

## STATE OF MINNESOTA

## SIXTY-EIGHTH SESSION - 1973

## FOURTH DAY

SAINT PAUL, MINNESOTA, MONDAY, JANUARY 8, 1973

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

## OATH OF OFFICE

Salisbury Adams of District 42B subscribed to the oath of office as administered to him by the Speaker, and Mr. Adams took his seat in the House of Representatives.

The roll was called, and the following members were present:

Adams, J.	Dahl	Johnson, D.	Menke	Salchert
Adams, S.	DeGroat	Johnson, J.	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, R.	Miller, M.	Sarna
Anderson, D.	Dirlam	Jopp	Moe	Savelkoul
Anderson, G.	Eckstein	Jude	Mueller	Schreiber
Anderson, I.	Eken	Kahn	Munger	Schulz
Becklin	Erickson	Kelly	Myrah	Searle
Belisle	Esau	Kempe	Nelson	Sherwood
Bell	Faricy	Klaus	Newcome	Sieben, H.
Bennett	Ferderer	Knickerbocker	Niehaus	Sieben, M.
Berg	Fjoslien	Kvam	Norton	Skaar
Berglin	Flakne	Laidig	Ohnstad	Smith
Biersdorf	Forsythe	Larson	Parish	Spanish
Boland	Fudro	LaVoy	Patton	Stangeland
Braun	Fugina	Lemke	Pavlak, R.	Stanton
Brinkman	Graba	Lindstrom, E.	Pavlak, R. L.	Swanson
Carlson, A.	Graw	Lindstrom, J.	Pehler	Tomlinson
Carlson, B.	Grove	Lombardi	Peterson	Ulland
Carlson, D.	Hagedorn	Long	Pieper	Vanasek
Carlson, L.	Hanson	Mann	Pleasant	Vento
Casserly	Haugerud	McArthur	Prahl	Voss
Cleary	Heinitz	McCarron	Quirin	Weaver
Clifford	Hook	McCauley	Resner	Wenzel
Connors	Jacobs	McEachern	Rice	Wohlwend
Culhane	Jaros	McFarlin	Ryan	Wolcott
Cummiskey	Johnson, C.	McMillan	St. Onge	Mr. Speaker

A quorum was present.

Enebo, Erdahl, Ojala, and Wigley were excused.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of DeGroat, the further reading was dispensed with and the Journal was approved as corrected.

Anderson, I., moved that the House recess subject to the call of the Chair. The motion prevailed.

#### RECESS

During the recess the Honorable William E. Frenzel, Third District Congressman from the State of Minnesota, addressed the members.

#### RECONVENED

The House reconvened and was called to order by the Speaker.

#### PETITIONS AND COMMUNICATIONS

The following reports were received, filed in the Chief Clerk's Office, and distributed to each member: Report of Revisor of Statutes Concerning Certain Opinion of the Supreme Court; Biennial Report of the Liquor Control Commissioner; Report of the State Auditor; Report of the State Auditor on Appropriation Statements by Departments and Agencies; Report of the State Claims Commission; The Minnesota State Corporation Income Tax, submitted by Department of Taxation; The Minnesota State Individual Income Tax, submitted by Department of Taxation; Eighth Annual Report 1971 Minnesota Courts; Report of the Joint Committee on Flexible Sessions; and Governor's Loaned Executives Action Program Final Report.

The following communications were received:

STATE OF MINNESOTA  
OFFICE OF THE GOVERNOR  
ST. PAUL 55155

January 4, 1973

The Honorable Martin O. Sabo  
Speaker of the House

Sir:

I have the honor to inform you that I have received, approved, signed and deposited in the office of the Secretary of State the following House File:

H. F. No. 1, An act relating to the legislature; defining "legislative day"; prescribing meeting times; repealing Minnesota Statutes 1971, Section 3.01, Subdivision 1.

Sincerely,

WENDELL R. ANDERSON  
Governor

STATE OF MINNESOTA  
OFFICE OF THE SECRETARY OF STATE  
SAINT PAUL 55155

The Honorable Martin O. Sabo  
Speaker of the House of Representatives  
The Honorable Alec G. Olson  
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Act of the 1973 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1	1	January 4	January 4

Sincerely,

ARLEN I. ERDAHL  
Secretary of State

## REPORTS OF STANDING COMMITTEES

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 4, A bill for an act relating to unemployment compensation benefits; disqualification from benefits; exceptions from disqualification; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. No. 4 was read for the second time.

## INTRODUCTION OF BILLS

Boland, Vento, Sherwood, Growe, and Ferderer introduced:

H. F. No. 47, A bill for an act proposing an amendment to the Minnesota Constitution, Article XIV, Section 1; providing the majority necessary to pass constitutional amendments.

The bill was read for the first time and referred to the Committee on Judiciary.

Sieben, M.; Stanton; Moe; Faricy; and Ulland introduced:

H. F. No. 48, A bill for an act relating to landlords and tenants; damage deposits; interest; amending Minnesota Statutes 1971, Section 504.19, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

Vento; Carlson, L.; St. Onge; Dieterich; and Patton introduced:

H. F. No. 49, A bill for an act relating to elections; providing for election of members of the legislature by party designation; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 203.29, Subdivision 2; 203.35, Subdivisions 7 and 9; and 206.07, Subdivision 1.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Jopp, by request, introduced:

H. F. No. 50, A bill for an act relating to the claim of Mr. and Mrs. Alvin Schmidt; arising from the death of Eunice Schmidt while a patient at a state institution; appropriating money for the payment thereof.

The bill was read for the first time and referred to the Committee on Appropriations.

Savelkoul, Wolcott, Becklin, Spanish, and Johnson, C., introduced:

H. F. No. 51, A bill for an act relating to highway traffic regulations; requiring drivers or operators of motor vehicles to have the same under control at all times; providing a penalty.

The bill was read for the first time and referred to the Committee on Transportation.

Savelkoul, McArthur, Wohlwend, Laidig, and Johnson, C., introduced:

H. F. No. 52, A bill for an act relating to taxation; exemptions from the general sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.

Stangeland, Larson, Skaar, Kelly, and Eken introduced:

H. F. No. 53, A bill for an act relating to municipalities; building officials instructional courses; appropriating money.

The bill was read for the first time and referred to the Committee on City Government.

Bennett; Carlson, B.; Ferderer; Kelly; and Pavlak, R. L., introduced:

H. F. No. 54, A bill for an act relating to drivers' licenses; prescribing fees; amending Minnesota Statutes 1971, Section 171.06, Subdivision 2.

The bill was read for the first time and referred to the Committee on Transportation.

Ulland introduced:

H. F. No. 55, A bill for an act relating to the claim of Clarence H. Murschel; arising from negligence of department of highways; appropriating money for the payment thereof.

The bill was read for the first time and referred to the Committee on Appropriations.

Stangeland, Graba, Eken, Skaar, and Larson introduced:

H. F. No. 56, A bill for an act relating to the building code standards committee; membership thereon; amending Minnesota Statutes 1971, Section 16.853, Subdivision 2.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Johnson, D.; Samuelson; Prah; Ojala; and Fugina introduced:

H. F. No. 57, A bill for an act relating to game and fish; senior citizens' fishing licenses; amending Minnesota Statutes 1971, Section 98.47, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Johnson, J.; Lindstrom, E.; Belisle; Laidig; and Clifford introduced:

H. F. No. 58, A bill for an act relating to the legislature; prescribing the number of members thereof and describing the geographic boundaries represented by each member; amending Minnesota Statutes 1971, Sections 2.021; 2.031; and Chapter 2, by adding sections; repealing Minnesota Statutes 1971, Sections 2.041 to 2.712.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Wolcott; Enebo; Adams, J.; Sarna; and Bennett introduced:

H. F. No. 59, A bill for an act relating to corporations; regulation of employee retirement benefits.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

McCauley; Prah!; Pavlak, R. L.; Culhane; and Hagedorn introduced:

H. F. No. 60, A bill for an act relating to the registration and licensing of motor vehicles; requiring motor vehicle liability insurance as a prerequisite to registration; providing penalties for certain violations relating thereto; amending Minnesota Statutes 1971, Chapter 168, by adding sections.

The bill was read for the first time and referred to the Committee on Transportation.

Heinitz, Clifford, Wohlwend, Stangeland, and Jude introduced:

H. F. No. 61, A bill for an act relating to drivers' licenses, classifications thereof; providing that a class C license is valid for the operation of all fire trucks by volunteer firemen; amending Minnesota Statutes 1971, Section 171.02, Subdivision 2.

The bill was read for the first time and referred to the Committee on Transportation.

Johnson, D.; LaVoy; Ojala; Mann; and Skaar introduced:

H. F. No. 62, A bill for an act relating to highway traffic regulations; vehicle equipment; authorizing the use of studded tires by certain persons under certain conditions; prescribing penalties; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

The bill was read for the first time and referred to the Committee on Transportation.

Stangeland, Peterson, Schreiber, Belisle, and Graba introduced:

H. F. No. 63, A bill for an act relating to the joint or cooperative exercise of powers by cities, villages, boroughs, counties, towns, school districts, other political subdivisions, agencies of the state and the United States; authorizing boards of county commissioners to contract to perform services for other governmental units; amending Minnesota Statutes 1971, Section 471.59, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Local Government.

Johnson, D.; Hanson; Samuelson; Ojala; and Erdahl introduced:

H. F. No. 64, A bill for an act relating to wild animals; lowering the age for permanent licenses for residents to take fish to 65 years; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Quirin, Samuelson, Larson, Resner, and Miller, D., introduced:

H. F. No. 65, A bill for an act relating to state employees; regulating their political activities including candidacy and service in elected office; amending Minnesota Statutes 1971, Section 43.28.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Bell introduced:

H. F. No. 66, A bill for an act relating to the village of Roseville; procedure upon levy of certain special assessments.

The bill was read for the first time and referred to the Committee on City Government.

Wolcott; Fudro; Adams, J.; Sarna; and Munger introduced:

H. F. No. 67, A bill for an act relating to labor and industry; providing for safe and healthful working conditions for working men and women; authorizing the commissioner of labor and industry to promulgate standards and rules and regulations therefor; creating an occupational safety and health review commission and an occupational safety and health advisory board; prescribing penalties; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

McCauley; Culhane; Sieben, H.; Jude; and Peterson introduced:

H. F. No. 68, A bill for an act relating to game and fish; fishing licenses for certain elderly residents; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Savelkoul; Sieben, H.; Knickerbocker; Spanish; and Carlson, D., introduced:

H. F. No. 69, A bill for an act relating to motor vehicles; requiring certain lighting equipment on motorcycles.

The bill was read for the first time and referred to the Committee on Transportation.

Johnson, D.; Ojala; Jaros; Johnson, C.; and Heinitz introduced:

H. F. No. 70, A bill for an act relating to education; general powers of independent school districts; amending Minnesota Statutes 1971, Section 123.35, Subdivision 9.

The bill was read for the first time and referred to the Committee on Education.

Ojala introduced:

H. F. No. 71, A bill for an act relating to courts; establishing a special commission to examine court files in the sixth judicial district; appropriating funds.

The bill was read for the first time and referred to the Committee on Judiciary.

Stangeland, Hagedorn, Smith, Wohlwend, and Kelly introduced:

H. F. No. 72, A bill for an act relating to taxation; authorizing limited reductions in valuation of commercial and industrial property first subject to taxation.

The bill was read for the first time and referred to the Committee on Taxes.

Pavlak, R.; Bell; Weaver; Sieben, H.; and Growe introduced:

H. F. No. 73, A bill for an act relating to trading stamps and devices; requiring redemption in cash; providing for escheat of the cash value of unredeemed stamps; providing penalties.

The bill was read for the first time and referred to the Committee on Judiciary.

Prahl; Ojala; Hanson; Johnson, D.; and Fugina introduced:

H. F. No. 74, A bill for an act relating to labor and employment; requiring availability of ambulances in certain cases.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Vento, Boland, Swanson, Sarna, and Tomlinson introduced:

H. F. No. 75, A bill for an act relating to consumer protection; dating of perishable foods; providing a penalty.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.



McCauley, Lemke, Salchert, McArthur, and Culhane introduced:

H. F. No. 76, A bill for an act relating to marriage; requiring a standard serologic test for syphilis and examination for gonorrhea of applicants for marriage licenses; providing penalties for violations.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Fugina and Ojala introduced:

H. F. No. 77, A bill for an act relating to the claim of James Krause; arising from the breakage of glass from highway vibrations; appropriating money for the payment thereof.

The bill was read for the first time and referred to the Committee on Appropriations.

Sieben, H., introduced:

H. F. No. 78, A bill for an act relating to the city of Hastings; authorizing payment of lump sum retirement benefits to firemen.

The bill was read for the first time and referred to the Committee on City Government.

Bennett; Boland; Andersen, R.; Sieben, H.; and Graba introduced:

H. F. No. 79, A bill for an act relating to wild animals; lowering the age for permanent licenses for residents to take fish to 65 years; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Ojala and Johnson, D., introduced:

H. F. No. 80, A bill for an act relating to juries; abolishing excuse from grand or petit jury service for women; amending Minnesota Statutes 1971, Section 628.49.

The bill was read for the first time and referred to the Committee on Judiciary.

Ojala, Norton, Fugina, and Vento introduced:

H. F. No. 81, A bill for an act relating to school board associations; repealing Minnesota Statutes 1971, Section 123.33, Subdivision 10.

The bill was read for the first time and referred to the Committee on Education.

DeGroat, Niehaus, Graba, Prah, and Biersdorf introduced:

H. F. No. 82, A bill for an act relating to highway traffic regulations; vehicle equipment; authorizing the use of studded tires by certain persons under certain conditions; prescribing penalties; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

The bill was read for the first time and referred to the Committee on Transportation.

Ojala; Johnson, D.; Boland; McEachern; and Kahn introduced:

H. F. No. 83, A bill for an act relating to licenses; prohibiting the issuance of licenses in certain instances.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

Anderson, G.; Peterson; Dirlam; Wenzel; and Fjoslien introduced:

H. F. No. 84, A bill for an act defining legal capacity for the purpose of meeting eligibility requirements of certain federal programs.

The bill was read for the first time.

#### SUSPENSION OF RULES

Pursuant to Article IV, Section 20, of the Constitution of the state of Minnesota, Mr. Anderson, G., moved that the rule therein be suspended and an urgency be declared so that H. F. No. 84 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Mr. Anderson, G., moved that the rules of the House be so far suspended that H. F. No. 84 be given its second and third readings and be placed upon its final passage. The motion prevailed.

H. F. No. 84 was read for the second time.

H. F. No. 84, A bill for an act defining legal capacity for the purpose of meeting eligibility requirements of certain federal programs.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Biersdorf	Carlson, D.	Culhane
Adams, S.	Belisle	Boland	Carlson, L.	Cummiskey
Andersen, R.	Bell	Braun	Cassery	Dahl
Anderson, D.	Bennett	Brinkman	Cleary	DeGroat
Anderson, G.	Berg	Carlson, A.	Clifford	Dieterich
Anderson, I.	Berglin	Carlson, B.	Connors	Dirlam

Eckstein	Jaros	Long	Parish	Searle
Eken	Johnson, C.	Mann	Patton	Sherwood
Erickson	Johnson, D.	McArthur	Pavlak, R.	Sieben, H.
Esau	Johnson, J.	McCarron	Pavlak, R. L.	Sieben, M.
Faricy	Johnson, R.	McCauley	Pehler	Skaar
Ferderer	Jopp	McEachern	Peterson	Smith
Fjoslien	Jude	McFarlin	Pieper	Spanish
Flakne	Kahn	McMillan	Pleasant	Stangeland
Forsythe	Kelly	Menke	Prahl	Stanton
Fudro	Kempe	Miller, D.	Quirin	Swanson
Fugina	Klaus	Miller, M.	Resner	Tomlinson
Graba	Knickerbocker	Moe	Rice	Ulland
Graw	Kvam	Mueller	Ryan	Vanasek
Grove	Laidig	Munger	St. Onge	Vento
Hagedorn	Larson	Myrah	Salchert	Voss
Hanson	LaVoy	Nelson	Samuelson	Weaver
Haugerud	Lemke	Newcome	Sarna	Wenzel
Heinitz	Lindstrom, E.	Niehaus	Savelkoul	Wohlwend
Hook	Lindstrom, J.	Norton	Schreiber	Wolcott
Jacobs	Lombardi	Ohnstad	Schulz	Mr. Speaker

The bill was passed and its title agreed to.

### MOTIONS AND RESOLUTIONS

Kahn moved that the names of Carlson, A. and Bell be added as authors on H. F. No. 45. The motion prevailed.

### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of Adams, S., as a member of the following House Standing Committees:

Education, Financial Institutions and Insurance, Judiciary, Rules and Legislative Administration, and Taxes.

### ADJOURNMENT

Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, January 11, 1973. The motion prevailed.

Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Thursday, January 11, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

