

SIXTY-SECOND DAY

St. Paul, Minnesota, Monday, January 28, 1980

The Senate met at 9:45 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

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

Anderson	Frederick	Lessard	Peterson	Sillers
Ashbach	Gearty	Luther	Pillsbury	Spear
Barrette	Gunderson	McCutcheon	Purfeerst	Staples
Benedict	Hanson	Merriam	Renneke	Stokowski
Bernhagen	Hughes	Moe	Rued	Strand
Brataas	Jensen	Nelson	Schaaf	Tennessee
Chmielewski	Johnson	Ogdahl	Schmitz	Vega
Davies	Keefe, S.	Olhoft	Setzepfandt	
Dunn	Knaak	Olson	Sieloff	
Engler	Knutson	Penny	Sikorski	

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

Prayer was offered by the Chaplain, Rev. Winfield V. Johnson.

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

Anderson	Gearty	Lessard	Peterson	Staples
Ashbach	Gunderson	Luther	Pillsbury	Stern
Barrette	Hanson	McCutcheon	Purfeerst	Stokowski
Benedict	Hughes	Merriam	Renneke	Strand
Bernhagen	Jensen	Moe	Rued	Stumpf
Brataas	Johnson	Nelson	Schaaf	Tennessee
Chmielewski	Keefe, J.	Nichols	Schmitz	Ulland, J.
Davies	Keefe, S.	Ogdahl	Setzepfandt	Vega
Dieterich	Kirchner	Olhoft	Sieloff	Wegener
Dunn	Knaak	Olson	Sikorski	Willet
Engler	Knutson	Penny	Sillers	
Frederick	Laufenburger	Perpich	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

Messrs. Bang, Humphrey, Kleinbaum, Knoll, Menning, Solon and Ueland, A. were excused from the Session of today.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Lessard introduced—

S. F. No. 1671: A bill for an act relating to retirement; granting survivor benefits to a certain surviving spouse of a deceased member of the public employees retirement association.

Referred to the Committee on Governmental Operations.

Mr. Chmielewski introduced—

S. F. No. 1672: A bill for an act relating to taxation; including tax levies to pay certain local election expenses within definition of special levies; amending Minnesota Statutes, 1979 Supplement, Section 275.50, Subdivision 5.

Referred to the Committee on Taxes and Tax Laws.

Mr. Johnson introduced—

S. F. No. 1673: A bill for an act relating to game and fish; increasing the period of ineligibility for successful applicants for moose or wild turkey licenses; amending Minnesota Statutes, 1979 Supplement, Section 100.271, Subdivision 3a.

Referred to the Committee on Agriculture and Natural Resources.

Mr. Laufenburger introduced—

S. F. No. 1674: A bill for an act relating to labor; exempting seamen from the fair labor standards act; amending Minnesota Statutes, 1979 Supplement, Section 177.23, Subdivision 7.

Referred to the Committee on Employment.

Messrs. Peterson, Moe, Sillers, Olhoft and Hanson introduced—

S. F. No. 1675: A bill for an act relating to taxation; clarifying the provisions of the wetland credit for property tax purposes; amending Minnesota Statutes, 1979 Supplement, Section 273.115, Subdivisions 2 and 6.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Peterson, Olhoft, Sillers, Hanson and Nichols introduced—

S. F. No. 1676: A bill for an act relating to taxation; providing an income tax credit for wages paid to certain disadvantaged

employees; amending Minnesota Statutes 1978, Section 290.06, by adding a subdivision.

Referred to the Committee on Employment.

Messrs. Tennesen, Stumpf, McCutcheon, Moe and Keefe, J. introduced—

S. F. No. 1677: A bill for an act relating to landlords and tenants; clarifying certain duties of landlords and tenants in relation to the return of security deposits; amending Minnesota Statutes 1978, Section 504.20, Subdivision 3.

Referred to the Committee on Judiciary.

Messrs. Tennesen, Moe, McCutcheon, Dunn and Davies introduced—

S. F. No. 1678: A bill for an act relating to corrections; requiring expiration of the sentencing guidelines commission four years after its establishment; amending Minnesota Statutes 1978, Section 244.09, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Laufenburger, Engler, Setzepfandt, Kirchner and Purfeerst introduced—

S. F. No. 1679: A bill for an act relating to transportation; permitting certain exemptions from motor carrier reporting requirements; permitting establishment of driver qualifications and safety requirements for certain carriers; creating a single annual renewal date for holders of multiple permits; permitting issuance of "floater" identification cards to motor carriers; clarifying enforcement powers; amending Minnesota Statutes 1978, Sections 221.031; 221.131; and 221.221.

Referred to the Committee on Transportation. Mr. Tennesen questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Laufenburger, Engler, Setzepfandt, Kirchner and Purfeerst introduced—

S. F. No. 1680: A bill for an act relating to motor vehicles; setting due dates for installment payments of motor vehicle registration taxes; extending the coroner's reporting time of deaths resulting from motor vehicle accidents; authorizing the use of accident reports by certain agencies for accident analysis purposes; requiring bumpers on certain motor vehicles, and requiring rear rigid safeguards on certain trucks, trailers and semi-trailers; amending Minnesota Statutes 1978, Sections 168.31, Subdivision 4; 169.09, Subdivisions 11 and 13, and 169.73, Subdivision 2;

repealing Minnesota Statutes 1978, Section 169.73, Subdivisions 1, 3, 4 and 5.

Referred to the Committee on Transportation.

Messrs. Willet, Penny, Peterson, Johnson and Lessard introduced—

S. F. No. 1681: A bill for an act relating to transportation; providing for a travel information franchise program and prescribing the powers and duties of the commissioner of transportation in relation thereto; amending Minnesota Statutes 1978, Sections 160.08, Subdivision 7; 161.23, Subdivision 3; 161.433, Subdivision 2; and 161.434.

Referred to the Committee on Transportation.

Messrs. Ulland, J.; Bang; Solon; Laufenburger and Spear introduced—

S. F. No. 1682: A bill for an act relating to insurance; requiring the issuance of temporary licenses to certain qualified persons; amending Minnesota Statutes 1978, Section 60A.17, by adding a subdivision.

Referred to the Committee on Commerce.

Messrs. Kirchner, Gearty, Mrs. Knaak, Messrs. Hughes and Dunn introduced—

S. F. No. 1683: A bill for an act relating to state government; providing for certain historical memorials; providing an appropriation.

Referred to the Committee on General Legislation and Administrative Rules.

Mr. Moe introduced—

S. F. No. 1684: A bill for an act relating to agriculture; providing for inspection and certification of grain moisture measuring devices and their operators.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Willet, Johnson, Luther, Merriam and Dunn introduced—

S. F. No. 1685: A bill for an act relating to pollution; recognizing the extent and severity of the problem of acid precipitation; appropriating funds and designating state agencies and departments to conduct activities designed to identify, control and abate acid precipitation.

Referred to the Committee on Agriculture and Natural Resources.

Messrs. Olhoft and Strand introduced—

S. F. No. 1686: A bill for an act relating to courts; providing for elections in a county court district.

Referred to the Committee on Judiciary.

Messrs. Humphrey, Solon, Knoll and Anderson introduced—

S. F. No. 1687: A bill for an act relating to energy; creating a state emergency residential heating grant program; broadening the scope of state weatherization programs; reimbursing counties; providing remedies for tenants whose landlords have not made required energy improvements; providing income tax credits for certain conservation expenditures; providing certain income tax exemptions; extending tax credits for investments in alternative energy systems; appropriating money; amending Minnesota Statutes 1978, Section 290.06, by adding a subdivision; and Minnesota Statutes, 1979 Supplement, Sections 290.01, Subdivision 20; and 290.06, Subdivision 14.

Referred to the Committee on Energy and Housing.

Messrs. Tennesen, McCutcheon, Merriam and Keefe, J. introduced—

S. F. No. 1688: A bill for an act relating to corrections; classifying investigative data; amending Minnesota Statutes 1978, Section 241.06.

Referred to the Committee on Judiciary.

Messrs. Wegener, Lessard, Dunn and Hanson introduced—

S. F. No. 1689: A bill for an act relating to eminent domain; requiring petitioners to reimburse owners for costs and disbursements, including attorney, appraisal and engineering fees, when an eminent domain award exceeds the last offer of the petitioner by a certain percent; amending Minnesota Statutes 1978, Section 117.115, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Knutson, Moe and Ashbach introduced—

S. F. No. 1690: A bill for an act relating to state departments; providing for the creation of a state employee assistance program in the department of administration; amending Minnesota Statutes 1978, Section 16.02, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Mr. Spear, Mrs. Staples, Mr. Barrette, Mrs. Knaak and Mr. Knutson introduced—

S. F. No. 1691: A bill for an act relating to children; requiring reports of neglect and sexual abuse of children; amending Minnesota Statutes, 1979 Supplement, Section 626.566, Subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Nelson and Penny introduced—

S. F. No. 1692: A bill for an act relating to transportation; providing for maintenance of railroad crossings; providing a penalty; appropriating money; amending Minnesota Statutes 1978, Sections 219.403; 219.42; and Chapter 219, by adding a section.

Referred to the Committee on Transportation.

Messrs. Peterson, Strand, Schmitz, Renneke and Ogdahl introduced—

S. F. No. 1693: A bill for an act relating to retirement; financing and amounts of pensions for volunteer firefighters; amending Minnesota Statutes, 1979 Supplement, Sections 69.772, Subdivision 2a; and 424A.02, Subdivisions 3, 7, 9, and by adding a subdivision.

Referred to the Committee on Governmental Operations.

Messrs. Peterson, Strand, Schmitz, Renneke and Ogdahl introduced—

S. F. No. 1694: A bill for an act relating to retirement; providing a post retirement adjustment to certain omitted recipients; amending Laws 1979, Chapter 293, Section 10, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Davies, Johnson, Bang and Ashbach introduced—

S. F. No. 1695: A bill for an act relating to no-fault automobile insurance; increasing the weekly maximum for disability and income loss benefits, survivor's economic loss benefits, and survivor's replacement services loss; amending Minnesota Statutes 1978, Section 65B.44, Subdivisions 6 and 7; and Minnesota Statutes, 1979 Supplement, Section 65B.44, Subdivision 3.

Referred to the Committee on Commerce.

Messrs. Davies, Coleman, Gearty and Ashbach introduced—

S. F. No. 1696: A bill for an act relating to the legislature; proposing an amendment to Article IV, Section 23 of the Minnesota Constitution; extending the ordinary period for the governor

to consider vetoing a bill; providing for a simplified veto process; providing for a "veto session" of the legislature at which it may consider overriding a governor's veto of a bill returned after the legislature's adjournment.

Referred to the Committee on Governmental Operations.

Messrs. Davies, Bang, Laufenburger and Tennesen introduced—

S. F. No. 1697: A bill for an act relating to insurance; broadening the conversion privilege on group life insurance; amending Minnesota Statutes 1978, Section 61A.09, Subdivision 1.

Referred to the Committee on Commerce.

Messrs. Davies, Bang, Laufenburger and Johnson introduced—

S. F. No. 1698: A bill for an act relating to insurance; establishing tort threshold limitations on uninsured motorist coverage for motor vehicles; amending Minnesota Statutes 1978, Section 65B.49, Subdivision 4.

Referred to the Committee on Commerce.

Messrs. Davies, Bang, Laufenburger and Johnson introduced—

S. F. No. 1699: A bill for an act relating to no-fault automobile insurance; prohibiting certain short-term insurance policies; coordinating reparation benefits; coordinating benefits with medicare and medical assistance; extending eligibility for the assigned claims plan; amending Minnesota Statutes 1978, Sections 65B.49, by adding subdivisions; 65B.61, Subdivisions 1 and 2; 65B.64, Subdivision 1; and Minnesota Statutes, 1979 Supplement, Section 65B.61, Subdivision 3.

Referred to the Committee on Commerce.

Messrs. Davies, Bang, Laufenburger and Johnson introduced—

S. F. No. 1700: A bill for an act relating to insurance; regulating suicide provisions in life insurance contracts; amending Minnesota Statutes 1978, Chapter 61A, by adding a section.

Referred to the Committee on Commerce.

Mr. Davies introduced—

S. F. No. 1701: A bill for an act relating to insurance; providing for allocation of certain automobile insurance benefits; appropriating money; amending Minnesota Statutes 1978, Section 65B.49, Subdivision 3; and Chapter 65B, by adding sections; repealing Minnesota Statutes 1978, Section 65B.53, Subdivision 4; and

Minnesota Statutes, 1979 Supplement, Section 65B.53, Subdivision 1.

Referred to the Committee on Commerce.

Mr. Davies introduced—

S. F. No. 1702: A bill for an act relating to education; creating a Hubert H. Humphrey School of Public Affairs Endowment Fund; requiring the deposit of money into the fund; restricting the purposes for which money from the fund can be used; appropriating money.

Referred to the Committee on Education.

Messrs. Kleinbaum, Penny, Ashbach, Johnson and Bang introduced—

S. F. No. 1703: A bill for an act relating to motor vehicles; providing for delivery of motor vehicle certificates of title to owners upon satisfaction of a security interest; amending Minnesota Statutes 1978, Section 168A.20, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Schaaf, Bang and Purfeerst introduced—

S. F. No. 1704: A bill for an act relating to motor vehicle carriers; defining courier services carrier; providing the procedures for granting permits to courier services carriers; excluding courier service carriers from the term regular route common carrier; amending Minnesota Statutes 1978, Sections 221.011, Subdivision 9, and by adding a subdivision; and 221.121, by adding a subdivision.

Referred to the Committee on Transportation. Mr. Tennesen questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Dieterich, Strand, Sieloff, Spear and Olson introduced—

S. F. No. 1705: A bill for an act relating to workers' compensation; creating a small claims division within the workers' compensation division of the department of labor and industry.

Referred to the Committee on Employment.

Messrs. Peterson, Strand, Gunderson, Ogdahl and Setzepfandt introduced—

S. F. No. 1706: A bill for an act establishing the Minnesota small business conference; providing for its organization, meetings and procedures; appropriating money.

Referred to the Committee on Employment.

Messrs. Dunn, Willet, Rued, Setzepfandt and Renneke introduced—

S. F. No. 1707: A bill for an act relating to towns; requiring a majority of voters to permit town zoning; requiring notice of changes; amending Minnesota Statutes 1978, Sections 366.12 and 366.15.

Referred to the Committee on Local Government.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

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

May 1, 1979

The Honorable Edward J. Gearty
President of the Senate

Dear Sir:

The following appointment to the Cable Communications Board is hereby respectfully submitted to the Senate for confirmation as required by law:

Jack W. Carlson, 10219 Scarborough Road, Bloomington, Hennepin County, has been appointed by me, effective May 1, 1979, for a term expiring the first Monday in January, 1983.

(Referred to the Committee on Commerce.)

May 1, 1979

The Honorable Edward J. Gearty
President of the Senate

Dear Sir:

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

John P. Sopsic, 13915 Galway Court, Apple Valley, Dakota County, has been appointed by me, effective May 14, 1979, for a term expiring the first Monday in January, 1983.

(Referred to the Committee on General Legislation and Administrative Rules.)

August 13, 1979

The Honorable Edward J. Gearty
President of the Senate

Dear Sir:

The following appointment to the Council on Quality Educa-

tion is hereby respectfully submitted to the Senate for confirmation as required by law:

Lucille E. Lackore, Glenhaven, RR 2, Winona, Winona County, has been appointed by me, effective August 20, 1979, for a term expiring January 7, 1980.

(Referred to the Committee on Education.)

December 26, 1979

The Honorable Edward J. Gearty
President of the Senate

Dear Sir:

The following appointment to the Crime Victims Reparations Board is hereby respectfully submitted to the Senate for confirmation as required by law:

Dr. Johanna B. Miller, 2909 Drew Avenue South, Minneapolis, Hennepin County, has been appointed by me, effective January 7, 1980, for a term expiring the first Monday in January, 1984.

(Referred to the Committee on Judiciary.)

December 26, 1979

The Honorable Edward J. Gearty
President of the Senate

Dear Sir:

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

Shirley Van Dyck, Route 2, Box 30, Cass Lake, Cass County, has been appointed by me, effective January 7, 1980, for a term expiring the first Monday in January, 1984.

(Referred to the Committee on Energy and Housing.)

Sincerely,
Albert H. Quie, Governor

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. 1128: A bill for an act relating to retirement; increasing employee contributions to local police and firefighters relief associations; providing for a study of police and firefighter relief

associations; amending Minnesota Statutes 1978, Section 69.77, Subdivision 2.

Senate File No. 1128 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 21, 1979

Mr. Ogdahl moved that S. F. No. 1128 be laid on the table. The motion prevailed.

