double residences or duplex houses, so-called schools, churches, or signs advertising for rent or sale the property only on which they are placed, and nothing herein contained shall be construed so as to prohibit the council of any such city of the first class from permitting the remodeling or reconstruction of the interior of any structure in any such restricted residence district which possesses a gross ground area delineated by its foundation walls of at least 1,000 square feet, so that the same shall contain separate accommodations for several, not in excess of four, fami-*

lies; provided that the substantial alteration of the exterior of any such structure shall not be authorized in any such case; and provided further, that such city council shall expressly find in each such case that such remodeling or alteration shall be consistent with the public health and safety.

No building or structure erected after the creation of such district shall be used for any purpose for which its erection shall be prohibited hereunder.

The term "council" in sections 462.12 to 462.17 means the chief governing body of the city by whatever name called.

Any district or any portion thereof created under the provisions of sections 462.12 to 462.17 may be vacated and the restrictions thereon removed by the council upon petition of 50 percent of the owners of the real estate in the original district. A portion of a restricted residence district may be vacated and relieved of the restrictions imposed thereon pursuant to sections 462.12 to 462.17 by the council upon petition of the owners of the portion of the district sought to be relieved if such portion or lot sought to be relieved does not in any part lie between other portions of such restricted district, or if the portion sought to be relieved abuts upon a public street or alley along one border of such district and extends along said public street or alley the entire distance between cross streets, or if the portion or lot sought to be relieved is contiguous to, along one or both sides, or across a public street along its entire front from a parcel of land which shall be duly zoned under a valid municipal zoning ordinance for commercial, multiple dwelling or industrial purposes. The vacation of such district or portion thereof and the removal of the restrictions therefrom shall be accomplished in the same manner herein provided for the creation of any such district, and in the vacation of any such district or any portion thereof and the removal of such restrictions each and all of the provisions of sections 462.12 to 462.17 as to allowance of damages and benefits to property affected and as to the appointment of commissioners to appraise such damages and benefits and the duties of such commissioners, of the city clerk, and of each and all of the other officers upon whom duties are herein imposed shall be complied with, and when such proceedings for the vacation of any such district or portion thereof shall have been completed, the property included within such district or portion thereof so vacated shall be deemed relieved of each and all of the restrictions imposed in the proceeding creating such district. In the allowance of damages and benefits to property affected by any proposed vacation, no evidence shall be received, or consideration given to the existence of any other restriction or any restrictive or zoning ordinance, law, or regulation.

Sec. 16. Minnesota Statutes 1976, Section 462.357, Subdivision 1, is amended to read:

462.357 [PROCEDURE FOR PLAN EFFECTUATION; ZONING.] Subdivision 1. **[AUTHORITY FOR ZONING.]** For the purpose of promoting the public health, safety, morals and general welfare, a municipality may by ordinance regulate the location, height,

bulk, number of stories, size of buildings and other structures, the percentage of lot which may be occupied, the size of yards and other open spaces, the density and distribution of population, the uses of buildings and structures for trade, industry, residence, recreation, public activities, or other purposes, and the uses of land for trade, industry, residence, recreation, agriculture, forestry, soil conservation, water supply conservation, conservation of shorelands, as defined in section 105.485, *access to direct sunlight for solar energy systems as defined in section 116H.02*, flood control or other purposes, and may establish standards and procedures regulating such uses. The regulations may divide the municipality into districts or zones of suitable numbers, shape and area. The regulations shall be uniform for each class or kind of buildings, structures or land and for each class or kind of use throughout such district, but the regulations in one district may differ from those in other districts. The ordinance embodying these regulations shall be known as the zoning ordinance and shall consist of text and maps. A city may by ordinance extend the application of its zoning regulations to unincorporated territory located within two miles of its limits in any direction, but not in a county or town which has adopted zoning regulations; provided that where two or more noncontiguous municipalities have boundaries less than four miles apart, each is authorized to control the zoning of land on its side of a line equidistant between the two noncontiguous municipalities unless a town or county in the affected area has adopted zoning regulations. Any city may thereafter enforce such regulations in the area to the same extent as if such property were situated within its corporate limits, until the county or town board adopts a comprehensive zoning regulation which includes the area.

Sec. 17. Minnesota Statutes 1976, Section 462.357, Subdivision 6, is amended to read:

Subd. 6. [APPEALS AND ADJUSTMENTS.] Appeals to the board of appeals and adjustments may be taken by any affected person upon compliance with any reasonable conditions imposed by the zoning ordinance. The board of appeals and adjustments has the following powers with respect to the zoning ordinance:

(1) To hear and decide appeals where it is alleged that there is an error in any order, requirement, decision, or determination made by an administrative officer in the enforcement of the zoning ordinance.

(2) To hear requests for variances from the literal provisions of the ordinance in instances where their strict enforcement would cause undue hardship because of circumstances unique to the individual property under consideration, and to grant such variances only when it is demonstrated that such actions will be in keeping with the spirit and intent of the ordinance. *Undue hardship includes, but is not limited to, inadequate access to direct sunlight for solar energy systems.* The board of appeals and adjustments or the governing body as the case may be, may not permit as a variance any use that is not permitted under the ordinance for property in the zone where the affected person's land is located. The board or governing body as the case may

be, may permit as a variance the temporary use of a one family dwelling as a two family dwelling. The board or governing body as the case may be may impose conditions in the granting of variances to insure compliance and to protect adjacent properties.

Sec. 18. Minnesota Statutes 1976, Section 462.358, Subdivision 2, is amended to read:

Subd. 2. [TERMS OF REGULATIONS.] Subdivision regulations shall require that a proposed subdivision plat shall be in conformity with the official map if such exist. In establishing requirements for the location and width of streets, the municipality shall take into consideration anticipated traffic needs and the prospective character of the development and make any reasonable requirements therefor. As a condition to the approval of any subdivision plat of lands to which the regulations apply, subdivision regulations may prescribe requirements concerning the extent and manner in which streets shall be graded and improved, and electric and gas distribution lines or piping, water, sewer, or other facilities shall be installed. The regulations may provide, or authorize the governing body or other platting authority to provide, that, in lieu of the completion of such work before the final approval of the plat, the governing body or platting authority may accept or require a contract secured by a cash deposit, certified check, or a bond in an amount and with surety and conditions satisfactory to it, to assure the municipality that such improvements and utilities will be actually constructed and installed according to the specifications approved by the governing body or platting authority as expressed in the contract; and the municipality may enforce such contracts by appropriate legal and equitable remedies. The subdivision regulations may require that in appropriate plots of subdivisions to be developed for residential, commercial, industrial or other uses, or as a planned development which includes residential, commercial and industrial uses, or any combination thereof, that a reasonable portion of each proposed subdivision be dedicated to the public for public use as parks, playgrounds, public open space, or storm water holding areas or ponds, or that the subdivider contribute an equivalent amount in cash based on the fair market value of the undeveloped land, as defined by the regulations, provided that cash payments received under such regulations shall be placed in a special fund by the municipality and used only for the acquisition of land for parks, playgrounds, public open space and storm water holding areas or ponds, development of existing park and playground sites, public open space and storm water holding areas or ponds, and debt retirement in connection with land previously acquired for such public purposes. The subdivision regulations, in setting forth the reasonable portion of each proposed subdivision to be dedicated to the public for public use as provided above, may take into consideration the open space, park, recreational or common areas and facilities which the subdivider has provided for the exclusive use of the residents of the subdivision.

A municipality may, through subdivision regulations, prohibit or restrict development for purposes of soil and water conser-

vation. Such soil and water conservation regulations may call for site development plans with provisions for the control of drainage, erosion, and siltation.

A municipality may, for purposes of protecting and assuring access to direct sunlight for solar energy systems, prohibit, restrict or control development through subdivision regulations. The regulations may call for subdivision development plans containing restrictive covenants, height restrictions, side yard and setback requirements, or other permissible forms of land use controls.

Sec. 19. Minnesota Statutes 1976, Section 462.358, Subdivision 6, is amended to read:

Subd. 6. [VARIANCES.] Subdivision regulations may provide for a procedure for varying the regulations as they apply to specific properties where an unusual hardship on the land exists, but variances may be granted only upon the specific grounds set forth in the regulations. *Unusual hardship includes, but is not limited to, inadequate access to direct sunlight for solar energy systems.*

Sec. 20. Minnesota Statutes 1976, Section 462.39, Subdivision 3, is amended to read:

Subd. 3. [PLANNING.] The commission shall prepare and adopt, after appropriate study and such public hearings as may be necessary, a comprehensive development plan for the region. The plan shall consist of a compilation of policy statements, goals, standards, programs, and maps prescribing guides for an orderly and economic development, public and private, of the region. The comprehensive development plan shall recognize and encompass physical, social, or economic needs of the region, and those future developments which will have an impact on the entire region including but not limited to such matters as land use, parks and open space land needs, *access to direct sunlight for solar energy systems*, the necessity for and location of airports, highways, transit facilities, public hospitals, libraries, schools, public and private, housing, and other public buildings. In preparing the development plan the commission shall use to the maximum extent feasible the resources studies and data available from other planning agencies within the region, including counties, municipalities, special districts, and subregional planning agencies, and it shall utilize the resources of the state planning agency to the same purpose. No development plan or portion thereof for the region shall be adopted by the commission until it has been submitted to the state planning agency for review and comment and a period of 60 days has elapsed after such submission. When a development plan has been adopted, the commission shall distribute it to all local government units within the region.

Sec. 21. Minnesota Statutes 1976, Section 473.05, Subdivision 1, is amended to read:

473.05 [PLANS.] Subdivision 1. The commission shall make plans for the physical, social, and economic development of its metropolitan area with the general purpose of guiding and ac-

compleishing a coordinated and harmonious development of the area and of public facilities, improvements, and utilities which do not begin and terminate within the boundaries of any single governmental unit or which do not relate exclusively to the development of any single governmental unit. Such plans may include, among other things, suggestions as to highways and other transportation facilities, parks and recreational facilities, *methods for protection and assuring access to direct sunlight for solar energy systems*, drainage and water supply facilities, public buildings, utilities and services, as well as suggested standards for the subdivision of land and for control over the construction, height, bulk, location and use of buildings and premises. The commission may adopt by resolution of a majority of its full membership any such plan or portion of any plan as its official recommendation for the development of the area.

Sec. 22. Minnesota Statutes 1976, Section 473.859, Subdivision 2, is amended to read:

Subd. 2. [LAND USE PLAN.] A land use plan shall designate the existing and proposed location, intensity and extent of use of land and water for agricultural, residential, commercial, industrial and other public and private purposes, or any combination of such purposes. A land use plan shall contain a protection element, as appropriate, for historic sites and the matters listed in section 473.204 ; *and an element for protection and development of access to direct sunlight for solar energy systems*. A land use plan shall also include a housing element containing standards, plans and programs for providing adequate housing opportunities to meet existing and projected local and regional housing needs, including but not limited to the use of official controls and land use planning to promote the availability of land for the development of low and moderate income housing.

Sec. 23. Minnesota Statutes 1976, Section 561.01, is amended to read:

561.01 [NUISANCE; ACTION.] *Subdivision 1.* Anything which is injurious to health, or indecent or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property, is a nuisance. An action may be brought by any person whose property is injuriously affected or whose personal enjoyment is lessened by the nuisance, and by the judgment the nuisance may be enjoined or abated, as well as damages recovered.

Subd. 2. An action may be brought by any person whose access to sunlight for purposes of solar energy use is substantially and injuriously affected by the construction or maintenance of a structure or the planting or growth of a tree or shrub. Notwithstanding any law to the contrary, the legislature declares that the use of solar energy systems is a reasonable use of land, and it shall be no defense to a cause of action arising under this subdivision that the use of sunlight for solar energy constitutes an abnormally sensitive use of land. In all other respects, the common law of nuisance as established in Minnesota shall control.

Sec. 24. Subdivision 1. "Solar easement" means a right, whether or not stated in the form of a restriction, easement, covenant, or condition, in any deed, will, or other instrument executed by or on behalf of any owner of land or solar skyspace for the purpose of ensuring adequate exposure of a solar energy system as defined in section 116H.02, subdivision 11, to solar energy.

Subd. 2. Any property owner may grant a solar easement in the same manner and with the same effect as a conveyance of an interest in real property. The easements shall be created in writing and shall be filed, duly recorded, and indexed in the office of the recorder of the county in which the easement is granted. No duly recorded solar easement shall be unenforceable on account of lack of privity of estate or privity of contract; such easements shall run with the land or lands benefited and burdened and shall constitute a perpetual easement, except that a solar easement may terminate upon the conditions stated therein or pursuant to the provisions of section 500.20.

Subd. 3. Any deed, will, or other instrument that creates a solar easement shall include, but the contents are not limited to:

(a) a description of the real property subject to the solar easement and a description of the real property benefiting from the solar easement;

(b) a description of the vertical and horizontal angles, expressed in degrees and measured from the site of the solar energy system, at which the solar easement extends over the real property subject to the solar easement, or any other description which defines the three dimensional space, or the place and times of day in which an obstruction to direct sunlight is prohibited or limited;

(c) any terms or conditions under which the solar easement is granted or may be terminated;

(d) any provisions for compensation of the owner of the real property benefiting from the solar easement in the event of interference with the enjoyment of the solar easement, or compensation of the owner of the real property subject to the solar easement for maintaining the solar easement;

(e) any other provisions necessary or desirable to execute the instrument.

Subd. 4. A solar easement may be enforced by injunction or proceedings in equity or other civil action.

Subd. 5. Any depreciation caused by any solar easement which is imposed upon designated property, but not any appreciation caused by any solar easement which benefits designated property, shall be included in the valuation of the property for property tax purposes.

Sec. 25. [GASOHOL RESEARCH.] The legislative commission on Minnesota resources shall monitor federal activities related to research, development, and demonstration of the feasibility of producing alcohol fuel from agricultural products or wastes for blend-

ing with gasoline and shall provide appropriate support for the development of a proposal in this area by a Minnesota agency or group.

Sec. 26. Notwithstanding the provisions of section 16.851, the date by which the state building code must be enforced within all municipalities in the state is July 1, 1979.

Sec. 27. Subdivision 1. The agricultural experiment station at the university of Minnesota in consultation with the Minnesota energy agency shall carry out research and allocate funds to develop a methodology for biomass utilization to optimize economic, energy and environmental impact in the use of grain and residues for food, fuel and fertilizer. The research shall address the impact of residue removal on soils, optimal use of residue materials, and the preservation of the quality of Minnesota's soils. The agricultural experiment station shall provide a report of the results to the legislature in January, 1980, including recommendations for implementation. The report shall include charts and data and shall be provided to serve as a decision-making tool for farmers and landowners for both cropping and residue removal. The energy agency shall seek additional federal funding in order to develop a statewide field study of biomass removal and land management techniques and to determine the long-term effects of various biomass utilization options.

Subd. 2. The energy agency shall issue a request for proposal for the construction and operation of a small scale (approximately 20 to 50 gallons per day) pilot plant for the production of ethanol. The plant shall operate and produce ethanol from more than one resource, though not necessarily simultaneously. One of the resources must be agricultural, forest, or wetland residue such as but not limited to corn stalks, straw, cattails or timber slash. The pilot plant should be portable if possible. The plant shall operate for at least one and one-half years through at least one growing season and a report shall be provided to the Minnesota energy agency in October, 1979. A 25 percent match shall be required in the selected proposal. The department of biochemistry at the university of Minnesota shall provide instrumentation and monitor the processes. The department of mechanical engineering shall test the fuel in internal combustion engines and provide horsepower, fuel consumption and related data. Each organization shall provide a written report to the Minnesota energy agency which shall in turn assemble all information for the report to the legislature in January, 1980.

Sec. 28. [APPROPRIATIONS.] Subdivision 1. For the year ending June 30, 1979, the sum of \$18,000 is appropriated from the general fund to the department of administration for the purposes of section 4.

Subd. 2. The sum of \$80,000 of the funds appropriated pursuant to Laws 1976, Chapter 254, Section 16, Clause (e), shall be used for the purpose of studying and reporting to the legislature by January 15, 1979, on existing loan programs for the rehabilitation of low and moderate income rental housing for energy conservation

purposes. In particular, the study shall focus on the financial impact of rehabilitation and energy conservation programs on tenants. The director shall also include in the report to the legislature his recommendations for additional legislation for energy conservation programs for low and moderate income rental housing, and for methods of protecting tenants from unreasonable costs as a result of such programs.

Subd. 3. The sum of \$99,000 is appropriated from the general fund to the director of the energy agency for the purpose of assisting the community energy conservation councils authorized by section 12 to be available until June 30, 1979.

Subd. 4. For the purposes provided in section 26, the following sums are appropriated from the general fund:

\$10,000 to the director of the energy agency to administer and monitor the ethanol study and pilot project.

\$50,000 to the director of the energy agency for construction and operation of a pilot plant for the production of ethanol.

In addition, \$75,000 is appropriated from the general fund to the regents of the university of Minnesota to be expended in the following manner:

\$50,000 to the agricultural experiment station at the university of Minnesota, St. Paul, to administer and carry out research as provided in section 26.

\$18,000 to the department of biochemistry to instrument and monitor the pilot plant.

\$2,000 to the department of mechanical engineering for product testing for the pilot plant.

\$5,000 to the agricultural extension service at the university of Minnesota for publications for farmers and the general population on the research and pilot plant results.

The funds appropriated by this subdivision shall be available until expended.

Sec. 29. [EFFECTIVE DATE.] This act shall be effective the day after enactment, except that section 3, subdivision 7, shall be effective on October 1, 1979; section 5, subdivision 4, on July 1, 1983; section 8, subdivision 2, on December 1, 1979."

Renumber the sections accordingly

Further, amend the title as follows:

Page 1, lines 3 and 4, delete "implementing certain residential energy efficiency standards;" and insert

"providing for the confidentiality of proprietary data furnished to the energy agency; requiring a residential energy disclosure report at time of sale; creating a pilot project and research program on ethanol production from biomass; mandating certain energy efficiency standards for rental units;"

Page 1, line 6, after "standards;" insert

"providing for community energy conservation councils; providing for solar energy zoning and planning ordinances; requiring the metropolitan council to consider access to sunlight in its land use plans; permitting nuisance actions for certain obstructions to sunlight; providing requirements for solar easements; requiring monitoring of gasohol research; establishing a deadline for enforcing the state building code in municipalities;"

Page 1, line 7, delete "Section" and insert "Sections"

Page 1, line 8, delete "and" and insert

"394.25, Subdivision 2; 394.27, Subdivision 7; 462.12; 462.357, Subdivisions 1 and 6; 462.358, Subdivisions 2 and 6; 462.39, Subdivision 3; 473.05, Subdivision 1; 473.859, Subdivision 2; 561.01; and Chapter 116H, by adding a section;"

And when so amended H. F. No. 2261 will be identical to S. F. No. 1706, and further recommends that H. F. No. 2261 be given its second reading and substituted for S. F. No. 1706, 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.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 1713 be amended as follows:

Page 1, line 13, delete "150" and insert "300"

Page 2, line 9, delete "\$688,870" and insert "\$905,000"

Page 2, line 13, delete "\$1,000,000" and insert "\$974,000"

Further, amend the title as follows:

Line 3, delete "nursing"

And when so amended H. F. No. 1713 will be identical to S. F. No. 1577, and further recommends that H. F. No. 1713 be given its second reading and substituted for S. F. No. 1577, 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.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2015 be amended as follows:

Page 2, lines 3 and 4, delete "upon final enactment" and insert "July 1, 1978"

And when so amended H. F. No. 2015 will be identical to S. F. No. 1876, and further recommends that H. F. No. 2015 be given its second reading and substituted for S. F. No. 1876, 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.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2327 be amended as follows:

Page 10, line 6, after "of" insert "*this*"

And when so amended H. F. No. 2327 will be identical to S. F. No. 2136, and further recommends that H. F. No. 2327 be given its second reading and substituted for S. F. No. 2136, 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.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 1803 be amended as follows:

Page 1, line 9, before "law" insert "the"

Page 1, line 11, delete "multiple unit residential"

Page 2, line 13, after the semicolon insert "and"

Page 2, line 15, delete the semicolon and insert a period

Page 2, delete line 16

Page 3, line 1, after "and" insert "at"

Page 3, line 8, after "that" insert a comma

Page 3, line 9, delete "the"

And when so amended H. F. No. 1803 will be identical to S. F. No. 1628, and further recommends that H. F. No. 1803 be given its second reading and substituted for S. F. No. 1628, and that the Senate File be indefinitely postponed.

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

Mr. Coleman from the Committee on Rules and Administration, to which was referred H. F. No. 1734 for comparison with companion Senate File, reports the following House File was found not identical with 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.
1734	2373				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 1734 be amended as follows:

Strike all the language after the enacting clause of H. F. No. 1734 and insert the language after the enacting clause of S. F.

No. 2373, as amended by the Committee on Judiciary, adopted by the Senate March 13, 1978; further, strike the title of H. F. No. 1734 and insert the title of S. F. No. 2373, as amended.

And when so amended H. F. No. 1734 will be identical to S. F. No. 2373, and further recommends that H. F. No. 1734 be given its second reading and substituted for S. F. No. 2373, 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. 2188, 2023, 1805 for comparison with 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.
2188	2148				
2023	1947				
1805	2217				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2188 be amended as follows:

Page 2, delete lines 11 to 18

Page 3, line 5, after "section" insert a new comma

Page 3, delete lines 6 and 7 and insert

"a state as defined in Minnesota Statutes, Section 171.01, Subdivision 15, excluding the state of Minnesota."

And when so amended H. F. No. 2188 will be identical to S. F. No. 2148, and further recommends that H. F. No. 2188 be given its second reading and substituted for S. F. No. 2148, 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.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2023 be amended as follows:

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1976, Section 352B.02, Subdivision 1, is amended to read:

352B.02 [RETIREMENT ASSOCIATION.] Subdivision 1. There is hereby established a highway patrolmen's retirement association, the membership of which shall consist of all persons defined in section 352B.01, subdivision 2. Each member shall pay a sum equal to eight percent of his monthly salary. Such amounts

shall be deducted monthly by the department head, who shall cause the total amount of said monthly deductions to be paid to the state treasurer, and shall cause a detailed report of all monthly deductions to be made each month to the secretary of the association. In addition thereto, there shall be paid out of money appropriated for this purpose, monthly, by the department heads, a sum equal to 12 percent of the salary upon which deductions were made, and a sum equal to ~~ten~~ *eight* percent of the salaries upon which deductions were made for the purpose of amortizing the actuarial deficit of the fund, the same to be credited to the highway patrolmen's retirement fund. All moneys received by said association shall be deposited by the state treasurer in the highway patrolmen's retirement fund. Out of said fund shall be paid the expenses of the association, and the benefits and annuities as hereinafter provided."

Page 4, line 21, strike "*This act*" and insert "*Section 1 shall be effective July 1, 1978. Section 2*"

Page 4, line 24, strike "*this act*" and insert "*section 2*"

Renumber the sections in sequence

Amend the title as follows:

Line 4, strike "Section" and insert "Sections 352B.02, Subdivision 1; and"

And when so amended H. F. No. 2023 will be identical to S. F. No. 1947, and further recommends that H. F. No. 2023 be given its second reading and substituted for S. F. No. 1947, 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.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 1805 be amended as follows:

Page 1, after line 10 insert

"Section 1. Minnesota Statutes, 1977 Supplement, Section 273.13, Subdivision 7, is amended to read:

Subd. 7. [CLASS 3C, 3CC.] All other real estate and class 2a property, except as provided by classes 1 and 3cc, which is used for the purposes of a homestead, shall constitute class 3c, and shall be valued and assessed at 22 percent of the market value thereof in 1977, for taxes payable in 1978, and at 20 percent thereafter. The property tax to be paid on class 3c property as otherwise determined by law, less any reduction received pursuant to section 273.135, regardless of whether or not the market value is in excess of the homestead base value, shall be reduced by 45 percent of the amount of such tax; provided that the amount of said reduction shall not exceed \$325. If the market value is in excess of the sum of the homestead base value, the amount in excess of that sum shall be valued and assessed at 36 percent of market value in 1977, for taxes payable in 1978, and at 33 $\frac{1}{3}$ percent thereafter. The

first \$12,000 market value of each tract of such real estate used for the purposes of a homestead shall be exempt from taxation for state purposes; except as specifically provided otherwise by law. Class 3cc property shall include only real estate which is used for the purposes of a homestead by (a) any blind person, if such blind person is the owner thereof or if such blind person and his or her spouse are the sole owners thereof; or (b) any person (hereinafter referred to as veteran) who: (1) served in the active military or naval service of the United States and (2) is entitled to compensation under the laws and regulations of the United States for permanent and total service-connected disability due to the loss, or loss of use, by reason of amputation, ankylosis, progressive muscular dystrophies, or paralysis, of both lower extremities, such as to preclude motion without the aid of braces, crutches, canes, or a wheelchair, and (3) with assistance by the administration of veterans affairs has acquired a special housing unit with special fixtures or movable facilities made necessary by the nature of the veteran's disability; or (c) any person who: (1) is permanently and totally disabled and (2) is receiving (i) aid from any state as a result of that disability, or (ii) supplemental security income for the disabled, or (iii) worker's compensation based on a finding of total and permanent disability, or (iv) social security disability, or (v) aid under the federal railroad retirement act of 1937, 45 United States Code Annotated, Section 228b(a)5; which aid is at least 90 percent of the total income of such disabled person from all sources. Class 3cc property shall be valued and assessed at five percent of the market value thereof. Permanently and totally disabled for the purpose of this subdivision means a condition which is permanent in nature and totally incapacitates the person from working at an occupation which brings him an income. The property tax to be paid on class 3cc property as otherwise determined by law, less any reduction received pursuant to section 273.135, regardless of whether or not the market value is in excess of the homestead base value, for all purposes shall be reduced by 45 percent of the amount of such tax; provided that the amount of said reduction shall not exceed \$325. If the market value is in excess of the sum of \$28,000, the amount in excess of that sum shall be valued and assessed at 31 percent in 1977, for taxes payable in 1978 and 30 percent thereafter, in the case of agricultural land used for a homestead and 36 percent in the case of all other real estate used for a homestead for taxes payable in 1978 and 33 1/3 percent for taxes payable in 1979 and subsequent years. *If a portion of a parcel of property qualifies for class 3c or class 3cc and a portion does not qualify for class 3c or class 3cc, the valuation shall be apportioned according to the respective uses and only that portion which qualifies for class 3c or class 3cc shall be valued and assessed under this subdivision."*

Page 1, line 14, delete the new language

Page 2, delete lines 1 to 17

Page 2, line 19, delete "1975 Supplement,"

Page 2, line 24, delete "Section 1 is" and insert "Sections 1 and 2 are"

Page 2, line 26, delete everything after the period

Page 2, delete line 27

Page 2, line 28, delete "thereafter."

Page 2, line 28, delete "4" and insert "3"

Renumber the sections accordingly

Further, amend the title as follows:

Page 1, line 2, after "taxation" insert "providing for apportionment in valuing certain class 3c and 3cc property;"

Page 1, lines 3 to 5, delete "limiting the assessment and taxation of certain leased property;"

Page 1, line 7, delete ", and by adding a" and insert "; and Minnesota Statutes, 1977 Supplement, Section 273.13, Subdivision 7."

Page 1, delete line 8

And when so amended H. F. No. 1805 will be identical to S. F. No. 2217, and further recommends that H. F. No. 1805 be given its second reading and substituted for S. F. No. 2217, and that the Senate File be indefinitely postponed.

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

Mr. Coleman from the Committee on Rules and Administration, to which was referred H. F. No. 1806 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H. F. No.	S. F. No.	H. F. No.	S. F. No.	H. F. No.	S. F. No.
				1806	2294

and that the above Senate File be indefinitely postponed.

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

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

H. F. No. 1813: A bill for an act relating to the town of Leota in Nobles county; authorizing the establishment of detached banking facilities.

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

Amend the report of the Committee on Commerce adopted by the Senate March 7, 1978 as follows:

Page 4, line 10, after the dollar sign, insert "250,000"

Further, amend H. F. No. 1813 as follows:

Page 1, line 10, strike "two" and insert "one"

Page 1, line 11, strike "facilities" and insert "facility"

Page 1, line 14, after "of" insert "a"

Page 1, line 14, strike "facilities" and insert "facility"

Amend the title as follows:

Line 3, after "of" insert "a"

Line 4, strike "facilities" and insert "facility"

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

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

S. F. No. 939: A bill for an act relating to public utilities; providing for representation of consumer interests in public utility matters by the consumer services section; assessing utility companies for the expenses of the representation; amending Minnesota Statutes 1976, Section 45.16, Subdivision 1; and Chapter 45, by adding a section.

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

Page 3, strike lines 18 through 32

Page 4, strike lines 1 through 7

Renumber the subdivisions in sequence

Page 4, line 10, strike "shall" and insert "may"

Page 4, line 14, strike "and approving"

Page 4, line 17, strike "and approving"

Page 5, after line 6, insert:

"Sec. 3. [APPROPRIATION.] The sum of \$300,000 is appropriated from the general fund to the fund of consumer services for the purpose of this act, to be available until June 30, 1979. The approved complement of the consumer services section is increased by seven persons."

Renumber the remaining section

Amend the title as follows:

Strike line 5

Line 6, strike "the representation" and insert "appropriating money"

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

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

S. F. No. 1924: A bill for an act relating to the state fire marshal; concerning the uniform fire code; providing for fee, fines and penalties; appropriating money; amending Minnesota Statutes 1976, Sections 299F.011; 299F.04, Subdivision 2, and by adding a subdivision; 299F.05; 299F.06, Subdivision 1; 299F.41, Subdivision 4; 299F.42; 299F.43, Subdivision 1; 299F.44; 299F.46; 299H.23; 299H.25; 299H.26; 299H.27; 299H.28; 299I.22; 299I.24; and Chapters 299F; 299H; and 299I, by adding sections; and Minnesota Statutes, 1977 Supplement, Section 299F.362, Subdivision 6; repealing Minnesota Statutes 1976, Sections 299F.33; 299F.39; 299G.01 to 299G.08; 299H.03 to 299H.21; 299I.01, Subdivisions 6, 7, 8 and 9; 299I.09; and 299I.11 to 299I.19.

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

Page 2, line 23, after the period, insert "*Any ordinance or regulation adopted by a local unit which differs from the uniform fire code must be directly related to the safeguarding of life and property from the hazards of fire, uniform for each class or kind of building covered, and may not exceed the applicable requirements of the uniform building code adopted pursuant to sections 16.83 to 16.867.*"

Page 2, line 24, strike "and"

Page 2, strike line 25 before "may"

Page 2, line 26, strike "jointly"

Page 2, line 31, after the period insert "*No appeal to the state fire marshal for a variance from the uniform fire code shall be accepted until the applicant has first made application to the local governing body and the local unit has acted on the application. The state fire marshal shall consider the decision of the local governing body. Any person aggrieved by a decision made under this subdivision may proceed as with a contested case in accordance with the administrative procedures act.*"

Page 8, line 30, after the period, insert "*Any ordinance or regulation adopted by a local unit which differs from the uniform fire code must be directly related to the safeguarding of life and property from the hazards of fire, uniform for each class or kind of building covered, and may not exceed the applicable requirements of the uniform building code adopted pursuant to sections 16.83 to 16.867.*"

Page 12, after line 18, insert:

"(5) No agreement shall be effective to transfer any tort liabil-

ity attributable to any inspection or lack of inspection from the state of Minnesota to the local unit contracting to perform the inspection."

Page 12, strike lines 25 to 32 and insert:

"Subd. 2. For purposes of this section, "assembly" shall mean the gathering together of 50 or more people for such purposes as, but not limited to, deliberation, education, instruction, worship, entertainment, amusement or awaiting transportation or of 100 or more persons in drinking or dining establishments."

Page 13, strike lines 1 to 4

Page 16, line 10, strike "Subdivision 1."

Page 16, line 12, after the dollar sign insert "220,000"

Page 16, line 16, before "persons" insert "10"

Page 16, strike lines 18 to 29

Page 17, line 7, before the period, insert "except that section 1, subdivision 4, is effective July 1, 1979"

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

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

S. F. No. 1645: A bill for an act relating to veterans; providing tuition assistance; providing a study of academic credit for military training and experience; appropriating money; amending Minnesota Statutes 1976, Section 197.75, Subdivisions 1 and 2.

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

Strike sections 1 to 3 and insert

"Section 1. [STUDY COMMISSION ON VETERANS PROBLEMS.] Subdivision 1. The Legislature finds that many veterans from the Vietnam era are faced with serious problems in obtaining education and employment; that many veterans from the World War I and World War II eras are reaching ages where increased services for them will be required; that many veterans of all ages have or will have a need for governmental support in dealing with problems related to education, employment, health and housing problems. A legislative study commission is hereby created to study and report on the problems and needs of veterans in Minnesota.

Subd. 2. The commission shall consist of eleven members, four members of the house appointed by the speaker of the house and four members of the senate appointed by the majority leader of the senate and three Vietnam veterans appointed by the governor. At least one house member and at least one senate member shall be from the minority caucus.

Subd. 3. The commission shall, by January 15, 1979, study, make findings and recommendations, and report on:

(a) existing educational benefits available to and unmet present and future educational needs of veterans;

(b) existing employment benefits available to and unmet present and future employment needs of veterans;

(c) existing health benefits available to and unmet present and future health needs of veterans; and

(d) existing housing benefits available to and unmet present and future housing needs of veterans.

Subd. 4. The commission may study, make findings and recommendations and report on other matters the commission believes necessary and important.

Subd. 5. The commission shall hold meetings and hearings at the times and places it designates to accomplish the purposes set forth in this section. It shall select a chairman and vice chairman from its membership. The commission may conduct inspections, take testimony, require by subpoena the attendance of witnesses and production of records and documents, and administer oaths as it deems advisable to accomplish the purposes set forth in this section. A subpoena shall be issued only upon an affirmative vote of a majority of all members of the commission. Subpoenas shall be issued over the signature of the chairman and shall be served by any person designated by the chairman. Any member of the commission may administer oaths or affirmations to witnesses appearing before the commission."

Renumber the sections in sequence and delete the underlining

Amend the title as follows:

Page 1, line 2, strike "tuition" and insert "for a study of veterans problems"

Page 1, line 3, strike "assistance"

Page 1, line 5, strike "; amending Minnesota Statutes"

Page 1, line 6, strike everything before the period

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

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

H. F. No. 2348: A bill for an act relating to highways; allowing private landowners to install drainage tiles in highway right-of-way; amending Minnesota Statutes 1976, Section 160.20, by adding a subdivision.

Reports the same back with the recommendation that the report from the Committee on Transportation shown in the Journal for March 11, 1978 "that the bill do pass" be adopted. Report adopted.

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

S. F. No. 2237: A bill for an act proposing an amendment to the Minnesota Constitution, Article X, Section 7; permitting pari-mutuel betting on horse races if authorized by law.

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

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

S. F. No. 2219: A bill for an act relating to insurance; removing the limitation on the expense factor in setting workers' compensation insurance premiums; referring rates for expenses to the workers' compensation study commission; amending Minnesota Statutes, 1977 Supplement, Section 79.07; Laws 1977, Chapter 342, Section 27, Subdivision 1.

Reports the same back with the recommendation that the report from the Committee on Commerce shown in the Journal for March 11, 1978 "that the bill do pass" be adopted. Report adopted.

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

H. F. No. 1863: A bill for an act relating to the operation of state government; allowing the state to make advance payments or deposits for certain items; providing for centralized rental payments to be made from the general services revolving fund; extending the time in which to repay loans from the general fund to revolving funds; allowing the commissioner of administration to publish agency descriptions in the state register biennially instead of annually; amending Minnesota Statutes 1976, Section 16.096; Minnesota Statutes, 1977 Supplement, Sections 15.0412, Subdivision 2; 16.80, Subdivision 1; and 16A.126.

Reports the same back with the recommendation that the report from the Committee on Governmental Operations shown in the Journal for March 13, 1978 that "when so amended the bill do pass" be adopted. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred H. F. No. 2027 for comparison with 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.
2027	1826				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2027 be amended as follows:

Page 2, lines 9 and 10, delete the underscored language

Page 2, line 15, before "Every" insert "*Subdivision 1.*"

Page 2, line 25, before the period insert

"A person who has attained the age of 16 years and has the consent to the marriage of both parents or guardian and judicial approval, is capable of contracting marriage, if otherwise competent"

Page 2, after line 25, insert

"Subd. 2. The judge of juvenile court of the county in which the application for license was made, after a reasonable effort has been made to notify the parents or guardian of each underaged party, may order the clerk to issue a marriage license and a marriage certificate form to a party aged 16 or 17 years who has no parent or guardian or has no parent or guardian capable of consenting to his marriage, only if the court finds that the underaged party is capable of assuming the responsibilities of marriage and the marriage would serve his best interests. Pregnancy alone does not establish that the best interests of the party would be served."

Page 4, line 23, strike the comma

Page 6, line 24, after "court" restore the comma

Page 6, line 25, restore the comma

Page 8, line 27, restore both commas

Page 9, line 18, before "if" strike the comma

Page 10, line 17, before "shall" delete the comma

Page 11, line 2, delete "the" and insert "a"

Page 11, delete line 29 and insert "*incapacity*;

(c) A party was under the age of 16 years or was aged 16 or 17 years and did not have the consent of his parents or guardian and judicial approval to marry."

Page 12, line 4, delete "An" and insert "A proceeding for"

Page 12, line 10, before "relating" delete the comma

Page 12, line 25, delete "20" and insert "19"

Page 12, line 30, delete "20" and insert "19"

Page 13, line 1, delete "20" and insert "19"

Page 16, line 10, restore "thereof"

Page 20, line 2, delete "53" and insert "52"

Page 20, line 19, after "(a)" insert ", item" and before "is" delete the comma

Page 20, line 27, delete "*resoures*" and insert "*resources*"

Page 20, line 29, restore the stricken comma

Page 22, line 6, delete "*38 to 44*" and insert "*39 to 45*"

Page 23, line 4, restore the stricken commas

Page 24, line 5, delete "*reasonable*"

Page 24, delete lines 6 and 7 and insert "*as to his custodian. The court*"

Page 26, line 11, restore "*interest*" and delete "*interests*"

Page 28, line 3, restore "*interest*" and delete "*interests*"

Page 28, line 13, delete "*Subd. 3.*"

Page 30, line 1, delete "*places*" and insert "*endangers*", delete "*parent*" and insert "*parent's*" and delete "*in danger of harm*" and insert "*physical health*"

Page 31, line 2, delete "*order*" and insert "*decree*"

Page 31, line 4, delete "*order*" and insert "*decree*"

Page 31, line 10, delete "*order*" and insert "*decree*"

Page 31, line 19, delete "*order*" and insert "*decree*"

Page 31, line 20, delete "*order*" and insert "*decree*"

Page 31, line 21, delete "*order*" and insert "*decree*"

Page 31, line 26, delete "*order*" and insert "*decree*"

Page 32, line 20, restore the stricken language

Page 32, line 22, delete "*them*" and insert "*it*" and restore "*or*"

Page 32, line 23, restore "*decree*" and delete the underscored period

Page 32, line 29, after "*estate*" restore the comma

Page 32, line 30, restore "*or decree*"

Page 33, line 3, delete "*it*" and insert "*the maintenance or support*"

Page 35, delete line 3 and insert "*(f)*"

Page 35, line 4, delete "*a*"

Delete page 35, line 6 to page 36, line 25

Page 38, line 27, delete " ; "

Page 39, line 29, strike "*as defined in*" and delete "*section*"

Page 39, line 30, delete "*518.54*"

Page 41, line 8, after "*5*" delete the comma

Page 41, line 12, delete "*(e)*" and insert "*(f)*"

Page 42, line 22, delete "*received by*" and insert "*made to*"

Page 42, lines 28 and 29, delete "*against the obligor*"

Page 42, line 29, before the period insert "*against the obligor*"

Page 43, lines 4 and 5, delete "*or maintenance*"

Page 43, line 8, delete "*or*" and insert "*and*"

Page 43, line 21, delete "*payer*" and insert "*payor*"

Page 44, line 7, delete the semicolon and insert a comma

Page 45, line 11, restore the stricken comma

Page 45, line 16, delete "*53, 54 and 55*" and insert "*54, 55 and 56*"

Page 45, line 21, restore "*or decree*"

Page 45, line 29, restore "*or decree*"

Page 46, line 22, delete "*50*" and insert "*52, subdivision 2*"

Page 47, line 1, delete "*60*" and insert "*59*"

Page 48, line 2, delete "*65*" and insert "*64*"

Page 48, line 4, delete "*65*" and insert "*64*"

Page 48, line 10, delete "*65*" and insert "*64*"

Page 48, line 11, delete "*65*" and insert "*64*"

Renumber the sections in sequence

And when so amended H. F. No. 2027 will be identical to S. F. No. 1826, and further recommends that H. F. No. 2027 be given its second reading and substituted for S. F. No. 1826, 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 Subcommittee on Bill Scheduling, to which were referred S. F. Nos. 2006, 1730, 2077, 1992, 2165, 2128, 1806, 2188 makes the following report:

That S. F. Nos. 2006, 1730, 2077, 1992, 2165, 2128, 1806 be placed on the General Orders Calendar in the order indicated.

That S. F. No. 2188 is being retained in the Subcommittee.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 939, 1924, 1645, 2237 and 2219 were read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1806, 2188, 2023, 1805, 1734, 2261, 1713, 2015, 2327, 1803 and 2027 were read the second time.

H. F. Nos. 1813, 2348 and 1863 were read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

**MOTIONS AND RESOLUTIONS
SUSPENSION OF RULES**

Without objection, Joint Rule 2.03 was suspended.

Pursuant to Rule 21, Mr. Merriam moved that the following members be excused for a Conference Committee on H. F. No. 1885:

Messrs. Merriam, Hughes, Anderson, Dunn and Dieterich. The motion prevailed.

Mr. McCutcheon moved that S. F. No. 336 be taken from the table. The motion prevailed.

S. F. No. 336: A bill for an act relating to Spanish-speaking people; creating a state board on affairs of the Spanish-speaking people; appropriating money.

CONCURRENCE AND REPASSAGE

Mr. McCutcheon moved that the Senate concur in the amendments by the House to S. F. No. 336 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 336: A bill for an act relating to Spanish-speaking people; creating a state council on affairs of the Spanish-speaking people; appropriating money.

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 56 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Laufenburger	Penny	Spear
Ashbach	Gearity	Lessard	Perpich	Staples
Bang	Gunderson	Lewis	Peterson	Stumpf
Benedict	Hanson	Luther	Pillsbury	Tennessen
Bernhagen	Hughes	McCutcheon	Schaaf	Ueland, A.
Brataas	Humphrey	Menning	Schmitz	Ulland, J.
Chmielewski	Jensen	Merriam	Schrom	Vega
Coleman	Johnson	Nelson	Setzepfandt	Wegener
Davies	Kleinbaum	Nichols	Sieloff	
Dieterich	Knaak	Ogdahl	Sikorski	
Dunn	Knoll	Olhoff	Sillers	
Engler	Knutson	Olson	Solon	

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

SUSPENSION OF RULES

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

THIRD READING OF HOUSE BILLS

H. F. No. 2273: A bill for an act relating to veterans; commissioner of veterans affairs; providing for appeals from and enforcement of his decisions; amending Minnesota Statutes 1976, Section 197.481, Subdivision 6, and by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1823: A bill for an act relating to public health; requiring certain immunizations for students; amending Minnesota Statutes 1976, Section 123.70.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 57 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Jensen voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1838: A bill for an act relating to the St. Cloud metropolitan transit commission; providing para-transit services authority; permitting contracts for certain services; amending Laws 1969, Chapter 1134, Sections 1, Subdivision 5; and 3, 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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2256: A bill for an act relating to highway traffic regulation; concerning accident reports; making reports available for accident prevention purposes to additional agencies; concealing the identity of involved persons; amending Minnesota Statutes 1976, Section 169.09, 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 55 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knaak	Ogdahl	Sieloff
Ashbach	Engler	Knoll	Olhoff	Sikorski
Bang	Frederick	Knutson	Olson	Sillers
Benedict	Gearty	Laufenburger	Penny	Solon
Bernhagen	Gunderson	Lessard	Perpich	Spear
Borden	Hanson	Lewis	Peterson	Staples
Brataas	Hughes	Luther	Pillsbury	Stumpf
Chmielewski	Humphrey	Menning	Schaaf	Tennessen
Coleman	Jensen	Merriam	Schmitz	Ueland, A.
Davies	Johnson	Nelson	Schrom	Ulland, J.
Dieterich	Kirchner	Nichols	Setzepfandt	Vega

Mr. McCutcheon voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1851: A bill for an act relating to county libraries; authorizing increased membership on county library boards; amending Minnesota Statutes 1976, Section 375.33, Subdivision 4.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 55 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Stumpf voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1754: A bill for an act relating to education; school boards; planning task force; providing for removal of task force members; amending Minnesota Statutes, 1977 Supplement, Section 122.86, 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1744: A bill for an act relating to mobility disabled persons; requiring installation and use of wheelchair securement devices in vehicles used for transporting wheelchair users; providing for inspection of wheelchair securement devices; requiring other safety measures in vehicles used for transporting wheelchair users; authorizing the admissibility of certain evidence in litigation; 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1921: A bill for an act relating to local improvements, special assessments; eliminating certain limitations on special assessments by municipalities; amending Minnesota Statutes 1976, Section 429.011, Subdivisions 2 and 2b.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. McCutcheon voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1898: A bill for an act relating to the state civil service; providing on-the-job trial work experiences and noncompetitive appointment procedures for certain severely handicapped persons; amending Minnesota Statutes 1976, Section 43.20, 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1976: A bill for an act relating to highway traffic regulations; prohibiting possession of certain traffic signs; granting immunity from prosecution to persons who voluntarily notify police of their possession of such signs; amending Minnesota Statutes 1976, Section 169.08.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ashbach	Davies	Merriam	Peterson	Schrom
Chmielewski				

So the bill passed and its title was agreed to.

H. F. No. 2419: A bill for an act relating to courts; supreme court; providing for publishing of reports of decisions; amending Minnesota Statutes 1976, Section 480.12.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. McCutcheon voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1790: A bill for an act relating to public employment labor relations; making certain matters mandatorily negotiable; allowing employees alternate remedies in grievance proceedings or civil service appeals; amending Minnesota Statutes 1976, Section 179.70, 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 64 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Kleinbaum voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2051: A bill for an act relating to the city of Minneapolis; authorizing increased compensation for members of the park and recreation board of commissioners; amending Laws 1974, Chapter 181, Section 1.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2176: A bill for an act relating to the Minneapolis police department; providing for certain employee appointments; amending Laws 1961, Chapter 108, Section 1, as amended.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2159: A bill for an act relating to courts; permitting personal jurisdiction over non-residents for causes of action relating to tortious acts; revising the provision to accord with federal constitutional requirements; amending Minnesota Statutes 1976, Section 543.19, 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1833: A bill for an act relating to community colleges; requiring that one member of the state board be a student; requiring that one member of the local advisory committee be a student; amending Minnesota Statutes 1976, Sections 136.61, Subdivisions 1 and 1a; and 136.63, Subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 57 and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Davies	Ogdahl	Pillsbury	Schrom	Staples
McCutcheon	Olson			

So the bill passed and its title was agreed to.

H. F. No. 2221: A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted and obsolete references and text; eliminating duplicate, redundant, conflicting and superseded provisions; amending Minnesota Statutes 1976, Sections 6.58; 15.0411, Subdivision 3; 16A.26; 40.072, Subdivision 3; 41.53, Subdivision 2; 44.06, Subdivision 2; 53.03, by adding a subdivision; 84A.55, Subdivision 14; 150A.09, Subdivision 1; 161.09, Subdivision 1; 161.14, Subdivision 19; 251.09; 251.10; 251.11; 251.12; 251.13; 254A.08, Subdivision 3; 270.08; 290.24; 290.49, Subdivision 10; 326.08, Subdivision 2; 366.10; 475.51, Subdivision 1; Min-

nesota Statutes, 1977 Supplement, Sections 15.0411, Subdivision 2; 15A.083, Subdivision 2; 16A.129; 50.14, Subdivision 5; 116C.63, Subdivision 4; 214.01, Subdivision 3; 256B.48, Subdivision 1; 290.01, Subdivision 20; 290.09, Subdivision 4; 319A.02, Subdivision 2; 343.08; 517.08, Subdivision 1; 593.42, Subdivision 5; 593.45, Subdivision 4; 593.46, Subdivision 2; Extra Session Laws 1959, Chapter 19, by adding a section; repealing Minnesota Statutes 1976, Sections 33.10; 33.11; 33.12; 33.14; 33.15; 33.171; 270.051, Subdivision 1; 602.04; Minnesota Statutes, 1977 Supplement, Sections 33.13; and 488.04, Subdivision 3a; Laws 1975, Chapters 61, Section 8; 136, Sections 11, 13, 57 and 58; Laws 1976, Chapters 44, Section 18; 163, Section 54; 222, Sections 25, Subdivision 8, and 78; 263, Section 8; Laws 1977, Chapters 264, Section 3; 299, Section 6; 326, Section 8; 346, Section 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 669: A bill for an act relating to natural resources; requiring permission prior to entering agricultural lands owned by another person; prohibiting taking wild animals within certain distances of buildings or livestock; revoking the licenses to take wild animals of persons convicted of certain trespass violations; amending Minnesota Statutes 1976, Sections 97.53, Subdivision 1; and 100.273; repealing Minnesota Statutes 1976, Section 100.29, Subdivisions 21 and 22.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Dunn	Hanson	Kirchner
Bang	Chmielewski	Engler	Hughes	Kleinbaum
Benedict	Coleman	Frederick	Humphrey	Knoll
Bernhagen	Davies	Gearty	Jensen	Knutson
Borden	Dieterich	Gunderson	Keefe, S.	Laufenburger

Lewis	Nichols	Pillsbury	Sillers	Tennessee
Luther	Ogdahl	Purfeerst	Solon	Ueland, A.
McCutcheon	Olhoft	Renneke	Spear	Ulland, J.
Menning	Olson	Schaaaf	Staples	Vega
Merriam	Penny	Schmitz	Stokowski	Wegener
Moe	Perpich	Setzepfandt	Strand	Willett
Nelson	Peterson	Sikorski	Stumpf	

Those who voted in the negative were:

Ashbach	Knaak	Lessard	Schrom	Sieloff
Johnson				

So the bill passed and its title was agreed to.

H. F. No. 1797: A bill for an act relating to the city of Zumbrota; authorizing the sale of certain public land.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1873: A bill for an act relating to the county of Anoka; validating the acquisition of and payment for certain real estate.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. McCutcheon and Peterson voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1442: A bill for an act relating to professional corporations; including architects, professional engineers and land surveyors within the definition of professional service for the purposes of formation of professional corporations; amending Minnesota Statutes 1976, Section 319A.02, 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 60 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Schrom and Strand voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2177: A resolution relating to the war in Southeast Asia; expressing the concern of the Minnesota legislature for those MIAs and POWs that are unaccounted; urging action by the national leadership to end the heartache caused by the lack of information about these servicemen.

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 40 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Laufenburger	Olson	Sikorski
Ashbach	Gearty	Lessard	Penny	Solon
Bang	Gunderson	Luther	Purfeerst	Stokowski
Benedict	Hanson	McCutcheon	Renneke	Ueland, J.
Bernhagen	Hughes	Menning	Schmitz	Ulland, J.
Chmielewski	Jensen	Moe	Schrom	Vega
Coleman	Kleinbaum	Nelson	Setzepfandt	Wegener
Engler	Knutson	Olhoft	Sieloff	Willet

Those who voted in the negative were:

Brataas	Keefe, S.	Merriam	Sillers	Tennessen
Davies	Knaak	Nichols	Spear	
Dunn	Knoll	Perpich	Staples	
Johnson	Lewis	Schaaf	Stumpf	

So the bill passed and its title was agreed to.

H. F. No. 1870: A bill for an act relating to nursing; providing for issuance of certain licenses without examination to persons receiving certain training or licensing outside this state; amending Minnesota Statutes 1976, Section 148.291, 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 64 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Setzepfandt voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1908: A bill for an act relating to education; teachers; requiring expungement of certain material from a teacher's file; amending Minnesota Statutes 1976, Section 125.12, Subdivision 6.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Dieterich	Johnson	McCutcheon	Perpich
Ashbach	Dunn	Keefe, S.	Menning	Peterson
Bang	Engler	Kirchner	Merriam	Purfeerst
Benedict	Frederick	Kleinbaum	Moe	Renneke
Bernhagen	Gearty	Knaak	Nelson	Schaaf
Borden	Gunderson	Knutson	Nichols	Schmitz
Chenoweth	Hanson	Laufenburger	Ogdahl	Setzepfandt
Chmielewski	Hughes	Lessard	Olhoff	Sikorski
Coleman	Humphrey	Lewis	Olson	Sillers
Davies	Jensen	Luther	Penny	Solon

Spear
Staples
Stokowski

Strand
Stumpf

Tennessee
Ueland, A.

Ulland, J.
Vega

Wegener
Willet

Messrs. Pillsbury and Sieloff voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2197: A bill for an act relating to the organization and operation of state government; the payment of claims against the state and its employees; amending Minnesota Statutes 1976, Sections 3.732, Subdivision 1; and 3.736, Subdivision 9, and by adding a subdivision.

With the unanimous consent of the Senate, Mr. Knoll moved to amend H. F. No. 2197 as follows:

That the amendment made to H. F. No. 2197 by the Committee on Rules and Administration in the report adopted March 13, 1978, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

Mr. Knoll moved that the Knoll amendment to H. F. No. 2197, adopted by the Senate March 14, 1978, be stricken, and that H. F. No. 2197 be amended as follows:

Page 4, line 6, reinstate the stricken language

The motion prevailed. So the amendment was adopted.

H. F. No. 2197 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

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

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

H. F. No. 2066: A bill for an act relating to commerce; providing for delivery of motor vehicle certificates of title to owners; amending Minnesota Statutes 1976, Section 168A.20, 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 58 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Frederick, Laufenburger, Sieloff and Sillers voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1977: A bill for an act relating to marijuana; retroactively reducing past convictions involving a small amount of marijuana to a petty misdemeanor; amending Minnesota Statutes 1976, Section 152.18, 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 46 and nays 17, as follows:

Those who voted in the affirmative were:

Bang	Gearty	Knoll	Pillsbury	Stokowski
Benedict	Gunderson	Lessard	Purfeerst	Stumpf
Borden	Hanson	Lewis	Schaaf	Tennessen
Brataas	Hughes	Luther	Schmitz	Ueland, A.
Chenoweth	Humphrey	Merriam	Sieloff	Ulland, J.
Coleman	Jensen	Moe	Sikorski	Vega
Davies	Johnson	Nelson	Sillers	
Dieterich	Keefe, S.	Nichols	Solon	
Dunn	Kirchner	Ogdahl	Spear	
Frederick	Kleinbaum	Perpich	Staples	

Those who voted in the negative were:

Bernhagen	Laufenburger	Olson	Schrom	Willet
Chmielewski	McCutcheon	Penny	Setzepfandt	
Engler	Menning	Peterson	Strand	
Knutson	Olhoff	Renneke	Wegener	

So the bill passed and its title was agreed to.

H. F. No. 1819: A bill for an act relating to workers' compensation; providing for the coverage of certain farm and business

owners and employees upon election; amending Minnesota Statutes, 1977 Supplement, Section 176.012.

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 11, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Chenoweth	Johnson	Lewis	Spear	Tennessen
Dieterich	Keefe, S.	Schaaf	Stumpf	Vega
Hughes				

So the bill passed and its title was agreed to.

H. F. No. 2248: A bill for an act relating to municipal police and fire civil service commissions; requiring that commissioners be appointed by city councils; limiting the commission's power to prescribe employment requirements; amending Minnesota Statutes 1976, Sections 419.02; 419.05; and 420.06.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1091: A bill for an act relating to waters; permitting the establishment of water user districts.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1836: A bill for an act relating to savings associations; authorizing savings associations to establish negotiable order of withdrawal accounts; imposing reserve requirements; amending Minnesota Statutes 1976, Chapter 51A, 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 48 and nays 14, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Perpich	Solon
Bang	Gearly	Laufenburger	Peterson	Spear
Benedict	Gunderson	Lessard	Purfeerst	Staples
Bernhagen	Hanson	Lewis	Schaaf	Stokowski
Borden	Hughes	Luther	Schmitz	Strand
Brataas	Humphrey	McCutcheon	Schrom	Stumpf
Chenoweth	Johnson	Moe	Setzepfandt	Tennessen
Chmielewski	Keefe, S.	Nelson	Sieloff	Vega
Davies	Kleinbaum	Olhoft	Sikorski	
Dieterich	Knoll	Olson	Sillers	

Those who voted in the negative were:

Engler	Knaak	Nichols	Renneke	Wegener
Jensen	Menning	Penny	Ueland, A.	Willet
Kirchner	Merriam	Pillsbury	Ulland, J.	

So the bill passed and its title was agreed to.

S. F. No. 1721: A bill for an act relating to county agricultural societies; providing for tort liability of county agricultural societies; authorizing county boards to levy a tax to pay certain judgments

or liability insurance premiums; amending Minnesota Statutes 1976, Sections 38.27, by adding a subdivision; 466.01, Subdivision 1; and Chapter 38, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2291: A bill for an act relating to labor; defining "hours worked"; providing that for certain employees the term shall not include certain periods and shall not be used in computing wages; amending Minnesota Statutes 1976, Section 177.23, by adding a subdivision.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 449: A bill for an act relating to game and fish; prohibiting certain means of taking fish; permitting the use of tip-ups; amending Minnesota Statutes 1976, Section 101.42, Subdivisions 11 and 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2052: A bill for an act relating to aeronautics; modifying airport zoning regulations to protect existing residential neighborhoods; amending Minnesota Statutes 1976, Sections 360.062; 360.066, Subdivision 1, and by adding subdivisions.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2246: A bill for an act relating to counties; clarifying procedures for the investment of county funds; amending Minnesota Statutes 1976, Section 385.07.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2516: A bill for an act relating to certain commercial transactions; amending provisions of the uniform commercial code governing investment securities and related provisions; amending Minnesota Statutes 1976, Sections 336.1-201; 336.5-114; 336.8-102; 336.8-103; 336.8-104; 336.8-105; 336.8-106; 336.8-107; 336.8-201; 336.8-202; 336.8-203; 336.8-204; 336.8-205; 336.8-206; 336.8-207; 336.8-208; 336.8-301; 336.8-302; 336.8-303; 336.8-304; 336.8-305; 336.8-306; 336.8-307; 336.8-308; 336.8-309; 336.8-310; 336.8-311; 336.8-312; 336.8-313; 336.8-314; 336.8-315; 336.8-316; 336.8-317; 336.8-318; 336.8-319; 336.8-320; 336.8-401; 336.8-402; 336.8-403; 336.8-404; 336.8-405; 336.8-406; 336.9-103; 336.9-203; 336.9-302; 336.9-304; 336.9-305; 336.9-309; 336.9-312; and Chapter 336, by adding sections; Minnesota Statutes, 1977 Supplement, Section 336.9-105.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 57 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Willet voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2050: A bill for an act relating to the city of Minneapolis; providing for positions in the unclassified service of the city of Minneapolis; amending Laws 1969, Chapter 937, Section 1, Subdivision 1, as amended and by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 34 and nays 28, as follows:

Those who voted in the affirmative were:

Benedict	Hughes	Lewis	Schaaf	Spear
Borden	Humphrey	Luther	Schmitz	Staples
Coleman	Johnson	Menning	Schrom	Stokowski
Davies	Keefe, S.	Merriam	Setzepfandt	Stumpf
Dieterich	Kleinbaum	Nichols	Sieloff	Vega
Gearty	Knoll	Penny	Sikorski	Wegener
Gunderson	Laufenburger	Perpich	Solon	

Those who voted in the negative were:

Anderson	Engler	Knutson	Olson	Tennessen
Bang	Frederick	Lessard	Peterson	Ueland, A.
Bernhagen	Hanson	Moe	Pillsbury	Ulland, J.
Brataas	Jensen	Nelson	Purfeerst	Willet
Chmielewski	Kirchner	Ogdahl	Renneke	
Dunn	Knaak	Olhoff	Strand	

So the bill passed and its title was agreed to.

H. F. No. 2218: A bill for an act relating to the tax court; providing for review of certain tax matters by the tax court; modifying procedures that condition the right to prosecute the tax matter; specifying qualifications of judges; providing for administration of the tax court; amending Minnesota Statutes 1976, Sections 274.19, Subdivisions 4 and 5; 277.011, Subdivision 3; 278.03; and Minnesota Statutes, 1977 Supplement, Sections 271.01, by adding a subdivision; 271.02; 271.04; 271.06, Subdivision 2; 277.011, Subdivision 1; and 278.01.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2047: A bill for an act relating to the city of Minne-

apolis; modifying the certification procedure for vacancies in the classified service.

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 7, as follows:

Those who voted in the affirmative were:

Bang	Hughes	Lewis	Pillsbury	Staples
Bernhagen	Humphrey	Luther	Purfeerst	Stokowski
Brataas	Jensen	Menning	Schaaf	Strand
Chenoweth	Johnson	Moe	Schmitz	Stumpf
Davies	Keefe, S.	Nelson	Schrom	Tennessen
Dieterich	Kleinbaum	Nichols	Setzepfandt	Ueland, A.
Dunn	Knaak	Olhoff	Sieloff	Ulland, J.
Frederick	Knoll	Olson	Sikorski	Vega
Gearty	Knutson	Penny	Sillers	Wegener
Gunderson	Laufenburger	Perpich	Solon	Willet
Hanson	Lessard	Peterson	Spear	

Those who voted in the negative were:

Anderson	Chmielewski	Merriam	Ogdahl	Renneke
Benedict	Kirchner			

So the bill passed and its title was agreed to.

H. F. No. 1227: A bill for an act relating to commerce; providing for deposits of public funds in thrift institutions and credit unions; amending Minnesota Statutes, 1977 Supplement, Section 52.04, Subdivision 1; and Minnesota Statutes 1976, Sections 51A.21, by adding a subdivision; 118.005; 118.01; 118.09; 118.11; and 118.16; repealing Minnesota Statutes 1976, Section 118.17.

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 16, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Knoll	Moe	Sillers
Bang	Gunderson	Knutson	Nelson	Solon
Benedict	Hughes	Laufenburger	Nichols	Spear
Bernhagen	Humphrey	Lessard	Olhoff	Staples
Borden	Jensen	Lewis	Perpich	Stokowski
Brataas	Johnson	Luther	Pillsbury	Stumpf
Chenoweth	Keefe, S.	McCutcheon	Schaaf	Tennessen
Davies	Kleinbaum	Menning	Sieloff	Vega
Dieterich	Knaak	Merriam	Sikorski	

Those who voted in the negative were:

Dunn	Olson	Purfeerst	Setzepfandt	Ulland, J.
Engler	Penny	Renneke	Strand	Wegener
Frederick	Peterson	Schmitz	Ueland, A.	Willet
Hanson				

So the bill passed and its title was agreed to.

H. F. No. 2451: A bill for an act relating to elections; providing that public facilities be available for precinct caucuses; fixing the charge for their use; providing for the filing of certain nominating petitions; amending Minnesota Statutes 1976, Chapter 202A, by adding a section; and Section 202A.65, 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 63 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Ulland, J. voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2341: A bill for an act relating to the city of St. Paul; providing and authorizing issuance of general obligation bonds for capital improvement budget purposes; amending Laws 1971, Chapter 773, Section 1, as amended.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 56 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Merriam, Peterson, Stokowski and Willet voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1943: A bill for an act relating to fire and related insurance; permitting cancellation of fire and related insurance policies only under certain circumstances; requiring notice of reason for cancellation or nonrenewal; amending Minnesota Statutes 1976, Section 65A.01, by adding subdivisions.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2299: A bill for an act relating to highways; county state-aid highway system; allocation of apportionments; authorizing money credited to the municipal account to be used on certain county state-aid highways; amending Minnesota Statutes 1976, Section 162.08, Subdivision 4.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2124: A bill for an act relating to corrections; providing for the licensing of correctional facilities; amending Minnesota

Statutes 1976, Sections 241.021, Subdivision 1; 260.185, Subdivision 1; 641.09; and 641.18.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2270: A bill for an act relating to peace officers and constables; requiring training and licensing of all peace officers; requiring training and licensing for constables; establishing the position of deputy constable; amending Minnesota Statutes 1976, Sections 367.03, Subdivisions 1 and 3; 367.22; 382.28; 626.343, by adding a subdivision; Chapter 367, by adding sections; and Minnesota Statutes, 1977 Supplement, Sections 626.84; 626.843, Subdivisions 1 and 3; 626.845; 626.846, Subdivisions 1, 2 and 3, and by adding subdivisions; 626.847; 626.848; and 626.851, Subdivision 2; repealing Minnesota Statutes, 1977 Supplement, Section 626.853.

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 26, as follows:

Those who voted in the affirmative were:

Anderson	Hanson	Lewis	Peterson	Stokowski
Bang	Hughes	Luther	Purfeerst	Stumpf
Benedict	Humphrey	McCutcheon	Schaaf	Tennessen
Borden	Johnson	Merriam	Sikorski	Ulland, J.
Brataas	Keefe, S.	Moe	Sillers	Vega
Chenoweth	Kleinbaum	Nelson	Solon	Willet
Dieterich	Knoll	Nichols	Spear	
Gearty	Lessard	Perpich	Staples	

Those who voted in the negative were:

Ashbach	Dunn	Jensen	Laufenburger	Penny
Bernhagen	Engler	Kirchner	Menning	Pillsbury
Chmielewski	Frederick	Knaak	Olhoff	Renneke
Davies	Gunderson	Knutson	Olson	Schmitz

Schrom
Setzepfandt

Sieloff

Strand

Ueland, A.

Wegener

So the bill passed and its title was agreed to.

H. F. No. 2147: A bill for an act relating to commerce; credit unions; authorizing approval of lines of credit by credit committee; amending Minnesota Statutes 1976, Sections 52.10 and 52.16.

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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2445: A bill for an act relating to commerce; requiring certain disclosures by foreign currency exchanges operated at airports; providing remedies.

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

The roll was called, and there were yeas 63 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	Stumpf
Brataas	Johnson	Merriam	Schaaf	Tennessen
Chenoweth	Keefe, S.	Moe	Schmitz	Ueland, A.
Chmielewski	Kirchner	Nelson	Schrom	Ulland, J.
Davies	Kleinbaum	Nichols	Setzepfandt	Vega
Dieterich	Knaak	Ogdahl	Sieloff	Wegener
Dunn	Knoll	Olhoff	Sikorski	Willet
Engler	Knutson	Olson	Sillers	
Frederick	Laufenburger	Penny	Solon	

So the bill passed and its title was agreed to.

H. F. No. 1945: A bill for an act relating to veterans; classifica-

tion of records; amending Minnesota Statutes 1976, Section 197.603.

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

The question was taken on the passage of the of bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1878: A bill for an act relating to drivers licenses; application and filing with clerk of the district court; providing that the commissioner of public safety may appoint an agent to assist the clerk in accepting applications under certain circumstances.

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 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Merriam, Schrom, Mrs. Staples and Mr. Willet voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1799: A bill for an act relating to the city of Albert Lea; authorizing the annexation of certain land located outside the city limits.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1995: A bill for an act relating to credit life and accident and health insurance; requiring notice of right to cancel and receive refund upon prepayment of indebtedness; amending Minnesota Statutes, 1977 Supplement, Section 62B.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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2151: A bill for an act relating to unclaimed property; providing for reporting of certain unclaimed intangible property; clarifying the reporting requirements; amending Minnesota Statutes 1976, Sections 345.38, by adding a subdivision; 345.54; 345.55, by adding a subdivision; and Laws 1977, Chapter 137, Section 14.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2010: A bill for an act relating to municipal elections; providing for the hours of voting; establishing procedures for establishing candidacy; establishing filing fees; providing for the printing of election materials and ballots; providing for publication and posting of sample ballots; amending Minnesota Statutes 1976, Sections 205.021; 205.03; 205.13; 205.14, Subdivisions 1 and 3; and 205.16, Subdivision 2, and by adding a subdivision; repealing Minnesota Statutes 1976, Section 365.60.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2175: A bill for an act relating to the city of South St. Paul; authorizing an on-sale liquor license for Wakota arena.

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 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Dunn, Gunderson, Olhoff and Renneke voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2374: A bill for an act relating to labor and employment; employee wage deductions; amending Minnesota Statutes, 1977 Supplement, Section 181.79, 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2307: A bill for an act relating to intoxicating liquor; hours and days of sale; amending Minnesota Statutes 1976, Section 340.14, 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 58 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Menning, Olhoft, Peterson and Renneke voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1770: A bill for an act relating to retirement; definition of teacher; exemptions; amending Minnesota Statutes, 1977 Supplement, Section 354.05, Subdivision 2.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2163: A bill for an act relating to retirement; adjustment of benefits of disabilitants and survivors under public pension funds; amending Minnesota Statutes 1976, Chapter 356, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2146: A bill for an act relating to insurance; regulating minimum nonforfeiture benefits and reserves of insurance policies and annuity contracts; amending Minnesota Statutes 1976, Sections 61A.08; 61A.21; 61A.24, Subdivisions 1, 9 and 11; 61A.25, Subdivisions 3, 3a, 4, 5, 6, 7, and by adding a subdivision; and Chapter 61A, by adding a section.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1950: A bill for an act relating to the practice of dentistry; amending Minnesota Statutes 1976, Sections 150A.03, Subdivision 1; 150A.06, Subdivisions 1, 2, 2a and 4; 150A.08, Subdivision 1; and 150A.09, by adding subdivisions.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Merriam	Peterson	Sieloff	Ueland, A.	Ulland, J.
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So the bill passed and its title was agreed to.

H. F. No. 2461: A bill for an act relating to public utilities; providing for rate case settlement without a hearing; providing for the assessment of all costs of regulating telephone companies; amending Minnesota Statutes 1976, Chapter 237, by adding a section; and Minnesota Statutes, 1977 Supplement, Sections 216B.16, Subdivision 2; and 237.075, Subdivision 2; repealing Minnesota Statutes 1976, Section 237.29, as amended.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2075: A bill for an act relating to employments licensed by the state; requiring the services of a licensed architect, engineer, surveyor or landscape architect for the supervision, erection or alteration of buildings and structures exceeding certain specified costs; requiring compliance with applicable building codes and ordinances; prescribing certain duties of the licensing board; amending Minnesota Statutes 1976, Sections 326.03, Subdivisions 1 and 2; and 326.06.

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 58 and nays 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Laufenburger, Lessard and Olson voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2377: A bill for an act relating to the town of White, St. Louis county; authorizing the electors of the town to set the compensation of the town assessor; amending Laws 1973, Chapter 530, Section 1; repealing Laws 1959, Chapter 314, Section 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 54 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Menning and Schrom voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1599: A bill for an act relating to unemployment compensation; making certain daytime activity center teachers ineligible for benefits during certain periods; amending Minnesota Statutes, 1977 Supplement, Section 268.08, Subdivision 6.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1225: A bill for an act relating to Ramsey county and the city of Saint Paul; changing the name of the Ramsey county hospital and sanitarium commission; further prescribing its powers and duties, removing obsolete provisions; amending Laws 1974, Chapter 435, Section 3.14.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1966: A bill for an act relating to motor vehicles; extending protection provided by motor vehicle dealer surety bonds; authorizing the issuance of nontransferable certificates of title; changing the definition of a bus; amending Minnesota Statutes 1976, Sections 168A.07, Subdivision 2; 171.01, Subdivision 19; Minnesota Statutes, 1977 Supplement, Section 168.27, Subdivision 24.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1612: A bill for an act relating to military justice; providing for military judges; modifying court composition and punishment authority; making other changes consistent and current federal military law; amending Minnesota Statutes 1976, Sections 192A.015; 192A.02; 192A.045; 192A.06; 192A.085; 192A.09; 192A.10; 192A.105; 192A.11, Subdivision 3; 192A.12; 192A.13; 192A.14; 192A.145, Subdivisions 3 and 4; 192A.15; 192A.155; 192A.16; 192A.165; 192A.18, Subdivisions 1 and 2; 192A.195; 192A.205; 192A.21, Subdivision 2; 192A.215; 192A.22; 192A.225; 192A.23;

192A.245; 192A.25, Subdivision 2; 192A.265, Subdivision 1; 192A.-275; 192A.28; 192A.29; 192A.305; 192A.315; 192A.345, Subdivisions 2 and 3; 192A.355; 192A.47; 192A.555; 192A.585; 192A.595, Subdivision 1; 192A.61, Subdivision 3; 192A.615; Chapter 192A by adding sections; and repealing Minnesota Statutes 1976, Sections 192A.01, Subdivision 2; 192A.04, Subdivisions 4 and 5; 192A.125; and 192A.565.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 499: A bill for an act relating to insurance; permitting employees to opt for lower benefits provided by certain group insurance contracts; amending Minnesota Statutes, 1977 Supplement, 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1476: A bill for an act relating to municipalities; hospital, nursing home and health care facilities; authorizing municipalities to include refinancing of existing indebtedness in the cost of a project; amending Minnesota Statutes 1976, Sections 447.35; 447.45, Subdivision 1; 447.47; 474.01, by adding a subdivision; 474.02, by adding a subdivision; 474.03; and 474.06.

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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1286: A bill for an act relating to education; granting certain powers and duties relating to public libraries to the state board and the state department of education; providing grants for certain library systems; appropriating money; amending Minnesota Statutes 1976, Chapter 134, by adding sections; repealing Minnesota Statutes 1976, Sections 121.22; 121.23; 121.24; and 134.035.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1914: A bill for an act relating to Koochiching and Pennington counties; authorizing the county law library in those counties to be supported by judicially imposed fee charges on civil and certain criminal cases.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Stokowski voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1865: A bill for an act relating to retirement; fractional years of service for judges; refunds to surviving spouses of judges; amending Minnesota Statutes 1976, Sections 490.121, Subdivision 4; and 490.124, Subdivision 1 and 12.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2243: A bill for an act relating to the city of Rochester; issuance of licenses for the sale of intoxicating liquor at Mayo civic auditorium.

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 8, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Laufenburger	Penny	Spear
Ashbach	Hanson	Lessard	Perpich	Staples
Bang	Hughes	Lewis	Pillsbury	Strand
Bernhagen	Jensen	Luther	Purfeerst	Stumpf
Brataas	Johnson	McCutcheon	Schaaf	Tennesen
Chenoweth	Keefe, S.	Merriam	Schmitz	Ueland, A.
Chmielewski	Kirchner	Moe	Setzepfandt	Ulland, J.
Davies	Kleinbaum	Nelson	Sieloff	Vega
Dieterich	Knaak	Nichols	Sikorski	Wegener
Engler	Knoll	Ogdahl	Sillers	
Frederick	Knutson	Olson	Solon	

Those who voted in the negative were:

Benedict	Menning	Peterson	Schrom	Willet
Gunderson	Olhoff	Renneke		

So the bill passed and its title was agreed to.

H. F. No. 1665: A bill for an act relating to law libraries; amending Minnesota Statutes 1976, Sections 140.41, Subdivision 1; 140.42, Subdivision 1; 140.43, 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 63 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Stokowski voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1447: A bill for an act relating to education; teachers; providing due process rights for certain athletic coaches; amending Minnesota Statutes 1976, Chapter 125, 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 48 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knaak	Olhoft	Staples
Bang	Gearty	Knoll	Perpich	Stokowski
Benedict	Gunderson	Lessard	Peterson	Strand
Bernhagen	Hanson	Lewis	Schaaf	Stumpf
Borden	Hughes	Luther	Schmitz	Tennessen
Brataas	Humphrey	McCutcheon	Schrom	Ueland, A.
Chenoweth	Johnson	Merriam	Sikorski	Ulland, J.
Coleman	Keefe, S.	Moe	Sillers	Vega
Davies	Kirchner	Nelson	Solon	
Dunn	Kleinbaum	Nichols	Spear	

Those who voted in the negative were:

Engler	Menning	Penny	Purfeerst	Sieloff
Knutson	Ogdahl	Pillsbury	Setzepfandt	Wegener
Laufenburger	Olson			

So the bill passed and its title was agreed to.

H. F. No. 1604: A bill for an act relating to town roads; providing cartways; amending Minnesota Statutes 1976, Section 164.08, 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2081: A bill for an act relating to education; authorizing expansion of the environmental education program; amending Minnesota Statutes 1976, Section 89.35, Subdivision 2; and Minnesota Statutes, 1977 Supplement, Section 126.111, 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 58 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Lessard and Schrom voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1967: A bill for an act relating to motor vehicles; permitting personalized license plates on trucks; amending Minnesota Statutes 1976, Section 168.12, Subdivision 2a.

With the unanimous consent of the Senate, Mr. Frederick moved to amend H. F. No. 1967 as follows:

Page 2, line 12, strike the new language

Page 2, line 13, strike the new language

The motion prevailed. So the amendment was adopted.

H. F. No. 1967 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 59 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Lessard and Stumpf voted in the negative.

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

H. F. No. 1786: A bill for an act relating to children; requiring a welfare agency receiving a report of a maltreated minor to notify

the local police department or county sheriff; amending Minnesota Statutes 1976, Section 626.556, Subdivisions 1, 3, 4, 6, 7, 8 and 9; and Minnesota Statutes, 1977 Supplement, Section 626.556, Subdivisions 2 and 11.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1937: A bill for an act relating to pollution control; providing for the receipt and appropriation of certain funds by the pollution control agency; further regulating the transport of sewage sludge; amending Minnesota Statutes 1976, Section 115.06, Subdivision 2; and Minnesota Statutes 1977 Supplement, Section 169.80, 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1861: A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; amending Minnesota Statutes 1976, Sections 353.01, Subdivisions

12, 16, and 20; 353.017, Subdivision 2; 353.30, Subdivision 1b, and by adding a subdivision; 353.31, Subdivision 1; 353.32, Subdivisions 5 and 9; 353.33, Subdivision 11; 353.34, Subdivision 6; 353.656, Subdivision 6; 353.657, Subdivision 1; 354.41, Subdivision 6, and by adding a subdivision; 356.32, Subdivision 1; Minnesota Statutes, 1977 Supplement, Sections 353.01, Subdivision 2b; 353.03, Subdivision 1; and 353.36, Subdivision 2; repealing Minnesota Statutes, 1977 Supplement, Section 353.32, 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 57 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Chmielewski, McCutcheon, Perpich and Schrom voted in the negative.

So the bill passed and its title was agreed to.

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

CONSENT CALENDAR

H. F. No. 1729: A bill for an act relating to buildings; access to handicapped; international wheelchair symbol; adopting uniform colors; amending Minnesota Statutes 1976, Section 299G.12, Subdivision 2.

Mr. Benedict moved that H. F. No. 1729 be stricken from the Consent Calendar and re-referred to the Committee on Governmental Operations. The motion prevailed.

H. F. No. 1766: A bill for an act relating to state lands; authorizing the conveyance by the state of certain lands in Beltrami county.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

Pursuant to Rule 21, Mr. Menning moved that the following members be excused for a Conference Committee on H. F. No. 2196:

Messrs. Menning, Luther, Pillsbury, Willet and Anderson. The motion prevailed.

Pursuant to Rule 10, Mr. Coleman, Chairman of the Subcommittee on Bill Scheduling, designated the General Orders Calendar a Special Orders Calendar to be heard immediately.

SPECIAL ORDER

H. F. No. 2204: A bill for an act relating to education; school districts; separate election districts; changing the requirements for petitions for division into and changing boundaries of special election districts; amending Minnesota Statutes 1976, Section 123.32, Subdivisions 10 and 15.

Mr. Merriam moved that the amendment made to H. F. No. 2204 by the Committee on Rules and Administration in the report adopted March 14, 1978, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H. F. No. 2204 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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Bang	Gearty	Lessard	Pillsbury	Strand
Benedict	Gunderson	Luther	Renneke	Stumpf
Bernhagen	Hanson	McCutcheon	Schaaf	Tennessen
Chenoweth	Humphrey	Menning	Schmitz	Ueland, A.
Coleman	Jensen	Merriam	Schrom	Ulland, J.
Davies	Johnson	Nelson	Sikorski	Vega
Dieterich	Kirchner	Nichols	Sillers	Willet
Dunn	Knaak	Olhoft	Spear	
Engler	Knoll	Penny	Staples	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1394: A bill for an act relating to natural resources; directing the governor and the commissioner of natural resources to continue efforts to enter into certain agreements with the state of Wisconsin to maximize the fishery potential of certain boundary waters; amending Minnesota Statutes 1976, Section 97.48, 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 42 and nays 1, as follows:

Those who voted in the affirmative were:

Ashbach	Hanson	Laufenburger	Renneke	Stumpf
Bernhagen	Hughes	Lessard	Schaaf	Tennessee
Brataas	Humphrey	Luther	Schmitz	Ueland, A.
Chenoweth	Jensen	Menning	Sieloff	Ulland, J.
Dieterich	Johnson	Merriam	Sikorski	Vega
Engler	Kirchner	Nelson	Solon	Willet
Frederick	Knaak	Nichols	Spear	
Gearty	Knoll	Olhoft	Stokowski	
Gunderson	Knutson	Penny	Strand	

Mr. Peterson voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2372: A bill for an act relating to public employee labor relations; including physical therapists and occupational therapists in the definition of "teacher"; amending Minnesota Statutes 1976, Section 179.63, Subdivision 13.

Mr. Knutson moved to amend H. F. No. 2372 as follows:

Page 1, line 16, after "*therapist*" insert "*or a school health nurse*"

The motion prevailed. So the amendment was adopted.

H. F. No. 2372 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 11, as follows:

Those who voted in the affirmative were:

Benedict	Gunderson	Knoll	Olson	Staples
Chenoweth	Hanson	Laufenburger	Peterson	Stokowski
Chmielewski	Hughes	Lessard	Schaaf	Strand
Davies	Humphrey	Luther	Setzepfandt	Stumpf
Dieterich	Johnson	Menning	Sillers	Ueland, A.
Engler	Kirchner	Nelson	Solon	Vega
Gearty	Kleinbaum	Nichols	Spear	

Those who voted in the negative were:

Bernhagen	Merriam	Penny	Schmitz	Tennessen
Brataas	Olhoft	Pillsbury	Sieloff	Ulland, J.
Knutson				

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

SPECIAL ORDER

H. F. No. 842: A bill for an act relating to financial institutions; establishing procedures for issuance of orders and removal of officers, trustees or directors in the event of violations of law or unsafe practices; providing penalties.

Mr. Luther moved that the amendment made to H. F. No. 842 by the Committee on Rules and Administration in the report adopted March 14, 1978, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H. F. No. 842 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 0, as follows:

Those who voted in the affirmative were:

Benedict	Hanson	Lessard	Pillsbury	Stumpf
Bernhagen	Hughes	Luther	Schmitz	Tennessen
Borden	Humphrey	McCutcheon	Setzepfandt	Ueland, A.
Chenoweth	Jensen	Merriam	Sieloff	Ulland, J.
Chmielewski	Johnson	Nelson	Sillers	Vega
Davies	Kirchner	Nichols	Spear	
Dieterich	Knoll	Olhoft	Staples	
Engler	Knutson	Penny	Stokowski	
Gearty	Laufenburger	Peterson	Strand	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1915: A bill for an act relating to taxation; providing that all orders relating to valuation of property for ad valorem taxes be issued on or before November 15; classifying assessors' field cards as private data; authorizing the commissioner of revenue to provide new income tax tables; defining the deduction for tuition and transportation expense in computing income tax; authorizing the commissioner to require a copy of computations used to compute federal income tax; allowing spouses to file combined returns even if one is a nonresident; requiring employers to file a withholding application; providing property tax relief benefits for persons becoming disabled before June 1; defining the acreage eligible for homestead exemption for inheritance tax purposes; changing gift tax rates and credits for certain donees; changing interest rates on certain gift tax refunds; altering classification of alcoholic beverages for tax purposes; eliminating inheritance tax receipts; repealing the deduction for alimony; amending Minnesota Statutes 1976,

Sections 270.12, Subdivision 3; 290.09, Subdivision 22; 290.37, Subdivision 3; 290.39, Subdivision 2, and by adding a subdivision; 290.92, by adding a subdivision; 290A.04, Subdivision 1; 291.05; 292.07, Subdivisions 3 and 5; 292.125; 340.47, Subdivision 1; and Chapter 272, by adding a section; and Minnesota Statutes, 1977 Supplement, Sections 290A.04, Subdivision 2b; 340.47, Subdivision 1a; repealing Minnesota Statutes 1976, Section 291.13, Subdivision 2; and Minnesota Statutes 1977 Supplement, Section 290.09, Subdivision 14.

Mr. Setzepfandt moved to amend H. F. No. 1915, as amended pursuant to Rule 49, adopted by the Senate March 14, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1930.)

Page 17, line 5, strike "11" and insert "8"

Page 17, line 10, strike "11" and insert "8"

The motion prevailed. So the amendment was adopted.

Mr. Merriam moved to amend H. F. No. 1915, as amended pursuant to Rule 49, adopted by the Senate March 14, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1930.)

Pages 2 and 3, strike section 2

Renumber the sections in sequence

Amend the title as follows:

Lines 29 and 30, strike "and Chapter 272, by adding a section;"

The motion prevailed. So the amendment was adopted.

H. F. No. 1915 was then progressed.

SPECIAL ORDER

H. F. No. 1981: A bill for an act relating to natural resources; informal sales of state timber; removing the requirement of a certain affidavit; amending Minnesota Statutes 1976, Section 90.191, Subdivision 1.

Mr. Johnson moved to amend the amendment placed on H. F. No. 1981 by the Committee on Agriculture and Natural Resources, adopted by the Senate March 10, 1978, as follows:

Strike the amendment to page 1, after line 7

Renumber the sections in sequence

Amend the title amendment as follows:

Strike the first amendment to line 5

The motion prevailed. So the amendment to the amendment was adopted.

H. F. No. 1981 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 40 and nays 0, as follows:

Those who voted in the affirmative were:

Benedict	Gearty	Knaak	Ogdahl	Spear
Bernhagen	Gunderson	Knutson	Olhoft	Staples
Brataas	Hanson	Laufenburger	Penny	Strand
Chenoweth	Hughes	Lessard	Perpich	Stumpf
Davies	Humphrey	McCutcheon	Renneke	Tennessen
Dieterich	Jensen	Merriam	Schaaf	Ueland, A.
Dunn	Johnson	Nelson	Setzepfandt	Vega
Engler	Kirchner	Nichols	Sieloff	Wegener

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

SPECIAL ORDER

H. F. No. 1736: A bill for an act relating to state-leased buildings and sites for state meetings; concerning the handicapped; requiring state-leased buildings and sites for state meetings to be accessible to the handicapped; amending Minnesota Statutes 1976, Section 471.467, by adding subdivisions.

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 5, as follows:

Those who voted in the affirmative were:

Benedict	Gunderson	Lessard	Schmitz	Strand
Bernhagen	Hanson	Lewis	Setzepfandt	Stumpf
Chmielewski	Hughes	Luther	Sieloff	Tennessen
Coleman	Humphrey	McCutcheon	Sikorski	Ulland, J.
Davies	Johnson	Nelson	Sillers	Vega
Dieterich	Kleinbaum	Penny	Solon	Wegener
Engler	Knoll	Perpich	Spear	
Gearty	Laufenburger	Peterson	Staples	

Those who voted in the negative were:

Dunn	Merriam	Olhoft	Renneke	Ueland, A.
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So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1965: A bill for an act relating to highways; directing the department of transportation to utilize a certain corridor in

Washington county for the construction of interstate highway marked No. I 94.

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 0, as follows:

Those who voted in the affirmative were:

Ashbach	Gunderson	Laufenburger	Penny	Staples
Bernhagen	Hanson	Lessard	Perpich	Strand
Chenoweth	Hughes	Lewis	Schmitz	Stumpf
Chmielewski	Humphrey	Luther	Setzepfandt	Tennessee
Coleman	Jensen	McCutcheon	Sieloff	Ueland, A.
Davies	Johnson	Merriam	Sikorski	Ulland, J.
Dieterich	Kirchner	Nelson	Sillers	Vega
Engler	Kleinbaum	Ogdahl	Solon	Wegener
Gearty	Knoll	Olhoft	Speare	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2003: A bill for an act relating to reporting requirements for products liability claims; making various clarifications and technical changes; providing penalties for failure to comply; extending the expiration date; amending Laws 1977, Chapter 316, 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 44 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Gearty	Laufenburger	Penny	Staples
Bernhagen	Gunderson	Lessard	Perpich	Strand
Chenoweth	Hanson	Lewis	Renneke	Stumpf
Chmielewski	Hughes	Luther	Schmitz	Tennessee
Coleman	Jensen	McCutcheon	Setzepfandt	Ueland, A.
Davies	Johnson	Merriam	Sieloff	Ulland, J.
Dieterich	Kirchner	Nelson	Sillers	Vega
Dunn	Kleinbaum	Ogdahl	Solon	Wegener
Engler	Knoll	Olhoft	Speare	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1424: A bill for an act relating to intoxicating liquor; permitting licensing and sale on certain tour boats; amending Minnesota Statutes 1976, Section 340.11, by adding a subdivision.

Mr. Ueland, A. moved to amend H. F. No. 1424 as follows:

Page 2, after line 31, insert:

"Sec. 2. Minnesota Statutes 1976, Section 340.14, Subdivision 3, is amended to read:

Subd. 3. [SALES; WHERE FORBIDDEN.] No intoxicating liquors shall be sold in any of the following places:

- (1) Within the capitol or upon the grounds thereof;
- (2) Upon the state fairgrounds or at any place in a city of the first class within one-half mile of such fairgrounds except as hereinafter otherwise provided by charter;
- (3) Upon the campus of the school of agriculture of the University of Minnesota or at any place in a city of the first class within one-half mile of such campus except as hereinafter otherwise provided by charter;
- (4) Within 1,000 feet of any state hospital, training school, reformatory, prison, or other institution under the supervision and control, in whole or in part, of the commissioner of public welfare or the commissioner of corrections. Whoever sells or otherwise disposes of intoxicating liquor at retail at a place prohibited by this clause is guilty of a gross misdemeanor;
- (5) In any town or municipality in which a majority of votes at the last election at which the question of license was voted upon shall not have been in favor of license, or within one-half mile of any such municipality, except that any intoxicating liquor, manufactured within any such district, may be sold to be consumed outside of such district;
- (6) At any place on the east side of the Mississippi river within one-tenth mile of the main building of the University of Minnesota unless the licensed establishment is on property owned or operated by a nonprofit corporation organized prior to January 1, 1940 for and by former students of the University of Minnesota; a license may be issued under this clause notwithstanding any local law to the contrary;
- (7) Within 1,500 feet of any state university, except as hereinafter provided, or, when the place of sale is not within a municipality, within 1,500 feet of any public school outside of a municipality; within 1,200 feet at Winona state university, and at Southwest state university and in determining the distance, the measurement shall be along the most direct line from the nearest corner of the administration building of the university to the main entrance of the licensed premises; as to the Valley campus of the Mankato state university in the city of Mankato when the place of sale is within 1,000 feet from the middle of the entrance into the main building which entrance is located on the easterly side of South 5th Street at a point where said street is intersected by East Jackson Street in the city of Mankato, or between the Valley campus and Highland campus or within 1,500 feet as measured from the front door of the student union of the Highland campus;
- (8) At more than five places on any one side of a block within and fronting upon the patrol limits of cities of the first class;

(9) The restrictions imposed by this subdivision shall not apply to any manufacturer or wholesaler of intoxicating liquors or to a drug store or to any person lawfully licensed to sell intoxicating liquor immediately prior to the enactment of this subdivision."

Renumber the remaining section

Amend the title as follows:

Line 3, after "boats;" insert "specifying locations where sale is prohibited;"

Line 4, strike "Section" and insert "Sections"

Line 5, before the period insert "; and 340.14, Subdivision 3"

The motion prevailed. So the amendment was adopted.

H. F. No. 1424 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 37 and nays 3, as follows:

Those who voted in the affirmative were:

Ashbach	Humphrey	Laufenburger	Pillsbury	Stumpf
Benedict	Jensen	Lessard	Renneke	Tennessen
Chenoweth	Johnson	Lewis	Schmitz	Ueland, A.
Chmielewski	Kirchner	Luther	Setzepfandt	Ulland, J.
Coleman	Kleinbaum	McCutcheon	Sillers	Vega
Dunn	Knaak	Nelson	Solon	
Engler	Knoll	Penny	Spear	
Hughes	Knutson	Perpich	Staples	

Messrs. Davies, Olhoft and Peterson voted in the negative.

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

SPECIAL ORDER

S. F. No. 1277: A bill for an act relating to motor vehicles; limiting the issuance of vehicle registration plates or tabs and title documents; prohibiting the issuance of arrest warrants for violations of parking laws; defining parking violations; amending Minnesota Statutes 1976, Sections 169.99, by adding a subdivision; and 171.16, Subdivision 3, and by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 41 and nays 3, as follows:

Those who voted in the affirmative were:

Bernhagen	Hughes	Lessard	Peterson	Stumpf
Chenoweth	Humphrey	Lewis	Pillsbury	Tennessen
Coleman	Johnson	Luther	Renneke	Ulland, J.
Davies	Kirchner	McCutcheon	Schmitz	Vega
Dieterich	Kleinbaum	Nelson	Setzepfandt	Wegener
Dunn	Knaak	Ogdahl	Sillers	
Gearty	Knoll	Olhoft	Solon	
Gunderson	Knutson	Penny	Spear	
Hanson	Laufenburger	Perpich	Stokowski	

Messrs. Ashbach, Chmielewski and Menning voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1689: A bill for an act relating to battered women; appropriating money; amending Minnesota Statutes, 1977 Supplement, Sections 241.62, Subdivisions 1 and 4 and by adding a subdivision; 241.63; 241.66, Subdivision 2, and by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 46 and nays 0, as follows:

Those who voted in the affirmative were:

Bernhagen	Humphrey	Lewis	Pillsbury	Stumpf
Borden	Jensen	Luther	Renneke	Tennessen
Coleman	Johnson	McCutcheon	Schmitz	Ulland, A.
Davies	Kirchner	Menning	Setzepfandt	Ulland, J.
Dunn	Kleinbaum	Nelson	Sieloff	Vega
Engler	Knaak	Ogdahl	Sillers	Wegener
Gearty	Knoll	Olhoft	Solon	
Gunderson	Knutson	Penny	Spear	
Hanson	Laufenburger	Perpich	Staples	
Hughes	Lessard	Peterson	Stokowski	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1095: A bill for an act relating to the organization of state government; creating a fire service prevention and control advisory council in the department of public safety; superseding an executive order agency; appropriating money.

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 0, as follows:

Those who voted in the affirmative were:

Ashbach	Hughes	Lessard	Renneke	Stumpf
Bernhagen	Humphrey	Lewis	Schmitz	Tennessen
Borden	Jensen	Luther	Setzepfandt	Ueland, A.
Chmielewski	Johnson	Menning	Sieloff	Ulland, J.
Davies	Kirchner	Nelson	Sikorski	Vega
Dieterich	Kleinbaum	Olhoft	Sillers	Wegener
Dunn	Knaak	Penny	Solon	
Engler	Knoll	Perpich	Spear	
Gearty	Knutson	Peterson	Staples	
Gunderson	Laufenburger	Pillsbury	Stokowski	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1317: A bill for an act relating to children; requiring the preparation of case plans for children placed in foster care; permitting termination of parental rights as to children who are neglected and in foster care; amending Minnesota Statutes 1976, Sections 259.29; 260.015, by adding a subdivision; 260.111, Subdivision 1; 260.131, Subdivision 1; 260.155, by adding a subdivision; 260.191, Subdivisions 1 and 4; 260.181, Subdivision 3; 260.221; 260.235; and 260.291, Subdivision 1; and Chapter 257, by adding a section; repealing Minnesota Statutes 1976, Section 257.07.

Mr. Knoll moved to amend H. F. No. 1317, as amended pursuant to Rule 49, adopted by the Senate March 15, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1013.)

Page 2, line 1, after "*document*" insert "*which is ordered by the court or which is prepared by the social service agency responsible for the foster home placement and is*"

Page 2, line 1, after "*parents*" insert ", or other custodian,"

Page 3, line 12, strike ", knowledge of which is necessary" and insert a period

Page 3, strike line 13

The motion prevailed. So the amendment was adopted.

Mr. Knoll then moved to amend H. F. No. 1317, as amended pursuant to Rule 49, adopted by the Senate March 15, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1013.)

Page 6, line 11, after "*within*" insert "*the*"

Page 6, line 12, after "*months*" insert "*preceding the filing of the petition*"

The motion prevailed. So the amendment was adopted.

Mr. Davies moved to amend H. F. No. 1317, as amended pursuant to Rule 49, adopted by the Senate March 15, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1013.)

Page 1, lines 22 and 25, strike "*natural*"

Page 2, lines 1, 9, 11, 16, 19, 22, 26, and 30, strike "*natural*"

Page 3, lines 2, 6, 7, 16, 20, 23, and 27, strike "*natural*"

The motion prevailed. So the amendment was adopted.

H. F. No. 1317 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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Hughes	Lewis	Pillsbury	Strand
Benedict	Humphrey	Luther	Renneke	Stumpf
Chenoweth	Johnson	Merriam	Schmitz	Tennessen
Davies	Kirchner	Nelson	Setzepfandt	Ueland, A.
Dieterich	Knaak	Nichols	Sieloff	Ulland, J.
Dunn	Knoll	Olhoft	Sikorski	Vega
Engler	Knutson	Penny	Sillers	Wegener
Gearty	Laufenburger	Perpich	Spear	
Gunderson	Lessard	Peterson	Staples	

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

SPECIAL ORDER

H. F. No. 1915: A bill for an act relating to taxation; providing that all orders relating to valuation of property for ad valorem taxes be issued on or before November 15; classifying assessors' field cards as private data; authorizing the commissioner of revenue to provide new income tax tables; defining the deduction for tuition and transportation expense in computing income tax; authorizing the commissioner to require a copy of computations used to compute federal income tax; allowing spouses to file combined returns even if one is a nonresident; requiring employers to file a withholding application; providing property tax relief benefits for persons becoming disabled before June 1; defining the acreage eligible for homestead exemption for inheritance tax purposes; changing gift tax rates and credits for certain donees; changing interest rates on certain gift tax refunds; altering classification of alcoholic beverages for tax purposes; eliminating inheritance tax receipts; repealing the deduction for alimony; amending Minnesota Statutes 1976, Sections 270.12, Subdivision 3; 290.09, Subdivision 22; 290.37, Subdivision 3; 290.39, Subdivision 2, and by adding a subdivision; 290.92, by adding a subdivision; 290A.04, Subdivision 1; 291.05; 292.07, Subdivisions 3 and 5; 292.125; 340.47, Subdivision 1; and Chapter 272, by adding a section; and Minnesota Statutes, 1977 Supplement, Sections 290A.04, Subdivision 2b; 340.47, Subdivision 1a; repealing Minnesota Statutes 1976, Section 291.13, Subdivision 2; and Minnesota Statutes, 1977 Supplement, Section 290.09, Subdivision 14.

Mr. Benedict moved to amend H. F. No. 1915, as amended pursuant to Rule 49, adopted by the Senate March 14, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1930.)

Page 2, after line 31, insert:

"Sec. 2. Minnesota Statutes 1976, Chapter 272, is amended by adding a section to read:

[272.70] [AVAILABILITY OF ASSESSORS' FIELD CARDS.]
Upon request of the owner of a homestead, the assessor shall furnish the owner with a copy of the field card relating to the most recent appraisal of the property. The assessor may charge the owner a fee to meet the cost of furnishing the copy of the field card."

Further, amend the title as follows:

After line 4, insert "requiring assessors to furnish copies of field card to homeowners;"

Line 29, after "1;" insert "and Chapter 272, by adding a section;"

The motion prevailed. So the amendment was adopted.

H. F. No. 1915 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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Gearty	Lessard	Perpich	Strand
Benedict	Gunderson	Lewis	Peterson	Stumpf
Chenoweth	Hughes	Luther	Pillsbury	Tennessen
Chmielewski	Humphrey	Merriam	Renneke	Ueland, A.
Coleman	Johnson	Nelson	Schmitz	Ulland, J.
Davies	Kirchner	Nichols	Setzepfandt	Vega
Dieterich	Knaak	Olhoft	Sieloff	Wegener
Dunn	Knutson	Olson	Sillers	
Engler	Laufenburger	Penny	Spear	

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

SUSPENSION OF RULES

Mr. Vega 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. 1713 and that the rules of the Senate be so far suspended as to give H. F. No. 1713, now on Special Orders, its third reading and place it on its final passage. The motion prevailed.

SPECIAL ORDER

H. F. No. 1713: A bill for an act relating to the department of veterans affairs; establishing a home for veterans in Hastings; appropriating money; amending Minnesota Statutes, 1977 Supplement, Section 246.02, Subdivision 2.

Mr. Vega moved that the amendment made to H. F. No. 1713 by the Committee on Rules and Administration in the report adopted March 16, 1978, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H. F. No. 1713 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 39 and nays 1, as follows:

Those who voted in the affirmative were:

Benedict	Gearty	Knutson	Olson	Spear
Chenoweth	Gunderson	Laufenburger	Peterson	Strand
Chmielewski	Hughes	Lessard	Pillsbury	Stumpf
Coleman	Humphrey	Luther	Renneke	Tennessen
Davies	Johnson	Merriam	Schmitz	Ueland, A.
Dieterich	Kirchner	Nelson	Setzepfandt	Ulland, J.
Dunn	Kleinbaum	Nichols	Sieloff	Vega
Engler	Knaak	Olhoft	Sikorski	

Mr. Perpich voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1246: A bill for an act relating to charitable trusts; regulating the solicitation of charitable funds; clarifying and revising registration, filing and reporting requirements; coordinating charitable solicitations with general trust provisions; defining terms; amending Minnesota Statutes 1976, Sections 309.50, Subdivisions 3, 4 and 10, and by adding subdivisions; 309.515, Subdivision 1; 309.52, Subdivisions 1a and 4; 309.53, Subdivisions 1, 3 and 4; 309.555; 309.56, Subdivision 1; 501.74; 501.75; 501.76; 501.77; 501.78, Subdivisions 1, 2 and 4; 501.79, Subdivisions 2, 3 and 5; 501.81, Subdivisions 3 and 4; and Chapters 309, by adding sections; 524, by adding a section; and 525, by adding a section; repealing Minnesota Statutes 1976, Sections 309.52, Subdivisions 5, 6 and 8; 309.53, Subdivision 5; and 501.81, 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 38 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Gearty	Luther	Renneke	Strand
Benedict	Gunderson	Merriam	Schmitz	Stumpf
Chenoweth	Hughes	Nelson	Setzepfandt	Tennessen
Chmielewski	Humphrey	Nichols	Sieloff	Ueland, A.
Coleman	Johnson	Olhoff	Sillers	Ulland, J.
Davies	Kleinbaum	Olson	Solon	Vega
Dieterich	Laufenburger	Perpich	Spear	
Engler	Lessard	Pillsbury	Staples	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

CALL OF THE SENATE

Mr. Sieloff imposed a call of the Senate for the proceedings on H. F. No. 338. The following Senators answered to their names:

Ashbach	Engler	Lessard	Schmitz	Tennessen
Benedict	Gearty	Menning	Setzepfandt	Ueland, A.
Bernhagen	Hughes	Nelson	Sieloff	Ulland, J.
Brataas	Humphrey	Nichols	Sillers	Vega
Chenoweth	Johnson	Olhoff	Solon	
Coleman	Kirchner	Olson	Staples	
Davies	Kleinbaum	Perpich	Strand	
Dieterich	Knaak	Renneke	Stumpf	

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

Mr. Davies moved to amend H. F. No. 338, the Unofficial Engrossment, as follows:

Page 6, line 8, after the period insert "*An award under this section shall be without prejudice and as an alternative to any claim for sanctions that may be asserted under the rules of civil procedure.*"

Page 8, line 22, strike "user's"

Page 8, line 22, after "policy" insert "*of the user and similar users*"

Page 9, line 8, strike "*, except*" and insert a period

Page 9, strike lines 9 to 32 and insert "*Any person in the chain of manufacture and distribution shall promptly furnish to the claimant's attorney the names and addresses of all persons he knows to be in the chain of manufacture and distribution if requested to do so by the attorney at the time the notice is given. Failure to furnish this information shall subject the person to the liability provided for in subdivision 3.*"

Page 10, line 9, after "or" insert "by"

Page 10, line 22, strike "*the day following final enactment*" and insert "*April 15, 1978*"

The motion prevailed. So the amendment to the unofficial engrossment was adopted.

Mr. Coleman moved to amend H. F. No. 338, the unofficial engrossment, as follows:

Page 8, line 1, after the period insert "*Provided, however, that a person whose fault is less than that of a claimant is liable to the claimant only for that portion of the judgment which represents the percentage of fault attributable to him.*"

The motion prevailed. So the amendment to the unofficial engrossment was adopted.

Mr. Sieloff moved to amend H. F. No. 338, the unofficial engrossment, as follows:

Page 6, lines 17 and 18, strike "*total fault attributable to the persons*" and insert "*fault of the person*"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 37 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Penny	Staples
Ashbach	Gunderson	Laufenburger	Perpich	Stumpf
Benedict	Hughes	Lessard	Peterson	Ueland, A.
Bernhagen	Jensen	Lewis	Pillsbury	Ulland, J.
Brataas	Johnson	Menning	Schmitz	Vega
Chmielewski	Kirchner	Nelson	Sieloff	
Dunn	Knaak	Olthoff	Sillers	
Engler	Knoll	Olson	Solon	

Those who voted in the negative were:

Chenoweth	Dieterich	Humphrey	Spear	Strand
Coleman	Gearty	Luther	Stokowski	Tennessee
Davies	Hanson	Merriam		

The motion prevailed. So the amendment to the unofficial engrossment was adopted.

Mr. Davies moved to amend H. F. No. 338, the unofficial engrossment, as follows:

Page 6, line 16, strike "*as great as*" and insert "*greater than*"

The motion prevailed. So the amendment to the unofficial engrossment was adopted.

H. F. No. 338 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 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Knoll	Olson	Spear
Ashbach	Gunderson	Knutson	Penny	Staples
Benedict	Hanson	Laufenburger	Perpich	Stokowski
Bernhagen	Hughes	Lessard	Peterson	Strand
Brataas	Humphrey	Lewis	Pillsbury	Stumpf
Chmielewski	Jensen	Luther	Renneke	Ueland, A.
Davies	Johnson	Menning	Schmitz	Ulland, J.
Dunn	Kirchner	Nelson	Setzepfandt	Vega
Engler	Kleinbaum	Ogdahl	Sieloff	
Frederick	Knaak	Olhoff	Sillers	

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

SUSPENSION OF RULES

Mr. Dunn 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. 2327 and that the rules of the Senate be so far suspended as to give H. F. No. 2327, now on Special Orders, its third reading and place it on its final passage. The motion prevailed.

SPECIAL ORDER

H. F. No. 2327: A bill for an act relating to unemployment compensation; limiting the coverage of agricultural employers of certain children; amending Minnesota Statutes, 1977 Supplement, Section 268.04, Subdivision 12.

Mr. Dunn moved to amend H. F. No. 2327, as amended pursuant to Rule 49, adopted by the Senate March 16, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 2136.)

Page 18, after line 10, insert:

"Sec. 2. This act is effective January 1, 1978."

The motion prevailed. So the amendment was adopted.

H. F. No. 2327 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 38 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Knaak	Penny	Strand
Ashbach	Gunderson	Knutson	Perpich	Stumpf
Benedict	Hughes	Laufenburger	Pillsbury	Tennessen
Bernhagen	Humphrey	Lessard	Renneke	Ueland, A.
Brataas	Jensen	Luther	Sieloff	Ulland, J.
Chmielewski	Johnson	Menning	Sillers	Vega
Dunn	Kirchner	Olhoff	Spear	
Engler	Kleinbaum	Olson	Stokowski	

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

SPECIAL ORDER

S. F. No. 1849: A bill for an act relating to education; adopting the Midwestern Education Compact; implementing the operation of such compact.

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 40 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gunderson	Lessard	Perpich	Stokowski
Ashbach	Hughes	Luther	Renneke	Strand
Brataas	Humphrey	Menning	Schmitz	Stumpf
Chmielewski	Johnson	Nelson	Setzepfandt	Tennessen
Dieterich	Kirchner	Nichols	Sieloff	Ueland, A.
Dunn	Kleinbaum	Olhoft	Sillers	Ulland, J.
Engler	Knoll	Olson	Solon	Vega
Gearty	Laufenburger	Penny	Spear	Wegener

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Humphrey 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. 2261 and that the rules of the Senate be so far suspended as to give H. F. No. 2261, now on Special Orders, its third reading and place it on its final passage. The motion prevailed.

SPECIAL ORDER

H. F. No. 2261: A bill for an act relating to energy; changing the powers of the director of the Minnesota energy agency, providing for the confidentiality of proprietary data furnished to the energy agency; requiring a residential energy disclosure report at time of sale; creating a pilot project and research program on ethanol production from biomass; mandating certain energy efficiency standards for rental units; establishing insulation product and application standards; providing for community energy conservation councils; providing for solar energy zoning and planning ordinances; requiring the metropolitan council to consider access to sunlight in its land use plans; permitting nuisance actions for certain obstructions to sunlight; providing requirements for solar easements; requiring monitoring of gasoline research; establishing a deadline for forcing the state building code in municipalities; prescribing penalties; appropriating money; amending Minnesota Statutes 1976, Sections 116H.08; 394.25, Subdivision 2; 394.27, Subdivision 7; 462.12; 462.357, Subdivisions 1 and 6; 462.358, Subdivisions 2 and 6; 462.39, Subdivision 3; 473.05, Subdivision 1; 473.859, Subdivision 2; 561.01; and Chapter 116H, by adding a section; Minnesota Statutes, 1977 Supplement, Section 116H.129, Subdivision 1, and by adding subdivisions.

Mr. Luther moved to amend H. F. No. 2261, as amended pursuant to Rule 48, adopted by the Senate March 16, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1706.)

Page 15, after line 5, insert:

"Sec. 13. Minnesota Statutes 1976, Section 297B.01, Subdivision 1, is amended to read:

297B.01 [DEFINITIONS.] Subdivision 1. The following words, terms and phrases when used in ~~Laws 1971, Chapter 853, this chapter~~ shall have the meaning ascribed to them in this section except where the context clearly indicates a different meaning.

Sec. 14. Minnesota Statutes 1976, Section 297B.01, Subdivision 8, is amended to read:

Subd. 8. "Purchase price" means the total consideration valued in money for a sale, whether paid in money or otherwise, provided however, that when a motor vehicle is taken in trade as a credit or as part payment on a motor vehicle taxable under ~~Laws 1971, Chapter 853, this chapter~~ the credit or trade-in value allowed by the person selling the motor vehicle shall be deducted from the total selling price to establish the purchase price of the vehicle being sold and the trade-in allowance allowed by the seller shall constitute the purchase price of the motor vehicle accepted as a trade-in. The purchase price in those instances where the motor vehicle is acquired by gift or by any other transfer for a nominal or no monetary consideration shall also include the average value of similar motor vehicles, established by standards and guides as determined by the motor vehicle registrar. The purchase price in those instances where a motor vehicle is manufactured by a person who registers it under the laws of this state shall mean the manufactured cost of such motor vehicle and manufactured cost shall mean the amount expended for materials, labor and other properly allocable costs of manufacturers, except that in the absence of actual expenditures for the manufacture of a part or all of the motor vehicle, manufactured costs shall mean the reasonable value of the completed motor vehicle. The term "purchase price" shall not include the transfer of a motor vehicle by way of gift between a husband and wife or parent and child, nor shall it include the transfer of a motor vehicle by a guardian to his ward when there is no monetary consideration and the title to such vehicle was registered in the name of the guardian, as guardian, only because the ward was a minor.

Sec. 15. Minnesota Statutes 1976, Section 297B.06, is amended to read:

297B.06 [REGISTRATION NOT TO BE ISSUED UNLESS TAX PAID.] No registration plates or certificate shall be issued by the motor vehicle registrar for the ownership or operation of any motor vehicle to any applicant for registration other than for those vehicles which have been previously registered and the applicant for registration is the same person in whose name the regis-

tration had previously been issued or other than for those vehicles exempt from the tax under other sections of Laws 1971, Chapter 853, unless the ~~tax~~ taxes imposed by section 297B.02 and section 23 shall be paid by the applicant to the motor vehicle registrar.

Sec. 16. Minnesota Statutes 1976, Section 297B.07, is amended to read:

297B.07 [PRESUMPTION.] For the purpose of the proper administration of ~~Laws 1971, Chapter 853~~ *this chapter* and to prevent evasion of the tax, the following presumptions shall apply:

(1) Evidence that a motor vehicle was sold for delivery in this state shall be prima facie evidence that it was sold for use in this state.

(2) When an application for registration plates for a motor vehicle is received by the motor vehicle registrar within 30 days of the date it was purchased or acquired by the purchaser, it shall be presumed, until the contrary is shown by the purchaser, that it was purchased or acquired for use in this state. This presumption shall apply whether or not such vehicle was previously titled or registered in another state.

Sec. 17. Minnesota Statutes 1976, Section 297B.08, is amended to read:

297B.08 [CREDIT FOR EXCISE TAX PAID IN OTHER STATES; RECIPROCITY.] If any motor vehicle has been or is subject to a tax by any other state in respect to its sale or use, in an amount less than the tax imposed by ~~Laws 1971, Chapter 853~~ *section 297B.02*, the provisions of ~~Laws 1971, Chapter 853~~ *sections 297B.01 to 297B.13*, shall apply, but at a rate measured by the difference only between the rate fixed in ~~Laws 1971, Chapter 853~~ *section 297B.02*, and the rate by which the previous tax paid in the other state upon the sale or use was computed. If the rate of tax imposed in such other state is the same or more than the rate of tax imposed by ~~Laws 1971, Chapter 853~~ *section 297B.02*, then no tax shall be due on such motor vehicle. The provisions of this section shall apply only if such other state allows a credit with respect to the excise tax imposed by ~~Laws 1971, Chapter 853~~ *section 297B.02*, which is substantially similar in effect to the credit allowed by this section.

Sec. 18. Minnesota Statutes 1976, Section 297B.09, is amended to read:

297B.09 [ALLOCATION OF REVENUE.] All moneys collected and received under ~~Laws 1971, Chapter 853~~ *this chapter* shall be allocated monthly by the motor vehicle registrar to the state commissioner of revenue and by him shall be paid to the state treasurer and shall be deposited as provided in section 297A.44.

Sec. 19. Minnesota Statutes 1976, Section 297B.10, is amended to read:

297B.10 [PENALTIES.] (1) Any person who shall complete or submit a false or fraudulent motor vehicle purchaser's certificate

with intent to defeat or evade the ~~tax~~ taxes imposed under Laws 1971, Chapter 853, *this chapter* shall be guilty of a misdemeanor and for each such offense shall be fined not to exceed \$500 or shall be imprisoned in the county jail not to exceed one year, or shall be subject to both such fine and imprisonment, in the discretion of the court.

(2) Any person who shall violate any of the provisions of Laws 1971, Chapter 853 *this chapter* shall, unless the violation be of the type referred to in clause (1), be guilty of a misdemeanor and shall be punished by a fine of not less than \$50 nor more than \$100 or by imprisonment in the county jail for not less than 30 days, or both such fine and imprisonment.

Sec. 20. Minnesota Statutes 1976, Section 297B.11, is amended to read:

297B.11 [MOTOR VEHICLE REGISTRAR TO ACT AS AGENT OF COMMISSIONER OF REVENUE IN ADMINISTRATION OF MOTOR VEHICLE EXCISE TAX.] The state commissioner of revenue is charged with the administration of Laws 1971, Chapter 853 *this chapter*. The commissioner may prescribe all rules and regulations not inconsistent with the provisions of Laws 1971, Chapter 853 *this chapter*, necessary and advisable for the proper and efficient administration of Laws 1971, Chapter 853 *this chapter*. The collection of ~~this the~~ motor vehicle excise ~~tax~~ taxes imposed by *this chapter* shall be carried out by the motor vehicle registrar who shall act as the agent of the commissioner and who shall be subject to all rules and regulations not inconsistent with the provisions of Laws 1971, Chapter 853, *this chapter* that may be prescribed by the commissioner. The provisions of Laws 1971, Chapter 853 *this chapter*, shall not be construed as preventing the collection of motor vehicle excise taxes by the commissioner of revenue in the course of any audit carried on by the commissioner of revenue.

Sec. 21. Minnesota Statutes 1976, Section 297B.12, is amended to read:

297B.12 [CONFIDENTIAL NATURE OF INFORMATION.] It shall be unlawful for the motor vehicle registrar, deputy registrars or any other public official or employee to divulge or otherwise make known in any manner any particulars disclosed in any purchaser's certificate or any information concerning affairs of any person making such certificate acquired from his records, officers or employees except in connection with the proceeding involving taxes due under Laws 1971, Chapter 853 *this chapter*. Nothing herein contained should be construed to prohibit the publishing of statistics so classified as not to disclose the identity of particular purchasers' certificates and the contents thereof. Any person violating the provisions of this section shall be guilty of a gross misdemeanor.

Sec. 22. Minnesota Statutes 1976, Chapter 297B, is amended by adding a section to read:

[297B.20] [TITLE.] Sections 22 and 23 may be cited as the "energy conservation transportation excise tax act".

Sec. 23. Minnesota Statutes 1976, Chapter 297B, is amended by adding a section to read:

[297B.21] [ADDITIONAL EXCISE TAX IMPOSED.] *Subdivision 1. There is hereby imposed an excise tax at the rates provided in subdivision 2 on the first purchaser of any passenger automobile or station wagon, as defined in Minnesota Statutes, Section 168.011, Subdivisions 7 and 23, manufactured after July 31, 1978, purchased or acquired either in or outside of the state of Minnesota, which is required to be registered under the laws of this state.*

Subd. 2. The tax imposed by subdivision 1 shall be based on the mileage estimate for combined city and highway driving found in the new car label required by the federal environmental protection agency or its successor organization.

Subd. 3. The tax imposed by subdivision 1 shall be determined in accordance with the following schedule:

Gas Mileage

<i>Under 12</i>	<i>.....\$150</i>
<i>Under 14</i>	<i>..... 125</i>
<i>Under 16</i>	<i>..... 100</i>
<i>Under 18</i>	<i>..... 75</i>
<i>Under 20</i>	<i>..... 50</i>
<i>20 or higher</i>	<i>..... 00</i>

Subd. 4. The tax imposed by subdivision 1 shall be in addition to the tax imposed by Minnesota Statutes, Section 297B.02.

Subd. 5. If a passenger car or station wagon subject to the tax imposed by this section has been or is subject to a similar excise tax based on fuel consumption in another state in respect of its sale or use, in an amount less than the tax imposed by this section, the provisions of this section shall apply, but the tax shall be in the amount of the difference between the amount of tax in the other state and the amount imposed by this section. If the amount of tax imposed by the other state is the same or more than the amount of tax imposed by this section, then no tax shall be due under this section. The provisions of this subdivision shall apply only if the other state allows a credit with respect to the excise tax imposed by this section which is substantially similar in effect to the credit allowed in this subdivision."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 12, after the semicolon insert "providing for an excise tax on certain vehicles based on fuel efficiency;"

Page 1, line 23, after "116H.08;" insert "297B.01, Subdivisions

1 and 8; 297B.06; 297B.07; 297B.08; 297B.09; 297B.10; 297B.11; 297B.12;"

Page 1, line 27, strike "and"

Page 1, line 28, after "section;" insert "and Chapter 297B, by adding sections;"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 6 and nays 42, as follows:

Those who voted in the affirmative were:

Benedict	Johnson	Knoll	Luther	Spear
Dieterich				

Those who voted in the negative were:

Anderson	Gearty	Lessard	Peterson	Stokowski
Ashbach	Gunderson	Lewis	Pillsbury	Strand
Bernhagen	Hanson	Menning	Renneke	Stumpf
Brataas	Humphrey	Moe	Schmitz	Tennessee
Chenoweth	Jensen	Nelson	Setzepfandt	Ueland, A.
Chmielewski	Kleinbaum	Nichols	Sieloff	Wegener
Davies	Knaak	Olhoft	Sillers	
Dunn	Knutson	Olson	Solon	
Engler	Laufenburger	Penny	Staples	

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

Mr. Nichols moved to amend H. F. No. 2261, as amended pursuant to Rule 49, adopted by the Senate March 16, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1706.)

Page 28, line 29, strike "1979" and insert "1981"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 31 and nays 24, as follows:

Those who voted in the affirmative were:

Ashbach	Hanson	Nelson	Renneke	Vega
Borden	Jensen	Nichols	Chrom	Wegener
Brataas	Johnson	Olhoft	Setzepfandt	Willet
Chmielewski	Knaak	Olson	Sieloff	
Engler	Lessard	Penny	Solon	
Frederick	Lewis	Peterson	Strand	
Gunderson	Menning	Pillsbury	Ueland, A.	

Those who voted in the negative were:

Anderson	Dieterich	Kirchner	Perpich	Stokowski
Benedict	Dunn	Kleinbaum	Schmitz	Stumpf
Bernhagen	Gearty	Knoll	Sillers	Tennessee
Chenoweth	Hughes	Laufenburger	Spear	Ulland, J.
Davies	Humphrey	Luther	Staples	

The motion prevailed. So the amendment was adopted.

CALL OF THE SENATE

Mr. Humphrey imposed a call of the Senate for the proceedings on H. F. No. 2261. The following Senators answered to their names:

Anderson	Gearty	Lessard	Peterson	Stokowski
Ashbach	Gunderson	Lewis	Renneke	Strand
Bernhagen	Hanson	Luther	Schmitz	Stumpf
Borden	Hughes	Menning	Schrom	Tennessen
Brataas	Humphrey	Nelson	Setzepfandt	Ueland, A.
Chenoweth	Johnson	Nichols	Sieloff	Ulland, J.
Davies	Kirchner	Olhoft	Sillers	Vega
Dieterich	Kleinbaum	Olson	Solon	Wegener
Dunn	Knaak	Penny	Spear	
Engler	Knoll	Perpich	Staples	

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

Mr. Olhoft moved to amend H. F. No. 2261, as amended pursuant to Rule 49, adopted by the Senate March 16, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1706.)

Page 6, line 7, after "*residence*" insert "*constructed before January, 1976,*"

Page 6, line 8, strike "*either*"

Page 6, line 9, strike "*or an affidavit stating that the residence was*"

Page 6, line 10, strike "*constructed after January 1, 1976*" and insert "*, unless the buyer has been provided a copy of the form used in making an energy disclosure report and has declared in writing that he waives his right to a report*"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 26, as follows:

Those who voted in the affirmative were:

Ashbach	Hanson	Lewis	Peterson	Solon
Bernhagen	Jensen	Menning	Pillsbury	Strand
Brataas	Kirchner	Nelson	Renneke	Ueland, A.
Chmielewski	Kleinbaum	Nichols	Schrom	Ulland, J.
Engler	Knaak	Olhoft	Setzepfandt	Wegener
Frederick	Knutson	Olson	Sieloff	
Gunderson	Lessard	Penny	Sillers	

Those who voted in the negative were:

Anderson	Dieterich	Knoll	Schaaf	Tennessen
Benedict	Dunn	Laufenburger	Schmitz	Vega
Borden	Gearty	Luther	Spear	
Chenoweth	Hughes	McCutcheon	Staples	
Coleman	Humphrey	Merriam	Stokowski	
Davies	Johnson	Perpich	Stumpf	

The motion prevailed. So the amendment was adopted.

Mr. Anderson moved to amend H. F. No. 2261, as amended by the Nichols amendment, as follows:

Page 28, line 29, strike "1981" and insert "1980"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 24, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knoll	Pillsbury	Stumpf
Benedict	Gearty	Laufenburger	Schaaf	Tennessen
Bernhagen	Hughes	Luther	Schmitz	Ulland, J.
Borden	Humphrey	McCutcheon	Sillers	Vega
Chenoweth	Kirchner	Nelson	Spear	Wegener
Coleman	Kleinbaum	Ogdahl	Staples	
Dieterich	Knaak	Perpich	Stokowski	

Those who voted in the negative were:

Brataas	Gunderson	Lessard	Olson	Setzepfandt
Chmielewski	Hanson	Lewis	Penny	Solon
Davies	Jensen	Menning	Peterson	Strand
Engler	Johnson	Nichols	Renneke	Ueland, A.
Frederick	Knutson	Olhoft	Schrom	

The motion prevailed. So the amendment was adopted.

Mr. Borden moved to amend H. F. No. 2261, as amended pursuant to Rule 49, adopted by the Senate March 16, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1706.)

Page 26, after line 10, insert:

"Sec. 23. Minnesota Statutes 1976, Section 474.01, Subdivision 4, is amended to read:

Subd. 4. Other factors necessitating such action are the increasing concentration of population in urban and metropolitan areas; the consequent increase in the amount and cost of governmental services required in these areas; *the energy crisis and energy cost escalation, and their contribution to inflation, unemployment, rising interest rates, balance of payments deficits and increased welfare payments to cover rising fuel costs and the increased costs of fuel-intensive necessities*; and the need for more intensive development and use of land to provide an adequate tax base to finance these costs. The effect of these factors is intensified by the necessity of withdrawing land for public use for highways, parks and open space reserves, schools and playgrounds, and other public enterprises needed to sustain proper living conditions, communications, and mobility in an increasingly urban society.

Sec. 24. Minnesota Statutes 1976, Section 474.02, is amended by adding a subdivision to read:

Subd. 1c. The term "project" as used in sections 474.01 to 474.13 also means the activities of any revenue-producing enterprise in-

volving the construction, fabrication, sale or leasing of equipment or products to be used in generating, transmitting or distributing solar, wind, geothermal or other alternative energy source for use by any person or any residential, commercial, industrial or governmental entity in heating, cooling or otherwise providing energy for a facility owned or operated by that person or entity.

Sec. 25. Minnesota Statutes 1976, Section 474.02, is amended by adding a subdivision to read:

Subd. 9. "Alternative energy" means any energy source which does not depend upon nuclear fuel or non-renewable fossil fuel, or which makes available another energy source which currently is wasted and which includes, but is not limited to, cogeneration or district heating.

Sec. 26. Minnesota Statutes 1976, Section 474.03, is amended to read:

474.03 [POWERS.] Any municipality or redevelopment agency, in addition to the powers prescribed elsewhere by the laws of this state, shall have the power to:

(1) Acquire, construct, and hold any lands, buildings, easements, water and air rights, improvements to lands and buildings, and capital equipment to be located permanently or used exclusively on a designated site and solid waste disposal and pollution control equipment, *and alternative energy equipment and inventory*, regardless of where located, which are deemed necessary in connection with a project to be situated within the state, whether wholly or partially within or without the municipality or redevelopment agency, and construct, reconstruct, improve, better, and extend such project;

(2) Issue revenue bonds, in anticipation of the collection of revenues of such project, to finance, in whole or in part, the cost of the acquisition, construction, reconstruction, improvement, betterment, or extension thereof *and, in the case of an alternative energy project, in addition to the other powers granted by this chapter, to finance the acquisition and leasing or sale of equipment and products to others ;*

(3) Enter into a revenue agreement with any person, firm, or public or private corporation or federal or state governmental subdivision or agency in such manner that payments required thereby to be made by the contracting party shall be fixed, and revised from time to time as necessary, so as to produce income and revenue sufficient to provide for the prompt payment of principal of and interest on all bonds issued hereunder when due, and the revenue agreement shall also provide that the contracting party shall be required to pay all expenses of the operation and maintenance of the project including, but without limitation, adequate insurance thereon and insurance against all liability for injury to persons or property arising from the operation thereof, and all taxes and special assessments levied upon or with respect to the project and payable during the term of the revenue agreement, during which term a tax shall be imposed and collected pursuant to the pro-

visions of section 272.01, subdivision 2, for the privilege of using and possessing the project, in the same amount and to the same extent as though the contracting party were the owner of all real and personal property comprising the project;

(4) Pledge and assign to the holders of such bonds or a trustee therefor all or any part of the revenues of one or more projects and define and segregate such revenues or provide for the payment thereof to a trustee, whether or not such trustee is in possession of the project under a mortgage or otherwise;

(5) Mortgage or otherwise encumber such projects in favor of the municipality or redevelopment agency, the holders of such bonds, or a trustee therefor, provided that in creating any such mortgages or encumbrances a municipality or redevelopment agency shall not have the power to obligate itself except with respect to the project;

(6) Make all contracts, execute all instruments, and do all things necessary or convenient in the exercise of the powers herein granted, or in the performance of its covenants or duties, or in order to secure the payment of its bonds; including, but without limitation, a contract entered into prior to the construction of the project authorizing the contracting party, subject to such terms and conditions as the municipality or redevelopment agency shall find necessary or desirable and proper, to provide for the construction, acquisition, and installation of the buildings, improvements, and equipment to be included in the project by any means available to the contracting party and in the manner determined by the contracting party and without advertisement for bids as may be required for the construction or acquisition of other municipal facilities;

(7) Enter into and perform such contracts and agreements with other municipalities, political subdivisions, and state agencies, authorities, and institutions as the respective governing bodies of the same may deem proper and feasible for or concerning the planning, construction, lease, purchase, mortgaging or other acquisition, and the financing of a project, and the maintenance thereof, including an agreement whereby one municipality issues its revenue bonds in behalf of one or more other municipalities, which contracts and agreements may establish a board, commission, or such other body as may be deemed proper for the supervision and general management of the facilities of the project; provided, no municipality or redevelopment agency shall enter into or perform any contract or agreement with any school district under which the municipality or redevelopment agency issues its revenue bonds or otherwise provides for the construction of school facilities and the school leases or otherwise acquires these facilities;

(8) Accept from any authorized agency of the federal government loans or grants for the planning, construction, acquisition, leasing, purchase, or other provision of any project, and enter into agreements with such agency respecting such loans or grants;

(9) Sell and convey all properties acquired in connection with such projects, including without limitation the sale and conveyance thereof subject to such mortgage as herein provided, and the sale and conveyance thereof under an option granted to the lessee of the project, for such price, and at such time as the governing body of the municipality or redevelopment agency may determine, provided, however, that no sale or conveyance of such properties shall ever be made in such manner as to impair the rights or interests of the holder, or holders, of any bonds issued under the authority of this chapter;

(10) Issue revenue bonds to refund, in whole or in part, bonds previously issued by such municipality or redevelopment agency under authority of this chapter;

(11) If so provided in the revenue agreement, terminate the agreement and re-enter or repossess the project upon the default of the contracting party, and operate, lease, or sell the project in such manner as may be authorized or required by the provisions of the revenue agreement or of the resolution or indenture securing the bonds issued for the project; any revenue agreement which includes provision for a conveyance of real estate to the contracting party may be terminated in accordance with the revenue agreement, notwithstanding that such revenue agent may constitute an equitable mortgage provided that no municipality or redevelopment agency shall have power otherwise to operate any project referred to in this chapter as a business or in any manner whatsoever, and nothing herein authorizes any municipality or redevelopment agency to expend any funds on any project herein described, other than the revenues of such projects, or the proceeds of revenue bonds and notes issued hereunder, or other funds granted to the municipality or redevelopment agency for the purposes herein contemplated, except as may be otherwise permitted by law and except to enforce any right or remedy under any revenue agreement or related agreement for the benefit of the bondholders or for the protection of any security given in connection with a revenue agreement, provided that the public cost of redevelopment of land paid by a city or its redevelopment agency shall not be deemed part of the cost of any project situated on such land;

(12) Invest or deposit, or authorize a trustee to invest or deposit, any money on hand in funds or accounts established in connection with a project or payment of bonds issued therefor, to the extent they are not presently needed for the purposes for which such funds or accounts were created, in accordance with section 471.56, as amended; and

(13) Waive or require the furnishing of a contractors payment and performance bond of the kind described in section 574.26 and if such bond shall be required, then the provisions of chapter 514 relating to liens for labor and materials, shall not be applicable in respect of any work done or labor or materials supplied for the project, and if such bond be waived

then the said provisions of chapter 514 shall apply in respect of work done or labor or materials supplied for the project.

Sec. 27. Minnesota Statutes 1976, Chapter 474.04, is amended to read:

474.04 [AUTHORIZATION OF PROJECTS AND BONDS.] The acquisition, construction, reconstruction, improvement, betterment, or extension of any project, the execution of any revenue agreement or mortgage pertaining thereto, and the issuance of bonds in anticipation of the collection of the revenues of such project to provide funds to pay for the cost thereof, may be authorized by an ordinance or resolution of the governing body adopted at a regular or duly called special meeting thereof by the affirmative vote of a majority of its members, *provided, however, that such vote may not be taken unless at least 30 days before the vote, the governing body first publishes notice in print not smaller than eight (8) point type of the proposed action in a newspaper having general circulation in the area of the governing body by stating the general nature and the estimated cost of the project and the date the vote is to be taken.* No election shall be required to authorize the use of any of the powers conferred by this chapter. No lease of any project shall be subject to the provisions of section 504.02, unless expressly so provided in the lease."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 15, after the semicolon insert "creating industrial revenue bonding authority to fund solar and other alternative energy projects; requiring published notice before project approval;"

Page 1, line 27, after "Subdivision 2;" insert "474.01, Subdivision 4; 474.02, by adding subdivisions; 474.03; 474.04;"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 20 and nays 33, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Johnson	Luther	Strand
Benedict	Frederick	Knoll	Peterson	Stumpf
Borden	Gerty	Laufenburger	Schaaf	Ulland, J.
Brataas	Gunderson	Lessard	Spear	Vega

Those who voted in the negative were:

Ashbach	Humphrey	Nichols	Renneke	Staples
Bernhagen	Jensen	Ogdahl	Schmitz	Stokowski
Chenoweth	Knaak	Olhoft	Schrom	Tennessen
Davies	Knutson	Olson	Setzepfandt	Ueland, A.
Dieterich	Lewis	Penny	Sieloff	Wegener
Dunn	Menning	Perpich	Sillers	
Hanson	Nelson	Pillsbury	Solon	

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

Mr. Tennessen moved to amend H. F. No. 2261, as amended

pursuant to Rule 49, adopted by the Senate March 16, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1706.)

Page 5, line 18, after the period, insert "*The rules and form shall only provide for the disclosure of structural and use characteristics relating to energy consumption and conservation.*"

The motion prevailed. So the amendment was adopted.

Mr. Menning moved to amend H. F. No. 2261, as amended pursuant to Rule 49, adopted by the Senate March 16, 1978, as follows:

(The text of the amended House File is identical to S. F. No. 1706.)

Page 30, after line 5, insert:

"Sec. 28. *Notwithstanding any provision in chapter 16 to the contrary, no modular or pre-built residential unit constructed and sold in this state and erected or located in another state shall be required to meet the standards of the state building code.*"

Renumber the sections in sequence

The motion prevailed. So the amendment was adopted.

H. F. No. 2261 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

RECESS

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

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

Without objection, the Senate reverted to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bill was read the first time and referred to the committee indicated.

Messrs. Nichols, Gunderson, Schaaf and Borden introduced—

S. F. No. 2407: A bill for an act relating to corrections; establishing grants-in-aid for construction or renovation of lockups, jails and other correctional facilities; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Without objection, the Senate reverted to the Order of Business of Reports of Committees and Second Reading of House Bills.

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 was referred H. F. No. 2267 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H. F. No.	S. F. No.	H. F. No.	S. F. No.	H. F. No.	S. F. No.
2267	2128				

and that the above Senate File be indefinitely postponed.

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

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

H. F. Nos. 2139, 2201 for comparison with 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.
2139	1992				
2201	1806				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2139 be amended as follows:

Page 2, line 2, delete "period ending June 30, 1979" and insert "purposes of this act"

And when so amended H. F. No. 2139 will be identical to S. F. No. 1992, and further recommends that H. F. No. 2139 be

given its second reading and substituted for S. F. No. 1992, 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.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2201 be amended as follows:

Page 1, line 18, delete "other"

Page 2, line 21, delete "To the"

Page 2, delete lines 22 and 23

And when so amended H. F. No. 2201 will be identical to S. F. No. 1806, and further recommends that H. F. No. 2201 be given its second reading and substituted for S. F. No. 1806, 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 Subcommittee on Bill Scheduling, to which were referred S. F. Nos. 1933, 2156, 2033, 1755, 1705, 2265, 2397, 97, 2236, 2022 and H. F. Nos. 1863, 1881, 1813 makes the following report:

That S. F. Nos. 1933, 2156, 2033, 1755, 2265, 2236, 2022 and H. F. Nos. 1863, 1881 and 1813 be placed on the General Orders Calendar in the order indicated.

That S. F. Nos. 1705, 97 and 2397 are being retained in the Subcommittee.

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

APPOINTMENTS

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

H. F. No. 2192: Messrs. Penny, Setzepfandt and Engler.

H. F. No. 1859: Messrs. Strand, Stokowski and Ogdahl.

S. F. No. 1722: Messrs. Kleinbaum, Stumpf and Engler.

S. F. No. 1864: Messrs. Chenoweth; Ulland, J. and Schaaf.

S. F. No. 1891: Messrs. Dunn, Stokowski, and Schaaf.

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

SECOND READING OF HOUSE BILLS

H. F. Nos. 2267, 2139 and 2201 were read the second time.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Solon introduced—

Senate Concurrent Resolution No. 12: A Senate Concurrent Resolution opposing the closing of the Duluth Air Force Base by the United States Department of Defense.

Referred to the Committee on Rules and Administration.

RECONSIDERATION

Mr. Nelson moved that the vote whereby H. F. No. 1799 was passed by the Senate on March 15, 1978, be now reconsidered. The motion prevailed. So the vote was reconsidered.

H. F. No. 1799: A bill for an act relating to the city of Albert Lea; authorizing the annexation of certain land located outside the city limits.

Mr. Nelson moved that the amendment made to H. F. No. 1799 by the Committee on Rules and Administration in the report adopted March 15, 1978, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H. F. No. 1799 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	Frederick	Laufenburger	Perpich	Solon
Ashbach	Gearty	Lessard	Peterson	Spear
Benedict	Gunderson	Luther	Pillsbury	Staples
Bernhagen	Hanson	McCutcheon	Renneke	Stokowski
Brataas	Humphrey	Menning	Schaaf	Strand
Chenoweth	Jensen	Nelson	Schmitz	Stumpf
Chmielewski	Johnson	Nichols	Schrom	Tennesen
Coleman	Kleinbaum	Ogdahl	Setzepfandt	Ueland, A.
Dunn	Knaak	Olson	Sieloff	Ulland, J.
Engler	Knutson	Penny	Sillers	Vega

So the bill passed and its title was agreed to.

RECONSIDERATION

Mr. Chmielewski moved that the vote whereby S. F. No. 1721 was passed by the Senate on March 16, 1978, be now reconsidered. The motion prevailed. So the vote was reconsidered.

S. F. No. 1721: A bill for an act relating to county agricultural societies; providing for tort liability of county agricultural societies; authorizing county boards to levy a tax to pay certain judgments or liability insurance premiums; amending Minnesota Statutes 1976, Sections 38.27, by adding a subdivision; 466.01, Subdivision 1; and Chapter 38, by adding a section.

Mr. Chmielewski moved that S. F. No. 1721 be re-referred to the Committee on Rules and Administration for comparison with H. F. No. 2089. The motion prevailed.

Mr. Solon moved that H. F. No. 1575 be withdrawn from the Committee on Finance and re-referred to the Committee on Rules and Administration for comparison with S. F. No. 1642 now on Special Orders. The motion prevailed.

SPECIAL ORDER

H. F. No. 526: A bill for an act relating to insurance; providing for the procurement of insurance from and the regulation of surplus line insurers and agents; providing for the regulation and imposition of penalties on certain insurance agents; amending Minnesota Statutes 1976, Section 60A.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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Gunderson	McCutcheon	Pillsbury	Stokowski
Benedict	Jensen	Merriam	Renneke	Strand
Bernhagen	Johnson	Nelson	Schmitz	Stumpf
Brataas	Kleinbaum	Nichols	Schrom	Tennessen
Chenoweth	Knaak	Olhoft	Setzepfandt	Ueland, A.
Chmielewski	Knutson	Olson	Sieloff	Ulland, J.
Dunn	Laufenburger	Penny	Sillers	Vega
Engler	Lessard	Perpich	Spear	
Gearty	Luther	Peterson	Staples	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 437: A bill for an act relating to assumed business names; permitting and regulating conduct of business under assumed business name; appropriating money; amending Minnesota Statutes 1976, Sections 301.09; 333.01; 333.04; and 333.06; and Chapter 333, by adding sections, repealing Minnesota Statutes 1976, Sections 333.03; and 333.05.

Mr. Tennessen moved to amend S. F. No. 437 as follows:

Page 6, line 20, after "action" insert "*, including an action to recover possession of real property*"

Page 6, line 27, reinstate the stricken language and strike the new language

Page 6, line 30, reinstate the stricken language and strike the new language

The motion prevailed. So the amendment was adopted.

S. F. No. 437 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 42 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Jensen	Nichols	Schmitz	Strand
Benedict	Johnson	Ogdahl	Schrom	Stumpf
Bernhagen	Knaak	Olhoff	Setzepfandt	Tennessen
Chenoweth	Knutson	Olson	Sieloff	Ueland, A.
Chmielewski	Lessard	Penny	Sillers	Ulland, J.
Coleman	Luther	Perpich	Solon	Vega
Engler	McCutcheon	Peterson	Spear	
Gearty	Menning	Renneke	Staples	
Gunderson	Nelson	Schaaf	Stokowski	

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

Pursuant to Rule 21, Mr. Merriam moved that the following members be excused for a Conference Committee on H. F. No. 1885:

Messrs. Merriam, Hughes, Dieterich, Dunn and Anderson. The motion prevailed.

SPECIAL ORDER

H. F. No. 1661: A bill for an act relating to pollution control; providing for publication in the state register of certain behind schedule and substandard wastewater treatment projects.

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 27 and nays 18, as follows:

Those who voted in the affirmative were:

Benedict	Hanson	Nelson	Setzepfandt	Stumpf
Chenoweth	Laufenburger	Nichols	Solon	Ulland, J.
Chmielewski	Lessard	Olhoff	Spear	Vega
Coleman	Luther	Perpich	Staples	
Gearty	McCutcheon	Peterson	Stokowski	
Gunderson	Menning	Schmitz	Strand	

Those who voted in the negative were:

Ashbach	Frederick	Ogdahl	Renneke	Tennessen
Bernhagen	Johnson	Olson	Schrom	Ueland, A.
Brataas	Knaak	Penny	Sieloff	
Engler	Knutson	Pillsbury	Sillers	

So the bill failed to pass.

SPECIAL ORDER

H. F. No. 2155: A bill for an act relating to retirement; validating certain administrative expenses from the special fund of the Austin firefighter's relief association.

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:

Ashbach	Gunderson	Luther	Peterson	Spear
Benedict	Hanson	McCutcheon	Pillsbury	Staples
Bernhagen	Humphrey	Menning	Renneke	Stokowski
Brataas	Jensen	Nelson	Schaaf	Strand
Chenoweth	Johnson	Nichols	Schmitz	Stumpf
Chmielewski	Kleinbaum	Ogdahl	Schrom	Tennessen
Coleman	Knaak	Olhoft	Setzepfandt	Ueland, A.
Engler	Knutson	Olson	Sieloff	Ulland, J.
Frederick	Laufenburger	Penny	Sillers	Vega
Gearty	Lessard	Perpich	Solon	

So the bill passed and its title was agreed to.

RECESS

Mr. Coleman moved that the Senate do now recess until 8:30 o'clock p.m. The motion prevailed.

The hour of 8:30 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

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

Anderson	Humphrey	Lewis	Perpich	Ulland, J.
Brataas	Johnson	McCutcheon	Purfeerst	Vega
Chenoweth	Keefe, S.	Menning	Renneke	Wegener
Chmielewski	Kirchner	Merriam	Schmitz	Willet
Dieterich	Kleinbaum	Moe	Setzepfandt	
Dunn	Knoll	Nelson	Sieloff	
Gearty	Laufenburger	Olhoft	Sikorski	
Hughes	Lessard	Penny	Strand	

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

SPECIAL ORDER

H. F. No. 1973: A bill for an act relating to juveniles; providing procedures regulating the detention of juveniles; amending Minnesota Statutes 1976, Section 260.173; and Minnesota Statutes, 1977 Supplement, Section 260.171, 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 37 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Johnson	Lessard	Moe
Brataas	Gearty	Keefe, S.	Lewis	Nelson
Chmielewski	Hanson	Kirchner	McCutcheon	Olhoft
Davies	Hughes	Kleinbaum	Menning	Penny
Dieterich	Humphrey	Laufenburger	Merriam	Perpich

Peterson
Purfeerst
Renneke

Schmitz
Setzepfandt
Sieloff

Sikorski
Strand

Ulland, J.
Vega

Wegener
Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1605: A bill for an act relating to motor vehicles, registration dates, display of plates or insignia; amending Minnesota Statutes 1976, Sections 168.09, Subdivisions 2 and 3; and 168.31, Subdivision 1.

Mrs. Brataas moved to amend H. F. No. 1605 as follows:

Page 3, after line 11, insert:

"Sec. 4. Minnesota Statutes 1976, Section 169.01, Subdivision 5, is amended to read:

Subd. 5. [AUTHORIZED EMERGENCY VEHICLE.] "Authorized emergency vehicle" means any of the following vehicles when equipped and identified according to law: (1) A vehicle of a fire department; (2) a publicly owned police vehicle or a privately owned vehicle used by a police officer for police work under agreement, express or implied, with the local authority to which he is responsible; (3) *an a vehicle of a licensed land emergency ambulance service*, whether publicly or privately owned; (4) an emergency vehicle of a municipal department or a public service corporation, approved by the commissioner of public safety or the chief of police of a municipality; (5) any volunteer rescue squad operating pursuant to Laws 1959, Chapter 53."

Amend the title as follows:

Line 3, after the semicolon, insert "expanding the definition of authorized emergency vehicle to include a licensed land emergency ambulance service;"

Line 5, strike "and" and before the period insert "; and 169.01, Subdivision 5"

The motion prevailed. So the amendment was adopted.

H. F. No. 1605 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 46 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson
Ashbach
Brataas
Chmielewski
Davies
Dieterich
Dunn

Engler
Frederick
Gearty
Hanson
Hughes
Humphrey
Johnson

Keefe, S.
Kirchner
Kleinbaum
Knaak
Knoll
Knutson
Laufenburger

Lessard
Lewis
McCutcheon
Menning
Merriam
Moe
Nelson

Ogdahl
Olhoft
Penny
Perpich
Peterson
Pillsbury
Purfeerst

Renneke
Schmitz
Schrom

Sieloff
Sikorski

Sillers
Strand

Ulland, J.
Vega

Wegener
Willet

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

Pursuant to Rule 21, Mr. Moe moved that the following members be excused for a Conference Committee on H. F. No. 2527:

Messrs. Moe; Willet; Keefe, S. and Purfeerst. The motion prevailed.

SPECIAL ORDER

H. F. No. 2080: A bill for an act relating to juveniles; providing procedures regulating the detention of certain juveniles; amending Minnesota Statutes 1976, Section 260.185, 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 42 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Knoll	Olhoff	Sieloff
Ashbach	Hanson	Knutson	Penny	Sillers
Brataas	Hughes	Laufenburger	Perpich	Strand
Chmielewski	Humphrey	Lessard	Peterson	Ulland, J.
Davies	Johnson	Menning	Pillsbury	Vega
Dieterich	Keefe, S.	Merriam	Renaeker	Willet
Dunn	Kirchner	Moe	Schmitz	
Engler	Kleinbaum	Nelson	Schrom	
Frederick	Knaak	Ogdahl	Setzepfandt	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2225: A bill for an act relating to perpaid legal service plans; authorizing creation of nonprofit, legal service plan corporations; providing for their formation and regulation; prescribing penalties.

Mr. Davies moved to amend H. F. No. 2225 as follows:

Page 4, line 31, after "select" insert "a provider in a particular class of"

Page 12, line 22, after "provider" insert "within a particular class of providers"

The motion prevailed. So the amendment was adopted.

H. F. No. 2225 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 40 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Laufenburger	Penny	Sillers
Ashbach	Gearty	Lessard	Perpich	Strand
Bernhagen	Hanson	Lewis	Peterson	Ulland, J.
Brataas	Hughes	Menning	Pillsbury	Vega
Chenoweth	Johnson	Merriam	Renneke	Willet
Chmielewski	Keefe, S.	Moe	Schaaf	
Davies	Kleinbaum	Nelson	Schrom	
Dieterich	Knaak	Ogdahl	Setzepfandt	
Dunn	Knoll	Olhoft	Sieloff	

Mr. McCutcheon voted in the negative.

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

CALL OF THE SENATE

Mr. Olhoft imposed a call of the Senate for the proceedings on S. F. No. 2236.

The following Senators answered to their names:

Anderson	Frederick	Kleinbaum	Nelson	Schmitz
Ashbach	Gearty	Knaak	Ogdahl	Schrom
Bernhagen	Hanson	Knutson	Olhoft	Setzepfandt
Brataas	Hughes	Laufenburger	Penny	Sieloff
Chmielewski	Humphrey	Lewis	Perpich	Sillers
Davies	Jensen	McCutcheon	Peterson	Strand
Dieterich	Johnson	Menning	Pillsbury	Ueland, A.
Dunn	Keefe, S.	Merriam	Renneke	Ulland, J.
Engler	Kirchner	Moe	Schaaf	Vega

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

SPECIAL ORDER

S. F. No. 2236: A bill for an act relating to abortion; declaring a state policy on abortion and childbirth and the funding thereof; amending Minnesota Statutes 1976, Section 256B.02, Subdivision 8; and Chapter 256B, by adding sections.

Mr. Olhoft moved to amend S. F. No. 2236 as follows:

Page 2, strike lines 17 to 30 and insert:

"(13) Abortion services, but only if one of the following conditions is met:

(a) The abortion is a medical necessity. "Medical necessity" means (1) the signed written statement of two physicians indicating the abortion is medically necessary to prevent the death of the mother, and (2) the patient has given her consent to the abortion in writing unless the patient is physically or legally incapable of providing informed consent to the procedure, in which case consent will be given as otherwise provided by law;

(b) The pregnancy is the result of criminal sexual conduct as defined in section 609.342, clauses (c), (d), (e)(i) and (f), and

the incident is reported within 48 hours after the incident occurs to a valid law enforcement agency for investigation, unless the victim is physically unable to report the criminal sexual conduct, in which case the report shall be made within 48 hours after the victim becomes physically able to report the criminal sexual conduct; or

(c) The pregnancy is the result of incest, but only if the incident and relative are reported to a valid law enforcement agency for investigation prior to the abortion."

Page 3, line 7, after "No" insert "medical assistance"

Page 3, line 11, after "paid" insert "pursuant to this chapter"

Page 3, lines 12 and 13, strike "*a medical necessity*" and insert "*eligible for funding pursuant to section 256B.02, subdivision 8*"

Page 3, after line 13, insert:

"Sec. 4. Minnesota Statutes 1976, Chapter 261, is amended by adding a section to read:

[261.28] [SUBSIDY FOR ABORTIONS PROHIBITED.] *No funds of this state or any subdivision thereof administered under this chapter shall be authorized for or in connection with any abortion that is not eligible for funding pursuant to section 256B.02, subdivision 8.*

Sec. 5. Minnesota Statutes 1976, Section 393.07, is amended by adding a subdivision to read:

Subd. 11. [ABORTION SERVICES; POLICY AND POWERS.] *In keeping with the public policy of Minnesota to give preference to childbirth over abortion, Minnesota county welfare boards shall not provide any medical assistance grant or reimbursement for any abortion not eligible for funding pursuant to section 256B.02, subdivision 8.*

Sec. 6. *The sum of \$40,000 is appropriated from the general fund to the commissioner of public welfare for the purposes of Laws 1977, Chapter 453, Section 2, Subdivision 3."*

Amend the title as follows:

Page 1, line 3, before "funding" insert "medical assistance"

Page 1, line 3, after the semicolon insert "appropriating money;"

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

Page 1, line 5, strike "and Chapter" and insert "393.07, by adding a subdivision; Chapters"

Page 1, line 6, before the period insert "; and 261, by adding a section"

Mr. Lewis moved to amend the Olhoft amendment to S. F. No. 2236 as follows:

Page 2, after line 28, insert:

"Sec. 6. Minnesota Statutes 1976, Chapter 145, is amended by adding a section to read:

[145.425] *The state of Minnesota, or any city, county, town, school district or other political subdivision or agency thereof, may pay all or a portion of the cost of "hospital benefits coverage" or "medical benefits coverage", as those terms are defined in section 43.43, subdivisions 3 and 4, which provides payment for abortions, but only where the abortion would qualify for reimbursement pursuant to section 256B.02, subdivision 8. This section shall not be construed to deny an employee any benefits to which they would be entitled pursuant to any contract executed prior to the effective date of this act."*

Renumber the sections in sequence

Page 3, line 8, after "Chapters" insert "145, by adding a section;"

The question was taken on the adoption of the Lewis amendment.

The roll was called, and there were yeas 20 and nays 44, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Nelson	Penny	Spear
Ashbach	Dieterich	Nichols	Perpich	Staples
Benedict	Lewis	Ogdahl	Pillsbury	Tennessen
Brataas	Luther	Olson	Schaaf	Ulland, J.

Those who voted in the negative were:

Bernhagen	Hanson	Knoll	Peterson	Solon
Chenoweth	Hughes	Knutson	Purfeerst	Stokowski
Chmielewski	Humphrey	Laufenburger	Renneke	Strand
Coleman	Jensen	Lessard	Schmitz	Stumpf
Dunn	Johnson	McCutcheon	Schrom	Ueland, A.
Engler	Keefe, S.	Menning	Setzepfandt	Vega
Frederick	Kirchner	Merriam	Sieloff	Wegener
Gearty	Kleinbaum	Moe	Sikorski	Willet
Gunderson	Knaak	Olhoft	Sillers	

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

Mr. Schaaf moved to amend the Olhoft amendment to S. F. No. 2236 as follows:

Page 1, strike lines 4 to 21 and insert:

"(13) Abortion services, but only to the extent to which reimbursement of the federal share is available pursuant to Title XIX of the Social Security Act. The state agency shall promulgate rules to implement this paragraph and may amend the rules to conform to any changes in Title XIX of the Social Security Act, or funding provided thereunder."

Page 2, strike lines 1 to 5

The question was taken on the adoption of the Schaaf amendment.

The roll was called, and there were yeas 11 and nays 48, as follows:

Those who voted in the affirmative were:

Benedict	Nelson	Perpich	Schaaf	Staples
Davies	Ogdahl	Pillsbury	Spear	Ulland, J.
Dieterich				

Those who voted in the negative were:

Anderson	Gearty	Knoll	Olhoft	Sillers
Ashbach	Gunderson	Knutson	Olson	Solon
Bernhagen	Hanson	Laufenburger	Penny	Stokowski
Brataas	Hughes	Lessard	Peterson	Strand
Chenoweth	Humphrey	Lewis	Renneke	Stumpf
Chmielewski	Jensen	Luther	Schmitz	Ueland, A.
Coleman	Johnson	McCutcheon	Schrom	Vega
Dunn	Kirchner	Menning	Setzepfandt	Wegener
Engler	Kleinbaum	Merriam	Sieloff	
Frederick	Knaak	Nichols	Sikorski	

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

Mr. Coleman moved to amend the Olhoft amendment to S. F. No. 2236 as follows:

Page 1, strike lines 4 to 21 and insert:

"(13) Abortion services, but only if (1) the patient has given her consent to the abortion in writing unless the patient is physically or legally incapable of providing informed consent to the procedure, in which case consent will be given as otherwise provided by law; and (2) one of the following conditions is met:

(a) The abortion is medically necessary to prevent the death of the mother as determined in writing by a physician;

(b) The pregnancy is the result of criminal sexual conduct as defined in sections 609.342, clauses (b), (c), (d), (e) and (f) or 609.344, clauses (c) or (d) and the incident is reported within 30 days after the incident occurs and prior to the abortion to (1) a valid law enforcement agency for investigation, or (2) a public health service, and the public health service has immediately reported the incident to a valid law enforcement agency for investigation;

(c) The pregnancy is the result of incest, but only if the incident is reported prior to the abortion as provided in clause (b); or

(d) Where severe and long lasting physical health damage to the mother would result if the pregnancy were carried to term as determined by two physicians."

Page 2, strike lines 1 to 5

Page 2, line 29, strike "\$40,000" and insert "\$500,000"

The question was taken on the adoption of the Coleman amendment.

The roll was called, and there were yeas 24 and nays 41, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Luther	Perpich	Spear
Ashbach	Davies	Moe	Peterson	Staples
Benedict	Dieterich	Nelson	Pillsbury	Tennessee
Borden	Humphrey	Nichols	Schaaf	Ulland, J.
Brataas	Lewis	Ogdahl	Sillers	

Those who voted in the negative were:

Bernhagen	Hughes	Laufenburger	Renneke	Stumpf
Chenoweth	Jensen	Lessard	Schmitz	Ueland, A.
Chmielewski	Johnson	McCutcheon	Schrom	Vega
Dunn	Keefe, S.	Menning	Setzepfandt	Wegener
Engler	Kirchner	Merriam	Sieloff	Willet
Frederick	Kleinbaum	Olhoft	Sikorski	
Gearty	Knaak	Olson	Solon	
Gunderson	Knoll	Penny	Stokowski	
Hanson	Knutson	Purfeerst	Strand	

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

Mr. Gunderson moved to amend the Olhoft amendment to S. F. No. 2236 as follows:

Page 2, line 1, strike "or"

Page 2, line 4, before the period, insert "; or

(d) where the pregnant person is defined as mentally retarded pursuant to section 252A.02, subdivision 2, and is pregnant as the result of rape or incest; provided that the victim or the mentally retarded person has received pre-abortion counseling from the physician performing the abortion regarding potential physiological and psychological complications and regarding the financial and social responsibilities arising from an abortion and its alternatives"

The question was taken on the adoption of the Gunderson amendment.

The roll was called, and there were yeas 29, and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Moe	Pillsbury	Stokowski
Ashbach	Dieterich	Nelson	Schaaf	Strand
Benedict	Gunderson	Nichols	Sillers	Tennessee
Borden	Humphrey	Ogdahl	Solon	Ueland, A.
Brataas	Lewis	Perpich	Spear	Ulland, J.
Coleman	Luther	Peterson	Staples	

Those who voted in the negative were:

Bernhagen	Hanson	Knaak	Merriam	Setzepfandt
Chenoweth	Hughes	Knoll	Olhoft	Sieloff
Chmielewski	Jensen	Knutson	Penny	Sikorski
Dunn	Johnson	Laufenburger	Purfeerst	Stumpf
Engler	Keefe, S.	Lessard	Renneke	Vega
Frederick	Kirchner	McCutcheon	Schmitz	Wegener
Gearty	Kleinbaum	Menning	Schrom	Willet

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

The question recurred on the Olhoft amendment.

The question was taken on the adoption of the Olhoft amendment.

The roll was called, and there were yeas 48 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Gunderson	Knoll	Penny	Solon
Ashbach	Hanson	Knutson	Peterson	Stokowski
Bernhagen	Hughes	Laufenburger	Purfeerst	Strand
Borden	Humphrey	Lessard	Renneke	Stumpf
Chenoweth	Jensen	Luther	Schmitz	Ueland, A.
Chmielewski	Johnson	McCutcheon	Schrom	Vega
Dunn	Keefe, S.	Menning	Setzepfandt	Wegener
Engler	Kirchner	Merriam	Sieloff	Willet
Frederick	Kleinbaum	Moe	Sikorski	
Gearty	Knaak	Olhoft	Sillers	

Those who voted in the negative were:

Benedict	Dieterich	Ogdahl	Schaaf	Ulland, J.
Brataas	Lewis	Olson	Spear	
Coleman	Nelson	Perpich	Staples	
Davies	Nichols	Pillsbury	Tennessen	

The motion prevailed. So the Olhoft amendment was adopted.

Mr. Schaaf moved to amend the Olhoft amendment to S. F. No. 2236 as follows:

Page 1, after line 2, insert

"Page 1, line 15, after the comma, insert "and further, it is the policy of the state to encourage additional unmarried teenage mothers receiving public assistance,""

The question was taken on the adoption of the Schaaf amendment.

The roll was called, and there were yeas 12 and nays 47, as follows:

Those who voted in the affirmative were:

Ashbach	Nelson	Pillsbury	Sillers	Staples
Brataas	Ogdahl	Schaaf	Spear	Ulland, J.
Lewis	Olson			

Those who voted in the negative were:

Anderson	Gearty	Knoll	Penny	Stokowski
Benedict	Gunderson	Knutson	Peterson	Strand
Bernhagen	Hanson	Laufenburger	Purfeerst	Stumpf
Borden	Hughes	Lessard	Renneke	Ueland, A.
Chenoweth	Humphrey	Luther	Schmitz	Vega
Chmielewski	Jensen	McCutcheon	Schrom	Wegener
Coleman	Johnson	Menning	Setzepfandt	Willet
Dunn	Keefe, S.	Merriam	Sieloff	
Engler	Kirchner	Moe	Sikorski	
Frederick	Kleinbaum	Olhoft	Solon	

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

S. F. No. 2236: A bill for an act relating to abortion; declaring a state policy on abortion and childbirth and the funding medical

assistance thereof; appropriating money; amending Minnesota Statutes 1976, Sections 256B.02, Subdivision 8; 393.07, by adding a subdivision; Chapters 256B, by adding sections and 261, by adding a section.

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 44 and nays 21, as follows:

Those who voted in the affirmative were:

Anderson	Hanson	Knutson	Peterson	Solon
Bernhagen	Hughes	Laufenburger	Purfeerst	Stokowski
Borden	Jensen	Lessard	Renneke	Strand
Chenoweth	Johnson	McCutcheon	Schmitz	Stumpf
Chmielewski	Keefe, S.	Menning	Schrom	Ueland, A.
Dunn	Kirchner	Merriam	Setzepfandt	Vega
Engler	Kleinbaum	Moe	Sieloff	Wegener
Frederick	Knaak	Olhoft	Sikorski	Willet
Gearty	Knoll	Penny	Sillers	

Those who voted in the negative were:

Ashbach	Dieterich	Nelson	Pillsbury	Ulland, J.
Benedict	Gunderson	Nichols	Schaaf	
Brataas	Humphrey	Ogdahl	Spear	
Coleman	Lewis	Olson	Staples	
Davies	Luther	Perpich	Tennessen	

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

MEMBERS EXCUSED

Mr. Borden was excused from this evening's Session until 10:15 o'clock p.m.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Friday, March 17, 1978. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate