

## STATE OF MINNESOTA

## SIXTY-EIGHTH SESSION - 1973

## FOURTEENTH DAY

SAINT PAUL, MINNESOTA, MONDAY, FEBRUARY 12, 1973

The House convened at 3:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

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

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

A quorum was present.

Newcome was excused. Schreiber was excused until 4:00 p.m.

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

## REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 32, 304, 112, 171, 268, 341, and 344 and S. F. Nos. 63 and 115 have been placed in the members' files.

S. F. No. 63 and H. F. No. 120, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Lindstrom, J., moved that S. F. No. 63 be substituted for H. F. No. 120 and that the House File be indefinitely postponed. The motion prevailed.

### PETITIONS AND COMMUNICATIONS

The following reports were received, filed in the Chief Clerk's Office, and distributed to each member: Metropolitan Council Position Statement on Future Council Structure and Regional Agency Relationships, submitted by the Metropolitan Council; and Reports from The Council of State Governments on 1973 Suggested State Legislation, All are Created Equal, Gambling: a Source of State Revenue, Modernizing State Constitutions, Reapportionment, and Motor Vehicle Insurance Reform.

### REPORTS OF STANDING COMMITTEES

Mr. Mann from the Committee on Agriculture to which was referred:

H. F. No. 248, A bill for an act relating to agriculture; soybean advisory council; promotion and financing; amending Minnesota Statutes 1971, Sections 21A.03; 21A.06; 21A.10; 21A.16, Subdivision 2; and 21A.18.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 430, A bill for an act relating to the supreme court; providing for temporary assignment of district judges and justices of the supreme court; amending Minnesota Statutes 1971, Section 2.724, Subdivision 2.

Reported the same back with the following amendments:

Page 1, lines 18 to 28, restore the stricken language and strike the new language.

Page 1, line 28, after the period and before "At", insert the following: *"Any number of justices may disqualify themselves from hearing and considering a case, in which event the supreme court may assign temporarily a retired justice of the supreme court or a district judge to hear and consider the case in place of each disqualified justice."*

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 189, A bill for an act relating to intoxicating liquor; issuance of on-sale licenses in certain municipalities.

Reported the same back with the following amendments:

Section 1, page 1, line 10, after "1969", and before the word "may" insert the following language "or was incorporated after that date,".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 190, A bill for an act relating to the village of Hugo; authorizing issuance of one additional on-sale license for the sale of intoxicating liquor.

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

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

S. F. No. 74, A bill for an act relating to Steele county, authorizing tax anticipation certificates for certain purposes; amending Laws 1963, Chapter 572, Section 2.

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

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

S. F. No. 82, 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 perform services for other governmental units; amending Minnesota Statutes 1971, Section 471.59, by adding a subdivision.

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

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

House Resolution No. 2, A house resolution welcoming and congratulating the Minnesota Fighting Saints on their establishment in Minnesota.

Reported the same back with the recommendation that the resolution be adopted.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

House Resolution No. 4, A house resolution commending President Nixon for his accomplishments regarding the war in Vietnam.

Reported the same back with the recommendation that the resolution be adopted.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

House Resolution No. 7, A house resolution authorizing and directing the Speaker to send seven members to attend the Red River Valley Shows and Northwest School Farmers' Week at Crookston, Minnesota.

Reported the same back with the following amendments:

Delete the last paragraph.

With the recommendation that when so amended the resolution be adopted.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 430, 189, and 190 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 63, 74, and 82 were read for the second time.

## INTRODUCTION OF BILLS

DeGroat, Erdahl, Biersdorf, Skaar, and Wigley introduced:

H. F. No. 511, A bill for an act relating to corporations, agriculture; defining "family farming corporations" and imposing certain reporting requirements on those corporations and others; amending Minnesota Statutes 1971, Section 500.23.

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

DeGroat; Mann; Niehaus, Miller, M.; and Miller, D., introduced:

H. F. No. 512, A bill for an act relating to agriculture; appropriating funds to the department of agriculture for agricultural products promotion.

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

Stanton introduced:

H. F. No. 513, A bill for an act relating to the claim of the Kerkvliet Brothers; arising from negligence of the highway department; appropriating money for the payment thereof.

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

Laidig introduced:

H. F. No. 514, A bill for an act relating to the claim of Victor C. LaCosse; arising from negligence of department of corrections; appropriating money for the payment thereof.

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

Salchert, Menke, Bell, Boland, and Swanson introduced:

H. F. No. 515, A bill for an act relating to the metropolitan council; providing for election of council members from designated districts; amending Minnesota Statutes 1971, Section 473B.02, Subdivisions 1, 2, 3, and 4.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban Affairs.

Carlson, D., and Carlson, B., introduced:

H. F. No. 516, A bill for an act relating to the claim of Carlton county; arising from agreement of highway department to participate in costs of improvement of county road 6; appropriating money for the payment thereof.

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

Faricy, by request, introduced:

H. F. No. 517, A bill for an act relating to the claim of William W. Essling; arising from negligence by the department of corrections; appropriating money for the payment thereof.

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

Miller, M., introduced:

H. F. No. 518, A bill for an act relating to the claim of Mary Ann Dukowitz; arising from negligence of Brainerd state hospital; appropriating money for the payment thereof.

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

Fugina and Ojala introduced:

H. F. No. 519, A bill for an act relating to the city of Gilbert; placing new police officers of the city of Gilbert under the public employees retirement association.

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

Cummiskey, Stanton, Peterson, Myrah, and Skaar introduced:

H. F. No. 520, A bill for an act relating to intoxicating liquor; fees for licensing sale; amending Minnesota Statutes 1971, Section 340.11, Subdivisions 11 and 14.

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

Spanish; Braun; Adams, J.; Growe; and Carlson, L., introduced:

H. F. No. 521, A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; amending Minnesota Statutes 1971, Section 151.06, by adding a subdivision.

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

Spanish; Braun; Carlson, L.; Jude; and Dieterich introduced:

H. F. No. 522, 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.

McCarron; Jacobs; Adams, J.; Sieben, M.; and Voss introduced:

H. F. No. 523, A bill for an act regulating mobile home lot rentals; prescribing penalties.

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

Cummiskey, Kelly, Vanasek, Ferderer, and Vento introduced:

H. F. No. 524, A bill for an act relating to intoxicating liquor; authorizing certain sales by restaurants; amending Minnesota Statutes 1971, Section 340.11, Subdivision 5.

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

Connors; Adams, J.; Growe; Menke; and McArthur introduced:

H. F. No. 525, A bill for an act relating to motor vehicles; sales of used passenger automobiles; requiring a guarantee for parts and labor according to classification of the vehicle; providing a penalty.

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

McFarlin, Connors, LaVoy, Haugerud, and Becklin introduced:

H. F. No. 526, A bill for an act relating to crimes and criminals; obscene and sexually provocative materials; prohibiting the possession, exhibition, distribution or sale of such materials in certain cases; prescribing penalties; amending Minnesota Statutes 1971, Sections 617.241; 617.292, Subdivision 8; 617.293; 617.294; and 617.295.

The bill was read for the first time and referred to the Committee on Crime Prevention and Corrections.

Enebo, Stanton, Ohnstad, St. Onge, and Laidig introduced:

H. F. No. 527, A bill for an act relating to education, teachers; termination of a teaching contract after probationary period; amending Minnesota Statutes 1971, Section 125.12, Subdivision 4.

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

Dieterich, Bell, McEachern, Berg, and Anderson, I., introduced:

H. F. No. 528, A bill for an act relating to education; providing for state aid to school districts based upon average daily membership; amending Minnesota Statutes 1971, Sections 124.25 and 124.30, Subdivisions 1 and 2.

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

Hagedorn; Biersdorf; Adams, J.; McMillan; and Haugerud introduced:

H. F. No. 529, A bill for an act relating to firearms; prohibiting firearms in public parks and public game refuges under certain circumstances; providing a penalty.

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

Vento; Andersen, R.; Sherwood; and Munger introduced:

H. F. No. 530, A bill for an act relating to wild animals; designating timber wolves as big game animals and prescribing powers and duties of the commissioner of natural resources in relation thereto; amending Minnesota Statutes 1971, Section 97.40, Subdivision 8; 98.46, Subdivisions 2, 4 and 14; 99.25, Subdivision 7; 100.26, Subdivision 1; and 100.27, Subdivision 9.

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

Savelkoul, Norton, McFarlin, Bell, and Munger introduced:

H. F. No. 531, A bill for an act relating to the environment; declaring a state environmental policy; establishing an environmental council and an environmental quality commission; appropriating money; amending Minnesota Statutes 1971, Sections 4.12, Subdivision 2; 40.02; 104.01, Subdivision 3; 115.03, Subdivision 1; 116.07, Subdivision 2.

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

Quirin, Flakne, Brinkman, Growe, and Swanson introduced:

H. F. No. 532, A bill for an act relating to insurance; accident and health insurance policies, and health service plans; requiring health insurance coverage for newborn infants immediately from the moment of birth; amending Minnesota Statutes 1971, Chapter 62A, by adding a section; Section 62A.10, Subdivision 2; and 62C.14, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Salchert, Rice, Bennett, Quirin, and Pavlak, R. L., introduced:

H. F. No. 533, A bill for an act relating to elections; requiring that signs be removed; prescribing penalties; amending Minnesota Statutes 1971, Chapter 211, by adding a section.

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



Salchert; Pavlak, R.; Fudro; Quirin; and Flakne introduced:

H. F. No. 534, A bill for an act relating to workmen's compensation; compensation for permanent partial disability; amending Minnesota Statutes 1971, Section 176.101, Subdivision 3.

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

Jacobs and Voss introduced:

H. F. No. 535, A bill for an act relating to the firemen's relief association in the city of Coon Rapids; providing for a tax levy.

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

Ojala and Fugina introduced:

H. F. No. 536, A bill for an act relating to retirement; authorizing termination of membership by certain members of the public employees retirement association; amending Minnesota Statutes 1971, Section 355.73, by adding a subdivision; repealing Minnesota Statutes 1971, Section 355.73, Subdivision 6.

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

Biersdorf introduced:

H. F. No. 537, A bill for an act relating to the state; authorizing the sale of certain state lands to, and the development of that land for industrial purposes by, the city of Owatonna; amending Laws 1965, Chapter 216, Section 1.

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

Adams, J.; Enebo; Rice; Wolcott; and Flakne introduced:

H. F. No. 538, A bill for an act relating to the city of Minneapolis; fire department relief association; providing for paid up annuities under certain circumstances.

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

Boland, Knickerbocker, Menke, Quirin, and Anderson, I., introduced:

H. F. No. 539, A bill for an act establishing a post legislative audit and public information commission; and appropriating money.

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

Parish; Moe; Larson; Johnson, R.; and Patton introduced:

H. F. No. 540, A bill for an act relating to investments; investment of state and firemen's relief association funds; amending Minnesota Statutes 1971, Sections 11.16, Subdivision 13; 11.18, Subdivision 2; 11.19, Subdivision 2; 11.26, Subdivisions 5 and 6; 69.77, Subdivision 2; and 69.775.

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

Heinitz and Hook introduced:

H. F. No. 541, A bill for an act relating to the firemen's relief association in the village of Golden Valley; amending Laws 1971, Chapter 140, Sections 1, 2, 3 and 4.

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

Kempe, Lombardi, McArthur, Pieper, and Flakne introduced:

H. F. No. 542, A bill for an act relating to courts; providing in certain cases for mandatory marriage counseling prior to divorce; requiring license, fee and minimum qualifications for marriage counselors; appropriating money.

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

Ulland; Norton; Berglin; Adams, S.; and Faricy introduced:

H. F. No. 543, A bill for an act relating to health; restricting the sale of contraceptive devices; amending Minnesota Statutes 1971, Section 617.251.

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

Flakne, Weaver, Kempe, Berg, and Laidig introduced:

H. F. No. 544, A bill for an act relating to courts; providing for mandatory marriage counseling prior to divorce; requiring license, fee and minimum standards for marriage counselors; appropriating money.

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

Lindstrom, J., introduced:

H. F. No. 545, A bill for an act relating to the Willmar state junior college; appropriating money to the city of Willmar for costs incurred on behalf of the college.

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

Berg, Menke, and Savelkoul introduced:

H. F. No. 546, A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous and obsolete statutory references and terminology; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Sections 6.34, Subdivision 3; 10.09; 10.39, Subdivision 1; 15A.15; 16.15, Subdivision 1; 16.871; 21.53, Subdivision 1; 24.25, Subdivision 4; 30.472; 30.473; 32.10; 32.101; 32.102; 32.645, Subdivision 1; 38.162; 40.03, Subdivision 2; 43.12, Subdivision 2; 48.24, Subdivision 6; 51A.51, Subdivision 2; 60C.03, Subdivision 6; 65B.22, Subdivision 8; 84.033; 93.38; 97.48, Subdivisions 12 and 13; 112.69, Subdivision 3; 116.02, Subdivision 3; 116.03, Subdivision 2; 116.06, Subdivision 1; 116.08, Subdivisions 1 and 2; 116A.24, Subdivision 2; 160.285, Subdivision 2; 161.1419, Subdivision 2; 161.242, Subdivision 2; 169.123, Subdivision 2; 170.23; 171.07, Subdivision 1; 179.73, Subdivision 2; 182.177, Subdivision 1; 182.179; 216A.04, Subdivision 3; 221.191; 246.51; 299D.03, Subdivisions 10 and 11; 325.907, Subdivision 1; 340.14, Subdivision 3; 352.03, Subdivision 4; 352.115, Subdivision 10; 352D.03; 353.27, Subdivision 4; 353.32, Subdivision 4; 353.36, Subdivision 6; 353.71, Subdivision 2; 354.60; 354.62, Subdivision 4; 355.71, Subdivision 1; 355.76; 357.18, Subdivision 2; 361.23; 362A.02; 371.07; 384.154; 394.16, Subdivision 1; 412.221, Subdivision 26; 416.10; 440.09; 422.15, Subdivision 5; 423.36; 462A.04, Subdivision 5; 462A.06, Subdivision 4; 462A.17, Subdivision 1; 471.74, Subdivision 2; 473A.06, Subdivision 4; 473A.111, Subdivision 1; 473C.15, Subdivision 9; 473F.02, Subdivisions 11 and 12; 648.41, Subdivision 1; and 648.42; repealing Minnesota Statutes 1971, Sections 170.231; and 306.30; and Laws 1971, Section 2, Lines 16 to 18.

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

Sieben, H.; Dieterich; Weaver; Pavlak, R. L.; and Vanasek introduced:

H. F. No. 547, A bill for an act relating to the supreme court; authorizing certification of questions of law to the court and from the court to courts of other states.

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

Berg, Menke, and Savelkoul introduced:

H. F. No. 548, A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted, unconstitutional and obsolete references and text; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Chapter 3, by adding a section; Chapter 46, by

adding a section; Sections 9.071; 62C.14, by adding a subdivision; 124.221; 169.121, Subdivision 3; 179.68, Subdivision 3; 197.45, Subdivision 1; 412.851; 462.581; 475.67, Subdivision 12; 490.025, Subdivisions 1 and 2; 645.023, Subdivision 2; and Laws 1969, Chapter 251, Section 2; repealing Minnesota Statutes 1971, Chapter 41; and Section 309.176.

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

Flakne, Berg, Pleasant, Weaver, and Ulland introduced:

H. F. No. 549, A bill for an act relating to crimes and criminals; sodomy, fornication and adultery; amending Minnesota Statutes 1971, Section 609.36, Subdivisions 1 and 3; and repealing Minnesota Statutes 1971, Sections 609.293, Subdivision 5, and 609.34.

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

Peterson and Dirlam introduced:

H. F. No. 550, A bill for an act relating to Yellow Medicine county; appropriating money to the county commissioners of Yellow Medicine county to restore county ditch number 9.

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

Ojala, Jaros, Cummiskey, Fugina, and Johnson, D., introduced:

H. F. No. 551, A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article IV, Section 32[a]; providing that railroads may be taxed in the same manner as other enterprises.

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

Pavlak, R.; Tomlinson; Johnson, R.; Pavlak, R. L.; and Salchert introduced:

H. F. No. 552, A bill for an act relating to taxes on and measured by net income; estimated tax defined; amending Minnesota Statutes 1971, Section 290.93, Subdivision 3.

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

Lindstrom, E.; Stangeland; Bell; Faricy; and Kempe introduced:

H. F. No. 553, A bill for an act relating to income tax on corporations; providing for an income tax on railroad companies; amending Minnesota Statutes 1971, Section 290.02.

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

Hanson, Faricy, Prah, Savelkoul, and Pavlak, R., introduced:

H. F. No. 554, A bill for an act relating to the sales and use tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1; repealing Minnesota Statutes 1971, Section 297A.252.

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

Pavlak, R.; Johnson, D.; Tomlinson; Johnson, R.; and Salchert introduced:

H. F. No. 555, A bill for an act relating to taxes on and measured by net income; refund claims; amending Minnesota Statutes 1971, Section 290.50, Subdivision 1.

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

Pavlak, R.; Tomlinson; Johnson, R.; Pehler; and Fjoslien introduced:

H. F. No. 556, A bill for an act relating to the sales and use tax; exemptions; educational or charitable purchases; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

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

Pavlak, R.; Tomlinson; Johnson, R.; Pehler; and Clifford introduced:

H. F. No. 557, A bill for an act relating to the sales and use tax; defining sale and purchase; amending Minnesota Statutes 1971, Section 297A.01, Subdivision 3.

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

Pavlak, R.; Johnson, D.; Tomlinson; Johnson, R.; and Pavlak, R. L., introduced:

H. F. No. 558, A bill for an act relating to taxes on and measured by net income; income; credits against tax; amending Minnesota Statutes 1971, Sections 290.06, Subdivision 9; and 290.0607.

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

Pavlak, R.; Tomlinson; Johnson, R.; Pavlak, R. L.; and Salchert introduced:

H. F. No. 559, A bill for an act relating to taxes on and measured by net income; underpayment; negligence or intentional disregard of rules and regulations; providing a penalty; amending Minnesota Statutes 1971, Section 290.53, Subdivision 3, and by adding a subdivision.

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

Pavlak, R.; Dirlam; Dieterich; Berglin; and Anderson, I., introduced:

H. F. No. 560, A bill for an act relating to taxes on and measured by net income; rent credit entitlement; amending Minnesota Statutes 1971, Sections 290.982 and 290.983, Subdivision 1.

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

Pavlak, R.; Pehler; Tomlinson; Fjoslien; and Clifford introduced:

H. F. No. 561, A bill for an act relating to taxes on and measured by net income; estimated tax; overpayment; amending Minnesota Statutes 1971, Sections 290.93, Subdivision 9; and 290.936.

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

Pavlak, R.; Johnson, D.; Tomlinson; Johnson, R.; and Pavlak, R. L., introduced:

H. F. No. 562, A bill for an act relating to taxes on and measured by net income; assessment against fiduciary; form; amending Minnesota Statutes 1971, Section 290.49, Subdivision 2.

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

Pavlak, R.; Salchert; LaVoy; Anderson, I.; and Dirlam introduced:

H. F. No. 563, A bill for an act relating to taxation; increasing the homestead credit; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 6 and 7.

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

Pavlak, R.; Johnson, D.; Tomlinson; Johnson, R.; and Pavlak, R. L., introduced:

H. F. No. 564, A bill for an act relating to taxes on and measured by net income; individual filing requirements; amending Minnesota Statutes 1971, Section 290.37, Subdivision 1.

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

Pavlak, R.; Sabo; Anderson, I.; Jopp; and DeGroat introduced:

H. F. No. 565, A bill for an act relating to a tax study commission; amending Extra Session Laws 1971, Chapter 31, Article 13, Section 1.

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

Sieben, H.; Jude; Stanton; Wenzel; and Kahn introduced:

H. F. No. 566, A bill for an act relating to taxation; exemptions from the 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.

Pavlak, R.; Johnson, D.; Faricy; Pehler; and Tomlinson introduced:

H. F. No. 567, A bill for an act relating to taxes on and measured by net income; permitting credits against the state income tax for education costs for pupils in nonpublic elementary and secondary schools; amending Minnesota Statutes 1971, Sections 290.086, Subdivision 6; and 290.983, Subdivision 2.

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

Pavlak, R.; Anderson, I.; Johnson, R.; Sabo; and Weaver introduced:

H. F. No. 568, A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article IV, Section 32(a); providing that changes from gross earnings taxation of railroads may be made without referendum.

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

Pavlak, R.; Tomlinson; Johnson, R.; Salchert; and Weaver introduced:

H. F. No. 569, A bill for an act relating to taxes on and measured by net income; confidentiality of returns; amending Minnesota Statutes 1971, Section 290.611.

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

Jaros; Vento; Sieben, M.; Rice; and Dieterich introduced:

H. F. No. 570, A bill for an act relating to taxation; tax on oleomargarine; amending Minnesota Statutes 1971, Section 33.171; repealing Minnesota Statutes 1971, Sections 33.10; 33.11; 33.12 to 33.17; and 270.051, Subdivision 1.

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

Wigley; Smith; Miller, D.; and Mann introduced:

H. F. No. 571, A bill for an act relating to highway traffic regulations; seasonal load restrictions; prescribing axle weight limitations on certain vehicles; amending Minnesota Statutes 1971, Section 169.87, by adding a subdivision.

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

Jacobs, Jude, Vento, Erdahl, and Dahl introduced:

H. F. No. 572, A bill for an act relating to highway traffic regulations; projecting loads; lights and flags; amending Minnesota Statutes 1971, Section 169.52.

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

Lindstrom, J.; Kvam; Mann; Hagedorn; and Kelly introduced:

H. F. No. 573, A bill for an act relating to highway traffic regulations; chemical tests for intoxication; manner of taking tests; amending Minnesota Statutes 1971, Section 169.123, Subdivision 3.

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

Johnson, R.; Fudro; Kvam; Faricy; and Salchert introduced:

H. F. No. 574, A bill for an act relating to motor vehicles; maximum length of motor vehicle transport vehicles; amending Minnesota Statutes 1971, Section 169.81, by adding a subdivision.

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



Hanson, Eken, Lemke, Menke, and LaVoy introduced:

H. F. No. 575, A bill for an act relating to state government; transfer of governmental functions; eliminating the requirement of approval by the commissioner of highways of certain portions of the budget of the department of public safety; amending Minnesota Statutes 1971, Section 15.015, Subdivision 1.

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

Patton; Lindstrom, J.; Miller, M.; Munger; and McCauley introduced:

H. F. No. 576, A bill for an act relating to public highways and roads; authorizing the use of the right of way of such highways and roads by community antenna television companies for placing and maintaining of cables and lines; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

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

#### MOTIONS AND RESOLUTIONS

Pehler moved that the names of Quirin, Haugerud, McCarron, and Sarna be added as authors on House Resolution No. 4. The motion prevailed.

Carlson, A., moved that the name of Johnson, J., be stricken as an author on H. F. No. 428. The motion prevailed.

Enebo moved that the name of Fudro be added as an author on H. F. No. 170. The motion prevailed.

Pavlak, R. L., moved that the name of Bennett be added as an author on H. F. No. 457. The motion prevailed.

House Resolution No. 2 was reported to the House.

#### HOUSE RESOLUTION NO. 2

A house resolution welcoming and congratulating the Minnesota Fighting Saints on their establishment in Minnesota.

*Whereas*, Minnesota was fortunate in 1972 and added a new professional hockey team to its galaxy of recreational activities; and

*Whereas*, the Minnesota Fighting Saints of the World Hockey Association are a most welcome team of athletes and sportsmen; and

*Whereas*, the team has the best wishes of all Minnesotans for its success and is especially welcomed by Minnesota legislators; now, therefore,

*Be it resolved*, by the House of Representatives of the State of Minnesota that all the courtesies and services of the state are extended to the players and staff of the Minnesota Fighting Saints.

*Be it further resolved*, that the Chief Clerk of the House of Representatives transmit a copy of this resolution to the Minnesota Fighting Saints.

Ulland moved that House Resolution No. 2 be now adopted.

House Resolution No. 2 was adopted.

House Resolution No. 4 was reported to the House.

#### HOUSE RESOLUTION NO. 4

A house resolution commending President Nixon for his accomplishments regarding the war in Vietnam.

*Whereas*, President Nixon has served the American people for four years as Chief Executive; and

*Whereas*, he has contributed to the ideal of world peace by improving communication and understanding between the powers of East and West; and

*Whereas*, President Nixon, with determination, has sought to effect a cease-fire in Vietnam by means of formal negotiation, an earnest dedication to peace and the return of prisoners of war; now, therefore,

*Be it resolved*, by the House of Representatives of the State of Minnesota, that commendation be extended to President Nixon for his achievement, and that the wholehearted support of the Members of this House, as well as the American people as a whole, be given to the President.

*Be it further resolved*, that the Speaker of the House of Representatives of the State of Minnesota transmit copies of this resolution to the President of the United States, the Speaker of the House of Representatives of the United States, the President of the Senate of the United States, and to the Minnesota Representatives and Senators in Congress.

Pehler moved that House Resolution No. 4 be now adopted.

House Resolution No. 4 was adopted.

House Resolution No. 7 was reported to the House.

#### HOUSE RESOLUTION NO. 7

A house resolution authorizing and directing the Speaker to send seven members to attend the Red River Valley Shows and Northwest School Farmers' Week at Crookston, Minnesota.

*Whereas*, the Red River Valley Winter Shows and Northwest Farm and Home Week are being held at Crookston, Minnesota; and

*Whereas*, the Board of Managers of the Red River Valley Winter Shows has extended an invitation to the House of Representatives to send a delegation of seven members to attend these shows on Tuesday, February 20, which has been designated as "Legislators' Day"; now, therefore,

*Be it resolved*, that the Speaker of the House of Representatives of the State of Minnesota appoint a committee of seven members to attend the shows.

Kelly moved that House Resolution No. 7 be now adopted.

The question was taken on the adoption of House Resolution No. 7, and the roll being called, there were yeas 126, and nays 4, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Clifford	Faricy	Pleasant	Ulland
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House Resolution No. 7 was adopted.

Anderson, I., and Weaver introduced:

House Resolution No. 8, A house resolution authorizing living expense and mileage reimbursement during the 68th Legislature.

The resolution was referred to the Committee on Rules and Legislative Administration.

## CALENDAR

H. F. No. 142, A bill for an act adopting the whitetailed deer as the official state animal; amending Minnesota Statutes 1971, Chapter 1, by adding a section.

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 97, and nays 32, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Jude	Miller, M.	Savelkoul
Adams, S.	Enebo	Kelly	Mueller	Schulz
Anderson, D.	Erdahl	Klaus	Myrah	Sieben, H.
Anderson, G.	Erickson	Knickerbocker	Nelson	Sieben, M.
Anderson, I.	Esau	Kvam	Niehaus	Skaar
Becklin	Fjoslien	Laidig	Norton	Smith
Belisle	Fudro	Larson	Ohnstad	Spanish
Biersdorf	Graba	Lemke	Parish	Stangeland
Braun	Graw	Lindstrom, E.	Patton	Swanson
Brinkman	Hagedorn	Lindstrom, J.	Pavlak, R. L.	Tomlinson
Carlson, A.	Hanson	Lombardi	Pehler	Vanasek
Carlson, B.	Haugerud	Long	Peterson	Weaver
Carlson, D.	Heinitz	Mann	Pieper	Wenzel
Clifford	Hook	McArthur	Pleasant	Wigley
Connors	Jacobs	McCarron	Prahl	Wohlwend
Culhane	Johnson, C.	McCauley	Quirin	Wolcott
Dahl	Johnson, D.	McEachern	Ryan	Mr. Speaker
DeGroat	Johnson, J.	McFarlin	St. Onge	
Dirlam	Johnson, R.	McMillan	Samuelson	
Eckstein	Jopp	Miller, D.	Sarna	

Those who voted in the negative were:

Andersen, R.	Cummiskey	Grove	Ojala	Stanton
Berg	Dieterich	Jaros	Pavlak, R.	Ulland
Berglin	Faricy	Kahn	Resner	Vento
Boland	Ferderer	LaVoy	Rice	Voss
Carlson, L.	Flakne	Menke	Salchert	
Cassery	Forsythe	Moe	Searle	
Cleary	Fugina	Munger	Sherwood	

The bill was passed and its title agreed to.

## GENERAL ORDERS

Pursuant to Rules of the House, the House resolved itself into the Committee of the Whole, with Mr. Sabo in the Chair, for the consideration of bills pending on General Orders of the Day.

Pursuant to Rule 12, a roll call was taken on the following amendment to H. F. No. 304 offered by DeGroat:

The printed bill, line 3, strike "64" and insert "62".

There were yeas 45, and nays 83.

Those who voted in the affirmative were:

Adams, S.	Bennett	DeGroat	Fjoslien	Hagedorn
Andersen, R.	Biersdorf	Dirlam	Flakne	Heinitz
Belisle	Cleary	Erickson	Forsythe	Hook
Bell	Clifford	Esau	Graw	Johnson, J.

Jopp	Larson	McCauley	Pleasant	Ulland
Jude	Lindstrom, E.	McFarlin	Savelkoul	Vanasek
Knickerbocker	Lindstrom, J.	Mueller	Skaar	Weaver
Kvam	Lombardi	Ohnstad	Spanish	Wigley
Laidig	Long	Pavlak, R. L.	Stangeland	Wolcott

Those who voted in the negative were:

Adams, J.	Dahl	Johnson, R.	Nelson	Sarna
Anderson, D.	Dieterich	Kahn	Niehaus	Schulz
Anderson, G.	Eckstein	Kelly	Norton	Searle
Anderson, I.	Eken	Kempe	Ojala	Sherwood
Becklin	Enebo	Klaus	Parish	Sieben, H.
Berg	Erdahl	Lemke	Patton	Sieben, M.
Berglin	Faricy	Mann	Pavlak, R.	Smith
Boland	Ferderer	McArthur	Pehler	Stanton
Braun	Fudro	McCarron	Peterson	Swanson
Brinkman	Fugina	McEachern	Pieper	Tomlinson
Carlson, A.	Graba	McMillan	Prahl	Vento
Carlson, B.	Grove	Menke	Quirin	Voss
Carlson, D.	Hanson	Miller, D.	Resner	Wenzel
Carlson, L.	Jacobs	Miller, M.	Rice	Wohlwend
Casserly	Jaros	Moe	Ryan	Mr. Speaker
Connors	Johnson, C.	Munger	St. Onge	
Culhane	Johnson, D.	Myrah	Samuelson	

The amendment was not adopted.

Pursuant to Rule 12, a roll call was taken on the motion of Flake to re-refer H. F. No. 304 to the Committee on Appropriations.

There were yeas 60, and nays 69.

Those who voted in the affirmative were:

Adams, S.	Culhane	Hagedorn	Lombardi	Pleasant
Andersen, R.	DeGroat	Heinitz	Long	Schreiber
Anderson, D.	Dirlam	Hook	McArthur	Schulz
Anderson, G.	Erdahl	Johnson, R.	McCauley	Searle
Becklin	Erickson	Jopp	McFarlin	Skaar
Belisle	Esau	Kempe	Miller, M.	Spanish
Bell	Faricy	Klaus	Mueller	Stangeland
Biersdorf	Ferderer	Knickerbocker	Myrah	Ulland
Carlson, A.	Fjoslien	Kvam	Niehaus	Weaver
Carlson, D.	Flakne	Laidig	Ohnstad	Wigley
Cleary	Forsythe	Larson	Pavlak, R. L.	Wohlwend
Clifford	Graw	Lindstrom, E.	Pieper	Wolcott

Those who voted in the negative were:

Adams, J.	Dieterich	Johnson, J.	Munger	Samuelson
Anderson, I.	Eckstein	Jude	Nelson	Sarna
Bennett	Eken	Kahn	Norton	Sherwood
Berg	Enebo	Kelly	Ojala	Sieben, H.
Berglin	Fudro	LaVoy	Parish	Sieben, M.
Boland	Fugina	Lemke	Patton	Stanton
Braun	Graba	Lindstrom, J.	Pavlak, R.	Swanson
Brinkman	Grove	Mann	Pehler	Tomlinson
Carlson, B.	Hanson	McCarron	Peterson	Vanasek
Carlson, L.	Haugerud	McEachern	Quirin	Vento
Casserly	Jacobs	McMillan	Rice	Voss
Connors	Jaros	Menke	Ryan	Wenzel
Cummiskey	Johnson, C.	Miller, D.	St. Onge	Mr. Speaker
Dahl	Johnson, D.	Moe	Salchert	

The motion did not prevail.

Pursuant to Rule 12, a roll call was taken on the motion of Sherwood to recommend passage of H. F. No. 304.

There were yeas 125, and nays 5.

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams, S.	Anderson, D.	Klaus	Searle	Wohlwend
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The motion prevailed.

The Speaker resumed the Chair, whereupon the following proceedings of the Committee were reported to the House:

H. F. Nos. 127 and 304 which it recommended to pass.

H. F. No. 66 upon which it recommended progress until Monday, February 19, 1973.

H. F. No. 31 upon which it recommended progress.

H. F. No. 32 upon which it recommended that the bill be returned to the author.

H. F. No. 30 which it recommended to pass with the following amendment offered by Sieben, H.:

The printed bill, as follows:

Page 1, line 3, strike "absolute".

Page 1, line 4, after "for the" and before "conduct" insert "safe".

H. F. No. 112 which it recommended to pass with the following amendment offered by Eckstein:

The printed bill, as follows:

Page 1, line 16, after the word "vehicles" and before the word "transporting", strike the word "when" and insert in lieu thereof the words "*used for*".

On the motion of Mr. Anderson, I., the report of the Committee of the Whole was adopted.

#### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to attend the Red River Valley Shows and Northwest School Farmers' Week at Crookston, Minnesota, Tuesday, February 20, 1973, pursuant to House Resolution No. 7 adopted February 12, 1973:

Braun; Fugina; Graba; Hanson; Johnson, R.; Larson; and Savelkoul.

#### ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Thursday, February 15, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Thursday, February 15, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