Mr. President:

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

S. F. No. 960: A bill for an act relating to retirement; various retirement funds; providing for a proportionate annuity at age 65 or older with one year of service; increasing the maximum earnings amount for a re-employed annuitant; clarifying applications for refunds from the Minnesota state retirement system; providing an occupational disability benefit in the Minnesota state retirement system correctional employees retirement plan; establishing qualifications for the executive director of the teachers retirement association; requiring annuitants and benefit recipients of the teachers retirement association to file quarterly evidence of receipt cards; removing the requirement for dependency for entitlement to certain refunds from the teachers retirement association; clarifying the amortization obligation of the metropolitan transit commission to the Minnesota state retirement system; calculating service credit for certain part time transit operating division employees covered by the Minnesota state retirement system; clarifying the provision of minimum disability coverage by the metropolitan transit commission; providing a retirement annuity from the Minnesota state retirement system to certain former transit operating division employees; providing for a purchase of service credit of certain military service leaves of absence for transit operating division employees; amending Minnesota Statutes 1978, Sections 352.01, Subdivisions 11 and 16; 352.115, Subdivision 10; 352.22, Subdivisions 1 and 10; 352.95; 353.37, Subdivision 1; 354.05, Subdivision 2; 354.06, Subdivision 2; 354.44, Subdivisions 1a, 5 and by adding a subdivision; 354.47, Subdivision 1; 354A.21; 356.32, Subdivision 1; 473.417; 473.418; and Laws 1978, Chapter 538, Section 21; repealing Minnesota Statutes 1978, Section 352.22, Subdivision 11.

Senate File No. 960 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 21, 1979

Mr. Strand moved that S. F. No. 960 be laid on the table. The motion prevailed.

REPORTS OF COMMITTEES

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

Mr. Anderson from the Committee on Energy and Housing, to which was referred

S. F. No. 1670: A bill for an act relating to energy; creating a state emergency residential heating grant program; broadening the scope of state weatherization programs; reimbursing counties; appropriating money.

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

Page 4, after line 24, insert:

"Grants shall not be considered as income or resources under any other public or publicly assisted income tested program."

Pages 5 and 6, delete section 7 and insert:

"Sec. 7. Minnesota Statutes 1978, Section 462A.21, is amended by adding a subdivision to read:

Subd. 4g. It may make grants to assist in energy conservation rehabilitation measures for existing housing owned by households which are eligible recipients of emergency residential heating grants pursuant to this act, and who are referred to the housing finance agency by a community action agency or other appropriate administering entity. Grants may not exceed \$2,000.

To be eligible for an emergency energy conservation grant, an applicant must demonstrate that his projected annual heating cost for fiscal year 1980 exceeds \$1,200. During subsequent fiscal years, this fuel cost limit shall be equal to 120 percent of the average household fuel cost as projected by the energy agency. Projected heating costs shall be determined by multiplying energy consumption during the immediately preceding fiscal year by projected costs for the appropriate fuel type as published by the energy agency. The energy conservation rehabilitation measures may include: ceiling insulation, storm windows and doors, furnaces, weatherstripping and caulking and directly related repairs. The entity designated to administer this program shall make a reasonable effort to determine whether other state or federal loan and grant programs are available and adequate to finance the intended improvements. An emergency energy conservation grant may be made in conjunction with grants or loans from other state or federal programs which finance other needed rehabilitation work. The receipt of a grant pursuant to this section shall not affect the applicant's eligibility for other housing finance agency loan or grant programs.

Except as otherwise provided in this act, grants from the emergency energy conservation grant fund shall be made in the same manner and pursuant to the same procedures provided for

the home improvement grant fund, administered pursuant to section 462A.05, subdivision 15. Such grants shall not be subject to the repayment provisions of section 462A.21, subdivision 4a. Grants may be made without regard to any housing finance agency allocation formula."

Page 7, line 14, delete "\$3,000,000" and insert "\$5,000,000"

Page 7, line 25, delete "year" and insert "years"

Page 7, line 25, after "1980" insert "and 1981"

Underline all new language in the bill

Amend the title as follows:

Page 1, line 5, before the period insert " ; amending Minnesota Statutes 1978, Section 462A.21, by adding a subdivision"

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

MOTIONS AND RESOLUTIONS

Mr. Solon moved that the name of Mr. Spear be added as co-author to S. F. No. 1603. The motion prevailed.

Mr. Kleinbaum moved that the name of Mr. Merriam be added as co-author to S. F. No. 1655. The motion prevailed.

Mr. Penny moved that the names of Messrs. Strand and Kleinbaum be added as co-authors to S. F. No. 1669. The motion prevailed.

Mr. Nelson moved that the name of Mr. Johnson be added as co-author to S. F. No. 1627. The motion prevailed.

Mr. Ogdahl moved that S. F. No. 1128 be taken from the table. The motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Ogdahl moved that the Senate concur in the amendments by the House to S. F. No. 1128 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1128: A bill for an act relating to retirement; increasing employee contributions to local police and firefighters relief associations; providing for a study of police and firefighter relief associations; providing an exception from an increase in the minimum member contribution rate for the Austin police and firefighters relief associations; amending Minnesota Statutes 1978, Section 69.77, Subdivision 2; Laws 1973, Chapter 432, Sections 2, by adding a subdivision; 3, Subdivision 1; and 6, Subdivision 1.

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 57 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearly	Luther	Pillsbury	Stern
Ashbach	Gunderson	McCutcheon	Purfeerst	Stokowski
Barrette	Hanson	Merriam	Renneke	Strand
Benedict	Hughes	Moe	Rued	Stumpf
Bernhagen	Jensen	Nelson	Schaaf	Tennessen
Brataas	Johnson	Nichols	Schmitz	Ulland, J.
Chmielewski	Keefe, J.	Ogdahl	Setzefandt	Vega
Davies	Keefe, S.	Olhoff	Sieloff	Wegener
Dieterich	Kirchner	Olson	Sikorski	Willet
Dunn	Knaak	Penny	Sillers	
Engler	Laufenburger	Perpich	Spear	
Frederick	Lessard	Peterson	Staples	

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Strand moved that S. F. No. 960 be taken from the table. The motion prevailed.

CONCURRENCE AND REPASSAGE

Mr. Strand moved that the Senate concur in the amendments by the House to S. F. No. 960 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 960: A bill for an act relating to retirement; various retirement funds; providing for a proportionate annuity at age 65 or older with one year of service; indexing the re-employed annuitant earnings maximum to the social security benefit recipient earnings maximum; clarifying applications for refunds from the Minnesota state retirement system; providing an occupational disability benefit in the Minnesota state retirement system correctional employees retirement plan; establishing qualifications for the executive director of the teachers retirement association; requiring annuitants and benefit recipients of the teachers retirement association to file quarterly evidence of receipt cards; removing the requirement for dependency for entitlement to certain refunds from the teachers retirement association; clarifying the amortization obligation of the metropolitan transit commission to the Minnesota state retirement system; calculating service credit for certain part time transit operating division employees covered by the Minnesota state retirement system; clarifying the provision of minimum disability coverage by the metropolitan transit commission; providing a retirement annuity from the Minnesota state retirement system to certain former transit operating division employees; providing for a purchase of service credit of certain military service leaves of absence for transit operating division employees; amending Minnesota Statutes 1978, Sections 352.01, Subdivisions 11 and 16; 352.115, Subdivision 10; 352.22,

Subdivisions 1 and 10; 352.95; 353.37, Subdivision 1; 354.05, Subdivision 2; 354.06, Subdivision 2; 354.44, Subdivisions 1a, 5 and by adding a subdivision; 354.47, Subdivision 1; 354A.21; 356.32, Subdivision 1; 473.417; 473.418; and Laws 1978, Chapter 538, Section 21; repealing Minnesota Statutes 1978, Section 352.22, Subdivision 11; and Laws 1978, Chapter 562, Section 35.

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 41 and nays 15, as follows:

Those who voted in the affirmative were:

Benedict	Gunderson	Nelson	Schmitz	Tennessee
Bernhagen	Hanson	Nichols	Setzepfandt	Ulland, J.
Brataas	Hughes	Olhoft	Sikorski	Vega
Chmielewski	Jensen	Olson	Sillers	Wegener
Davies	Keefe, J.	Perpich	Spear	Willet
Dieterich	Kirchner	Peterson	Staples	
Dunn	Lessard	Renneke	Stern	
Engler	Luther	Rued	Strand	
Frederick	Moe	Schaaf	Stumpf	

Those who voted in the negative were:

Anderson	Johnson	Laufenburger	Ogdahl	Purfeerst
Barrette	Keefe, S.	McCutcheon	Penny	Sieloff
Gearty	Knaak	Merriam	Pillsbury	Stokowski

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Hanson moved that the Senate do now adjourn until 10:00 o'clock a.m., Thursday, January 31, 1980. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate