

SEVENTEENTH DAY

St. Paul, Minnesota, Thursday, February 15, 1979

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:

Anderson	Dunn	Kleinbaum	Perpich	Sillers
Ashbach	Frederick	Knaak	Peterson	Spear
Bang	Gearty	Knoll	Pillsbury	Staples
Benedict	Gunderson	Lewis	Purfeerst	Strand
Brataas	Hanson	McCutcheon	Renneke	Stumpf
Chenoweth	Hughes	Menning	Rued	Ueland, A.
Chmielewski	Humphrey	Merriam	Schmitz	Ulland, J.
Coleman	Johnson	Moe	Schrom	Vega
Davies	Keefe, J.	Nelson	Setzepfandt	Wegener
Dieterich	Keefe, S.	Penny	Sikorski	Willet

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

Prayer was offered by the Chaplain, Rev. Roger Carroll.

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

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

The President declared a quorum present.

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

MEMBERS EXCUSED

Messrs. Kirchner and Tennesen were excused from the Session of today. Mr. Solon was excused from the early part of today's Session.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Benedict introduced—

S. F. No. 493: A bill for an act relating to elections; providing for the tabulation and announcement of votes cast on electronic voting systems; amending Minnesota Statutes 1978, Section 206.185, Subdivision 5, and by adding a subdivision.

Referred to the Committee on Elections.

Messrs. Hughes, Sikorski, Stokowski, Renneke and Knutson introduced—

S. F. No. 494: A bill for an act relating to retirement; allowing early vesting of firefighters pensions in plans operated by non-profit corporations; amending Minnesota Statutes 1978, Section 69.691, Subdivision 2.

Referred to the Committee on Governmental Operations.

Messrs. Hughes, Dunn, Stumpf, Strand and Mrs. Knaak introduced—

S. F. No. 495: A bill for an act relating to education; requiring the commissioner of education to report on data collection by the department of education.

Referred to the Committee on Education.

Messrs. Hughes, Dunn, Stumpf, Strand and Mrs. Knaak introduced—

S. F. No. 496: A bill for an act relating to education; providing for cooperative secondary school plans for school districts and for development grants; appropriating money; amending Minnesota Statutes 1978, Chapter 122, by adding a section.

Referred to the Committee on Education.

Messrs. Hughes, Anderson, Merriam, Knutson and Sillers introduced—

S. F. No. 497: A bill for an act relating to education; requiring the council on quality education to make grants for pilot comprehensive health education programs; providing for applications for the grants, selection of recipients and for certain reports; authorizing the use of supplemental funds for the pilot programs; providing for an advisory task force on comprehensive health education programs, for state board of education support of pilot pro-

grams and for advisory committees for each program; appropriating money; amending Minnesota Statutes 1978, Chapter 3, by adding sections.

Referred to the Committee on Education.

Messrs. Setzepfandt, Moe, Willet and Engler introduced—

S. F. No. 498: A bill for an act relating to motor vehicles; authorizing the identification of certain tax exempt vehicles by use of removable plates or placards; amending Minnesota Statutes 1978, Section 168.012, Subdivision 1.

Referred to the Committee on General Legislation and Administrative Rules.

Mr. Laufenburger introduced—

S. F. No. 499: A bill for an act relating to the Minnesota Historical Society; appropriating money for a Mississippi river historical interpretation center.

Referred to the Committee on General Legislation and Administrative Rules.

Messrs. Knoll, McCutcheon, Hanson, Spear and Sieloff introduced—

S. F. No. 500: A bill for an act relating to civil actions; statutes of limitations; providing for limits on time to commence certain real estate actions; amending Minnesota Statutes 1978, Section 541.051, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Olhoft, Nelson, Gunderson and Sikorski introduced—

S. F. No. 501: A bill for an act relating to nursing homes; allowing county owned nursing homes to hire certified public accountants as auditors; amending Minnesota Statutes 1978, Sections 6.48; 6.55; and 6.552.

Referred to the Committee on Governmental Operations.

Mr. Sikorski introduced—

S. F. No. 502: A bill for an act relating to retirement; providing pension coverage for certain firefighters in the city of Cottage Grove in the public employees police and fire fund; authorizing a purchase of prior service; specifying that the employer is a political subdivision for purposes of certain employment benefit programs.

Referred to the Committee on Governmental Operations.

Messrs. Sikorski and McCutcheon introduced—

S. F. No. 503: A bill for an act relating to tort liability; requiring political subdivisions to indemnify officers and employees for certain judgments and settlements; amending Minnesota Statutes 1978, Chapter 471, by adding a section.

Referred to the Committee on Judiciary.

Mr. Sikorski introduced—

S. F. No. 504: A bill for an act relating to education; providing for minimum reading standards and tests of reading achievement; providing state aid for reading teachers; appropriating money.

Referred to the Committee on Education.

Mr. Knutson introduced—

S. F. No. 505: A bill for an act relating to education; exempting certain resident pupils from tuition payments at post-secondary vocational-technical schools; amending Minnesota Statutes 1978, Section 124.565, Subdivisions 1 and 3.

Referred to the Committee on Education.

Messrs. Chmielewski and Hanson introduced—

S. F. No. 506: A bill for an act relating to alcoholic beverages; prohibiting consumption or possession in certain highway facilities; providing a penalty; amending Minnesota Statutes 1978, Section 160.27, by adding a subdivision.

Referred to the Committee on Transportation.

Mr. Pillsbury introduced—

S. F. No. 507: A bill for an act relating to taxation; providing for a levy apportionment for certain jurisdictions upon an assessment level differential greater than five percent; amending Minnesota Statutes 1978, Section 270.12, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Messrs. McCutcheon, Hanson, Davies and Nelson introduced—

S. F. No. 508: A bill for an act relating to taxation; providing for gradual elimination of limited market valuation of real property for property tax purposes; requiring assessment of real property at market value; reducing the classification rates applied to homestead property; amending Minnesota Statutes 1978, Sections 273.11, Subdivision 2; 273.13, Subdivisions 6 and 7; and 273.17, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Penny, Moe, Willet and Engler introduced—

S. F. No. 509: A bill for an act relating to motor vehicles; limiting the authority of the registrar of motor vehicles to refuse to issue certificates of title in certain circumstances; amending Minnesota Statutes 1978, Sections 168A.23, by adding a subdivision; and 297B.06.

Referred to the Committee on General Legislation and Administrative Rules.

Mr. Lewis, Mrs. Brataas, Messrs. Perpich, Knutson and Mrs. Staples introduced—

S. F. No. 510: A bill for an act relating to children; establishing a program in the department of public welfare to allow subsidized adoptions under certain circumstances; appropriating money; amending Minnesota Statutes 1978, Chapter 259, by adding a section; repealing Minnesota Statutes 1978, Section 393.07, Subdivision 1a.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Perpich, Johnson and Chenoweth introduced—

S. F. No. 511: A bill for an act relating to trade regulations; requiring service stations selling motor vehicle fuel at retail to be equipped with operational devices for inflating motor vehicle tires.

Referred to the Committee on General Legislation and Administrative Rules.

Messrs. Vega, Kirchner, Lewis and Gearty introduced—

S. F. No. 512: A bill for an act relating to metropolitan government; providing for the debt of the metropolitan transit commission; amending Minnesota Statutes 1978, Section 473.446, Subdivision 1; and Chapter 473, by adding a section.

Referred to the Committee on Transportation.

Messrs. Keefe, S.; Olson; Kleinbaum; Peterson and Laufenburger introduced—

S. F. No. 513: A bill for an act relating to alcoholic beverages; classification of malt liquors; amending Minnesota Statutes 1978, Sections 340.001, Subdivision 2; 340.02, Subdivisions 10, 12, and 13; 340.07, Subdivision 2; 340.401, Subdivision 2; and 340.47, Subdivision 2; repealing Minnesota Statutes 1978, Section 340.11, Subdivision 15.

Referred to the Committee on Commerce.

Messrs. Strand, Merriam, Dunn and Sillers introduced—

S. F. No. 514: A bill for an act relating to education; requiring the board of education to establish and fill the position of specialist for industrial arts education and to prescribe the duties of the specialist; appropriating money; amending Minnesota Statutes 1978, Section 121.11, by adding a subdivision.

Referred to the Committee on Education.

Messrs. Hanson, Olson, Peterson and Purfeerst introduced—

S. F. No. 515: A bill for an act relating to taxation; sales; allowing carriers transporting certain goods in interstate commerce to make direct payment of taxes to the commissioner of revenue for certain purchases; amending Minnesota Statutes 1978, Section 297A.211, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Knutson, Sieloff, Lessard and Rued introduced—

S. F. No. 516: A bill for an act relating to collection and dissemination of data; providing that investigative agency information shall be public except under certain circumstances; amending Minnesota Statutes 1978, Section 15.162, Subdivisions 2a and 5a.

Referred to the Committee on Judiciary.

Messrs. Kleinbaum and Schrom introduced—

S. F. No. 517: A bill for an act relating to retirement; transferring tax court judges to the judge's retirement fund; transferring funds; amending Minnesota Statutes 1978, Sections 352.01, Subdivisions 2A and 2B; and 490.121, Subdivision 2; repealing Laws 1978, Chapters 672, Sections 14 and 15; and 720, Section 23.

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum and Purfeerst introduced—

S. F. No. 518: A bill for an act relating to taxation; increasing the motor vehicle excise tax; allocating the proceeds of the motor vehicle excise tax between the general fund and the highway user tax distribution fund; amending Minnesota Statutes 1978, Sections 297B.02 and 297B.09.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Olson, Luther, Dunn, Humphrey and Ulland, J. introduced—

S. F. No. 519: A bill for an act relating to shade tree disease control; authorizing grants for municipal shade tree removal and reforestation programs; appropriating money; amending Minne-

sota Statutes 1978, Sections 18.023, Subdivisions 1 and 3a; and 275.50, Subdivision 6.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Kleinbaum, Laufenburger, Setzepfandt, Ogdahl and Sillers introduced—

S. F. No. 520: A resolution urging the President, Congress and the Secretary of Transportation to retain the Amtrak North Coast Hiawatha in the National Amtrak Transportation System.

Referred to the Committee on Transportation.

Mr. Kleinbaum introduced—

S. F. No. 521: A bill for an act relating to the city of St. Cloud; authorizing an on-sale liquor license for the Municipal Sports Complex.

Referred to the Committee on Commerce.

Messrs. Laufenburger, Frederick, Engler, Chmielewski and Schaaf introduced—

S. F. No. 522: A bill for an act relating to highway traffic regulations; authorizing certain combinations of vehicles to operate under annual permit on certain highways; amending Minnesota Statutes 1978, Section 169.861, Subdivision 1.

Referred to the Committee on Transportation.

Messrs. Purfeerst, Frederick, Engler, Peterson and Schmitz introduced—

S. F. No. 523: A bill for an act relating to highway traffic regulations; limiting the length of certain vehicles and combinations of vehicles; prescribing a fee for certain permits; amending Minnesota Statutes 1978, Section 169.81, Subdivision 3, and by adding a subdivision.

Referred to the Committee on Transportation.

Messrs. Ueland, A.; Kleinbaum; Nichols and Laufenburger introduced—

S. F. No. 524: A bill for an act relating to liquor; defining certain terms; amending Minnesota Statutes 1978, Section 624.701, Subdivision 1.

Referred to the Committee on Education.

Messrs. Knoll, Willet and Peterson introduced—

S. F. No. 525: A bill for an act relating to game and fish; authorizing resident deer or bear licenses for certain non-resident minors; amending Minnesota Statutes 1978, Section 98.45, by adding a subdivision.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Merriam, Dunn, Mrs. Knaak, Messrs. Wegener and Setzepfandt introduced—

S. F. No. 526: A bill for an act relating to education; providing equal opportunity for members of both sexes to participate in certain athletics; modifying the coverage and terms of the current law providing for equal opportunity in certain athletics; requiring the state board of education to promulgate certain rules and giving it exclusive jurisdiction over certain sex discrimination charges; amending Minnesota Statutes 1978, Sections 126.21 and 363.02, Subdivision 3.

Referred to the Committee on Education.

Mr. Moe introduced—

S. F. No. 527: A bill for an act relating to appropriations; converting certain standing appropriations to direct appropriations; abolishing other standing appropriations; appropriating money; amending Minnesota Statutes 1978, Sections 9.061, Subdivision 5; 97.482, Subdivision 2; and 638.08; repealing Minnesota Statutes 1978, Section 7.07.

Referred to the Committee on Finance.

Messrs. Davies; Tennesen; Keefe, J. and Ogdahl introduced—

S. F. No. 528: A bill for an act relating to courts; conforming civil fees collected by the Hennepin county municipal court with the district court; amending Minnesota Statutes 1978, Section 488A.03, Subdivision 11.

Referred to the Committee on Judiciary.

Mr. Kleinbaum introduced—

S. F. No. 529: A bill for an act relating to the city of St. Cloud; authorizing the imposition of a tax on the gross receipts from the furnishing of certain lodging.

Referred to the Committee on Taxes and Tax Laws.

Mr. Jensen introduced—

S. F. No. 530: A bill for an act relating to historic sites; authorizing the Minnesota Historical Society to exchange certain state owned nonhistoric land for certain privately owned historic land.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Sieloff, Olhoft and Knutson introduced—

S. F. No. 531: A bill for an act relating to marriage dissolution; restoring marital misconduct as a factor in determination of child support and property disposition; amending Minnesota Statutes 1978, Sections 518.17, Subdivision 3; 518.552, Subdivision 2; and 518.58.

Referred to the Committee on Judiciary.

Mr. Luther introduced—

S. F. No. 532: A bill for an act relating to public health; providing for the regulation of cigarette and intoxicating liquor advertising; restricting the sale of cigarettes and tobacco products; altering minimum benefits of qualified health insurance plans; appropriating money; amending Minnesota Statutes 1978, Sections 62E.06, Subdivision 1; and 340.15, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received and referred to the committees indicated.

January 19, 1979

The Honorable Edward J. Gearty
President of the Senate

Dear Sir:

The following appointment as Commissioner of the Department of Transportation is hereby respectfully submitted to the Senate for confirmation as required by law:

Richard Braun, 1275 Lincoln Terrace N.E., Columbia Heights, Anoka County, has been appointed by me, effective January 1, 1979, for a term expiring the first Monday in January, 1983.

(Referred to the Committee on Transportation.)

February 5, 1979

The Honorable Edward J. Gearty
President of the Senate

Dear Sir:

The following appointment as Commissioner of Securities, De-

partment of Commerce, is hereby respectfully submitted to the Senate for confirmation as required by law:

Mary Alice Brophy, 323 W. 59th Street, Minneapolis, Hennepin County, has been appointed by me, effective February 15, 1979, for a term expiring the first Monday in January, 1983.

(Referred to the Committee on Commerce.)

Sincerely,
Albert H. Quie, Governor

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S. F. No. 265 and the report on Permanent Rules. The motion prevailed.

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

S. F. No. 59: A bill for an act relating to no-fault automobile insurance; prohibiting certain short term insurance policies; modifying indemnification rights on certain commercial vehicles; coordinating benefits with medicare and medical assistance; extending eligibility for the assigned claims plan; providing penalties for failure to provide security on motorcycles; authorizing the commissioner of insurance to limit coverage variations; amending Minnesota Statutes 1978, Sections 65B.49, by adding a subdivision; 65B.53, Subdivision 1; 65B.61; 65B.64, Subdivision 1; 65B.67; and 65B.68, by adding a subdivision.

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

Pages 1 and 2, delete section 1

Page 2, line 18, delete "5,000" and insert "5,500"

Page 2, line 18, delete "gross" and insert "curb"

Page 2, after line 24, insert:

"Sec. 2. Minnesota Statutes 1978, Section 65B.54, Subdivision 2, is amended to read:

Subd. 2. Overdue payments shall bear simple interest at the rate of ~~ten~~ 15 percent per annum."

Page 2, line 30, strike the comma and insert "or"

Page 2, lines 30 and 31, delete "or medical assistance"

Page 3, line 3, delete the comma and insert "or"

Page 3, line 3, delete "or medical assistance"

Page 3, line 11, strike the comma and insert "or"

Page 3, lines 11 and 12, delete "or medical assistance,"

Pages 3 and 4, delete section 4

Page 5, line 8, strike "operator's" and insert "driver's"

Page 5, line 13, strike "an operator's" and insert "a driver's"

Page 5, line 19, after "motorcycle" insert ", and may suspend the driver's license of any operator,"

Page 5, line 20, after "records" insert ", including accident reports required to be submitted by section 169.09,"

Page 5, line 31, after the period, insert "The commissioner of public safety may also require a certificate of insurance to be filed with respect to all vehicles required to be insured under section 65B.48 and owned by any person whose driving privileges have been suspended or revoked as provided in this section before reinstating the person's driver's license."

Page 6, after line 17, insert:

"Sec. 5. Minnesota Statutes 1978, Section 65B.68, is amended by adding a subdivision to read:

Subd. 3. Before a motor vehicle or motorcycle may be registered in this state, the owner must file with the commissioner of public safety satisfactory evidence that security has been provided as required by section 65B.48. If a person who is required to furnish evidence ceases to maintain the required security, he shall immediately surrender the registration certificate and license plates for the motor vehicle or motorcycle. This subdivision shall expire on December 31, 1979, or on the date the commissioner of public safety promulgates a rule requiring an owner of a motor vehicle or a motorcycle to file evidence of security prior to registration of the motor vehicle or motorcycle, whichever occurs first."

Page 6, line 18, delete "Section 65B.68" and insert "Chapter 65B"

Page 6, line 19, delete "subdivision" and insert "section"

Page 6, line 20, delete "Subd. 3." and insert "[65B.685]"

Page 6, line 25, delete "Section" and insert "Sections 1,"

Page 6, line 25, delete "is" and insert "and 5 are"

Page 6, line 26, delete "its"

Renumber the sections in sequence

Amend the title as follows:

Page 1, delete line 3

Page 1, line 6, delete "and medical assistance" and delete "extending"

Page 1, delete line 7

Page 1, line 9, after "motorcycles" insert "and motor vehicles; requiring evidence of insurance"

Page 1, line 11, after the semicolon, insert "increasing the interest rate on unpaid insurance benefits;"

Page 1, line 12, delete "65B.49, by adding a subdivision;"

Page 1, line 13, after the first semicolon, insert "65B.54, Subdivision 2;"

Page 1, line 13, delete "65B.64, Subdivision 1;"

Page 1, line 14, delete "and"

Page 1, line 14, before the period insert "; and Chapter 65B, by adding a section"

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

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

S. F. No. 87: A bill for an act relating to the city of Austin; authorizing an on-sale liquor license for Riverside Arena.

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

Page 1, line 9, delete "the dispensing, by sale or" and insert "any holder of an on-sale"

Page 1, line 10, delete "otherwise, of"

Page 1, line 10, after "liquor" insert "license issued by the city to dispense intoxicating liquor"

Page 1, line 10, delete "the premises known and"

Page 1, delete lines 11 and 12

Page 1, line 13, delete "the purpose of conducting"

Page 1, line 14, delete "to engage any licensee" and insert "at the premises known and used as Riverside Arena. The licensee must be engaged"

Page 1, delete line 15

Page 1, line 16, delete "within the city"

Page 1, line 16, delete "to members" and insert "at such an event held by a person or organization permitted to use the space at the arena, and may dispense intoxicating liquor only to persons attending the event. Such dispensing of intoxicating liquor"

Page 1, delete lines 17 through 19

Page 1, line 20, delete "license shall be issued in accordance with and"

Page 1, line 21, delete "such" and insert "all"

Page 1, line 21, delete "on-sale" and insert "the dispensing of intoxicating"

Page 2, line 1, delete "licenses" and delete "The sale"

Page 2, delete lines 2 and 3

Page 2, line 4, delete "liquor shall be sold under a license" and insert "Nothing in this act shall authorize the dispensing of intoxicating liquor"

Page 2, line 4, delete "persons" and insert "person"

Page 2, line 5, delete "an" and insert "any"

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

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

S. F. No. 231: A bill for an act relating to bonds; requiring claimant filing notice of action on a bond to pay postage costs; amending Minnesota Statutes 1978, Section 574.32.

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

Page 1, line 20, after "and" insert "*may also charge*"

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

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

S. F. No. 254: A bill for an act relating to rates of interest; regulating interest on loans for business or agricultural purposes; amending Minnesota Statutes 1978, Section 334.011, Subdivision 1.

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

Page 2, after line 14, insert:

"Sec. 2. This act is effective the day following final enactment."

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

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

S. F. No. 265: A bill for an act relating to labor and employment; prohibiting mandatory retirement of public and private employees before the age of 70; amending Minnesota Statutes 1978, Sections 43.051, Subdivision 1; 125.12, Subdivision 5; 181.81; 181.811; 354.44, Subdivision 1a; 354.49, Subdivision 3; 354A.05; 354A.21; 423.076; 473.419; and Chapter 181, by adding a section.

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

Page 3, line 7, reinstate "Pilots"

Page 3, line 8, reinstate all the language after "~~members~~"

Page 3, lines 9 to 11, reinstate the stricken language

Page 3, line 12, reinstate all the language before "and"

Page 3, line 13, reinstate all the language after "officers"

Page 3, lines 14 and 15, reinstate the stricken language

Page 3, line 16, strike the old language

Page 3, lines 17 to 23, delete the new language and strike the old language

Page 3, line 24, delete the new language and strike the period

Page 4, line 25, delete "or other" and insert "and to the extent practicable their rights and duties under any applicable provisions of law governing"

Page 4, line 26, delete "benefit law" and insert "other benefits"

Page 5, line 20, strike "Laws 1978, Chapter"

Page 5, lines 21 and 22, delete the new language and strike the old language

Page 5, line 23, strike "(1)"

Page 5, lines 28 to 33, delete the new language

Page 5, line 33, strike the period

Page 6, line 1, strike "(2)"

Page 6, line 1, after "in" strike the old language, delete the new language and insert "sections 181.81 or 363.03, subdivision 1"

Page 6, line 2, delete the new language

Page 6, line 5, delete "act" and insert "section"

Page 6, line 15, strike "(3)"

Page 6, line 20, strike the period

Page 6, lines 19 to 29, delete the new language

Page 7, line 6, strike "on August 31, 1976, or"

Page 7, line 8, strike ", whichever is later"

Page 7, line 10, strike all the language following the period

Page 7, strike lines 11 to 15

Page 7, line 16, before "Nothing" delete the new language and strike the old language

Page 7, line 17, strike "employer" and insert "employing"

Page 7, line 30, delete the new language and reinstate the stricken language

Page 7, line 31, delete the new language and reinstate the stricken language

Page 7, delete line 32

Page 7, line 33, after "shall" insert "*be entitled to*"

Page 8, line 2, after "interest" insert "*in lieu of a proportionate annuity pursuant to section 356.32*"

Page 8, lines 21 to 24, strike the old language

Page 8, line 24, delete "70"

Page 8, strike lines 25 and 26

Page 9, line 24, strike "on August 31, 1976, or"

Page 9, line 26, strike ", whichever is later"

Page 10, after line 11, insert:

"Sec. 10. Minnesota Statutes 1978, Section 356.32, Subdivision 1, is amended to read:

356.32 [PROPORTIONATE ANNUITY IN CERTAIN CASES.] Subdivision 1. [PROPORTIONATE RETIREMENT ANNUITY.] Notwithstanding any provision to the contrary of the laws governing any of the retirement funds referred to in subdivision 2, any person who is employed in a position covered by any such fund, who has credit for at least three years but less than ten years of allowable service in such fund or a combination of such funds, and who is required to terminate service pursuant to a mandatory retirement statute, or who terminates service at age 65 or older for any reason shall be entitled upon application to a proportionate retirement annuity from each such fund in which he has allowable service credit, based upon his allowable service credit at the time of mandatory retirement; provided, however, that nothing in this section shall prevent the actuarial reduction of an annuity for which application is made prior to normal retirement age."

Page 11, after line 2, insert:

"Sec. 13. [PROPORTIONATE ANNUITY.] Any person who was previously a member of and has received a refund of accumulated employee or member contributions from one or more of the covered retirement funds enumerated in section 356.32, subdivision 2, and who terminated service at age 65 or older for any reason whether or not the person was required to terminate service pursuant to a mandatory retirement statute or a uniformly applied mandatory retirement policy established by the employer between January 1, 1979, and the effective date of this section shall be entitled to repay the refund of accumulated employee or member contributions to the respective retirement fund with compound interest at the rate of six percent from the date the refund was received to the date the refund is repaid. Upon repayment of a refund, the person shall be entitled if otherwise qualified to a proportionate annuity, with accrual to commence upon the first day of the month following the filing of a valid application for the annuity.

Sec. 14. [EFFECTIVE DATE.] *Laws 1978, Chapter 649 is effective the day following final enactment of this act, subject to the following exceptions:*

(1) *In the case of employees covered by a collective bargaining agreement which was entered into between a labor organization and an employer and which was in effect on September 1, 1977, it shall take effect upon the termination of the agreement or on January 1, 1980, whichever comes first;*

(2) *Laws 1978, Chapter 649, Section 3, is effective January 1, 1979;*

(3) *Employers who employ fewer than 20 employees shall not be subject to the provisions of Laws 1978, Chapter 649, until June 1, 1980; and*

(4) *In the case of an employee serving under a contract of unlimited tenure or a similar arrangement providing for unlimited tenure at an institution of higher education, as defined in section 1201(a) of the federal higher education act of 1965, Laws 1978, Chapter 649 is effective July 1, 1982."*

Page 11, line 3, delete "Sec. 12. [EFFECTIVE DATE.]"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, after "354A.21;" insert "356.32, Subdivision 1;"

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

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

S. F. Nos. 315, 358 and 376 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. No. 315 to the Committee on Education.

S. F. No. 358 to the Committee on Health, Welfare and Corrections.

S. F. No. 376 to the Committee on Local Government.

Report adopted.

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

The permanent rules of the Senate for the 71st Legislature shall read as follows:

PERMANENT RULES OF THE SENATE PARLIAMENTARY REFERENCE

1. The rules of parliamentary practice comprised in Mason's Manual of Legislative Procedure shall govern the Senate in all cases in which they are applicable, and in which they are not inconsis-

tent with these rules and orders of the Senate and the joint rules and orders of the Senate and House of Representatives.

HOOR OF CONVENING

2. The Senate shall convene on days of meeting at 10 o'clock a.m. unless the Senate directs otherwise.

PRESIDENT

3. The President shall take the chair at the hour to which the Senate adjourned. He shall immediately call the members to order and, on the appearance of a quorum, shall proceed with the regular order of business. He shall preserve order and decorum, may speak on points of order in preference to members, and shall also decide all questions of order, subject to an appeal to the Senate by a member. An appeal is decided by a majority vote of those present and voting. Upon an appeal from the decision of the President, the question is, "Shall the decision of the President be the judgment of the Senate?"

SUBSTITUTES FOR THE PRESIDENT

4. The President may call a member to preside. In the absence of the President, the Chairman of the Committee on Rules and Administration, or his designee, shall preside over the Senate. In the absence of the Chairman, a member may be selected by the Senate to perform the duties of the President. Substitutions do not extend beyond adjournment.

ABSENCE OF SENATORS

5. No Senator or officer of the Senate shall be absent from a session of the Senate unless excused by the Senate.

DECORUM DURING BUSINESS

6. When the President puts a question, or addresses the Senate, no one shall walk out of or cross the Chamber. When a member is speaking, no one shall pass between the member speaking and the President. No member, or other person, shall proceed to or remain by the Secretary's desk while the ayes and nays are being called or counted. No member may speak without using a microphone.

ORDER OF BUSINESS

7. The order of business is as follows:

1. Petitions, letters, remonstrances.
2. Introduction and first reading of Senate bills.
3. Executive and official communications.
4. Messages from the House of Representatives.
5. First reading of House bills.

6. Reports of committees.
 - (a) From standing committees.
 - (b) From select committees.
7. Second reading of Senate bills.
8. Second reading of House bills.
9. Motions and Resolutions.
10. Calendar.
11. Consent Calendar.
12. General Orders.
13. Announcements of Senate interest.

Under the order of business of Motions and Resolutions the Senate may by a majority vote of the whole Senate temporarily revert or proceed to any other order of business.

CALENDAR

8. The Secretary shall make a Calendar of all bills, resolutions and other matters coming before the Senate for final action. He shall place them on the Calendar in the order in which they have been acted upon in Committee of the Whole. The Calendar shall be printed and placed upon the members' desks at least one calendar day before the matters on it are considered.

CONSENT CALENDAR

9. If a committee determines that a bill it recommends to pass is of a routine nature or otherwise of a nature which likely will not be opposed, it may in its report recommend that the bill be placed on the Consent Calendar. If the report is adopted, the bill shall be printed and placed on the Consent Calendar after its second reading. On the question of adoption of the report the question of accepting the recommendation that the bill be placed on the Consent Calendar may be divided from the question of adopting the report in other respects.

A majority of the whole Senate may order a bill on General Orders to be placed on the Consent Calendar.

The Consent Calendar consists of bills placed on it. Senate bills shall be positioned ahead of House bills. The Consent Calendar shall be printed and placed on the members' desks at least one calendar day before the matters on it are considered.

If a member objects to consideration of a bill on the Consent Calendar at any time during its consideration in the Senate before the question on final passage is put, and that objection is supported by at least two other members, the bill shall be referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

SPECIAL ORDER

10. The Chairman of the Subcommittee on Bill Scheduling of the Committee on Rules and Administration, as authorized by the subcommittee, may designate a special order for a bill that has been given its second reading.

A special order shall provide that the bill be considered immediately, at a time certain, or after specific other business is completed.

During consideration of a special order, Rule 20 is suspended. As nearly as applicable, debate on the bill and all proceedings including amendments and substitutions shall be that of the Committee of the Whole.

On any question a member may call for the ayes and nays which shall be entered in the Journal.

Unless it is otherwise disposed of, after consideration a bill on Special Orders of the Senate shall immediately proceed to its third reading and final passage.

GENERAL ORDERS

11. The Secretary shall make a list of all bills, resolutions, reports of committees, and other proceedings of the Senate, which are referred to the Committee of the Whole, and which are not made the order of the day, for a particular day, and number them. The lists are called the "General Orders". They shall be taken up in the order in which they are numbered unless otherwise ordered by a majority of the committee.

General Orders, together with all bills included on it required to be printed under the rules or orders of the Senate, shall be printed and placed upon the members' desks at least one calendar day before being considered in Committee of the Whole.

MOTIONS

12. When a motion is made it shall be stated by the President. If it is in writing it shall be handed to the Secretary and read to the members.

13. A motion or amendment shall be written if the President or a member requests. In that case it must be signed by the member or committee offering it.

14. After a motion is stated by the President, or read by the Secretary, it is in possession of the Senate, but may be withdrawn by the author at any time before decision or amendment.

PRECEDENCE OF MOTIONS

15. When a question is under debate no motion shall be received, except:

1. To adjourn.

2. To recess.
3. To reconsider.
4. To lay on the table.
5. For the previous question.

(Motions numbered 1, 2, 4 and 5 above shall be decided without debate.)

6. To refer.
7. To postpone to a day certain.
8. To amend.
9. To postpone indefinitely.

These several motions have precedence in the foregoing order; but when a motion for the previous question has been seconded, or the main question ordered, a motion to lay on the table is not in order.

A motion to postpone to a day certain, to refer, to postpone indefinitely, or to amend, having been decided, shall not again be put on the same day, nor at the same stage of the bill or proposition.

MOTION TO ADJOURN

16. A motion to adjourn is always in order, and also a motion to adjourn to a time certain. The latter motion is debatable solely as to the time. When either motion is rejected it shall not be renewed until further business has been transacted.

AMENDMENTS TO RULES AND SUSPENSION OF RULES

17. Every proposition to amend a rule of the Senate shall be referred to the Committee on Rules and Administration. The proposition shall not be acted upon until the report of the committee is received by the Senate. A rule shall not be suspended except by at least two-thirds vote of the whole Senate. A motion to suspend the rules for the purpose of advancing a bill shall be made only under the order of business, "Motions and Resolutions".

ORDER IN DEBATE

18. When a member is about to speak in debate, or deliver a matter to the Senate, the member shall rise and respectfully address "Mr. President". The member shall not proceed to speak further until recognized by the President. The member shall speak only to the question under debate and avoid personality. In discussing a resolution, Senators are limited to ten minutes each.

19. When a member is called to order, he shall be silent until it is determined whether or not he is in order. If a member is called to order for words spoken in debate, the words excepted to shall be taken down in writing by the Secretary immediately.

20. No member shall speak more than twice on the same question on the same day without leave of the Senate.

COMMITTEES NOT TO BE ABSENT

21. Committees shall not be absent from the Senate without permission of the Senate. The names of the Senators excused shall be printed in the Journal.

SENATORS TO VOTE UNLESS EXCUSED

22. Every member of the Senate who is in the Senate Chamber during a roll call shall vote upon the request of any Senator unless the Senate, for special reasons, excuses the member.

A motion by a member to be excused from voting shall be made before the question is put. A member wishing to be excused from voting may make a brief statement of the reason for making the request and the question on the motion shall be taken without further debate.

When members have had an opportunity to vote and fail to do so, a majority of all the members of the Senate may, by motion, direct the President to close the roll. The vote on a motion to close the roll shall be taken without debate and no member is required to vote on the motion.

CALL OF THE SENATE

23. A member may impose a call of the Senate requiring the attendance of all members before any further proceedings occur except a motion to adjourn. Upon the imposition of a call, a record of those present shall be obtained and the Sergeant at Arms instructed to bring in the absent members. When the Senate has been placed under call, the doors shall be closed and no member permitted to leave the Chamber until the matter or question, if any, under consideration at the time of the call is disposed of, or until the call is lifted by a majority vote of all the members of the Senate, or until the Senate adjourns. A majority vote of all the members of the Senate may excuse from attendance absent members not answering the call.

A call cannot be made after voting has commenced.

QUESTIONS—HOW STATED AND DECIDED

24. Questions shall be distinctly put. The President shall declare all votes but if a member rises to question a vote, the President shall order a division.

ONLY MEMBERS PRESENT TO VOTE

25. Upon a division and count of the Senate on a question, only members present in the Senate chamber shall be counted. No member may vote on a question except at the member's own seat in the chamber.

ANY SENATOR MAY DEMAND AYES AND NAYS

26. At any time prior to the start of voting on a question, a member may call for the ayes and nays which shall be entered in the Journal. A call for the ayes and nays cannot be interrupted except as provided in Rule No. 22.

AUTHORIZED ELECTRICAL VOTING DEVICE

27. Unless otherwise ordered, a vote, except upon elections and upon the overriding of a governor's veto, may be taken by means of the electrical voting system which is under the control of the President.

CERTIFICATE FOR MONEY

28. No certificate authorizing the payment of money appropriated by the Legislature shall be issued by the Secretary, by virtue of a motion or resolution unless the motion or resolution is voted for by a majority of all members of the Senate. All motions or resolutions authorizing the issuing of certificates by the Secretary for the payment of money shall be upon a call of the ayes and nays.

THE PREVIOUS QUESTION

29. Unless the motion for the previous question is made specifically applicable to a subsidiary motion, the previous question shall be in this form:

"Shall the main question now be put?" It shall only be admitted when demanded by a majority of the members present, and its effect is to put an end to all debate, and bring the Senate to a direct vote upon amendments reported by a committee, if any, then upon all pending amendments in their order and then upon the main question.

On a motion for the previous question a call of the Senate is in order before the President submits the question to the Senate.

On a previous question there is no debate. All incidental questions of order, arising after a motion is made for the previous question, and pending the motion, shall be decided, whether on appeal or otherwise, without debate.

DIVISION OF QUESTION

30. A member may call for a division of the question when the question will admit of it. A motion to strike out and insert is indivisible. A motion to strike out being lost does not preclude an amendment nor a motion to strike out and insert.

RECONSIDERATION

31. When a motion or question has been once put and carried in the affirmative or negative, it is in order for a member who voted with the prevailing side to move for reconsideration on the same day on which the vote was taken or within the next two

calendar days or, if later, the first day the Senate meets after the vote was taken. The motion takes precedence over all other questions except a motion to adjourn or recess. When a motion to adjourn is adopted prior to the disposition of the motion for reconsideration, a motion for reconsideration shall lie over until the next succeeding day the Senate meets except as provided in this rule. When notice of intention to move reconsideration of the final action of the Senate on a question is given by a member, the Secretary shall retain the subject of the notice until after the expiration of the time during which the motion can be made.

During the six calendar days before the first Tuesday following the third Saturday in May of any year a notice of intention to move for reconsideration is not in order, but a motion to reconsider may be made and have priority over all other business except a motion to adjourn. A motion for reconsideration having been once voted on shall not be put again nor reconsidered.

INTRODUCTION OF BILLS

32. Bills, memorials, concurrent or joint resolutions may be introduced by a member or by order of the Senate on a report of a committee. An original and three copies are required for introduction. The number of authors shall not exceed five. A member or a committee desiring to introduce a bill, memorial or concurrent or joint resolution shall place it in the hands of the Secretary, and the Secretary shall promptly deliver all the bills, memorials or concurrent or joint resolutions to the President who shall present them to the Senate.

The name of the author or authors shall be prefixed to each bill, memorial or resolution and the name of a committee introducing a bill, memorial or resolution shall be endorsed on it.

RECESS BILL INTRODUCTIONS

33. During the period between the last day of the session in any odd-numbered year and the first day of the session in the following year, a bill filed with the President for introduction shall be given a file number and may be unofficially referred by the Committee on Rules and Administration to an appropriate standing committee of the Senate. All bills filed for introduction during this period shall be presented to the Senate when it reconvenes and shall be referred to the standing committees previously indicated by the Committee on Rules and Administration, subject to objection under Rule 35.

REPORTING OF BILLS

34. Every bill, memorial, order, resolution or vote requiring the approval of the Governor shall be reported to the Senate on three different days previous to its passage. The first report, called the first reading, is made when it has been received for introduction; the second report, called the second reading, is made when it has been considered by all the necessary standing committees and is ready for debate; the third report, called the third reading, is made when it is ready for final passage.

REFERRING OF BILLS

35. All bills shall be referred by the President without motion to the proper standing committee unless otherwise referred by the Senate. A bill introduced by a committee need not be referred to a standing committee unless a question arises but rather shall lie over one day before being given its second reading. When a question arises concerning the proper reference of a bill during the order of business of first reading on the day of introduction or at the time of report on it by a standing committee to which the bill was previously referred, the bill shall be referred without debate to the Committee on Rules and Administration to report the proper reference, and upon adoption of the report, it shall be referred accordingly.

All bills appropriating money, or obligating the state to pay or expend money, or establishing a policy which to be effective will require expenditure of money, when referred to and reported by any other than the Committee on Finance, shall, before passage, be referred to the Committee on Finance.

36. No bill or resolution shall be referred to committee or amended until it has been given its first reading. No bill or resolution shall be objected to on its introduction.

AMENDMENTS TO BE GERMANE

37. An amendment proposed to the Senate or to the Committee of the Whole that is not germane is out of order. A non-germane amendment includes one that relates to a substantially different subject, or is intended to accomplish a substantially different purpose than that of the original bill to which it is proposed. Whether an amendment is germane is a question to be decided by the President, who may put the question to the body if he chooses.

AMENDMENTS TO BILLS

38. In drawing an amendment to a bill or resolution reference shall be made therein, first to the number of the bill, then to the page, and then to the line or lines from which matter is to be stricken or in which new matter is to be inserted.

AMENDMENTS TO TITLE

39. The title to a bill may be amended at any time during its pendency in the Senate.

RECALL FROM COMMITTEE

40. A majority of the Senate may at any time recall a bill from any committee or take a bill from the table and place it on General Orders.

By a report of the Committee on Rules and Administration, adopted by the Senate, the Committee on Rules and Administration on request of the first author may remove a bill from com-

mittee and re-refer it to any other committee or place it on General Orders.

DISTRIBUTION AND PRINTING OF BILLS

41. To the extent practical the Secretary shall provide a copy of any bill to the public. He may charge a reasonable fee.

Unless otherwise ordered by the Senate, all Senate bills which have been reported upon favorably or without recommendation by a committee shall be printed prior to consideration by the Senate or the Committee of the Whole. A bill may be printed by order of the Secretary when amended after second reading. A bill shall be printed when ordered by a majority vote of the Senate. Action by the Senate on a bill which has not been printed is a waiver of the printing requirement.

BILL SCHEDULING

42. All bills, memorials, orders, resolutions and votes requiring the approval of the Governor shall, after a second reading, be referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration, except as provided for in Rule 9. At least every seven calendar days, the subcommittee shall report to the Senate the bills and other matters recommended by the subcommittee for Senate action, and any subcommittee action taken or proposed on bills and other matters that are recommended to remain in the subcommittee. All matters reported out by the subcommittee shall be placed on General Orders in the order designated by the subcommittee and shall be considered in Committee of the Whole before they are finally acted upon by the Senate, except as provided for in Rules 9 and 10.

COMMITTEE OF THE WHOLE

43. The President may call a member to the Chair when the Senate resolves itself into the Committee of the Whole. The rules observed in the Senate govern, as far as practicable, the proceedings of the Committee of the Whole, and the Chairman of the Committee of the Whole has the powers of the President, as appropriate. However, a member may speak more than twice on the same subject and a call for the previous question cannot be made. The ayes and nays shall be taken only upon the request of three members, and when taken shall be recorded in the Journal along with the amendment; provided, however, that a member may, with the approval of the Chairman of the Committee on Rules and Administration, submit a description of the amendment for printing. In those cases the Secretary shall retain in the minutes of the Committee of the Whole the full text of the amendment.

44. The recommendations of the Committee of the Whole shall be reported to the Senate. If a recommendation contains a proposed amendment of a bill, that amendment shall be noted on a separate piece of paper but when reported need not be read by the President unless required by one or more of the members. The question is on the adoption or rejection of the report, and no other

question shall be admitted. The question may be divided to permit separate Senate action on the report as to any bill. On adoption of the report of the Committee of the Whole all bills recommended to pass shall be placed upon the Calendar.

AMENDMENT ON THIRD READING

45. Except as provided for in Rule 39 and to fill blanks, no amendment is in order on third reading without the unanimous consent of the Senate. In filling blanks, the largest sum, the longest time and the greatest distance shall be first taken.

MOTION TO REFER

46. A bill or resolution may be referred to committee at any time prior to its passage, and if an amendment is reported on the referral to any other than a Committee of the Whole, it shall again be read the second time, referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration, considered in Committee of the Whole, read the third time and placed on final passage. If the referral is to the Committee of the Whole it shall be placed at the head of General Orders, except when the referral is under Rule 9.

FINAL PASSAGE

47. The final question upon a bill or other matter requiring action by both Houses after its first and second reading, and after the consideration in Committee of the Whole, is upon its final passage.

TRANSMITTING OF BILLS TO THE HOUSE

48. Except as provided in Rule 31, immediately after the passage of a bill or other matter in which the concurrence of the House of Representatives is requested, the Secretary shall transmit it to the House. On the concurrence of a bill or other matter of the House by the Senate, or on the concurrence or disagreement in a vote of the House, the Secretary shall notify the House.

COMPARISON AND SUBSTITUTION OF BILLS

49. Unless there is a motion or objection, a House bill, after its first reading, shall be referred as follows:

(a) If there is no Senate companion bill, the House bill shall be referred to the appropriate standing committee;

(b) If there is a Senate companion bill, the House bill shall be referred to the standing committee possessing the Senate companion;

(c) If the Senate companion bill has been reported to the Senate, the House bill shall be referred to the Committee on Rules and Administration, which shall report whether the House bill is identical to the Senate companion bill. If the bills are identical, the report shall recommend that the House bill be given its second

reading and substituted for the Senate companion bill and the Senate companion bill be indefinitely postponed. If the House bill is not identical to the Senate companion bill, the report of the committee shall so state and recommend an amendment to the House bill that when adopted will render the House bill identical to the Senate bill. Upon adoption of a committee report containing the proposed amendment, the House bill as amended shall be given its second reading and substituted for the Senate companion bill and the Senate companion bill shall be indefinitely postponed.

Reports of the Committee on Rules and Administration pursuant to this rule shall be prepared and submitted on behalf of the committee by the Secretary.

A House bill placed on the Calendar by substitution shall not be given its third reading on the same day as the substitution.

ENGROSSING AND ENROLLING OF BILLS

50. All engrossing and enrolling of bills shall be done at the direction and under authority of the Senate.

Every bill, memorial, order or resolution originating in the Senate shall be carefully engrossed before being transmitted to the House of Representatives for concurrence.

All bills shall be carefully enrolled under the supervision of the Committee on Rules and Administration, which may report to the Senate at any time on the enrollment of bills.

DISPOSITION OF BILLS ON ADJOURNMENT

51. Adjournment of the regular session in an odd-numbered year to a date certain in the following year shall be equivalent to daily adjournment, except that a bill on the Calendar, Consent Calendar, or General Orders shall be returned to the standing committee other than the Committee on Rules and Administration from which it was last reported to the Senate, unless otherwise provided for by motion prior to adjournment. Bills returned to committee pursuant to this rule shall, upon request of the author, be given priority for consideration by the committee ahead of all other bills in the order in which they appeared on the Calendar, Consent Calendar, or General Orders.

PETITIONS AND OTHER COMMUNICATIONS

52. In presenting a petition, memorial, remonstrance or other communication addressed to the Senate, a member shall only state the general purpose of it.

Every petition, memorial, remonstrance, resolution, bill and report of committee, shall have an appropriate title, and the name of the member presenting it written on it.

RESOLUTIONS

53. Memorial resolutions addressed to the President or the Congress of the United States, or a house or member of Congress, or a

department or officer of the United States, or a state or foreign government, and resolutions requiring the signature of the Governor shall follow the same procedure as bills before being adopted.

Upon a member giving notice of intention to debate a resolution not requiring the signature of the Governor and not offered by the Committee on Rules and Administration, the resolution shall lie over one calendar day without debate or other action. Upon the request of a Senator, the resolution shall be referred to the proper committee. Whenever a question arises concerning the proper reference the procedure provided by Rule 35 applies.

CONFIRMATIONS

54. Every gubernatorial appointment requiring the advice and consent of the Senate shall be referred by the President to the appropriate committee. If a question arises as to the proper committee, the appointment shall be referred without debate to the Committee on Rules and Administration for a report making the proper reference.

The final question on the appointment is, "Will the Senate, having given its advice, now consent to this appointment?" The question shall not be put the same day the appointment is received or on the day it is reported by committee unless by unanimous consent.

SIGNING OF ACTS, RESOLUTIONS

55. In addition to his duties under Rule 3, the President shall sign all acts, memorials, addresses and resolutions. All writs, warrants and subpoenas issued by the Senate shall be signed by the President and attested by the Secretary. *When the Senate is not in session, upon a finding by the Committee on Rules and Administration that the President refuses or is unable to sign any of the documents described in this rule, the chairman of the committee on Rules and Administration or some other member selected by the committee shall assume the duties of the President under this rule until the President is able to sign the documents described or until the Senate elects a new President, whichever occurs first.*

APPOINTMENT OF COMMITTEES

56. The majority and minority shall each be represented on all standing committees of the Senate. The majority group shall assign the number of positions the minority group will hold on each committee. The minority group shall be given adequate notice about its positions prior to the commencement of the session. Both the majority and minority groups shall appoint their own members to fill the number of positions each group will hold on each committee. The minority group shall transmit notice of its assignments to the majority group within ten calendar days after receipt of the notice of positions available. If the minority group for any reason fails to make its appointments pursuant to this rule, the majority group may make all the committee assignments.

The majority and minority committee assignments are subject to the uniform criteria governing committee assignments applic-

able to both the majority and minority. The uniform criteria shall be promulgated by the majority group and transmitted to the minority group together with notification of committee positions available to the minority.

Committee assignments as made by the majority and minority groups shall be followed by the Senate in the resolution establishing representation on all Senate standing committees.

After the organization of the Senate, all committees of the Senate and members of commissions to be appointed by the Senate authorized by rule, statute, resolution or otherwise, shall be appointed by the Subcommittee on Committees of the Committee on Rules and Administration, unless otherwise provided, subject to confirmation by the Senate. In the appointment of members of conference committees between the two houses, the Subcommittee on Committees of the Committee on Rules and Administration of the Senate shall appoint those who are in accord with the position of the Senate, and whenever practical, give preference to authors of bills in dispute and to members of standing committees in which the bills were considered.

STANDING COMMITTEES

57. The standing committees of the Senate and their complements are as follows:

Agriculture and Natural Resources—19

Commerce—15

Education—16

Elections—11

Employment—14

Energy and Housing—14

Finance—26

General Legislation and Administrative Rules—14

Governmental Operations—20

Health, Welfare and Corrections—14

Judiciary—16

Local Government—12

Rules and Administration—22

Taxes and Tax Laws—20

Transportation—16

Veterans' Affairs—14

The Committee on Rules and Administration may constitute a standing Subcommittee on Engrossing and Enrolling, the report of which within its jurisdiction has the effect of a report of the

main Committee on Rules and Administration, and the reference under Rule 49 is made directly to this subcommittee.

The Committee on Rules and Administration may constitute a standing Subcommittee on Bill Scheduling, the report of which within its jurisdiction has the effect of a report of the main Committee on Rules and Administration, and the reference under Rule 42 is made directly to this subcommittee. The subcommittee shall consist of the Chairman of the Committee on Rules and Administration who shall serve as chairman of the subcommittee, the Vice-chairman of the Committee on Rules and Administration, the President, the Chairmen of the Committees on Finance and on Taxes and Tax Laws, and one member of the minority group.

The Committee on Rules and Administration may constitute a standing Subcommittee on Committees, the report of which within its jurisdiction has the effect of a report of the main Committee on Rules and Administration. The subcommittee shall consist of five members, one of whom shall be a member of the minority group.

Each standing committee of the Senate, including a subcommittee of the committee, is authorized at any time to sit and act, to investigate and take testimony on any matter within its jurisdiction, to report hearings held by it, and to make expenditures as authorized from time to time by the standing Committee on Rules and Administration. A standing committee, but not a subcommittee, may require by subpoena or otherwise the attendance and testimony of witnesses and the production of correspondence, books, papers, and documents, in the manner provided by Minnesota Statutes, Section 3.153.

COMMITTEE MEETINGS

58. All meetings of the Senate, its committees and subcommittees are open to the public.

To the extent practical, meetings of all committees shall be announced to the public at least three calendar days prior to convening. The notice shall state the name of the committee, the bill or bills to be considered, the place and time of meeting. The notice shall be posted on all Senate bulletin boards in the Capitol, and the State Office Building. A notice shall be sent to the House of Representatives for posting as it deems necessary.

QUORUM IN COMMITTEE

59. A majority of its members constitutes a quorum of a committee.

REPORT OF VOTE IN COMMITTEE

60. Upon the request of a member of a committee or subcommittee to which a bill has been referred, or upon the request of the author of the bill, a record shall be made of the vote on the bill in the committee or subcommittee, including the vote on

any amendment or proposed amendment to it, in the committee or subcommittee to which the bill was referred.

Upon request of three members of the committee, the record of a roll call vote in a standing committee shall accompany the committee report and be printed in the Journal.

COMMITTEE ACTION

61. No report of any committee shall be made to the Senate unless it reports action taken at a regular or special meeting of the Committee. A report in violation of this rule is out of order.

A committee report or a proposed amendment to a bill, memorial or resolution shall be in six copies and written only on one side of the paper.

EMPLOYEES AUTHORIZED IN THE SENATE

62. The Senate shall employ for the session the following:

Number of Positions	Position	Salary Per Day
2	Administrative Assistant I	1 @ \$ 53.02 1 @ \$ 64.80
1	Administrative Assistant II	\$ 80.24
3	Administrative Secretary	1 @ \$ 39.77 2 @ \$ 41.74
2	Assistant Captain of Pages	1 @ \$ 25.20 1 @ \$ 27.09
1	Assistant Executive Secretary	\$ 44.19
5	Assistant Public Information Officer	3 @ \$ 32.25 2 @ \$ 38.30
2	Assistant Sergeant at Arms	1 @ \$ 27.43 1 @ \$ 29.49
1	Captain of Pages	\$ 31.10
1	Chaplain (several to serve during session)	\$ 25.00
1	Chief Indexer	\$ 55.97
10	Clerk I	2 @ \$ 25.65 7 @ \$ 29.09 1 @ \$ 30.83
5	Clerk Typist I	1 @ \$ 26.03 1 @ \$ 27.40 3 @ \$ 28.42
8	Clerk Typist II	6 @ \$ 30.00 2 @ \$ 31.74
2	Clerk Typist III	\$ 32.00
18	Committee Administrative Assistant	1 @ \$ 36.99 1 @ \$ 43.00 6 @ \$ 48.61 10 @ \$ 53.02

Number of Positions	Position	Salary Per Day
13	Committee Clerk	4 @ \$ 26.82 5 @ \$ 28.42 4 @ \$ 29.84
15	Committee Secretary	2 @ \$ 37.38 3 @ \$ 39.77 10 @ \$ 41.74
1	Computer Services Supervisor	\$ 41.74
5	Computer Terminal Operator	3 @ \$ 32.00 2 @ \$ 33.63
1	Duplicating Supervisor	\$ 33.27
1	Engrossing and Appointments Clerk	\$ 44.19
1	Engrossing Secretary	\$ 55.97
1	Executive Secretary I	\$ 44.19
2	Executive Secretary II	\$ 49.96
1	First Assistant Secretary of the Senate	\$ 86.16
2	Fiscal Services Aide	1 @ \$ 41.24 1 @ \$ 42.71
1	Fiscal Services Supervisor	\$ 55.97
3	Indexer	1 @ \$ 36.99 2 @ \$ 39.04
6	Legislative Assistant I	4 @ \$ 32.08 1 @ \$ 32.88 1 @ \$ 36.23
3	Legislative Assistant II	\$ 45.66
1	Legislative Assistant III	\$ 55.97
7	Legislative Clerk II	1 @ \$ 29.28 5 @ \$ 33.63 1 @ \$ 34.88
5	Legislative Fiscal Analyst	1 @ \$ 49.32 1 @ \$ 63.02 1 @ \$ 85.55 1 @ \$ 86.47 1 @ \$ 87.75
1	Minority Secretary of the Senate	\$ 85.88
30	Page	20 @ \$ 22.00 10 @ \$ 24.00
1	Public Information Officer	\$ 53.02

Number of Positions	Position	Salary Per Day
19	Researcher	2 @ \$ 36.99 1 @ \$ 38.36 1 @ \$ 39.71 2 @ \$ 41.10 1 @ \$ 42.47 1 @ \$ 42.89 1 @ \$ 44.19 1 @ \$ 44.36 1 @ \$ 45.83 1 @ \$ 49.32 1 @ \$ 50.68 1 @ \$ 52.05 2 @ \$ 55.50 1 @ \$ 55.97 1 @ \$ 57.53 1 @ \$ 62.61 1 @ \$ 70.69
1	Second Assistant Secretary/Personnel Officer	\$ 73.43
25	Secretary	4 @ \$ 34.99 5 @ \$ 36.91 16 @ \$ 39.04
1	Secretary to the Majority Leader	\$ 49.96
1	Secretary to the Minority Leader	\$ 48.21
1	Secretary of the Senate	\$117.95
13	Senate Counsel	2 @ \$ 47.95 1 @ \$ 49.32 1 @ \$ 54.80 2 @ \$ 56.17 1 @ \$ 58.90 1 @ \$ 59.65 1 @ \$ 63.74 1 @ \$ 69.22 1 @ \$ 81.00 1 @ \$ 84.93 1 @ \$ 87.46
11	Senate Researcher	2 @ \$ 42.47 1 @ \$ 45.56 1 @ \$ 49.37 1 @ \$ 51.28 1 @ \$ 53.29 1 @ \$ 55.94 1 @ \$ 62.15 3 @ \$ 72.40
1	Senate Research Assistant Director	\$ 82.00
1	Senate Research Director	\$106.44
13	Sergeant	\$ 24.00

Number of Positions	Position	Salary Per Day
1	Sergeant at Arms	\$ 40.06
1	Steno Pool Supervisor	\$ 41.74
20	Stenographer I	11 @ \$ 30.63 9 @ \$ 31.87
27	Stenographer II	16 @ \$ 32.55 11 @ \$ 36.35
1	Third Assistant Secretary of the Senate	\$ 45.56

Appointment to the foregoing positions shall be made by resolution specifying the names of the appointees and the positions to which they are appointed, adopted by a majority of all members of the Senate.

ADDITIONAL EMPLOYEES

63. All propositions for the appointment and payment of employees of the Senate or for expenditures on account of the Legislature, other than those provided by law, shall be referred to the Committee on Rules and Administration, without debate, and no appointment shall be made or expense incurred unless reported favorably by the committee, or unless its report is overruled by a three-fourths vote of the whole Senate. The committee shall report to the Senate the amount of compensation to be paid to each employee whose appointment is recommended by it.

AUTHORITY OVER EMPLOYEES

64. Except as otherwise provided in these rules, the Committee on Rules and Administration has full and exclusive authority over, and charge of all employees, officers and clerks of the Senate both elective and appointive. The committee has the sole and exclusive power and authority to assign them to duties other than for which they were elected or appointed as the committee may from time to time provide. The committee has power to appoint employees, officers or clerks as it deems proper to exercise the power granted to it by this rule. The committee may make rules and regulations for the government of the employees, officers and clerks as they see fit. In case of violation of an order of the committee by an employee, officer or clerk, or in case of a violation of a rule or regulation made by the committee, or in case of misconduct or omission by an employee, officer or clerk, the Committee on Rules and Administration may hear complaints and discharge the employee, officer or clerk or impose other punishment by way of fine or otherwise upon the employee, officer or clerk as the committee deems just and proper.

DUTIES OF SECRETARY

65. The Secretary shall keep a correct Journal of the proceedings of the Senate and shall perform other duties assigned to him as Secretary. He shall not permit Journal records, accounts or papers

to be taken from the table or out of his custody, other than in the regular mode of business. If a paper in his charge is missing, he shall report the fact to the President, so that inquiry may be made. He shall superintend the recording of proceedings in the Journal, the engrossing, transcribing and copying of the bills and resolutions, supervise the assistants, clerks and stenographers under the direction of the Committee on Rules and Administration, and generally perform the duties of Secretary, under direction of the President. The Secretary shall keep the books to be called "Minute Books" in which he shall enter under the appropriate marginal numbers, all Senate and House bills, and correct notes, with the dates thereof, of the state, condition and progress of each bill pending, until its final passage.

The Secretary shall cause to be recorded on magnetic tape the proceedings of the Senate, the Committee of the Whole, each standing committee and standing subcommittee. Each tape shall be clearly labeled to show the name of the body whose proceedings are recorded and the dates the proceedings occurred. Each tape shall be accompanied by a log showing the number of each bill considered and the places on the tape where consideration of the bill occurred. Within two working days after each day the Senate is in session the Secretary shall make a copy of the tape and corresponding log of proceedings of the Senate and the Committee of the Whole and deliver the copies to the Legislative Reference Library. Within ~~two working days~~ *one week* after each meeting of a standing committee or standing subcommittee the Secretary shall make a copy of the tape and corresponding log of the meeting and deliver the copies to the Legislative Reference Library. Upon completion and approval of the minutes of the meeting, a copy of the minutes shall be promptly delivered to the Legislative Reference Library. The Secretary shall keep a record of each session of the Senate and the Committee of the Whole, each meeting of a Senate standing committee or standing subcommittee, and the date on which a tape recording of the session or meeting was transmitted to the Legislative Reference Library. The Library shall keep a similar record of all tapes received. The Library shall provide committee staff with reasonable access to Senate tapes and shall provide the public with convenient facilities to listen to the tapes. Copies of Senate tapes shall be available to the public from the Secretary, for a fee determined by the Secretary to be adequate to cover the cost of preparing the copies. A copy shall be provided free to a member of the Senate upon request for use in legislative business. The original tape and log of each session of the Senate and the Committee of the Whole shall be kept by the Secretary until the end of the period for which the members of the existing House of Representatives have been elected, at which time the tape may be preserved or disposed of as he sees fit. Tapes, logs, and minutes forwarded to the Legislative Reference Library shall be kept by the Library until two years after the end of the period for which the members of the existing Senate have been elected, at which time they may be preserved or disposed of as the Library sees fit. It is the intention that testimony and discussion preserved under this rule not be admissible in any court or administrative proceeding on an issue of legislative intent.

JOURNAL—HOW APPROVED

66. The Journal of each day's proceedings is open for correction at any time during the session of the next day the Senate meets. Unless corrected on that day, the Journal stands approved.

SECRETARY MAY CORRECT ERRORS

67. The Secretary and Engrossing Clerk, in all proper cases, shall correct all mistakes in numbering the sections and reference to them, whether the errors occur in the original bill or are caused by amendments to it.

PURCHASING SUPPLIES

68. The Secretary is the agent of the Senate for the purchase of supplies. He shall file timely reports of expenditures made with the Committee on Rules and Administration.

DUTIES OF THE SERGEANT AT ARMS

69. The Sergeant at Arms shall execute all orders of the President and perform all duties assigned to him connected with the police and good order of the Senate chamber; exercise supervision over the ingress and egress of all persons to and from the chambers; see that messages are promptly delivered; see that the hall is properly ventilated and the temperature properly regulated, and that it is open for the use of members of the Senate at the time fixed; and perform all other services pertaining to his office.

PERSONS PRIVILEGED TO THE FLOOR OF THE SENATE

70. No person shall be admitted within the Senate Chamber, but a Senator, the executive or ex-Governors of the State of Minnesota, members of the House, heads of departments of state government, judges of the Supreme and District Courts and members of Congress. Those who have been members of Congress or of the state Legislature who are not interested in any claim or directly in a bill pending before the Legislature may be personally admitted by a member of the Senate. An employee of either house may be admitted at the request of a member or an officer of the Senate. When the Senate is not meeting, a person not a member may be admitted to the floor at the request of a member or officer. No public hearings shall be held in the Senate Chamber. The retiring room of the Senate is reserved for the exclusive use of the members of the Senate at all times. The Sergeant at Arms shall strictly enforce this rule.

PRIVILEGE OF REPORTERS

71. Provision shall be made for news reporters on the Senate floor in limited numbers, and in the Senate gallery. Because of limited space on the floor, permanent space is limited to those news agencies which have regularly covered the legislature, namely: The Associated Press, United Press International, St. Paul Pioneer

Press, St. Paul Dispatch, Minneapolis Tribune, Minneapolis Star, Duluth Herald and News-Tribune, Rochester Post-Bulletin, WCCO radio and KSTP radio. An additional two spaces shall be provided to other reporters.

One person from each named agency may be present at the press table on the Senate floor at any one time.

Other news media personnel may occupy seats provided in the Senate gallery.

The Committee on Rules and Administration may, through committee action or by delegating authority to the Secretary, allow television filming on the Senate floor on certain occasions.

The committee or its agent may designate a committee of three senior news correspondents to act as an issuing agency for reporters' badges or other credentials.

~~DISTURBANCE IN LOBBY-~~ DISORDERLY CONDUCT

72. In case of a disturbance or disorderly conduct in the lobbies or galleries, the President may order them cleared. *Picture taking by persons other than accredited news reporters, hand clapping, demonstrations, and food and beverages, are prohibited in the galleries.*

~~NO~~ INTRODUCTION OF VISITORS

73. No introduction of a visitor or visitors in the galleries shall be made from the floor or rostrum of the Senate.

~~NO~~ SMOKING

74. No Senator or officer of the Senate, or other person, is permitted to smoke in the Senate Chamber. There shall be no smoking in the visitors section of the galleries.

ETHICAL CONDUCT

75. The Subcommittee on Committees shall appoint a special committee on Ethical Conduct consisting of four members selected, two from the majority and two from the minority.

The committee shall serve in an advisory capacity to a member or employee upon written request and shall issue recommendations to the member or employee.

A lobbyist shall not appear before a Senate committee pursuant to his employment unless he is in compliance with the law requiring lobbyist registration, Minnesota Statutes, Sections 10A.03 to 10A.06. A lobbyist when appearing before a committee shall disclose to the committee those in whose interest he speaks and the purpose of his appearance. A lobbyist shall not knowingly furnish false or misleading information or make a false or misleading statement that is relevant and material to a matter before the Senate or any of its committees when he knows or should know it will in-

fluence the judgment or action of the Senate or any of its committees thereon. A lobbyist shall not exert undue influence or expend improper sums of money in connection with any legislation.

The committee shall investigate a complaint by a member of the Senate in writing under oath received during a legislative session regarding improper conduct by a member or employee of the Senate or a lobbyist. The committee has the powers of a standing committee to issue subpoenas pursuant to Minnesota Statutes, Section 3.153. In order to determine whether there is probable cause to believe that improper conduct has occurred, the committee may, by a vote of three of its members, conduct a preliminary inquiry in executive session to which the requirements of Rule 58 do not apply. Upon a finding of probable cause, further proceedings on the complaint are open to the public. If, after investigation, the committee finds the complaint substantiated by the evidence, it shall recommend to the Senate appropriate disciplinary action.

Mr. Coleman moved that the foregoing committee report be laid on the table. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 59, 87, 231 and 254 were read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

MOTIONS AND RESOLUTIONS

Mrs. Staples and Mr. Pillsbury introduced—

Senate Resolution No. 15: A Senate resolution commending the St. Paul Companies for supporting a new history of the State of Minnesota.

Referred to the Committee on Rules and Administration.

Mr. Schaaf moved that the name of Mr. Lessard be added as co-author to S. F. No. 485. The motion prevailed.

Mr. Gunderson moved that the name of Mr. Lessard be added as co-author to S. F. No. 291. The motion prevailed.

Mr. Gunderson moved that the name of Mr. Lessard be added as co-author to S. F. No. 403. The motion prevailed.

Mr. Coleman introduced—

Senate Resolution No. 16: A Senate resolution relating to mileage and per diem living expenses.

BE IT RESOLVED, by the Senate of the State of Minnesota:

Each member who has moved from his usual place of lodging during a substantial part of the sessions of the 71st Legislature shall receive mileage for necessary travel in going to and returning

from the place of meeting to his place of residence in the amount of 16 cents per mile, or any greater amount authorized by the commissioner of personnel for state employees, for each such trip during the 71st Legislature.

Each member who has moved from his usual place of lodging during a substantial part of the sessions of the 71st Legislature shall be paid per diem living expenses in the amount of \$27 for each calendar day during the sessions of the 71st Legislature.

Each member of the Senate who has not changed his place of lodging for a substantial part of the sessions of the 71st Legislature shall be paid per diem living expenses in the amount of \$17 for each calendar day during the sessions of the 71st Legislature.

Each member of the Senate shall certify in writing to the Secretary of the Senate prior to the issuance of the first of the warrants for each of the sessions of the 71st Legislature whether or not he has moved from his usual place of lodging. Each member shall also certify in writing for the actual travel for which he seeks reimbursement.

The Secretary of the Senate shall prepare and issue warrants in payment of mileage expenses to each member of the Senate from the Senate legislative expense fund.

Mr. Coleman moved the adoption of the foregoing resolution.

The question was taken on the adoption of the motion.

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

Those who voted in the affirmative were:

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

Messrs. Dieterich and Rued voted in the negative.

The motion prevailed. So the resolution was adopted.

Mr. Chenoweth moved that S. F. No. 222 be withdrawn from the Committee on Governmental Operations and re-referred to the Committee on Elections. The motion prevailed.

CONFIRMATION

Mr. Willet moved that the report from the Committee on Agriculture and Natural Resources, reported February 12, 1979,

pertaining to appointments, be taken from the table. The motion prevailed.

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

Mr. Willet moved that in accordance with the report from the Committee on Agriculture and Natural Resources, reported February 12, 1979, the Senate, having given its advice, do now consent to and confirm the appointments of:

STATE LIVESTOCK SANITARY BOARD

Dr. Eugene Karnis, Rt. 5, Box 573, Alexandria, Douglas County, effective January 31, 1978, for a term expiring the first Monday in January, 1981.

Lois-Elaine Lindberg, Rt. 2, Box 43, Miltona, Douglas County, effective January 31, 1978, for a term expiring the first Monday in January, 1982.

ENVIRONMENTAL EDUCATION BOARD

William Barbeau, 2564 Rhode Island Avenue N., Golden Valley, Hennepin County, effective March 13, 1978, for a term expiring the first Monday in January, 1982.

Jean Replinger, 300 North Hill, Marshall, Lyon County, effective February 20, 1978, for a term expiring the first Monday in January, 1981.

MINNESOTA ENVIRONMENTAL QUALITY BOARD

William Maher, 217 Viola Street, Mankato, Blue Earth County, effective June 7, 1978, for a term expiring the first Monday in January, 1980.

MINNESOTA WATER RESOURCES BOARD

William T. Sillman, 1021 W. Wabasha, Winona, Winona County, effective July 27, 1978, for a term expiring January 7, 1980.

STATE SOIL AND WATER CONSERVATION BOARD

Dennis Sullivan, Rt. 1, Kellogg, Wabasha County, effective November 29, 1978, for a term expiring the first Monday in January, 1981.

The motion prevailed. So the appointments were confirmed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman, for the Committee on Rules and Administration, offered the following resolution:

BE IT RESOLVED, by the Senate, that the following named persons be and are hereby appointed to the positions hereinafter stated and at the salaries heretofore fixed.

Rev. Carl Manfred, Chaplain, effective February 19, 1979

Rev. Paul Sorlein, Chaplain, effective February 22, 1979

Rev. Ellen Babinsky, Chaplain, effective February 26, 1979

Thomas Connolly, Sergeant classification, effective February 19, 1979

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

CONSENT CALENDAR

S. F. No. 92: A bill for an act relating to the city of Ashby; authorizing issuance of general obligation bonds for the purpose of building a fire hall-administrative building and purchasing a fire truck.

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

So the bill passed and its title was agreed to.

S. F. No. 204: A bill for an act relating to state lands; authorizing the conveyance of certain lands in Kittson 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Gearty in the chair.

After some time spent therein, the committee arose, and Mr. Gearty reported that the committee had considered the following:

S. F. Nos. 138, 66, 52, 298, 39, 236, 88 and 388 which the committee recommends to pass.

S. F. No. 68, which the committee recommends to pass with the following amendment offered by Mr. Penny:

Page 4, lines 13 and 14, delete the new language

The motion prevailed. So the amendment was adopted.

S. F. No. 130, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 2, line 14, delete "*it*" and insert "*they*"

Page 2, line 33, delete "*shall be*" and insert "*is*"

Page 25, line 7, strike the period and insert a semicolon

Page 25, line 19, after the semicolon insert "*or*"

The motion prevailed. So the amendment was adopted.

S. F. No. 187, which the committee recommends to pass with the following amendment offered by Mr. Knoll:

Page 2, line 22, delete "*defined by this law*"

Page 3, line 1, delete "*shall be*" and insert "*is*"

Page 3, line 10, delete "*this chapter*" and insert "*sections 184.21 to 184.41*"

The motion prevailed. So the amendment was adopted.

S. F. No. 389, which the committee recommends to pass with the following amendment offered by Mr. Wegener:

Page 1, line 9, delete "*certified*"

Page 1, line 9, before the comma insert "*lower than the levy certified by the township*"

The motion prevailed. So the amendment was adopted.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Hanson moved that the Senate do now adjourn until 10:00 o'clock a.m., Monday, February 19, 1979. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate