

## STATE OF MINNESOTA

## SIXTY-EIGHTH SESSION - 1973

## FORTIETH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, APRIL 18, 1973

The House convened at 2:00 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, M.	Sarna
Adams, S.	Dieterich	Johnson, J.	Moe	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schreiber
Anderson, D.	Eckstein	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Searle
Anderson, I.	Enebo	Kahn	Nelson	Sherwood
Becklin	Erdahl	Kelly	Newcome	Sieben, H.
Belisle	Erickson	Kempe	Niehaus	Sieben, M.
Bell	Esau	Klaus	Norton	Skaar
Bennett	Faricy	Knickerbocker	Ohnstad	Smith
Berg	Ferderer	Kvam	Ojala	Spanish
Berglin	Fjoslien	Laidig	Parish	Stangeland
Biersdorf	Flakne	Larson	Patton	Stanton
Boland	Forsythe	LaVoy	Pavlak, R.	Swanson
Braun	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graw	Lombardi	Pieper	Vento
Carlson, D.	Growe	Long	Pleasant	Voss
Carlson, L.	Hagedorn	Mann	Prahl	Weaver
Cassery	Hanson	McArthur	Quirin	Wenzel
Cleary	Haugerud	McCarron	Resner	Wigley
Clifford	Heinitz	McCauley	Rice	Wohlwend
Connors	Hook	McEachern	Ryan	Wolcott
Culhane	Jacobs	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jaros	Menke	Salchert	
Dahl	Johnson, C.	Miller, D.	Samuelson	

A quorum was present.

McMillan was excused.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Esau, 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. 176, 509, 662, 1172, 1384, 1527, 140, 889, 1383, 102, 484, 756,

537, 1293, 1191, 1382, 1486, 549, 735, 1110, 1404, 1446, 1451, 1467, and 1536 have been placed in the members' files.

S. F. No. 733 and H. F. No. 1086, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 733, page 2, lines 1 through 19, reads as follows:

"Subd. 2. [FEES.] (a) (THE FEE FOR AN INSTRUCTION PERMIT TO OBTAIN A CLASS C LICENSE SHALL BE \$2. THE FEE FOR A NONQUALIFICATION CERTIFICATE SHALL BE \$2. THE FEE FOR A CLASS C LICENSE SHALL BE \$5. THE FEE FOR A CLASS B LICENSE SHALL BE \$10. THE FEE FOR A CLASS A LICENSE SHALL BE \$15. THE FEES PAID FOR A CLASS B AND CLASS A LICENSE SHALL INCLUDE ANY PREVIOUS FEES PAID FOR A LOWER CLASS LICENSE ISSUED WITHIN THE PRECEDING TWELVE MONTHS;)

*The fees for license shall be as follows:*

<i>Classified Driver License</i>	<i>C - \$5 B - \$10 A - \$15</i>
<i>Classified Provisional D.L.</i>	<i>C - 5 B - 10 A - 15</i>
<i>Instruction Permit</i>	<i>2</i>
<i>Duplicate Driver or Provisional License</i>	<i>1.50</i>

(b) (THE FEE FOR A DUPLICATE LICENSE OF ANY CLASS SHALL BE \$1.) *The fees paid for a Class B or a Class A shall include any previous fees paid for a lower class license within the preceding twelve months.*

(THE FEE FOR A LICENSE OR CERTIFICATE BEARING A COLORED PHOTOGRAPH THEREON SHALL BE INCREASED BY \$1)";

whereas, H. F. No. 1086, page 2, lines 2 through 18, read as follows:

"Subd. 2. [FEES.] ((A) THE FEE FOR AN INSTRUCTION PERMIT TO OBTAIN A CLASS C LICENSE SHALL BE \$2. THE FEE FOR A NONQUALIFICATION CERTIFICATE SHALL BE \$2. THE FEE FOR A CLASS C LICENSE SHALL BE \$5. THE FEE FOR A CLASS B LICENSE SHALL BE \$10. THE FEE FOR A CLASS A LICENSE SHALL BE \$15. THE FEES PAID FOR A CLASS B AND CLASS A LICENSE SHALL INCLUDE ANY PREVIOUS FEES PAID FOR A LOWER CLASS LICENSE ISSUED WITHIN THE PRECEDING TWELVE MONTHS;)

*The fees for license shall be as follows:*

<i>Classified Driver License</i>	<i>C - \$5 B - \$10 A - \$15</i>
<i>Classified Provisional D.L.</i>	<i>C - \$3 B - \$ 5</i>
<i>Instruction Permit</i>	<i>2</i>
<i>Duplicate Driver or Provisional License</i>	<i>1.50</i>

((B) THE FEE FOR A DUPLICATE LICENSE OF ANY CLASS SHALL BE \$1.)

(THE FEE FOR A LICENSE OR CERTIFICATE BEARING A COLORED PHOTOGRAPH THEREON SHALL BE INCREASED BY \$1.)”.

S. F. No. 733, page 2, line 27 through page 3, line 4, reads as follows: “and accept such application. ~~To cover all expenses involved in receiving, accepting or forwarding to the department applications and fees, the state office may charge 50 cents for each application for an instruction permit, duplicate license, driver license or restricted license; such additional fee shall also be forwarded to the department.~~”;

whereas, H. F. No. 1086, page 2, line 26 through page 3, line 3, reads: “and accept such application to cover all expenses involved in receiving, accepting or forwarding to the department applications and fees, the state office may charge 50 cents for each application for an instruction permit, duplicate license, drivers license or restricted license; such additional fee shall also be forwarded to the department.”.

S. F. No. 733, page 3, line 10, reads as follows: “license, (SUCH 50 CENTS TO) the county fee of \$1 shall be in”; whereas H. F. No. 1086, page 3, line 9 reads as follows: “license, such 50 cents to be in addition to the fees”.

S. F. No. 733, page 3, lines 11 through 13 reads as follows: “addition to the fees otherwise provided by law(; PROVIDED, THAT IN ALL COUNTIES OF THIS STATE WHERE THE CLERK OF THE DISTRICT COURT RECEIVES A STATED SALARY AND NO FEES,). The”; whereas H. F. No. 1086, page 3, lines 10 through 12 read: “otherwise provided by law; provided, that in all counties of this state where the clerk of the district court receives a stated salary and no fees, the amount allowed to be retained.”.

S. F. No. 733, page 3, line 23 through page 4, line 3, reads as follows: “applications accepted and fees collected by him, except (FOR THE FEES WHICH AN AGENT MAY CHARGE AND RETAIN UNDER THIS SUBDIVISION. THE AGENT MAY CHARGE AND RETAIN THE FOLLOWING FEES WHICH ARE IN ADDITION TO THE FEES OTHERWISE PROVIDED BY LAW: 50 CENTS FOR EACH INSTRUCTION PERMIT, DRIVER'S LICENSE, RESTRICTED LICENSE, OR DUPLICATE LICENSE APPLICATION.) that an agent may retain one one-half of the \$1 county fee to cover his expenses involved in receiving, accepting or forwarding the applications and fees. The”; whereas H. F. No. 1086, page 3, line 22 through page 4, line 2, reads: “fees collected by him, except (FOR) the fees which an agent may charge and retain under this subdivision. The agent may charge and retain the following fees which are in addition to the fees otherwise provided by law: 50 cents for each instruction permit, driver's license, restricted license, or duplicate license (APPLICATION) that an agent may retain

*one-half of the \$1 county fee to cover his expenses involved in receiving, accepting or forwarding the applications and fees. The clerks of court shall be responsible for the*".

H. F. No. 1086, page 4, line 7 through page 5, line 5 reads as follows:

"Sec. 4. Minnesota Statutes 1971, Section 171.07, Subdivision 1, is amended to read:

171.07 [DEPARTMENT TO ISSUE LICENSE AND NON-QUALIFICATION CERTIFICATES.] Subdivision 1. The department shall, upon the payment of the required fee, issue to every applicant qualifying therefor a license designating the type or class of vehicles he is authorized to drive as applied for, which license shall bear thereon a distinguishing number assigned to the licensee, the full name, date of birth, residence address, a description of the licensee in such manner as the commissioner deems necessary, and a space upon which the licensee shall write his usual signature with pen and ink. No license shall be valid until it has been so signed by the licensee. Except in the case of an instruction permit, every license shall bear thereon a colored photograph of the licensee. Every license issued to an applicant under the age of (21) 18 shall be of a distinguishing color and plainly marked "provisional." The department shall use such process or processes in the issuance of licenses that prohibits as near as possible, the ability to alter or reproduce the licenses, or prohibit the ability to superimpose a photo on such licenses without ready detection.

*This act shall apply to every application for a driver's license, or a duplicate or renewal driver's license, submitted on or after January 1, 1972, and to every license issued upon the basis of such an application."*;

whereas S. F. No. 733 does not contain this language.

In S. F. No. 733, Section 4 is identical to Section 5 of H. F. No. 1086.

In S. F. No. 733, Section 5 is identical to Section 6 of H. F. No. 1086, except that in S. F. No. 733, page 5, lines 18 and 19 read as follows:

"(8) *Has committed a violation of section 171.22, clause (4)."*;

whereas, H. F. No. 1086, page 6, lines 15 and 16 read as follows: "*has been convicted by a court of competent jurisdiction for violation of section 171.22."*

H. F. No. 1086, page 7, line 12 through page 8, line 17, reads as follows:

"Sec. 7. Minnesota Statutes 1971, Section 171.27, is amended to read:

171.27 [EXPIRATION OF LICENSES.] The expiration date for each driver's license, other than provisional licenses,

is the birthday of the driver in the fourth year following the date of issuance of the license. The birthday of the driver shall be as indicated on his application for a driver's license. A license may be renewed on or before expiration or within one year after expiration upon application, payment of the required fee, and passing the examination required of all drivers for renewal. Driving privileges shall be extended or renewed on or preceding the expiration date of an existing driver's license unless the commissioner believes that the licensee is no longer qualified as a driver.

The expiration date for each provisional license shall be the (21ST) 18th birthday of the licensee. Upon the provisional licensee attaining the age of (21) 18 and upon the application, payment of the required fee, and passing the examination required of all drivers for renewal, a driver's license shall be issued if the commissioner deems the record of the provisional licensee to be satisfactory.

Any valid driver's license issued to a person then or subsequently on active duty with the Armed Forces of the United States shall continue in full force and effect without requirement for renewal until 90 days after the date of his discharge from such service.

*This act shall apply to every application for a driver's license or renewal driver's license, submitted on or after January 1, 1972, and to every license issued upon the basis of such application.*

*All provisional licenses issued prior to the effective date of this act will remain in effect until the licensee's 21st birthday.";* whereas S. F. No. 733 does not contain this language.

In S. F. No. 733, Section 6 is identical to Section 8 of H. F. No. 1086.

In the title of S. F. No. 733, lines 6 through 9 read as follows: "Subdivisions 1, 2, and 4; 171.13, Subdivision 5; and 171.18; repealing Minnesota Statutes 1971, Section 171.16, Subdivision 4."; whereas, in the title of H. F. No. 1086, lines 6 through 10 read: "Subdivisions 1, 2, and 4; 171.07, Subdivision 1; 171.13, Subdivision 5; 171.18; and 171.27; repealing Minnesota Statutes 1971, Section 171.16, Subdivision 4.".

#### SUSPENSION OF RULES

Schulz moved that the rules be so far suspended that S. F. No. 733 be substituted for H. F. No. 1086 and that the House File be indefinitely postponed. The motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 485, A bill for an act relating to the state junior college board; appropriating money for a special assessment.

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

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

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.

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

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1327, A bill for an act relating to the state college board; authorizing the board to apply and receive federal funds for the planning and construction of an emergency driving and research facility and for the construction and operation of the facility; appropriating money for the operation and maintenance thereof.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1601, A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1973; appropriating money therefor.

Reported the same back with the following amendments:

Page 2, after line 4, add the following:

"Subd. 11. To the senate:

Salaries, supplies and expenses	100,000.00
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Subd. 12. To West Publishing Company:

Printing of Minnesota Liability Study Commission report	1,385.03
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Subd. 13. To department of public safety:

(a) Salaries	17,500.00
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(b) Supplies and expenses	13,500.00
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(c) Sheriffs teletype operations	107,500.00".
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Renumber remaining subdivisions.

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

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 1034, A bill for an act relating to real estate; landlord and tenant; deposit of money; amending Minnesota Statutes 1971, Chapter 504, by adding a section; and repealing Minnesota Statutes 1971, Section 504.19.

Reported the same back with the following amendments:

Page 1, line 17, after the word "*money*" and before the word "*shall*" insert: "*shall not be considered received in a fiduciary capacity within the meaning of Minnesota Statutes, Section 82.17, Subdivision 7, but*".

Page 1, line 18, delete the word "*part*" and insert the word "*party*".

Page 1, line 25, strike the word "*of*" and insert the word "*after*".

Page 3, line 10, after the word "*object*" and before the word "*within*" insert the words "*to the stated amount*".

Page 3, line 24, strike the word "*conclusively*".

Page 3, line 28, insert a period after the word "*tenancy*" and strike the rest of line 28.

Page 4, strike all of lines 1, 2, and 3.

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

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1490, A bill for an act relating to education; community school program; continuing and increasing certain reimbursements to participating school districts; appropriating money therefor; amending Minnesota Statutes 1971, Section 121.89.

Reported the same back with the following amendment:

Page 2, line 11, delete "*1971*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1766, A bill for an act relating to education, vocational rehabilitation; establishing a state board and a state department of vocational rehabilitation, and a committee to advise the board; providing and transferring certain powers, duties, functions, employees and appropriations.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Governmental Operations.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1001, A bill for an act relating to the environment; establishing a state environmental policy, 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; and 116.07, Subdivision 2.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

*"Section 1. [PURPOSE.] The purposes of this act are: (a) to declare a state policy that will encourage productive and enjoyable harmony between man and his environment; (b) to promote efforts that will prevent or eliminate damage to the environment and biosphere and stimulate the health and welfare of man; and (c) to enrich the understanding of the ecological systems and natural resources important to the state and to the nation.*

*Sec. 2. [DECLARATION OF STATE ENVIRONMENTAL POLICY.] Subdivision 1. The legislature, recognizing the profound impact of man's activity on the interrelations of all components of the natural environment, particularly the profound influences of population growth, high density urbanization, industrial expansion, resources exploitation, and new and expanding technological advances and recognizing further the critical importance of restoring and maintaining environmental quality to the overall welfare and development of man; declares that it is the continuing policy of the state government, in co-operation with federal and local governments, and other concerned public and private organizations, to use all practicable means and measures, including financial and technical assistance, in a manner calculated to foster and promote the general welfare, to create and maintain conditions under which man and nature can exist in productive harmony, and fulfill the social, economic, and other requirements of present and future generations of the state's people.*



*Subd. 2. In order to carry out the policy set forth in this act, it is the continuing responsibility of the state government to use all practicable means, consistent with other essential considerations of state policy, to improve and coordinate state plans, functions, programs, and resources to the end that the state may:*

*(a) Fulfill the responsibilities of each generation as trustee of the environment for succeeding generations;*

*(b) Assure for all people of the state safe, healthful, productive, and aesthetically and culturally pleasing surroundings;*

*(c) Discourage ecologically unsound aspects of population, economic and technological growth, and develop and implement a policy such that growth occurs only in an environmentally acceptable manner;*

*(d) Preserve important historic, cultural, and natural aspects of our national heritage, and maintain, wherever practicable, an environment that supports diversity, and variety of individual choice;*

*(e) Encourage, through education, a better understanding of natural resources management principles that will develop attitudes and styles of living that minimize environmental degradation;*

*(f) Develop and implement land-use and environmental policies, plans, and standards for the state as a whole and for major regions thereof through a coordinated program of planning and land-use control;*

*(g) Define, designate, and protect environmentally sensitive areas;*

*(h) Establish and maintain statewide environmental information systems sufficient to gauge environmental conditions;*

*(i) Practice thrift in the use of energy and maximize the use of energy efficient systems for the utilization of energy, and minimize the environmental impact from energy production and use;*

*(j) Preserve important existing natural habitats of rare and endangered species of plants, wildlife, and fish, and provide for the wise use of our remaining areas of natural habitation, including necessary protective measures where appropriate;*

*(k) Reduce wasteful practices which generate solid wastes;*

*(l) Minimize wasteful and unnecessary depletion of non-renewable resources;*

*(m) Conserve natural resources and minimize environmental impact by encouraging extension of product lifetime, by reducing the number of unnecessary and wasteful materials practices, and by recycling materials to conserve both materials and energy;*

*(n) Improve management of renewable resources in a manner compatible with environmental protection;*

(o) *Provide for reclamation of mined lands and assure that any mining is accomplished in a manner compatible with environmental protection; and*

(p) *Reduce the deleterious impact on air and water quality from all sources, including the deleterious environmental impact due to operation of vehicles with internal combustion engines in urbanized areas;*

(q) *Minimize noise, particularly in urban areas;*

(r) *Prohibit, where appropriate, flood plain development in urban and rural areas;*

(s) *Encourage advanced waste treatment in abating water pollution.*

Sec. 3. [ACTION BY STATE AGENCIES.] *Subdivision 1. The legislature authorizes and directs that, to the fullest extent practicable the policies, regulations and public laws of the state shall be interpreted and administered in accordance with the policies set forth in sections 1 to 6.*

*Subd. 2. All departments and agencies of the state government shall:*

(a) *On a continuous basis, seek to strengthen relationships between state, regional, local and federal-state environmental planning, development and management programs;*

(b) *Utilize a systematic, interdisciplinary approach that will insure the integrated use of the natural and social sciences and the environmental arts in planning and in decision-making which may have an impact on man's environment; as an aid in accomplishing this purpose there shall be established advisory councils or other forums for consultation with persons in appropriate fields of specialization so as to ensure that the latest and most authoritative findings will be considered in administrative and regulatory decision-making as quickly and as amply as possible;*

(c) *Identify and develop methods and procedures that will ensure that environmental amenities and values, whether quantified or not, will be given at least equal consideration in decision-making along with economic and technical considerations;*

(d) *Study, develop, and describe appropriate alternatives to recommended courses of action in any proposal which involves unresolved conflicts concerning alternative uses of available resources;*

(e) *Recognize the worldwide and long range character of environmental problems and, where consistent with the policy of the state, lend appropriate support to initiatives, resolutions, and programs designed to maximize interstate, national and international cooperation in anticipating and preventing a decline in the quality of mankind's world environment;*

(f) *Make available to the federal government, counties, municipalities, institutions and individuals, information useful in*

*restoring, maintaining, and enhancing the quality of the environment, and in meeting the policies of the state as set forth in this act;*

*(g) Initiate the gathering and utilization of ecological information in the planning and development of resource oriented projects; and*

*(h) Undertake, contract for or fund such research as is needed in order to determine and clarify effects by known or suspected pollutants which may be detrimental to human health or to the environment, as well as to evaluate the feasibility, safety and environmental effects of various methods of dealing with pollutants.*

**Sec. 4. [ENVIRONMENTAL IMPACT STATEMENTS].**  
*Subdivision 1. Where there is potential for significant environmental effects resulting from any major public action or from any major private action of more than local significance, such action shall be preceded by a detailed statement prepared by the responsible agency or, where no governmental permit is required, by the responsible person, on:*

*(a) The environmental impact of the proposed action, including any pollution, impairment, or destruction of the air, water, land, or other natural resources located within the state;*

*(b) Any direct or indirect adverse environmental, economic, and employment effects that cannot be avoided should the proposal be implemented;*

*(c) Alternatives to the proposed action;*

*(d) The relationship between local short term uses of the environment and the maintenance and enhancement of long term productivity, including the environmental impact of predictable increased future development of an area because of the existence of a proposal, if approved;*

*(e) Any irreversible and irretrievable commitments of resources which would be involved in the proposed action should it be implemented;*

*(f) The impact on state government of any federal controls associated with proposed actions; and*

*(g) The multistate responsibilities associated with proposed actions.*

*Subd. 2. The governor shall, by January 1, 1974, prescribe by rule and regulation in conformity with provisions of Minnesota Statutes, Chapter 15, guidelines and regulations setting forth those instances in which environmental impact statements are required to be prepared for new and existing actions, including the time and manner in which such statements shall be prepared and acted upon, and to coordinate the processing of such statements among local, state and federal agencies. The governor may by order delegate to any state agency any or all duties im-*

posed upon him by this section. The governor may require the preparation of an environmental impact statement for any action or project not referred to in its guidelines and regulations. Further, the governor may require the revision of an environmental impact statement which is found to be inadequate.

Subd. 3. Upon the filing with the governor of a petition of not less than 500 persons requesting an environmental impact statement on a particular action, the governor shall review the petition and, where there is material evidence of the need for an environmental review, require the preparation of an environmental impact statement in accordance with provisions of this section.

Subd. 4. Prior to the preparation of a final environmental impact statement, the person responsible for the statement shall consult with and request the comments of every governmental office which has jurisdiction by law or special expertise with respect to any environmental effect involved. Copies of the drafts of such statements and the comments and views of the appropriate offices shall be made available to the governor and the public. The final detailed environmental impact statement and the comments received thereon shall precede final decisions on the proposed action and shall accompany the proposal through an administrative review process.

Subd. 5. (a) "Permits for natural resources management and development" shall include only permits required by the following sections of Minnesota Statutes: 84.415, utility crossings of public lands and waters; 84.45, aircraft operation in wilderness areas; 84.60 and 84.621, underground storage of gas or liquid; 89.17, use of state forest lands; 89.18, roads through state forests; 90.151, cutting and removal of timber; 93.01 to 93.43, exploration and mining of minerals; 104.04, flood plain management ordinances; 105.41, appropriation and use of waters; 105.42, construction of dams, alteration of shorelines and waterways; 105.43, establishment of lake levels; 105.44 and 113.02, irrigation of agricultural lands; 105.485, shoreland conservation ordinances; 93.13 and 105.64, drainage to facilitate mining; 115.03 and 115.43, water pollution; 116.07 and 116.081, air, solid waste, and noise pollution; 117.47, use of state lands for taconite mining; 117.49, condemnation by pipeline companies; 160.20, connecting drains to highway drains; 360.018, subdivision 6, airport construction.

(b) "Natural resources" has the meaning given it in section 116B.02, subdivision 4.

(c) "Pollution, impairment or destruction" has the meaning given it in section 116B.02, subdivision 5.

Subd. 6. No state action significantly affecting the quality of the environment shall be allowed, nor shall any permit for natural resources management and development be granted, where such action or permit has caused or is likely to cause pollution, impairment, or destruction of the air, water, land or other natural resources located within the state, so long as there is a

*feasible and prudent alternative consistent with the reasonable requirements of the public health, safety, and welfare and the state's paramount concern for the protection of its air, water, and other natural resources from pollution, impairment, or destruction. Economic considerations alone shall not justify such conduct.*

*Subd. 7. Regardless of whether a detailed written environmental impact statement is required by the governor to accompany an application for a permit for natural resources management and development, or a recommendation, project, or program for action, officials responsible for issuance of aforementioned permits or for other activities described herein shall give due consideration to the provisions of this act, as set forth in section 3, in the execution of their duties.*

*Subd. 8. In order to facilitate coordination of environmental decision making and the timely review of agency decisions, the governor shall establish by regulation a procedure for early notice to the governor and the public of natural resource management and development permit applications and other impending state actions having significant environmental effects.*

*Subd. 9. Prior to the final decision upon any state project or action significantly affecting the environment or for which an environmental impact statement is required, or within 10 days thereafter, the governor may delay implementation of the action or project by notice to the agency or department and to interested parties. Thereafter, within 45 days of such notice, the governor may reverse or modify the decisions or proposal where he finds, upon notice and hearing, that the action or project is inconsistent with the policy and standards of sections 1 through 6. Any aggrieved party may seek judicial review pursuant to Chapter 15.*

**Sec. 5. [REVIEW OF AUTHORITY, REPORT.]** All agencies of the state government shall review their present statutory authority, administrative regulations, and current policies and procedures for the purpose of determining whether there are any deficiencies or inconsistencies therein that prohibit full compliance with the purposes and provisions of sections 1 to 6, and shall propose to the governor not later than July 1, 1974, such measures as may be necessary to bring their authority and policies into conformity with the intent, purposes, and procedures set forth in this act.

**Sec. 6. [EFFECT OF EXISTING OBLIGATIONS.]** Subdivision 1. Nothing in sections 3, 4 or 5 shall in any way affect the specific statutory obligations of any state agency to (a) comply with criteria or standards of environmental quality, (b) coordinate or consult with any federal or state agency, or (c) act or refrain from acting contingent upon the recommendations or certification of any other state agency or federal agency.

**Subd. 2. [POLICIES ARE SUPPLEMENTAL.]** The policies and goals set forth in sections 1 to 6 are supplementary to those set forth in existing authorizations of state agencies.

Sec. 7. [GOVERNOR, REPORT REQUIRED.] *The governor shall transmit to the legislature and make public by November 15 of each year an environmental quality report which shall set forth:*

(1) *The status and condition of the major natural, man-made, or altered environmental classes of the state, including, but not limited to, the air, the aquatic, and the terrestrial environment, including, but not limited to, the forest, dryland, wetland, range, urban, suburban, and rural environment;*

(2) *Current and foreseeable trends in the quality, management and utilization of such environments and the effects of those trends on the social, economic and other requirements of the state;*

(3) *The adequacy of available natural resources for fulfilling human and economic requirements of the state in the light of expected population pressures;*

(4) *A review of the programs and activities, including regulatory activities, of the federal government in the state, the state and local governments, and nongovernmental entities or individuals, with particular reference to their effect on the environment and on the conservation, development and utilization of natural resources;*

(5) *A program for remedying the deficiencies of existing programs and activities, together with recommendations for legislation;*

(6) *A review of identified, potentially feasible programs and projects for solving existing and future natural resources problems;*

(7) *Measures as may be necessary to bring state government statutory authority, administrative regulations and current policies into conformity with the intent, purposes, and procedures set forth in this act;*

(8) *The status of statewide natural resources plans; and*

(9) *A statewide inventory of natural resources projects, consisting of (a) a description of all existing and proposed public natural resources works or improvements to be undertaken in the coming biennium by state agencies or with state funds, (b) a biennial tabulation of initial investment costs and operation and maintenance costs for both existing and proposed projects, (c) an analysis of the relationship of existing state projects to all existing public natural resources works of improvement undertaken by local, regional, state-federal, and federal agencies with funds other than state funds, and (d) an analysis of the relationship of proposed state projects to local, regional, state-federal, and federal plans.*

*The purpose of this environmental quality report by the governor is to provide the information necessary for the legislature to assess the existing and possible future economic impact on*

*state government of capital investments in and maintenance costs of natural resources works of improvement.*

Sec. 8. Minnesota Statutes 1971, Section 4.12, Subdivision 2, is amended to read:

Subd. 2. The state planning officer shall:

(1) Review current programming and future planning of all state departments and agencies.

(2) Report regularly and on or before January 15 of each odd numbered year to the legislature, reviewing in each report the state planning program, and the progress and development thereof. Thereafter, as soon as practicable, he shall make recommendations for desirable legislation and necessary appropriations.

(3) To the extent practicable coordinate with state budgets the items therein relating to and reflecting statewide planning as authorized by the legislature and as recommended for the consideration of the legislature.

(4) Require each state department and agency having planning programs to regularly file copies thereof with him for review.

(5) Make available to the legislature or any authorized committee or commission thereof information concerning statewide development plans and basic research from which the plans have been developed.

(6) Act as the coordinating agency for the planning activities of all state departments and agencies and local levels of government.

(7) Review all plans filed with the federal government by state departments and agencies pursuant to Minnesota Statutes, Section 16.165, or any other law as part of his duties prescribed by this section. The commissioner of administration shall furnish the state planning officer the information required by this clause.

(8) Encourage the development of planning programs by state departments and agencies and local levels of government.

(9) *Act as the coordinating agency for submission of the environmental impact statements required by the National Environmental Policy Act and the state's comments thereon to the appropriate federal agencies.*

Sec. 9. Minnesota Statutes 1971, Section 40.02, is amended to read:

40.02 [PUBLIC POLICY; PURPOSE.] As a guide to the interpretation and application of this chapter, the public policy of the state is declared to be as follows. Improper land-use practices have caused and contributed to serious erosion of farm and grazing lands of this state by wind and water and that thereby

topsoil is being washed out of fields and pastures and has speeded up the removal of the absorptive top soil causing exposure of less absorptive and less protective, but more erosive, subsoil; and that land occupiers have failed to cause the discontinuance of such practice as creates this condition, and the consequences thereof have caused the deterioration of soil and its fertility and the deterioration of crops grown thereon, and declining yields therefrom, and diminishing of the underground water reserve, all of which have caused water shortages, intensified periods of drought, and crop failure, and thus brought about suffering, disease, and impoverishment of families and the damage of property from floods and dust storms; and that all of these effects may be prevented by land-use practices contributing to the conservation of top soil by carrying on of engineering operations such as the construction of terraces, check dams, dikes, ponds, ditches, and the utilization of strip cropping, lister furrowing, contour cultivating, land irrigation, seeding and planting of waste, sloping, abandoned, or eroded lands to water-conserving and erosion-preventing plants, trees, and grasses.

It is hereby declared that it is for the public welfare, health, and safety of the people of Minnesota to provide for the conservation of the soil and soil resources of this state, and for the control and prevention of soil erosion, for land resource planning and development, *for the implementation of land resource use practices that effectively reduce siltation and loss of the land base through activities associated with farming, mining, construction, forestry, and other activities of man*, and for flood prevention or the conservation development, utilization, and disposal of water, including but not limited to, measures for fish and wildlife and recreational development, and thereby preserve natural resources, control floods, prevent impairment of dams and reservoirs, assist in maintaining the navigability of rivers and harbors, preserve wildlife, protect the tax base, and protect public lands by land-use practices, as herein provided for.

Sec. 10. Minnesota Statutes 1971, Section 104.01, Subdivision 3, is amended to read:

Subd. 3. *It is the policy of this state and the purpose of sections 104.01 to 104.07 to reduce flood damages through flood plain management, stressing nonstructural measures such as flood plain zoning and flood proofing, and flood warning practices.* It is the policy of this state and the purpose of sections 104.01 to 104.07 not to prohibit but to guide development of the flood plains of this state consistent with the enumerated legislative findings to provide state coordination and assistance to local governmental units in flood plain management, to encourage local governmental units to adopt, enforce and administer sound flood plain management ordinances, and to provide the commissioner of natural resources with authority necessary to carry out a flood plain management program for the state and to coordinate federal, state, and local flood plain management activities in this state.



**Sec. 11. [105.405] [WATER SUPPLY MANAGEMENT.]**  
*Subdivision 1. The commissioner shall develop and manage water resources to assure a supply adequate to meet long range seasonal requirements for domestic, municipal, industrial, agricultural, fish and wildlife, recreational, power, navigation, and quality control purposes from surface or ground water sources, or from a combination of these.*

*Subd. 2. No permit authorized by sections 105.37 to 105.55 nor any plan for which the commissioner's approval is required or permitted, involving a diversion of any waters of the state, surface or underground, to a place outside of this state shall be granted or approved until after a determination by the commissioner that the water remaining in this state will be adequate to meet the state's water resources needs during the specified life of the diversion project.*

**Sec. 12. Minnesota Statutes 1971, Section 115.03, Subdivision 1, is amended to read:**

**115.03 [POWERS AND DUTIES.]** Subdivision 1. The agency is hereby given and charged with the following powers and duties:

To administer and enforce all laws relating to the pollution of any of the waters of the state;

To investigate the extent, character, and effect of the pollution of the waters of this state and to gather data and information necessary or desirable in the administration or enforcement of pollution laws, and to make such classification of the waters of the state as it may deem advisable;

To establish and alter such reasonable pollution standards for any waters of the state in relation to the public use to which they are or may be put as it shall deem necessary for the purposes of sections 115.01 to 115.09;

*To encourage waste treatment, including advanced waste treatment, instead of stream low-flow augmentation for dilution purposes to control and prevent pollution;*

To make and alter reasonable orders requiring the discontinuance of the discharge of sewage, industrial waste or other wastes into any waters of the state resulting in pollution in excess of the applicable pollution standard established under this subdivision;

To require to be submitted and to approve plans for disposal systems or any part thereof and to inspect the construction thereof for compliance with the approved plans thereof;

To issue, continue in effect or deny permits, under such conditions as it may prescribe for the prevention of pollution, for the discharge of sewage, industrial waste or other wastes, or for the installation or operation of disposal systems or parts thereof;

To revoke or modify any permit issued under sections 115.01 to 115.09 whenever it is necessary, in the opinion of the agency, to prevent or abate pollution of any waters of the state;

To prescribe and alter rules and regulations, not inconsistent with law, for the conduct of the agency and other matters within the scope of the powers granted to and imposed upon it by sections 115.01 to 115.09, provided that every rule or regulation affecting any other department or agency of the state or any person other than a member or employee of the agency shall be filed with the secretary of state; and

To conduct such investigations and hold such hearings as it may deem advisable and necessary for the discharge of its duties under sections 115.01 to 115.09, and to authorize any member, employee, or agent appointed by it to conduct such investigations or hold such hearings.

Sec. 13. Minnesota Statutes 1971, Section 116.07, Subdivision 2, is amended to read:

Subd. 2. [ADOPTION OF STANDARDS.] The pollution control agency shall *improve air quality by promoting, in the most practicable way possible, the use of energy sources and waste disposal methods which produce or emit the least air contaminants consistent with the agency's overall goal of reducing all forms of pollution. The agency shall also adopt standards of air quality, including maximum allowable standards of emission of air contaminants from motor vehicles, recognizing that due to variable factors, no single standard of purity of air is applicable to all areas of the state. In adopting standards the pollution control agency shall give due recognition to the fact that the quantity or characteristics of air contaminants or the duration of their presence in the atmosphere, which may cause air pollution in one area of the state, may cause less or not cause any air pollution in another area of the state, and it shall take into consideration in this connection such factors, including others which it may deem proper, as existing physical conditions, zoning classifications, topography, prevailing wind directions and velocities, and the fact that a standard of air quality which may be proper as to an essentially residential area of the state, may not be proper as to a highly developed industrial area of the state. Such standards of air quality shall be premised upon scientific knowledge of causes as well as effects based on technically substantiated criteria and commonly accepted practices. No local government unit shall set standards of air quality which are more stringent than those set by the pollution control agency.*

The pollution control agency shall *promote solid waste disposal control by encouraging the updating of collection systems, elimination of open dumps, and improvements in incinerator practices. The agency shall also adopt standards for the control of the collection, transportation and disposal of solid waste for the prevention and abatement of water, air and land pollution, recognizing that due to variable factors, no single standard of*

solid waste control is applicable to all areas of the state. In adopting standards, the pollution control agency shall give due recognition to the fact that elements of control which may be reasonable and proper in densely populated areas of the state may be unreasonable and improper in sparsely populated or remote areas of the state, and it shall take into consideration in this connection such factors, including others which it may deem proper, as existing physical conditions, topography, soils and geology, climate, transportation, and land use. Such standards of solid waste control shall be premised on technical criteria and commonly accepted practices.

The pollution control agency shall also adopt standards describing the maximum levels of noise in terms of sound pressure level which may occur in the outdoor atmosphere, recognizing that due to variable factors no single standard of sound pressure is applicable to all areas of the state. Such standards shall give due consideration to such factors as the intensity of noises, the types of noises, the frequency with which noises recur, the time period for which noises continue, the times of day during which noises occur, and such other factors as could affect the extent to which noises may be injurious to human health or welfare, animal or plant life, or property, or could interfere unreasonably with the enjoyment of life or property. In adopting standards, the pollution control agency shall give due recognition to the fact that the quantity or characteristics of noise or the duration of its presence in the outdoor atmosphere, which may cause noise pollution in one area of the state, may cause less or not cause any noise pollution in another area of the state, and it shall take into consideration in this connection such factors, including others which it may deem proper, as existing physical conditions, zoning classifications, topography, meteorological conditions and the fact that a standard which may be proper in an essentially residential area of the state, may not be proper as to a highly developed industrial area of the state. Such noise standards shall be premised upon scientific knowledge as well as effects based on technically substantiated criteria and commonly accepted practices. No local governing unit shall set standards describing the maximum levels of sound pressure which are more stringent than those set by the pollution control agency."

Strike the title and insert in lieu thereof:

"A bill for an act relating to the environment; establishing a state environmental policy and a program for the systematic review of environmental effects of various projects and actions; requiring an annual environmental report; and amending Minnesota Statutes 1971, Sections 4.12, Subdivision 2; 40.02; 104.01, Subdivision 3; 115.03, Subdivision 1; 116.07, Subdivision 2."

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

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1202, A bill for an act relating to natural resources and the environment; establishing the environmental quality council; stating the powers and duties of the council; providing a penalty; appropriating money therefor.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [FINDINGS.] The legislature of the State of Minnesota finds that problems related to the environment often encompass the responsibilities of several state agencies and that solutions to these environmental problems require the interaction of these agencies.

The legislature also finds that further debate concerning population, economic and technological growth should be encouraged so that the consequences and causes of alternative decisions can be better known and understood by the public and its government.

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purposes of this act, the following terms have the meaning given them.

Subd. 2. "Council" means Minnesota environmental quality council.

Sec. 3. [CREATION OF THE ENVIRONMENTAL QUALITY COUNCIL; MEMBERSHIP; CHAIRMAN; STAFF.] Subdivision 1. An environmental quality council, designated as the Minnesota environmental quality council, is hereby created.

Subd. 2. The council shall include as permanent members the director of the state planning agency, the director of the pollution control agency, the commissioner of natural resources, the executive officer of the department of health, the commissioner of highways, a representative of the governor's office designated by the governor, the chairman of the citizens advisory committee, and two other members of the citizens advisory committee, as designated by the governor.

Subd. 3. The council may employ an executive secretary and such clerical staff as may be necessary to represent and manage the affairs of the council.

Subd. 4. The director of the state planning agency shall be the chairman of the council.

Subd. 5. The state planning agency shall provide continuous staff support for the council and direct the work of the staff, except that of the executive secretary. The director of the state planning agency shall employ staff or consultants as required by the council. The council shall have the authority to request and require staff support from all other agencies of state government as needed for the execution of the responsibilities of the council.

Sec. 4. [POWERS AND DUTIES.] Subdivision 1. The powers and duties of the Minnesota environmental quality council

shall be as provided in this section and as otherwise provided by law or executive order. Actions of the council shall be taken only upon a majority vote of all the permanent members of the council at an open meeting. Actions of the council shall be binding upon all state agencies, notwithstanding any other provisions of law to the contrary.

Subd. 2. (a) The council shall determine which environmental problems of interdepartmental concern to state government shall be considered by the council. The council shall initiate interdepartmental investigations into those matters that it determines are in need of study. Topics for investigation may include but need not be limited to future population and settlement patterns, air and water resources and quality, solid waste management, transportation and utility corridors, economically productive open space, energy policy and need, growth and development, and land use planning.

(b) The council shall review programs of state agencies that significantly affect the environment and coordinate those it determines are interdepartmental in nature, and shall resolve conflicts between state agencies concerning environmental matters and insure agency compliance with state environmental policy.

(c) The council shall review environmental regulations and criteria for granting and denying permits by state agencies and shall resolve conflicts involving state agencies with regard to environmental regulations, permits, and procedures.

(d) State agencies shall submit to the council all proposed legislation of major significance relating to the environment and the council shall submit a report to the governor and the legislature indicating approval or disapproval of such major environmental proposals of state agencies and listing the reasons for such action.

Subd. 3. The council shall cooperate with regional development commissions in appropriate matters of environmental concern.

Subd. 4. The council may establish interdepartmental or citizen task forces or subcommittees to study particular problems.

Subd. 5. Pursuant and subject to the provisions of chapter 15, and the provisions hereof, the council may adopt, amend, and rescind rules governing its own administration and procedure and its staff and employees.

Subd. 6. The council shall assist and advise the governor on all environmental issues in which action or comment by the governor is required by law or is otherwise appropriate.

Subd. 7. At its discretion, the council shall convene an annual environmental quality council congress including, but not limited to, representatives of state, federal and regional agencies, citizen organizations, associations, industries, colleges and universities,

and private enterprises who are active in or have a major impact on environmental quality. The purpose of the congress shall be to receive reports and exchange information on progress and activities related to environmental improvement.

Subd. 8. The council shall provide the citizens advisory committee established in section 5 with such administrative, clerical and technical assistance as may be required by the committee to carry out its functions.

Subd. 9. The council shall meet with the citizens advisory committee established in section 5 at least four times a year, at approximately three month intervals, to receive advice from the committee and to coordinate the activities of the council and the committee.

Sec. 5. [CITIZENS ADVISORY COMMITTEE.] Subdivision 1. There is established a citizens advisory committee composed of one resident from each congressional district and three members at large as a vehicle for citizen participation in the activities of the council. The governor shall appoint the members of the citizens advisory committee and the committee shall annually elect one of their members to serve as chairman. Members of the committee shall serve four-year terms coterminus with the governor. Each member shall receive as compensation for his services the sum of \$35 per day or fraction thereof spent in attending meetings of the citizens advisory committee or in performing other duties required by law, and each member of the committee shall be reimbursed for actual and necessary expenses incurred in the performance of his duties.

Subd. 2. The duties and functions of the committee shall be as follows:

(a) To review and appraise the various programs and activities of the state government in light of environmental quality concerns for the purpose of determining the extent to which such programs and activities are contributing to state environmental policies and goals;

(b) To hold meetings throughout the state as it deems necessary for the purpose of gathering information on public and private opinions concerning the adequacy of the state's environmental quality policies and the extent to which these policies are being implemented;

(c) To give advice and counsel to the council; and

(d) To make recommendations to the governor, legislature, and the public on or before December 31 of each year regarding any needed state policy or program changes to foster and promote the improvement of environmental quality.

Sec. 6. [HEARINGS.] Subdivision 1. The council shall hold public hearings on matters that it determines to be of major environmental impact. The council shall prescribe by rule and

regulation in conformity to the provisions of Minnesota Statutes, Sections 15.0411 to 15.0423, inclusive, the procedures for the conduct of all hearings and review procedures.

Subd. 2. The council may delegate its authority to conduct a hearing to a hearings officer. The hearings officer shall have the same power as the council to compel the attendance of witnesses to examine them under oath, to require the production of books, papers, and other evidence, and to issue subpoenas and cause the same to be served and executed in any part of the state. The hearings officer shall be knowledgeable in matters of law and the environment.

If a hearings officer conducts a hearing, he shall make findings of fact and submit them to the council. The transcript of testimony and exhibits shall constitute the exclusive record upon which such findings are made. The findings shall be available for public inspection.

Subd. 3. After receipt of the findings of fact of the hearings officer, the council shall make recommendations to the governor and legislature as to administrative and legislative actions to be considered in regard to the matter.

Sec. 7. [POLICY; LONG RANGE PLAN; PURPOSE.] Consistent with the policy announced herein, the council shall, before November 15, of each even-numbered year, prepare a long-range plan and program for the effectuation of said policy, and shall make a report of progress on those matters assigned to it by law to the governor and to the legislature.

Sec. 8. [FEDERAL FUNDS; DONATIONS.] The council may apply for, receive, and disburse federal funds made available to the state by federal law or rules promulgated thereunder for any purpose related to the powers and duties of the council. The council shall comply with any and all requirements of such federal law or such rules and regulations promulgated thereunder in order to apply for, receive, and disburse such funds. The council is authorized to accept any donations or grants from any public or private concern. All such moneys received by the council shall be deposited in the state treasury and are hereby appropriated to it for the purpose for which they are received. None of such moneys in the state treasury shall cancel.

Sec. 9. [APPROPRIATION.] There is hereby appropriated \$200,000 from the general fund for the operation of the council.”.

Strike the title and insert in lieu thereof :

“A bill for an act relating to natural resources and the environment; establishing the Minnesota environmental quality council; stating the powers and duties of the council; appropriating money.”.

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

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1495, A bill for an act relating to radioactive pollution and energy generation; establishing a moratorium on certain new fission nuclear fuel production, fabrication, enrichment, reprocessing, utilization or disposal facilities.

Reported the same back with the following amendments:

Page 2, line 9, strike "required".

Page 2, line 9, after "permits" and before "have" insert "required for construction".

Page 3, lines 12 to 17, strike all the language after "radioactive" in line 12 and insert in lieu thereof "with reasonable assurance that leakage or discharge into the natural environment will not occur."

Page 3, line 28, strike "Any action prohibited by".

Page 4, strike lines 1 and 2 and insert in lieu thereof "Any violation of this act may be enjoined as provided by law in an action, in the name of the state, brought by the attorney general. It shall be no defense to such an action that the state may have adequate remedies at law."

Page 4, line 4, strike "upon" and insert in lieu thereof "the day following its".

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

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 601, A bill for an act relating to negotiable instruments; acts regulating issuance of a worthless check; providing for penalties and prosecutions thereof; amending Minnesota Statutes 1971, Section 609.535, Subdivision 2.

Reported the same back with the following amendments:

Page 1, delete lines 16 through 31.

Page 2, delete lines 1 through 6 and insert in lieu thereof the following:

"Sec. 2. Minnesota Statutes 1971, Section 609.535, Subdivision 3, is amended to read:

Subd. 3. [PROOF OF INTENT.] Any of the following is evidence sufficient to sustain a finding that the person at the time he issued the check or other order for the payment of money, intended it should not be paid:

(1) Proof that, at the time of issuance, he did not have an account with the drawee; or



(2) Proof that, at the time of issuance, he did not have sufficient funds or credit with the drawee and that he failed (WITHIN FIVE DAYS AFTER RECEIVING NOTICE OF NONPAYMENT OR DISHONOR TO PAY THE CHECK OR OTHER ORDER) *to pay the check or other order within five business days after mailing of notice of nonpayment or dishonor as provided in this subdivision; or*

(3) Proof that, when presentment was made within a reasonable time, the issuer did not have sufficient funds or credit with the drawee and that he failed (WITHIN FIVE DAYS AFTER RECEIVING NOTICE OF NONPAYMENT OR DISHONOR TO PAY THE CHECK OR OTHER ORDER) *to pay the check or other order within five business days after mailing of notice of nonpayment or dishonor as provided in this subdivision.*

*Notice of nonpayment or dishonor shall be sent by the payee or holder of the check to the maker or drawer by certified mail, return receipt requested, to the address of record. Refusal by the maker or drawer of the check to accept certified mail notice shall not constitute a defense that notice was not received.*

*A bank shall not be civilly nor criminally liable for releasing information relating to the drawer's account to a police officer, sheriff or deputy, prosecuting attorney or assistant, investigating or prosecuting a charge under this section."*

Further, amend the title on line 4 thereof after "check;" by inserting "regulating the proof of intent; regulating the liability of banks for certain disclosures;" and on line 7 by deleting "Subdivision" and inserting in lieu thereof "Subdivisions" and in the same line after "2" by inserting "and 3".

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

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1308, A bill for an act relating to telegraph and telephone companies; regulating corporate bonds issued by telegraph and telephone companies; amending Minnesota Statutes 1971, Chapter 222, by adding a section; repealing Minnesota Statutes 1971, Section 222.14.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1309, A bill for an act relating to financial institutions; regulating the investments of savings banks and insurance companies; amending Minnesota Statutes 1971, Sections 50.14,

Subdivision 15, and by adding subdivisions; 60A.11, Subdivisions 2 and 5; and 61A.28, Subdivision 2.

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

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1386, A bill for an act relating to insurance; requiring insurance agents to issue written memoranda with respect to new or altered insurance coverage; providing a penalty; amending Minnesota Statutes 1971, Section 60A.17, by adding subdivisions.

Reported the same back with the following amendments:

Page 1, line 12, strike "*Any agent*" and insert in lieu thereof "*Any insurance agent having express authority to bind coverage*".

Page 1, line 16, strike "*both the insurer and*".

Page 1, lines 16 and 17, strike "*48 hours*" and insert in lieu thereof "*3 business days*".

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

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1617, A bill for an act relating to insurance; cancellation of automobile insurance policies; setting requirements for cancellation of collision and comprehensive coverages; amending Minnesota Statutes 1971, Sections 65B.14, and 65B.17.

Reported the same back with the following amendments:

Page 3, after line 27, insert the following:

"Sec. 3. Minnesota Statutes 1971, Section 65B.18, is amended to read:

65B.18 [PROOF OF MAILING OF NOTICE.] Proof of mailing of notice of cancellation, reduction in the limits of liability of coverage, or nonrenewal of a policy and, if required herein, the reason or reasons therefor to the named insured at the address shown in the policy, shall be sufficient proof that notice required herein has been given. (A CERTIFICATE OF MAILING ON UNITED STATES POSTAL FORM 3817, AS DEFINED IN PART 165 OF THE UNITED STATES POSTAL MANUAL AS NOW EXISTING OR HEREAFTER CHANGED BY THE UNITED STATES POSTAL DEPARTMENT, SHALL CONSTITUTE PROOF OF MAILING.)".

Renumber Sec. 3 to read Sec. 4.

Further amend the title in line 7 by striking the word "and"; after "65B.17" insert ", and 65B.18".

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

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1786, A bill for an act creating a banking advisory commission; appropriating money for supplies and expenses.

Reported the same back with the following amendments:

Line 15, strike "25" and insert "27" and after the word "persons" strike "," and insert ":" and then strike the balance of the line.

Strike all of line 16 to the period and insert the following: "5 members of the House of Representatives appointed by the Speaker; 5 members of the Senate appointed by the Senate Committee on Committees; and 17 members shall be chosen by the Governor from within or without the state. Any vacancy shall be filled by the appointing authority. All members of the Advisory Commission shall serve without compensation."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

S. F. No. 801, A bill for an act relating to commerce, securities; limitations on actions; amending Minnesota Statutes 1971, Section 80.26.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 604, A bill for an act relating to the legislature; setting the size of the legislature after the next and subsequent apportionments; amending Minnesota Statutes 1971, Section 2.021.

Reported the same back with the following amendments:

Line 11, strike "67" and insert in lieu thereof "56".

Line 12, strike "135" and insert in lieu thereof "112".

Line 12, after "*apportionment*" insert "*following the next decennial census*".

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

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

S. F. No. 485, A bill for an act relating to elections; regulating the location of polling places; requiring that they be accessible to physically disabled persons; amending Minnesota Statutes 1971, Sections 203.08; and 204.13, Subdivision 2.

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

The report was adopted.

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

H. F. No. 892, A bill for an act relating to labor, veterans; encouraging the employment of Vietnam-era veterans by requiring the listing of job openings with the department of manpower services.

Reported the same back with the following amendments:

Page 1, line 25, strike "advise" and insert in lieu thereof "advise".

Page 1, line 27, after the word "to" insert "the".

Page 3, after line 22, add:

"Sec. 2. [EXPIRATION DATE.] The provisions of this act shall expire on January 1, 1976."

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

The report was adopted.

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

H. F. No. 1789, A bill for an act relating to workmen's compensation; liability of self-insured employers for benefits to employees and dependents; amending Minnesota Statutes 1971, Section 176.183, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, after line 26, add the following:

"Sec. 2. Minnesota Statutes 1971, Section 176.183, Subdivision 2, is amended to read:

Subd. 2. Upon a warrant prepared by the commission and approved by the state auditor, and in accordance with the terms of the order awarding compensation, the state treasurer shall pay compensation to the employee or his dependent from the special compensation fund. The workmen's compensation commission shall certify to the state treasurer and to the legislature at the end of each biennium the total amount of compensation paid from the special compensation fund under (SUBDIVISION 1,) *subdivisions 1 and 1a*, including the necessary expenses and salary which the attorney general incurs in investigating, defending and in maintaining any cause of action against any employer. The state treasurer shall upon proper certification reimburse the special compensation fund from the general fund the total amount certified as paid under this section, and the funds required for the purpose of making such reimbursement are hereby annually appropriated."

Further amend the title as follows:

Page 1, line 6, after "176.183," insert "Subdivision 2, and".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

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

H. F. No. 1897, A bill for an act relating to regulated industries; certain industries regulated by the department of public service; authorizing fees to defray costs of the department in giving notice in contested cases; defining terms; prescribing conditions for the granting of permits to certain carriers and prescribing conditions for the transfer thereof; specifying the form of license application for livestock buyers; amending Minnesota Statutes 1971, Sections 216.161; 221.011, Subdivisions 12 and 22; 221.101; 221.121, Subdivision 1; 221.131; 221.141; 221.151, Subdivision 2; 221.281; 221.291; and 239.18, Subdivision 2.

Reported the same back with the following amendments:

Page 2, strike lines 10 to 28.

Page 3, strike lines 1 to 28.

Page 4, strike lines 1 to 21.

Renumber the sections accordingly.

Further, amend the title as follows:

Page 1, lines 14 and 15, strike "Subdivisions 12 and 22;" and insert in lieu thereof "Subdivision 12;"

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

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 477, A bill for an act relating to the public health; creating a sanitarian advisory council; prescribing powers and duties for such council; providing a penalty.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. [DEFINITIONS.] Subdivision 1. For the purposes of this act the terms defined in this section shall have the meaning ascribed to them.

Subd. 2. "Sanitarian" means a person who is qualified by education, training or experience to perform educational, technical, investigative or remedial duties in the field of environmental health.

Subd. 3. "Registered sanitarian" means a sanitarian who has completed the requirements for registration under this act.

Sec. 2. [SANITARIAN ADVISORY COUNCIL.] Subdivision 1. [CREATION OF THE COUNCIL.] On or before December 31, 1973 the state board of health shall appoint nine individuals from a composite list of 18 names submitted by the Minnesota environmental health association and the Minnesota sanitarians association, knowledgeable in the field of environmental health who shall constitute the Minnesota sanitarian advisory council to the state board of health, hereinafter referred to as the council, for the purpose of carrying out the provisions of this act; provided that two names shall be submitted for each position as hereinafter prescribed. One member shall be a sanitarian employed by a city of the first class; one member shall be a sanitarian employed by a city of the second, third or fourth class; one member shall be a sanitarian employed by a county; one member shall be a sanitarian employed by a college or a university; and two members shall be sanitarians employed by industry; two members shall be public representatives whose occupations does not involve, or before their retirement did not involve, acting as a sanitarian or activity in the field of environmental health and who have no, nor never have had, material financial interests in the rendering of environmental health services.

Subd. 2. [TERM OF OFFICE.] Three members shall be appointed for a term of three calendar years, three members for a term of two calendar years and three members for a term of one calendar year, each such term to be determined by lot and to commence as of January 1, 1974. Each subsequent appoint-

ment shall be for a term of three calendar years except if it be to fill an unexpired term.

Subd. 3. [ORGANIZATION.] Those members initially appointed to a three year term shall arrange for a meeting to be held prior to January 15, 1974, duly notify the other council members and, one such member selected by lot shall act as temporary council chairman until a permanent council chairman is elected.

Subd. 4. [OFFICERS.] The council at its first meeting and at each annual meeting thereafter shall elect from its membership a chairman, a vice-chairman, and such other officers as may be deemed necessary. Each such officer shall perform those duties usually associated with his respective office. The treasurer shall be bonded in an amount fixed by the council and shall provide for an annual audit of his records by a certified public accountant.

Subd. 5. [POWERS AND DUTIES.] The council with the approval and assistance of the state board of health shall:

(a) prepare forms for application for registration by not later than April 30, 1974 and make them available to all sanitarians.

(b) prepare a written examination, hereinafter referred to as the registration examination, designed to measure an individual's knowledge and skills in the field of environmental health with reasonable accuracy; admit to such examination any person who has made proper application; determine a uniform successful grade; grade the completed examination; and preserve each completed examination for one year during which time it shall be available for review with the concerned individual; the complete cost of the examination shall be defrayed by the applicant.

(c) examine the other qualifications of an applicant and recommend those individuals meeting the requirements for registration as later set forth in section 3. The state board of health may issue a certificate of registration to those individuals recommended by the council.

(d) initiate and maintain a current roster of all duly registered sanitarians.

(e) prepare and make available to all registered sanitarians an annual report of its activities, receipts and disbursements.

(f) set a uniform registration fee and an annual renewal fee. Such fees shall be adequate to provide all necessary expenses of the council but may not exceed \$50 for initial registration nor \$25 for annual renewal. Such fees shall be deposited in the general fund.

Subd. 6. [REIMBURSEMENT.] Members shall receive \$35 per day spent on council activities as well as being reimbursed for reasonable and necessary expenses incurred in the performance of their duties. Such payments shall be determined

and limited by the regulations applicable to employees of the state of Minnesota.

Sec. 3. [REQUIREMENTS FOR REGISTRATION.] Subdivision 1. Any person not known to be negligent or incompetent upon proper application and payment of the required fee shall be certified a registered sanitarian if he furnished satisfactory evidence to the advisory council that he has met one of the following requirements:

(a) A baccalaureate or higher degree in environmental health, sanitary science, or sanitary engineering from an accredited college or university and successful completion of the registration examination; or

(b) A baccalaureate or higher degree from an accredited college or university with satisfactory completion of at least 30 semesters or 45 quarter hours of academic work in the physical and biological sciences, completion of at least one full year's work as a sanitarian and successful completion of the registration examination.

Subd. 2. Any person not known to be negligent or incompetent, who on or before the effective date of this act is employed as a practicing sanitarian or has been employed as a practicing sanitarian, upon proper application and payment of the required fee, shall at the discretion of the council be considered for registration if such person applies for registration on or before April 30, 1975.

Subd. 3. Registration pursuant to section 3 shall be effective for a period of one calendar year. Any registered sanitarian not known to be negligent or incompetent may upon payment of the fee prescribed by the council, renew his registration annually for an additional period of one calendar year.

Annual renewal of registration of a person certified as a registered sanitarian pursuant to Section 3, Subdivision 1 of this act shall be conditioned upon evidence of participation in a workshop on environmental health or other subject approved by the advisory council.

Annual renewal of registration of a person certified as a registered sanitarian pursuant to Section 3, Subdivision 2 of this act shall be conditioned upon completion of at least six additional semester hours in the subjects required for registration in Section 3, Subdivision 1, Clauses (a) and (b) until such time as the person can meet the requirements of Section 3, Subdivision 1, Clauses (a) or (b).

Sec. 4. [REVOCATION.] The state board of health with the approval of the council may, pursuant to Minnesota Statutes 1971, Chapter 15, adopt rules and regulations defining the grounds for suspension or revocation of a registration for cause shown. Any action of the board in suspending or revoking a registration may be subject to review by a writ of certiorari issued by the district court of any county.



Sec. 5. [RECIPROCITY.] Sanitarians who have attained registration in another state with equivalent requirements or registered by the national environmental health association shall be entitled to registration in Minnesota upon satisfying the council as to the equivalency of registration and payment of the annual fee.

Sec. 6. [PENALTY.] It shall be a misdemeanor for any person not registered in accordance with provisions of this act to hold himself out as a registered sanitarian or to append the initials "R.S." to his name.

Sec. 7. [SANITARIAN HEARINGS AND DEFENSE.] Any applicant or sanitarian aggrieved by actions of the council may appeal directly to the state board of health for relief from any action of the council. All such appeals shall be conducted pursuant to applicable requirements for contested hearings as provided in Minnesota Statutes, Chapter 15."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Governmental Operations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

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.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1971, Section 617.251, is repealed."

Further amend the title on page 1, line 2 after "health;" by striking the remainder of the line and by striking line 3 and insert "repealing".

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

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1413, A bill for an act relating to public welfare; authorizing the commissioner of public welfare, and certain counties and municipalities to make grants for child care service and for certain programs for child care.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1971, Section 245.83, Subdivision 2, is amended to read:

Subd. 2. "Child care service" means a family day care home, (GROUP DAY CARE CENTER FOR SIX OR MORE CHILDREN, NURSERY SCHOOLS, DAY NURSERIES, CHILD DAY CARE CENTERS AND PLAY GROUPS), *group day care centers, play groups, and group family day care homes as defined by such rules and regulations as the Commissioner shall promulgate from time to time.*

Sec. 2. Minnesota Statutes 1971, Section 245.83, Subdivision 3, is amended to read:

Subd. 3. "Child" means any person (12) *14* years of age or younger.

Sec. 3. Minnesota Statutes 1971, Section 245.83 is amended by adding a subdivision to read:

Subd. 5. "*Interim financing*" means funds to carry out such activities as are necessary for family day care homes, group family day care homes and cooperative child care centers to receive state licensing and operating funds for a period of six consecutive months following receipt of state licensing by a family day care home, group family day care homes, or cooperative child care center. *Interim financing may not exceed a period of 18 months except under such conditions as the commissioner may promulgate from time to time.*

Sec. 4. Minnesota Statutes 1971, Section 245.84, is amended to read:

245.84 [AUTHORIZATION TO MAKE PROVISIONAL GRANTS.] The commissioner is authorized to make such provisional grants from the general fund in the state treasury to any municipality, *county*, corporation or combination thereof for planning, establishing, maintaining or operating a child care service as the commissioner deems necessary or proper to carry out the purposes of Sections 245.83 to 245.87. The planning, establishing, maintaining or operating of a child care service may include but is not limited to the leasing, renting, constructing, *renovating*, or purchasing of necessary facilities, equipment or supplies for such service.

The Commissioner is further authorized to make provisional grants as provided by Sections 245.83 to 245.87 to any such municipality, *county or private* corporation or combination thereof, to establish and operate a program to aid in the coordination of child care within a defined community, to aid in the development of social, emotional, educational and physical conditions under which children can best develop within a defined community and to provide for the needs of economically disadvantaged children. No grant shall exceed 50 percent of the total cost of the establishment and operation of a child care service or a program as set forth in this section *except for an interim financing grant which shall not exceed 75 percent.*

*The Commissioner shall appoint an Advisory Committee on Child Care of not more than forty people which shall advise the Commissioner on grants-in-aid to licensed child care facilities, one-third of those appointed shall consist of parent users of licensed child day care facilities.*

Sec. 5. Minnesota Statutes 1971, Section 245.85, is amended to read:

245.85 [TERMINATION OF ALL OR PART OF A GRANT.] The Commissioner shall supervise and coordinate all child care services and programs for which a grant has been made pursuant to Sections 245.83 to 245.87 and shall endeavor insofar as possible to establish a set of program standards and uniform regulations to coordinate child care services and programs at the state and local level. The Commissioner shall, from time to time, review the budgets, expenditures and development of each child care service and program to which a grant has been made pursuant to Sections 245.83 to 245.87. If (HE) the commissioner determines that any portion of the grants made to establish and operate a child care service or a program are no longer needed, that local support is not available to finance the local share of the cost of such service or programs, or that such service or programs do not comply with the rules, regulations, standards or requirements of the commissioner, the commissioner may, upon 30 days notice, withdraw any funds not allocated prior to the delivery of such notice and cancel the grant to the extent of such withdrawal.

*Funds available for interim financing grants which have not been allocated by the end of the 18th month of the biennium shall revert to the general fund in the state treasury at which time the commissioner is authorized to redistribute any such funds in accordance with the provisions of Sections 245.83 to 245.87.*

Sec. 6. Minnesota Statutes 1971, Section 245.86, is amended to read:

245.86 [AUTHORIZATION TO COUNTIES AND MUNICIPALITIES TO MAKE GRANTS.] Any county or municipality may make grants from special tax revenues or from its general fund to any organization, governmental or corporate, for the same purposes for which the commissioner is authorized to make grants by Sections 245.83 to 245.87. The above funds and an amount of funds established as a usual rate for donations of time or services, or any combination thereof, are to provide for at 50 per cent matching of county, local or private funds.

Sec. 7. Minnesota Statutes 1971, Section 245.87, is amended to read:

245.87 [ALLOCATIONS (TO CITIES OF FIRST CLASS).] For the purposes of Sections 245.83 to 245.87 (NOT MORE THAN 30 PERCENT OF THE AMOUNT ALLOCATED SHALL GO TO COUNTIES CONTAINING A CITY OF THE FIRST CLASS) grants shall be equally distributed between the metropolitan area, comprising the counties of Anoka, Carver,

*Dakota, Hennepin, Ramsey, Scott and Washington, and the out-state area so that no more than 55 percent of the total funds goes to either area. At least 10 percent of the total allocation shall be designated for interim financing. For the purpose of this act, the Commissioner is further instructed that the allocation in each area be based on a need and population basis."*

Further amend the title on page 1, line 6 after "care" strike the period and insert "; amending Minnesota Statutes 1971, Sections 245.83, Subdivisions 2 and 3, and by adding a subdivision; 245.84; 245.85; 245.86; and 245.87."

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1415, A bill for an act relating to health; developmentally disabled; amending Minnesota Statutes 1971, Sections 252.025, Subdivision 1; 252.03; 252.05; 252.06; 252.07; 252.09; 252.10; 252.21; 252.22; 252.23; 252.24, Subdivisions 1 and 4; 252.25; 252.26; 252.27; and 252.28.

Reported the same back with the following amendments:

Page 1, strike lines 10 through 31.

Strike all of pages 2 through 6.

Strike page 7, lines 1 to 14.

Page 7, line 24, after "for" restore the stricken "mentally".

Page 7, line 25, restore the stricken "retarded" and after "retarded" strike "*developmentally disabled*" and insert "*and cerebral palsied*".

Page 8, line 28, restore the stricken "mentally retarded" and strike "*developmentally disabled*" and insert "*and cerebral palsied*", before the word "person".

Page 9, line 7, after "the" restore the stricken "mentally".

Page 9, line 8, restore the stricken "retarded" and strike after "retarded" "*developmentally disabled*" and insert "*and cerebral palsied*", before "shall".

Page 9, line 26, after "with" restore the stricken "mental retardation" and strike "*developmental disabilities*" and insert "*and cerebral palsied*", before ", civic".

Page 10, line 16, after "the" restore the stricken "mentally retarded".

Page 10, line 17, strike "*developmentally disabled*" and insert "*and cerebral palsied*".

Page 10, strike lines 27 and 28.

Strike all of pages 11, 12 and 13.

Renumber the sections in sequence.

Further amend the title in the following manner:

Line 4, after "Sections" strike the remainder of the line.

Strike all of lines 5 and 6.

Line 7, before "Subdivisions," insert "252.24,".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred:

H. F. No. 701, A bill for an act relating to education; authorizing and directing the higher education coordinating commission to establish and supervise a student loan program; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [136A.175] [STUDENT LOAN PROGRAM.]  
*Subdivision 1. The higher education coordinating commission is authorized and directed to establish and supervise a student loan program in accordance with the provisions of Minnesota Statutes 1971, Sections 136A.14 to 136A.17.*

Sec. 2. Minnesota Statutes 1971, Section 136A.14, is amended to read:

136A.14 [STUDENT LOANS, PURPOSE.] The legislature has found and hereby declares that the encouragement of the maximum educational development of the young men and women of Minnesota is in the best interest of the state. The state loan program would encourage students to continue their education and provide financial assistance for those who would not otherwise be able to do so. The state loan program provided for herein is designated to be compatible with the provisions of (THE NATIONAL VOCATIONAL STUDENT LOAN INSURANCE ACT OF 1965 AND) the Higher Education Act of 1965, *as amended* (BOTH OF WHICH PROVIDE INTEREST SUBSIDIES ON STUDENT LOANS WHICH ARE GUARANTEED BY A STATE PROGRAM).

Sec. 3. Minnesota Statutes 1971, Section 136A.15, Subdivision 2, is amended to read:

Subd. 2. "Academic year or its equivalent" shall be as defined in the federal regulations which govern the administration

of (THE NATIONAL VOCATIONAL STUDENT LOAN INSURANCE ACT OF 1965 AND) Title IV of the Higher Education Act of 1965.

Sec. 4. Minnesota Statutes 1971, Section 136A.15, Subdivision 5, is amended to read:

Subd. 5. "Eligible institution" (IN THE CASE OF LOANS FOR VOCATIONAL INSTRUCTION MEANS A BUSINESS OR TRADE SCHOOL, OR TECHNICAL INSTITUTION OR OTHER TECHNICAL OR VOCATIONAL SCHOOL, IN ANY STATE, WHICH IS APPROVED BY THE U.S. COMMISSIONER OF EDUCATION IN ACCORDANCE WITH REQUIREMENTS SET FORTH IN THE NATIONAL VOCATIONAL STUDENT LOAN INSURANCE ACT OF 1965. IN THE CASE OF LOANS FOR HIGHER EDUCATION, "ELIGIBLE INSTITUTION" MEANS ANY EDUCATIONAL INSTITUTION OFFERING AT LEAST A TWO YEAR PROGRAM ACCEPTABLE FOR FULL CREDIT TOWARD A BACCALAUREATE DEGREE, AND ANY GRADUATE PROFESSIONAL SCHOOL, INCLUDING ANY) *is any public educational institution, and any private educational institution in any state which is approved by the U.S. commissioner of education in accordance with requirements set forth in the Higher Education Act of 1965, as amended.*

Sec. 5. Minnesota Statutes 1971, Section 136A.15, Subdivision 7, is amended to read:

Subd. 7. "Eligible student" means a student who is officially registered or accepted for enrollment at an eligible institution *in Minnesota or a Minnesota resident who is officially registered as a student or accepted for enrollment at an eligible institution in another state.*

Sec. 6. Minnesota Statutes 1971, Section 136A.16, Subdivision 2, is amended to read:

Subd. 2. The commission shall adopt policies and prescribe appropriate rules and regulations to carry out the purposes of sections 136A.14 to 136A.17. Such policies, rules, and regulations shall be compatible with the provisions of (THE NATIONAL VOCATIONAL STUDENT LOAN INSURANCE ACT OF 1965 AND THE PROVISIONS OF) Title IV of the Higher Education Act of 1965, and any amendments thereof.

Sec. 7. Minnesota Statutes 1971, Section 136A.16, Subdivision 3, is amended to read:

Subd. 3. The commission shall be authorized to make or to guarantee loans in amounts not to exceed (\$1,500 IN ANY ACADEMIC YEAR OR ITS EQUIVALENT TO RESIDENTS OF THIS STATE WHO ARE ATTENDING OR ACCEPTED FOR ENROLLMENT AT ELIGIBLE INSTITUTIONS, BOTH PUBLIC AND PRIVATE) *the maximum amount provided in the Higher Education Act of 1965 and any amendments thereof and the commission shall be authorized to establish procedures determining the loan amounts for which students are eligible.*

Sec. 8. Minnesota Statutes 1971, Section 136A.16, Subdivision 5, is amended to read:

Subd. 5. The commission shall have the right to contract with guarantee agencies (AND/OR), collection agencies, *and other service agencies* to carry out the purposes of sections 136A.14 to 136A.17.

Sec. 9. Minnesota Statutes 1971, Section 136A.16, Subdivision 8, is amended to read:

Subd. 8. Moneys made available to the commission which are not immediately needed for the purposes of sections 136A.14 to 136A.17 may be invested by the (STATE BOARD OF INVESTMENT AT THE REQUEST OF THE) commission. Such moneys shall be invested in bonds, certificates of indebtedness, and other fixed income securities, except preferred stocks, which are legal investments for the permanent school fund. Such moneys may also be invested in such prime quality commercial paper as is eligible for investment in the state employees retirement fund. All interest and profits from such investments shall inure to the benefit of the commission. (THE STATE TREASURER SHALL BE THE CUSTODIAN OF ALL SECURITIES PURCHASED UNDER THE CONDITIONS OF THIS SUBDIVISION.)

Sec. 10. Minnesota Statutes 1971, Section 136A.17, Subdivision 1, is amended to read:

136A.17 [PROGRAM REQUIREMENTS.] Subdivision 1. [ELIGIBILITY OF STUDENT BORROWERS.] An applicant shall be eligible to apply for a loan under the provisions of sections 136A.14 to 136A.17 if the commission finds that he (:) *is an eligible student as defined by this act and is eligible for a loan under federal regulations governing the federally insured student loan program.*

((A) IS A CITIZEN OF THE UNITED STATES)

((B) IS A RESIDENT OF THE STATE OF MINNESOTA)

((C) HAS BEEN ACCEPTED FOR ENROLLMENT AT AN ELIGIBLE INSTITUTION OR, IN THE CASE OF A STUDENT ALREADY ATTENDING SUCH INSTITUTION, IS IN GOOD STANDING THERE AS DETERMINED BY THE INSTITUTION)

((D) IS CARRYING AT LEAST ONE-HALF OF THE NORMAL FULL TIME WORKLOAD AS DETERMINED BY THE INSTITUTION.)

Sec. 11. Minnesota Statutes 1971, Section 136A.17, Subdivision 3, is amended to read:

Subd. 3. The commission may loan and guarantee the loan of money, upon such terms and conditions as the commission may prescribe(; PROVIDED THAT THE TOTAL AMOUNT OF OUTSTANDING GUARANTEED LOANS AT ANY ONE TIME MAY NOT EXCEED 15 TIMES THE AMOUNT OF

**THE RESERVE FUNDS ON DEPOSIT AT THAT TIME FOR THE PURPOSE OF GUARANTEEING LOANS).**

Sec. 12. Minnesota Statutes 1971, Section 136A.17, Subdivision 4, is amended to read:

Subd. 4. No loan or guarantee of a loan shall be made in excess of (\$1,500 FOR ANY ACADEMIC YEAR OR ITS EQUIVALENT. THE AGGREGATE INSURED UNPAID PRINCIPAL AMOUNT OF INSURED LOANS FOR VOCATIONAL STUDY MADE TO ANY STUDENT SHALL NOT AT ANY TIME EXCEED \$2,000. THE AGGREGATE INSURED UNPAID PRINCIPAL AMOUNT OF INSURED LOANS FOR HIGHER EDUCATION MADE TO ANY STUDENT SHALL NOT AT ANY TIME EXCEED \$7,500 IN THE CASE OF ANY GRADUATE OR PROFESSIONAL STUDENT, INCLUDING ANY SUCH INSURED LOANS MADE TO SUCH PERSON BEFORE HE BECAME A GRADUATE OR PROFESSIONAL STUDENT, OR \$5,000 IN THE CASE OF ANY OTHER STUDENT) *the maximum provided by pertinent federal laws and regulations and the aggregate unpaid principal amount of loans to any individual student shall not exceed the maximum provided in pertinent federal laws and regulations.*

Sec. 13. Minnesota Statutes 1971, Section 136A.17, Subdivision 6, is amended to read:

Subd. 6. No *federally insured* loans made or guaranteed by the commission shall be made at an annual rate of interest in excess of the maximum prescribed in (THE NATIONAL VOCATIONAL STUDENT LOAN INSURANCE ACT OF 1965 AND) the Higher Education Act of 1965, and any amendments thereof.

Sec. 14. Minnesota Statutes 1971, Section 136A.17, Subdivision 8, is amended to read:

Subd. 8. The repayment procedures applicable for loans made or guaranteed by the commission shall be consistent with federal regulations governing interest payments under (THE NATIONAL VOCATIONAL STUDENT LOAN INSURANCE ACT OF 1965 AND) the Higher Education Act of 1965.

Sec. 15. Minnesota Statutes 1971, Section 136A.17, Subdivision 10, is amended to read:

Subd. 10. (ALL MONEYS RECEIVED BY THE COMMISSION, REGARDLESS OF THE SOURCE, SHALL BE DEPOSITED IN THE STATE TREASURY AND ARE HEREBY APPROPRIATED TO IT ANNUALLY FOR THE PURPOSE FOR WHICH SUCH FUNDS ARE RECEIVED.) *The commission is authorized to establish variable repayment schedules consistent with the need and anticipated income streams of student borrowers provided that such repayment schedules shall not violate the federal laws and regulations governing federally insured students loan programs.*

Sec. 16. Subdivision 1. *The higher education coordinating*



*commission is hereby authorized to make supplemental loans to certain borrowers who have incurred repayment obligations under the provisions of Minnesota Statutes 136A.14 to 136A.17.*

*Subd. 2. The purpose of the supplemental loans shall be to assist certain borrowers to meet the financial obligations they have incurred under the provisions of Minnesota Statutes, Sections 136A.14 to 136A.17.*

*Subd. 3. Any student who was a Minnesota resident at the time of securing a loan under Minnesota Statutes, Sections 136A.14 to 136A.17 for attending an institution located in Minnesota shall be eligible to receive a supplemental loan if his or her annual repayment would exceed seven percent of his or her annual income including the income of his or her spouse in any one year when the aggregate amount of student loans is not more than \$3,000 or eight percent of such income when the aggregate amount of student loans is more than \$3,000, but not more than \$4,000, or nine percent of such income when the aggregate amount of student loans is more than \$4,000, but not more than \$5,000, or ten percent of such income when the aggregate amount of student loans is more than \$5,000.*

*Subd. 4. In the event that the amount of repayment due in any year from a borrower who is eligible for a supplemental loan should exceed the proportion of annual income specified in subdivision 3, the commission shall be authorized to make a supplemental loan to the student in the amount of the portion of the payment due which exceeds the specified income proportion for the student from reserves maintained for the student loan program and shall issue a supplemental note to be repaid by the borrower following repayment of the aggregate amount of principal and interest due on the borrower's student loans made under Minnesota Statutes, Sections 136A.14 to 136A.17.*

*Subd. 5. Each supplemental note issued in accordance with subdivision 3 above shall bear simple interest at a rate determined by the commission and shall have a due date not later than 5 years following the due date of loans obtained under Minnesota Statutes, Sections 136A.14 to 136A.17 in accordance with the following conditions:*

*(a) Interest due on supplemental loans shall be payable to the commission annually from the date of issue;*

*(b) The annual repayment requirements of supplemental loans shall be governed by provisions of subdivision 3 above;*

*(c) Any amount due and payable after the fifth such year of obligation under a supplemental note shall cancel, and shall be paid by the commission from reserves held by the commission;*

*(d) The commission is hereby authorized to establish repayment schedules for the supplemental loans that satisfy the provisions of subdivision 3 above.*

Sec. 17. *The higher education coordinating commission is hereby authorized to issue revenue bonds for the purpose of obtaining funds for loans made in accordance with the provisions of this act. Proceeds from the issuance of bonds may be held and invested by the commission pending disbursement in the form of loans. All interest and profits from such investments shall inure to the benefit of the commission and shall be available to the commission for costs incurred in administering loans under this act and for loan reserve funds.*

Sec. 18. *The commission may from time to time issue negotiable notes for the purpose of this chapter and may from time to time renew any notes by the issuance of new notes, whether the notes to be renewed have or have not matured. The commission may issue notes partly to renew notes or to discharge other obligations then outstanding and partly for any other purpose. The notes may be authorized, sold, executed and delivered in the same manner as bonds. Any resolution or resolutions authorizing notes of the commission or any issue thereof may contain any provisions which the commission is authorized to include in any resolution or resolutions authorizing revenue bonds of the commission or any issue thereof, and the commission may include in any notes any terms, covenants or conditions which it is authorized to include in any bonds. All such notes shall be payable solely from the revenue of the commission, subject only to any contractual rights of the holders of any of its notes or other obligations then outstanding.*

Sec. 19. Subdivision 1. *The commission may from time to time issue revenue bonds for purposes of this chapter and all such revenue bonds, notes, bond anticipation notes or other obligations of the commission issued pursuant to this chapter shall be and are hereby declared to be negotiable for all purposes notwithstanding their payment from a limited source and without regard to any other law or laws. In anticipation of the sale of such revenue bonds, the commission may issue negotiable bond anticipation notes and may renew the same from time to time, but the maximum maturity of any such note, including renewals thereof, shall not exceed five years from the date of issue of the original note. Such notes shall be paid from any revenues of the commission available therefor and not otherwise pledged, or from the proceeds of sale of the revenue bonds of the commission in anticipation of which they were issued. The notes shall be issued in the same manner as the revenue bonds. Such notes and the resolution or resolutions authorizing the same may contain any provisions, conditions or limitations which a bond resolution or the commission may contain.*

Subd. 2. *The revenue bonds and notes of every issue shall be payable solely out of revenues of the commission, subject only to any agreements with the holders of particular revenue bonds or notes pledging any particular revenues. Notwithstanding that revenue bonds and notes may be payable from a special fund, they shall be and be deemed to be, for all purposes, negotiable instruments, subject only to the provisions of the revenue bonds.*

*Subd. 3. The revenue bonds may be issued as serial bonds or as term bonds, or the commission, in its discretion, may issue bonds of both types. The revenue bonds shall be authorized by resolution of the members of the commission and shall bear such date or dates, mature at such time or times, not exceeding 50 years from their respective dates, bear interest at such rate or rates, payable at such time or times, be in denominations, be in such form, either coupon or registered, carry such registration privileges, be executed in such manner, be payable in lawful money of the United States of America at such place or places, and be subject to such terms of redemption, as such resolution or resolutions may provide. The revenue bonds or notes may be sold at public or private sale for such price or prices as the commission shall determine. Pending preparation of the definitive bonds, the commission may issue interim receipts or certificates which shall be exchanged for such definite bonds.*

*Subd. 4. Any resolution or resolutions authorizing any revenue bonds or any issue of revenue bonds may contain provisions which shall be part of the contract with the holders of the revenue bonds to be authorized as to:*

*(a) The setting aside of reserves or sinking funds, and the regulation and disposition thereof;*

*(b) Limitations on the purpose to which the proceeds of sale of any issue of revenue bonds then or thereafter to be issued may be applied and pledging such proceeds to secure the payment of the revenue bonds or any issue of the revenue bonds;*

*(c) Limitations on the issuance of additional bonds, the terms upon which additional bonds may be issued and secured and the refunding of outstanding bonds;*

*(d) The procedure, if any, by which the terms of any contract with bondholders may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given;*

*(e) Defining the acts or omissions to act which shall constitute a default in the duties of the commission to holders of its obligations and providing the rights and remedies of such holders in the event of a default.*

*Subd. 5. Neither the members of the commission nor any person executing the revenue bonds or notes shall be liable personally on the revenue bonds or notes or be subject to any personal liability or accountability by reason of the issuance thereof.*

*Subd. 6. The commission shall have power out of any funds available therefor to purchase its bonds or notes. The commission may hold, pledge, cancel or resell such bonds, subject to and in accordance with agreements with bondholders.*

*Sec. 20. In the discretion of the commission any revenue bonds issued under the provisions of this act may be secured by a trust agreement by and between the commission and a corporate trustee or trustees, which may be any trust company or*

bank having the powers of a trust company within the state. Such trust agreement or the resolution providing for the issuance of such revenue bonds may pledge or assign the revenues to be received or proceeds of any contract or contracts pledged or any portion thereof. Such trust agreement or resolution providing for the issuance of such revenue bonds may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of laws, including particularly such provisions as have hereinabove been specifically authorized to be included in any resolution or resolutions of the commission authorizing revenue bonds thereof. Any bank or trust company incorporated under the laws of the state which may act as depository of the proceeds of bonds or of revenues or other moneys may furnish such indemnifying bonds or pledge such securities as may be required by the commission. Any such trust agreement may set forth the rights and remedies of the bondholders and of the trustee or trustees and may restrict the individual right of action by bondholders. In addition to the foregoing, any such trust agreement or resolution may contain such other provisions as the commission may deem reasonable and proper for the security of the bondholders.

Sec. 21. Subdivision 1. The commission is hereby authorized to provide for the issuance of revenue bonds of the commission for the purpose of refunding any revenue bonds of the commission then outstanding, including the payment of any redemption premium thereon and any interest accrued or to accrue to the earliest or any subsequent date of redemption, purchase or maturity of such revenue bonds.

Subd. 2. The proceeds of any such revenue bonds issued for the purpose of refunding outstanding revenue bonds may, in the discretion of the commission, be applied to the purchase or retirement at maturity or redemption of such outstanding revenue bonds either on the earliest or any subsequent redemption date or upon the purchase or at the maturity thereof and may, pending such application be placed in escrow to such purchase or retirement at maturity or redemption on such date as may be determined by the commission.

Subd. 3. Any such escrowed proceeds, pending such use, may be invested and reinvested in direct obligations of the United States of America, or in certificates of deposit or time deposits secured by direct obligations of the United States of America, maturing at such time or times as shall be appropriate to assure the prompt payment, as to principal, interest and redemption premium, if any, of the outstanding revenue bonds to be so refunded. The interest, income and profits, if any, earned or realized on any such investment may also be applied to the payment of the outstanding revenue bonds to be so refunded. After the terms of the escrow have been fully satisfied and carried out, any balance of such proceeds and interest, income and profits, if any, earned or realized on the investments thereof may be returned to the commission for use by it in any lawful manner.

*Subd. 4. All such revenue bonds shall be subject to the provisions of this act in the same manner and to the same extent as other revenue bonds issued pursuant to this act.*

*Sec. 22. Bonds issued under authority of this chapter do not, and shall state that they do not, represent or constitute a debt or pledge of the faith and credit of the state, grant to the owners or holders thereof any right to have the state levy any taxes or appropriate any funds for the payment of the principal thereof or interest thereon. Such bonds are payable and shall state that they are payable solely from the rentals, revenues, and other income, charges, and moneys as are pledged for their payment in accordance with the bond proceedings.*

*Sec. 23. Any holder of revenue bonds issued under the provisions of this act or any of the coupons appertaining thereto, and the trustee or trustees under any trust agreement, except to the extent the rights herein given may be restricted by any resolution authorizing the issuance of, or any such trust agreement securing, such bonds, may, either at law or in equity, by suit, action, mandamus, or other proceedings, protect and enforce any and all rights under the laws of the state or granted hereunder or under such resolution or trust agreement, and may enforce and compel the performance of all duties required by this act or by such resolution or trust agreement to be performed by the commission or by any officer, employee or agent thereof, including the fixing, charging and collecting of the rates, rents, fees and charges herein authorized and required by the provisions of such resolution or trust agreement to be fixed, established and collected.*

*Sec. 24. Bonds issued by authority under the provisions of this act are hereby made securities in which all public officers and public bodies of the state and its political subdivisions, all insurance companies, trust companies, banking associations, investment companies, executors, administrators, trustees and other fiduciaries may properly and legally invest funds, including capital in their control or belonging to them; it being the purpose of this section to authorize the investment in such bonds of all sinking, insurance, retirement, compensation, pension and trust funds, whether owned or controlled by private or public persons or officers; provided, however, that nothing contained in this section may be construed as relieving any person, firm, or corporation from any duty of exercising due care in selecting securities for purchase or investment; and provided further, that in no event shall assets of pension funds of public employees of the state of Minnesota or any of its agencies, boards or subdivisions, whether publicly or privately administered be invested in bonds issued under the provisions of this act. Such bonds are hereby constituted "authorized securities" within the meaning and for the purposes of Minnesota Statutes, Section 50.14. Such bonds are hereby made securities which may properly and legally be deposited with and received by any state or municipal officer or any agency or political subdivision of the state for any pur-*

pose for which the deposit of bonds or obligations of the state now or may hereafter be authorized by law.

Sec. 25. *The exercise of the powers granted by this act will be in all respects for the benefit of the people of this state, for the increase of their commerce, welfare and prosperity, and for the improvement of their health and living conditions, and as providing loans by the commission or its agent will constitute the performance of an essential public function, and any bonds issued under the provisions of this act, their transfer and the income therefrom including any profit made on the sale thereof, shall at all times be free from taxation of every kind by the state and by the municipalities and other political subdivisions in the state.*

Sec. 26. *The administrator of this chapter shall be under the commission independent of other authority and notwithstanding Minnesota Statutes, Chapter 16.*

Sec. 27. *Notwithstanding any provision in this act, the commission shall have the authority to promulgate such rules and regulations as will be necessary to comply with federal law and regulations.*

Sec. 28. [APPROPRIATION.] *The sum of \$1,000,000 is appropriated for the purposes of this act to the higher education coordinating commission from the general fund. Such amount as may be necessary from this appropriation may be used by the commission for costs incurred in administering the provisions of this act. The balance of this appropriation not required for administrative costs shall constitute a reserve fund which may be invested by the commission. Any interest which accrues on such investment shall inure to the commission and shall be available for either administrative costs or additions to the reserve fund at the discretion of the commission. The reserve fund shall not cancel and shall be available to the commission for as long as the programs provided by the provisions of this act are in effect. The commission may use the reserve fund established by this appropriation for fulfilling the income contingent provisions of this act as well as for the general purposes of the reserve fund in accordance with the provisions of this act."*

Further amend the title on page 1, line 6 by inserting before the period the following: "; providing for the issuance of revenue bonds; amending Minnesota Statutes 1971, Sections 136A.14; 136A.15, Subdivisions 2, 5, and 7; 136A.16, Subdivisions 2, 3, 5, and 8; and 136A.17, Subdivisions 1, 3, 4, 6, 8, and 10".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred:

H. F. No. 1058, A bill for an act relating to education; extending the program of instruction review authority of the Minnesota

higher education coordinating commission to include private collegiate and non-collegiate institutions offering post-secondary education; amending Minnesota Statutes 1971, Section 136A.04.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred:

H. F. No. 1633, A bill for an act relating to post-secondary education; appropriating money to support innovative activities for improving post-secondary education.

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. Fugina from the Committee on Higher Education to which was referred:

H. F. No. 1684, A bill for an act relating to the Minnesota higher education coordinating commission; appropriating money for community service and continuing education projects.

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. Fugina from the Committee on Higher Education to which was referred:

H. F. No. 1794, A bill for an act relating to education; increasing the maximum amounts payable as scholarship and grants-in-aid by the higher education coordinating commission; amending Minnesota Statutes 1971, Section 136A.121, Subdivision 3.

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. Fugina from the Committee on Higher Education to which was referred:

H. F. No. 1849, A bill for an act relating to education; prescribing additional duties for the higher education coordinating commission; appropriating money; amending Minnesota Statutes 1971, Sections 136A.04 and 136A.05.

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. 1518, A bill for an act relating to elections; nomination, affidavits and election of county court judges; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 202.04, Subdivisions 1 and 3; 203.41; 487.03, Subdivision 2; and repealing Minnesota Statutes 1971, Section 487.03, Subdivision 3.

Reported the same back with the following amendments:

Page 1, line 15, insert a comma after "district" and strike "and".

Page 1, line 16, restore stricken language and insert "and" between "probate" and "county".

Page 2, line 23, restore stricken language and insert "judge," between "probate" and "county".

Page 2, line 23, insert "court" between "county" and "judge".

Page 3, line 15, insert "court" between "county" and "judge".

Page 3, line 25, insert "court" between "county" and "judge".

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

The report was adopted.

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

H. F. No. 1591, A bill for an act relating to Hennepin county; establishing powers, duties and rights of the public defender.

Reported the same back with the following amendments:

Page 1, line 8, strike "Chapter 611" and insert "Section 611.12".

Page 1, line 19, after "Subd. 3." strike the entire line and lines 20 through 23 and insert: "If the state public defender is unable to provide the service, the public defender of Hennepin county may appeal a conviction of any crime, petty misdemeanor or ordinance violation or an adverse decision in juvenile court where the party appealing is financially unable to employ counsel and to pay the expenses of an appeal."

Page 1, line 29, strike "may" and insert "shall".

Page 2, strike lines 1 through 5 and insert in lieu thereof the following: "be appointed by the Board of Commissioners of Hennepin county to a term of office of four years and until his successor is appointed and qualified, and shall be removed by the County Board during the term of office only for cause. He may be reappointed as often as a majority of the Hennepin County Board of Commissioners shall concur in such appointment."



Page 2, after the end of line 5, add the following:

"Subd. 6. The employees of the office of the Hennepin county public defender shall be and are hereby placed in the classified service as set forth in Laws, 1965, Chapter 855, as amended; except that the public defender shall be in the unclassified service."

Page 2, line 6, after "1974" add the following: ", and upon its approval by the governing body of the county of Hennepin and upon compliance with the provisions of Minnesota Statutes, Section 645.021".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

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

S. F. No. 386, A bill for an act relating to courts; witness fees; amending Minnesota Statutes 1971, Section 357.24.

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

The report was adopted.

Mr. Enebo from the Committee on Labor-Management Relations to which was referred:

H. F. No. 713, A bill for an act relating to labor and industry; voluntary apprenticeship; establishing a division of voluntary apprenticeship in the department of labor and industry and prescribing its powers and duties; authorizing the commissioner of labor and industry to promulgate rules and regulations relating to voluntary apprenticeship; amending Minnesota Statutes 1971, Sections 178.01; 178.02; 178.03; 178.05; 178.06; 178.07; 178.08; 178.09; and Chapter 178 by adding a section; and repealing Minnesota Statutes 1971, Section 178.04.

Reported the same back with the following amendments:

Page 6, line 3, after the period, insert "*The director shall have the authority to make prevailing wage determinations applicable to the graduated schedule of wages and journeyman wage rate for apprenticeship agreements.*".

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

The report was adopted.

Mr. Enebo from the Committee on Labor-Management Relations to which was referred:

H. F. No. 982, A bill for an act relating to employment; prohibiting lie detector tests of employees or prospective employees; providing a penalty.

Reported the same back with the following amendments:

Page 1, line 9, strike the word "request" and insert in lieu thereof "solicit".

Page 1, line 9, strike the word "or" after the word "polygraph", insert a comma; insert a comma after the word "detector", and add the words "or psychological stress evaluator".

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

The report was adopted.

Mr. Enebo from the Committee on Labor-Management Relations to which was referred:

H. F. No. 1638, A bill for an act relating to labor relations; charitable hospitals; amending Minnesota Statutes 1971, Section 179.35, Subdivision 2.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 768, A bill for an act abolishing the iron ore tax commission; repealing Minnesota Statutes 1971, Section 3.923.

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

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 485, 545, 1327, 1601, 1034, 1001, 1202, 1495, 601, 1308, 1309, 1386, 1617, 604, 892, 1789, 1897, 543, 1413, 1415, 1058, 1518, 1591, 713, 982, and 1638 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 733, 801, 485, and 386 were read for the second time.

## INTRODUCTION OF BILLS

Lemke, Biersdorf, St. Onge, Mann, and Wigley introduced:

H. F. No. 2139, A bill for an act relating to commercial fertilizers and soil conditioners; imposing penalties; amending Minnesota Statutes 1971, Section 17.718, Subdivision 1.

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

Lemke, Biersdorf, St. Onge, Mann, and Wigley introduced:

H. F. No. 2140, A bill for an act relating to agriculture; commercial feed inspection fees; amending Minnesota Statutes 1971, Section 25.39, Subdivision 2.

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

Jacobs, Weaver, Voss, Hanson, and Faricy introduced:

H. F. No. 2141, A bill for an act relating to drivers training schools; providing state aid to certain drivers training schools; appropriating money; amending Minnesota Statutes 1971, Sections 171.38; 171.39; 171.40; 171.41; and Chapter 171, by adding a section.

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

Miller, D.; Kelly; Heinitz; DeGroat; and Johnson, D., introduced:

H. F. No. 2142, A bill for an act relating to the administration of state government; authorizing certain agencies to make direct purchases under certain conditions; amending Minnesota Statutes 1971, Section 16.06, by adding a subdivision.

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

Sherwood; Savelkoul; Ulland; Lindstrom, J.; and Boland introduced:

H. F. No. 2143, A bill for an act relating to game and fish; prohibiting use of lead shot in taking waterfowl; amending Minnesota Statutes 1971, Section 100.29, by adding a subdivision.

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

Cleary; Munger; Carlson, A.; Kahn; and Sherwood introduced:

H. F. No. 2144, A bill for an act relating to wild animals; affording protection to the wolverine; providing a penalty; amending Minnesota Statutes 1971, Section 97.55, Subdivision 8; and 100.27, Subdivision 1.

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

Fjoslien introduced:

H. F. No. 2145, A bill for an act relating to the city of Alexandria, the townships of Alexandria, Carlos, Hudson and LaGrand and the sanitary sewer board of the Alexandria lake area sanitary district in the county of Douglas; amending Laws 1971, Chapter 869, Sections 1, Subdivision 2; 4, Subdivision 5; 12, Subdivisions 1 and 2; 13, Subdivision 4; 17, Subdivision 7; and 18, Subdivision 6.

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

Casserty, Wolcott, Lombardi, Sarna, and Brinkman introduced:

H. F. No. 2146, A bill for an act relating to small loans; licensing and regulation of lenders; providing forfeitures; amending Minnesota Statutes 1971, Sections 56.01; 56.09; 56.11; 56.13, Subdivision 4; 56.15, Subdivision 2; 56.18; and 56.21; and Chapter 56, by adding a section.

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

Casserty, Sarna, Lombardi, Wolcott, and Sieben, H., introduced:

H. F. No. 2147, A bill for an act relating to securities; conferring rule-making authority; amending Minnesota Statutes 1971, Section 80.19.

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

Casserty, Sarna, McCarron, Lombardi, and Wolcott introduced:

H. F. No. 2148, A bill for an act relating to financial corporations; amending Minnesota Statutes 1971, Section 47.52.

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

Quirin; Biersdorf; Sieben, H.; Vento; and Wenzel introduced:

H. F. No. 2149, A bill for an act relating to the compensation of victims of motor vehicle accidents; requiring security by motor vehicle owners; providing for certain mandatory minimum insurance or self-insurance protection benefits payable regardless of fault in cases of personal injury; partially abolishing tort liability; expanding uninsured motorists coverage, providing small claims arbitration and penalties for failure to show proof of security; providing for certain deductibles; providing for subrogation, inter-company arbitration, and offset of benefits paid against judgments; providing an assigned claims plan; amending Minnesota Statutes 1971, Sections 65B.05; 65B.06, Subdivision 2; 65B.14, Subdivision 1; 65B.21, Subdivision 2, and by adding a subdivision; 171.04; 171.12, Subdivision 4; and 171.18; repealing Minnesota Statutes 1971, Sections 65B.22 to 65B.27; and 170.21 to 170.58.

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

Adams, J.; Fudro; Wolcott; Johnson, R.; and LaVoy introduced:

H. F. No. 2150, A bill for an act relating to the athletic commission; amending Minnesota Statutes 1971, Section 341.07.

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

Skaar introduced:

H. F. No. 2151, A bill for an act relating to the city of Red Lake Falls; determination of financial requirements for the firemen's relief fund.

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

Jacobs, Biersdorf, Sarna, Moe, and Miller, D., introduced:

H. F. No. 2152, A bill for an act relating to state employees; deferred compensation plan; amending Minnesota Statutes 1971, Section 16.027, Subdivision 8.

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

Jacobs; McCarron; Voss; Johnson, D.; and Spanish introduced:

H. F. No. 2153, A bill for an act relating to manpower services; authorizing the summer employment of young persons for state service; appropriating money.

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

Menke introduced:

H. F. No. 2154, A bill for an act relating to the water, light, power and building commission in certain cities; appointment and qualifications of members of the commission; amending Minnesota Statutes 1971, Section 453.02.

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

McCauley; Hanson; Sieben, H.; McCarron; and Forsythe introduced:

H. F. No. 2155, A bill for an act relating to the organization and operation of the state government; creating a department of human resources instead of departments of welfare, corrections, health, and human rights, the commission on alcohol problems, and the bureau of criminal apprehension; appropriating money.

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

McFarlin introduced:

H. F. No. 2156, A bill for an act relating to occupations and professions; regulating the definition of the practice of professional engineering; amending Minnesota Statutes 1971, Section 326.02, Subdivision 3.

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

Weaver introduced:

H. F. No. 2157, A bill for an act relating to the Anoka police relief association; membership in the public employees police and fire fund.

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

Sherwood, St. Onge, Prahl, Niehaus, and Heinitz introduced:

H. F. No. 2158, A bill for an act relating to public welfare; establishing the Minnesota welfare eligibility commission; prescribing its powers and duties.

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

Swanson, Samuelson, Heinitz, Laidig, and Rice introduced:

H. F. No. 2159, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

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

Cummiskey introduced:

H. F. No. 2160, A bill for an act relating to Mankato state college; authorizing Mankato state student association to expend money assigned to it from the college activity fund of Mankato state college for funding a legal counseling and service program for students.

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

Sieben, H.; Savelkoul; Vanasek; Vento; and Growe introduced:

H. F. No. 2161, A bill for an act relating to trade regulations; providing for notification to the attorney general of civil actions; amending Minnesota Statutes 1971, Section 325.8025.

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

Culhane and Vanasek introduced:

H. F. No. 2162, A bill for an act authorizing the county board of Rice county to annually appropriate money as a contingent fund for use by the chairman of the board for incidental costs and expenses.

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

Eckstein; Enebo; Johnson, C.; Wigley; and Peterson introduced:

H. F. No. 2163, A bill for an act relating to register of deeds; fees; amending Minnesota Statutes 1971, Sections 357.18, Subdivision 1; 508.47, Subdivision 4; and 508.82.

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

Ojala and Fugina introduced:

H. F. No. 2164, A bill for an act relating to the town of White, St. Louis county; authorizing an increase in the salaries of clerk and treasurer.

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

McCarron, Lombardi, Fudro, Ohnstad, and Connors introduced:

H. F. No. 2165, A bill for an act authorizing the county of Anoka to establish subordinate service areas in order to provide and finance governmental services.

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

Jacobs, Weaver, Voss, McCarron, and Ohnstad introduced:

H. F. No. 2166, A bill for an act relating to Anoka county; authorizing issuance of bonds for county park acquisition and development.

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

Lombardi introduced:

H. F. No. 2167, A bill for an act relating to the establishment of parks and playgrounds by the county of Anoka; amending Laws 1961, Chapter 209, Sections 1 and 2.

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

Bennett; Sieben, H.; Vento; Newcome; and Andersen, R., introduced:

H. F. No. 2168, A bill for an act relating to taxation; real property; reclassifying certain recreational property; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 4 and 8a.

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

Sieben, H.; Miller, D.; Growe; Bennett; and Dieterich introduced:

H. F. No. 2169, A bill for an act relating to taxation; Minnesota tree growth tax law; repealing Minnesota Statutes 1971, Sections 270.31 to 270.39.

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

Eckstein; Enebo; Johnson, C.; Wigley; and Peterson introduced:

H. F. No. 2170, A bill for an act relating to taxation; uniform federal tax lien registration act; amending Minnesota Statutes 1971, Sections 272.483 and 272.484.

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

Prahl, Spanish, Ojala, Sherwood, and Hanson introduced:

H. F. No. 2171, A bill for an act relating to taxation; repealing the sales and use tax; repealing Minnesota Statutes 1971, Sections 118.16 and 290.501; and Chapters 297A and 297B.

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



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

H. F. No. 2172, A bill for an act relating to taxation; nonprofit corporations; filing of annual financial statement.

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

Ojala, Fugina, Prael, and Johnson, D., introduced:

H. F. No. 2173, A bill for an act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Section 275.56.

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

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2174, A bill for an act relating to laws and the statutory compilation thereof; prescribing times of and other conditions of publication; appropriating money; amending Minnesota Statutes 1971, Sections 482.07, by adding subdivisions; 648.31, by adding subdivisions; 648.41, Subdivision 2; 648.42; and 648.45.

The bill was read for the first time and laid over one day.

### MOTIONS AND RESOLUTIONS

Faricy moved that the name of Norton be stricken and the name of Fudro be added as an author on H. F. No. 588. The motion prevailed.

Pleasant moved that the name of Berglin be stricken as an author on H. F. No. 1792. The motion prevailed.

Hanson moved that the names of Adams, J.; Larson; and Connors be added as authors on H. F. No. 1827. The motion prevailed.

Biersdorf introduced:

House Resolution No. 28, A house resolution congratulating the Owatonna Chapter of the Future Farmers of America.

### SUSPENSION OF RULES

Biersdorf moved that the Rules be so far suspended that House Resolution No. 28 be now considered and be placed upon its adoption. The motion prevailed.

### HOUSE RESOLUTION NO. 28

A house resolution congratulating the Owatonna Chapter of the Future Farmers of America.

*Whereas*, the National Association of Future Farmers of America sponsors occupationally related contests for members at the National Future Farmers Association Convention; and

*Whereas*, the Owatonna Future Farmers of America Chapter represented the Minnesota Association at the National 1972 Contest; and

*Whereas*, the Owatonna dairy judging team placed first in the nation; and

*Whereas*, team member Ken Knutson was the high individual in the contest; and

*Whereas*, the Owatonna Future Farmers of America dairy judging team is composed of:

Ken Knutson,

Dean Jirousek,

Mike Deming,

Coach Glen Edin, Vocational Agriculture Instructor,

Don Barber, Future Farmers of America Advisor; and

*Whereas*, the Owatonna Future Farmers of America Dairy Judging team is the first to be invited to participate in the International Dairy Cattle Judging Contest in Wales on July 19, 1973; now, therefore,

*Be It Resolved*, by the House of Representatives of the State of Minnesota, that congratulations by this body be given to the team and coaches.

*Be It Further Resolved*, that the Chief Clerk of the House of Representatives forthwith present the aforementioned coaches and team a formal copy of this resolution.

Biersdorf moved that House Resolution No. 28 be now adopted.

House Resolution No. 28 was adopted.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

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

H. F. No. 256, A bill for an act relating to public safety; duties of state fire marshal; providing for dealer in explosives to issue permit to purchaser residing or intending to use explosives outside dealer's community; amending Minnesota Statutes 1971, Section 299F.75, Subdivision 1.

H. F. No. 362, A bill for an act relating to the village of St. Michael; validating state aid payments to the firemen's relief association and service of members thereof.

H. F. No. 425, A bill for an act relating to retirement; firemen's service pensions in the village of Mendota Heights.

H. F. No. 610, A bill for an act relating to the village of Mound; fire department relief association and firemen's service pension.

H. F. No. 681, A bill for an act relating to wild animals; authorizing certain discharged servicemen to hunt deer by firearm; amending Minnesota Statutes 1971, Section 98.45, Subdivision 1.

H. F. No. 869, A bill for an act relating to intoxicating liquor; authorizing the issuance of certain licenses; amending Minnesota Statutes 1971, Section 340.11, by adding a subdivision.

H. F. No. 1130, A bill for an act relating to the city of Owatonna; firemen's relief benefits; amending Laws 1971, Chapter 200, Sections 1 and 2.

H. F. No. 1137, A bill for an act relating to the city of New Ulm; volunteer firemen's pensions.

H. F. No. 1164, A bill for an act relating to taxation; providing for a method of computing the tax imposed on gifts under certain circumstances; amending Minnesota Statutes 1971, Section 292.105.

H. F. No. 1171, A bill for an act relating to taxation; providing for refundment of inheritance tax overpayments and interest thereon; amending Minnesota Statutes 1971, Section 291.18.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 225, 736, 1222, 1287, 1319, 1490, and 1501.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### FIRST READING OF SENATE BILLS

S. F. No. 225, A bill for an act relating to water resources; providing for the regulation of shoreland use and development in municipalities; prescribing the powers and duties of municipalities and state agencies in relation thereto; amending Minnesota Statutes 1971, Sections 105.485, Subdivisions 2 and 3, and by adding subdivisions; and 462.357, Subdivision 1.

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

S. F. No. 736, A bill for an act relating to elections; providing that certain officers in cities of the first class be elected with party designation; amending Minnesota Statutes 1971, Sections 202.09, Subdivision 1; and 205.17.

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

S. F. No. 1222, A bill for an act relating to education; redesignating all state junior colleges as community colleges and the state junior college board as the state board for community colleges; amending Minnesota Statutes 1971, Chapter 136, by adding a section.

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

S. F. No. 1287, A bill for an act relating to county courts; providing for retirement of judges before age 70 who have served ten years or more; amending Minnesota Statutes 1971, Section 487.06, Subdivisions 2 and 4.

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

S. F. No. 1319, A bill for an act relating to the state civil service; extending the appointment of unskilled labor service from five months to seven months; amending Minnesota Statutes 1971, Section 43.09, Subdivision 3.

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

S. F. No. 1490, A bill for an act relating to municipalities; authorizing municipalities to acquire and develop storm water holding areas and ponds; amending Minnesota Statutes 1971, Section 429.021, Subdivision 1.

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

S. F. No. 1501, A bill for an act relating to the registration of snowmobiles and watercraft; amending Minnesota Statutes 1971, Sections 84.82, Subdivision 2; and 361.03, Subdivision 2.

The bill was read for the first time.

Eken moved that S. F. No. 1501 and H. F. No. 1199, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

#### PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13 Sieben, H., reported the progress of H. F. No. 672 now in Conference Committee.

### CONSENT CALENDAR

S. F. No. 1599, A bill for an act relating to Koochiching county; prescribing conditions of veterans preference for employment by the county sheriff's department.

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 119, and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berglin                      Johnson, J.

The bill was passed and its title agreed to.

H. F. No. 1706, A bill for an act authorizing the city of Minneapolis to levy an assessment against real property for water and sewage disposal services furnished by the city.

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 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Bennett	Carlson, D.	DeGroat	Ferderer
Adams, S.	Berg	Carlson, L.	Dieterich	Fjoslien
Andersen, R.	Berglin	Casserly	Dirlam	Flakne
Anderson, D.	Biersdorf	Cleary	Eken	Forsythe
Anderson, G.	Boland	Clifford	Enebo	Fudro
Anderson, I.	Braun	Connors	Erdahl	Fugina
Becklin	Brinkman	Culhane	Erickson	Graba
Belisle	Carlson, A.	Cummiskey	Esau	Grove
Bell	Carlson, B.	Dahl	Faricy	Hagedorn

Hanson	Kvam	Miller, M.	Peterson	Sieben, M.
Heinitz	Laidig	Moe	Pieper	Skaar
Hook	Larson	Mueller	Prahl	Stangeland
Jacobs	LaVoy	Munger	Quirin	Stanton
Jaros	Lemke	Myrah	Resner	Swanson
Johnson, C.	Lindstrom, E.	Nelson	Rice	Tomlinson
Johnson, D.	Lindstrom, J.	Newcome	Ryan	Ulland
Johnson, J.	Lombardi	Niehaus	St. Onge	Vanasek
Johnson, R.	Long	Norton	Salchert	Vento
Jopp	Mann	Ohnstad	Samuelson	Voss
Jude	McArthur	Ojala	Sarna	Weaver
Kahn	McCarron	Parish	Savelkoul	Wenzel
Kelly	McCauley	Patton	Schulz	Wigley
Kempe	McFarlin	Pavlak, R.	Searle	Wohlwend
Klaus	Menke	Pavlak, R. L.	Sherwood	Wolcott
Knickerbocker	Miller, D.	Pehler	Sieben, H.	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 813 was reported to the House.

Munger moved that H. F. No. 813 be laid over until Monday, April 23, 1973. The motion prevailed.

H. F. No. 1038, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Rice Lake state park.

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

The bill was passed and its title agreed to.

H. F. No. 1320, A bill for an act relating to the state board of investment; regulating authorized investments; amending Minnesota Statutes 1971, Section 11.16, Subdivision 8.

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 131, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1399 was reported to the House.

Klaus moved to amend H. F. No. 1399, the printed bill, as follows:

Page 1, line 15, after "subdivision." and before "No" insert the following: "The rules and regulations adopted by the board as provided in this subdivision shall provide that for purposes of renewal of the license the continuing education requirements can be met by satisfactorily completing courses by correspondence."

The motion did not prevail and the amendment was not adopted.

H. F. No. 1399, A bill for an act relating to occupations and professions; regulating registration renewals of pharmacists by requiring continuing education; prescribing the powers and duties of the Minnesota state board of pharmacy in relation thereto; amending Minnesota Statutes 1971, Sections 151.13 and 151.14.

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 120, and nays 4, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Dirlam      Kvam      Pieper      Wigley

The bill was passed and its title agreed to.

H. F. No. 1590, A bill for an act relating to courts; commission on judicial standards; amending Minnesota Statutes 1971, Section 490.15; repealing Minnesota Statutes 1971, Section 490.17.

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 133, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Boland	Dahl	Flakne	Jaros
Adams, S.	Braun	DeGroat	Forsythe	Johnson, C.
Andersen, R.	Brinkman	Dieterich	Fudro	Johnson, D.
Anderson, D.	Carlson, A.	Dirlam	Fugina	Johnson, J.
Anderson, G.	Carlson, B.	Eckstein	Graba	Johnson, R.
Anderson, I.	Carlson, D.	Eken	Graw	Jopp
Becklin	Carlson, L.	Enebo	Growe	Jude
Belisle	Casserly	Erdahl	Hagedorn	Kahn
Bell	Cleary	Erickson	Hanson	Kelly
Bennett	Clifford	Esau	Haugerud	Kempe
Berg	Connors	Faricy	Heinitz	Klaus
Berglin	Culhane	Ferderer	Hook	Knickerbocker
Biersdorf	Cummiskey	Fjoslien	Jacobs	Kvam



Laidig	Menke	Patton	Samuelson	Swanson
Larson	Miller, D.	Pavlak, R.	Sarna	Tomlinson
LaVoy	Miller, M.	Pavlak, R. L.	Savelkoul	Ulland
Lemke	Moe	Pehler	Schreiber	Vanasek
Lindstrom, E.	Mueller	Peterson	Schulz	Vento
Lindstrom, J.	Munger	Pieper	Searle	Voss
Lombardi	Myrah	Pleasant	Sherwood	Weaver
Long	Nelson	Prahl	Sieben, H.	Wenzel
Mann	Newcome	Quirin	Sieben, M.	Wigley
McArthur	Niehaus	Resner	Skaar	Wohlwend
McCarron	Norton	Rice	Smith	Wolcott
McCauley	Ohnstad	Ryan	Spanish	Mr. Speaker
McEachern	Ojala	St. Onge	Stangeland	
McFarlin	Parish	Salchert	Stanton	

The bill was passed and its title agreed to.

S. F. No. 145, A bill for an act relating to corrections; conservation camps administered by the department of corrections; amending Minnesota Statutes 1971, Section 242.37.

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

The bill was passed and its title agreed to.

S. F. No. 1009, A bill for an act relating to the municipalities of Dover, Eyota and St. Charles; providing for the creation of a sanitary sewer board; prescribing its duties and powers; and providing for the collection, treatment and disposal of sewage for the municipalities and areas adjacent thereto.

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 127, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 395, A bill for an act relating to assessments; boards of review and boards of equalization; amending Minnesota Statutes 1971, Section 274.01.

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 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, A.	Enebo	Haugerud	Laidig
Adams, S.	Carlson, B.	Erdahl	Heinitz	Larson
Andersen, R.	Carlson, D.	Erickson	Hook	LaVoy
Anderson, D.	Carlson, L.	Esau	Jacobs	Lemke
Anderson, G.	Casserly	Faricy	Jaros	Lindstrom, E.
Anderson, I.	Cleary	Ferderer	Johnson, C.	Lindstrom, J.
Becklin	Clifford	Fjoslien	Johnson, D.	Lombardi
Belisle	Connors	Flakne	Johnson, J.	Long
Bell	Culhane	Forsythe	Johnson, R.	Mann
Bennett	Cummiskey	Fudro	Jopp	McArthur
Berg	Dahl	Fugina	Jude	McCarron
Berglin	DeGroat	Graba	Kahn	McCauley
Biersdorf	Dieterich	Graw	Kelly	McEachern
Boland	Dirlam	Growe	Klaus	McFarlin
Braun	Eckstein	Hagedorn	Knickerbocker	Menke
Brinkman	Eken	Hanson	Kvam	Miller, D.

Miller, M.	Patton	Rice	Sieben, H.	Vanasek
Mueller	Pavlak, R.	Ryan	Sieben, M.	Vento
Munger	Pavlak, R. L.	St. Onge	Skaar	Voss
Myrah	Pehler	Salchert	Smith	Weaver
Nelson	Peterson	Sarna	Spanish	Wenzel
Newcome	Pieper	Savelkoul	Stangeland	Wigley
Niehaus	Pleasant	Schreiber	Stanton	Wohlwend
Norton	Prahl	Schulz	Swanson	Wolcott
Ojala	Quirin	Searle	Tomlinson	Mr. Speaker
Parish	Resner	Sherwood	Ulland	

The bill was passed and its title agreed to.

## CALENDAR

S. F. No. 1211, A bill for an act relating to independent school district No. 447 in Roseau, Marshall and Beltrami counties; providing certain statutory exemptions, and validating the status of the district as an independent school district and the power of the district to issue previously authorized general obligation bonds.

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 129, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 236 was reported to the House and read for the third time.

## UNANIMOUS CONSENT

Johnson, C., requested unanimous consent to offer an amendment. The request was granted.

Johnson, C., moved to amend S. F. No. 236, the printed bill, as follows:

Page 2, after line 14, add a new section to read:

*"Sec. 2. This act shall apply to all purchases made after January 1, 1973."*

The motion prevailed and the amendment was adopted.

S. F. No. 236, A bill for an act relating to taxation; excise tax on gasoline and gasoline substitutes; refunds; penalties for false claims; amending Minnesota Statutes 1971, Section 296.18, Subdivision 1.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 109, and nays 8, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Carlson, A.	Lindstrom, E.	Mueller	Stangeland	Wigley
Johnson, J.	Long	Searle		

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

H. F. No. 533, A bill for an act relating to elections; requiring that lawn signs be removed; amending Minnesota Statutes 1971, Section 211.01, by adding a subdivision, and Chapter 211, 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 104, and nays 25, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Jopp	Myrah	Savelkoul
Adams, S.	Enebo	Jude	Nelson	Schreiber
Andersen, R.	Erdahl	Kahn	Newcome	Schulz
Anderson, G.	Faricy	Kelly	Norton	Sherwood
Anderson, I.	Ferderer	Klaus	Ohnstad	Sieben, H.
Belisle	Fjoslien	Knickerbocker	Ojala	Sieben, M.
Bell	Fudro	Laidig	Parish	Smith
Bennett	Fugina	LaVoy	Pavlak, R.	Spanish
Berg	Graba	Lemke	Pavlak, R. L.	Stanton
Biersdorf	Graw	Lindstrom, E.	Pehler	Swanson
Boland	Grove	Lindstrom, J.	Peterson	Tomlinson
Braun	Hagedorn	Mann	Pieper	Ulland
Brinkman	Hanson	McArthur	Pleasant	Vanasek
Carlson, B.	Haugerud	McCarron	Prahl	Vento
Carlson, L.	Heinitz	McCauley	Quirin	Voss
Casserly	Jacobs	McFarlin	Resner	Weaver
Cleary	Jaros	Menke	Rice	Wenzel
Clifford	Johnson, C.	Miller, D.	Ryan	Wohlwend
Connors	Johnson, D.	Moe	Salchert	Wolcott
Cummiskey	Johnson, J.	Mueller	Samuelson	Mr. Speaker
Dahl	Johnson, R.	Munger	Sarna	

Those who voted in the negative were:

Anderson, D.	DeGroat	Esau	Long	St. Onge
Becklin	Dieterich	Forsythe	McEachern	Searle
Berglin	Dirlam	Hook	Miller, M.	Skaar
Carlson, A.	Eckstein	Kvam	Niehaus	Stangeland
Culhane	Erickson	Lombardi	Patton	Wigley

The bill was passed and its title agreed to.

H. F. No. 39, A bill for an act relating to highway traffic regulations; vehicle equipment; authorizing the use of studded tires and wire embedded tires under certain conditions; prescribing penalties; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

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

The question was taken on the passage of the bill.

Newcome moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 64, and nays 63, as follows:

Those who voted in the affirmative were:

Anderson, D.	Casserly	Enebo	Jaros	LaVoy
Anderson, G.	Clifford	Erdahl	Johnson, C.	Lemke
Becklin	Culhane	Erickson	Johnson, D.	Lindstrom, J.
Biersdorf	Cummiskey	Esau	Jopp	Mann
Braun	Dahl	Flakne	Jude	McCauley
Brinkman	DeGroat	Fugina	Kahn	McEachern
Carlson, B.	Eckstein	Graba	Kelly	Miller, D.
Carlson, D.	Eken	Haugerud	Larson	Miller, M.

Munger	Pehler	Salchert	Skaar	Vanasek
Niehaus	Peterson	Samuelson	Smith	Wenzel
Ojala	Prahl	Schulz	Spanish	Wohlwend
Patton	Rice	Sherwood	Stangeland	Mr. Speaker
Paviak, R.	St. Onge	Sieben, H.	Stanton	

Those who voted in the negative were:

Adams, S.	Faricy	Kempe	Mueller	Savelkoul
Andersen, R.	Ferderer	Klaus	Myrah	Schreiber
Anderson, I.	Forsythe	Knickerbocker	Nelson	Sieben, M.
Belisle	Fudro	Kvam	Newcome	Swanson
Bell	Graw	Laidig	Norton	Tomlinson
Bennett	Growe	Lindstrom, E.	Parish	Ulland
Berg	Hagedorn	Lombardi	Paviak, R. L.	Vento
Boland	Hanson	Long	Pieper	Voss
Carlson, A.	Heinitz	McArthur	Pleasant	Weaver
Carlson, L.	Hook	McCarron	Quirin	Wigley
Cleary	Jacobs	McFarlin	Resner	Wolcott
Connors	Johnson, J.	Menke	Ryan	
Dieterich	Johnson, R.	Moe	Sarna	

The bill was not passed.

#### NOTICE OF INTENTION TO MOVE FOR RECONSIDERATION

Pursuant to Rule 47, Anderson, I., gave notice of his intention to move for reconsideration of the vote whereby H. F. No. 39 was not passed on the Calendar today.

#### CALENDAR, Continued

H. F. No. 878, A resolution memorializing the President and Congress to continue the funding of public educational television.

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 123, and nays 4, as follows:

Those who voted in the affirmative were:

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

Vento	Weaver	Wigley	Wolcott	Mr. Speaker
Voss	Wenzel	Wohlwend		

Those who voted in the negative were:

Esau	Klaus	Kvam	Pieper
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The bill was passed and its title agreed to.

H. F. No. 1193, A bill for an act relating to education; variations in assessed valuations; amending Minnesota Statutes 1971, Section 124.802, Subdivision 1.

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 131, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 377, A bill for an act relating to the department of human rights; unfair discriminatory practices; amending Minnesota Statutes 1971, Sections 363.01 by adding subdivisions; 363.02, Subdivisions 2 and 3 and by adding subdivisions; 363.03; 363.04, Subdivision 8; 363.05, Subdivision 1; 363.06, Subdivisions 2, 4 and 7; 363.071, Subdivision 2; 363.072, Subdivision 1; 363.091; 363.11; 363.115; 363.12, Subdivisions 1 and 2; 363.13; and Chapter 363, by adding sections.

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 118, and nays 8, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

DeGroat	Erickson	Long	Skaar	Stangeland
Erdahl	Esau	Niehaus		

The bill was passed and its title agreed to.

H. F. No. 1467, A bill for an act relating to elections; providing for the time of elections and taking office in the city of Duluth and Independent School District No. 709, Duluth.

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 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, A.	Erdahl	Heinitz	Laidig
Adams, S.	Carlson, B.	Erickson	Hook	Larson
Andersen, R.	Carlson, D.	Esau	Jacobs	LaVoy
Anderson, D.	Carlson, L.	Faricy	Jaros	Lemke
Anderson, G.	Casserly	Ferderer	Johnson, C.	Lindstrom, E.
Anderson, I.	Clifford	Fjoslien	Johnson, D.	Lindstrom, J.
Becklin	Connors	Flakne	Johnson, J.	Lombardi
Belisle	Culhane	Forsythe	Johnson, R.	Long
Bell	Cummiskey	Fudro	Jopp	Mann
Bennett	Dahl	Fugina	Jude	McArthur
Berg	DeGroat	Graba	Kahn	McCarron
Berglin	Dieterich	Graw	Kelly	McCauley
Biersdorf	Dirlam	Grove	Kempe	McEachern
Boland	Eckstein	Hagedorn	Klaus	McFarlin
Braun	Eken	Hanson	Knickerbocker	Menke
Brinkman	Enebo	Haugerud	Kvam	Miller, D.



Miller, M.	Parish	Rice	Sieben, H.	Vento
Moe	Patton	Ryan	Sieben, M.	Voss
Mueller	Pavlak, R.	St. Onge	Skaar	Weaver
Munger	Pavlak, R. L.	Salchert	Smith	Wenzel
Myrah	Pehler	Samuelson	Spanish	Wigley
Nelson	Peterson	Sarna	Stangeland	Wohlwend
Newcome	Pieper	Savelkoul	Stanton	Wolcott
Niehaus	Pleasant	Schreiber	Swanson	Mr. Speaker
Norton	Prahl	Schulz	Tomlinson	
Ohnstad	Quirin	Searle	Ulland	
Ojala	Resner	Sherwood	Vanasek	

The bill was passed and its title agreed to.

S. F. No. 1010, A bill for an act relating to public welfare; extending the period during which a medical assistance lien may be filed; amending Minnesota Statutes 1971, Section 393.10, Subdivision 2.

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

The bill was passed and its title agreed to.

Cleary was excused at 4:00 p.m.

### 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 motion of Savelkoul to re-refer H. F. No. 150 to the Committee on Agriculture.

There were yeas 69, and nays 54.

Those who voted in the affirmative were:

Adams, S.	Eckstein	Johnson, J.	McArthur	St. Onge
Andersen, R.	Eken	Johnson, R.	McCauley	Samuelson
Anderson, D.	Erdahl	Jopp	McFarlin	Savelkoul
Anderson, G.	Erickson	Kelly	Miller, D.	Schreiber
Becklin	Esau	Klaus	Miller, M.	Schulz
Belisle	Ferderer	Knickerbocker	Mueller	Searle
Biersdorf	Fjoslien	Kvam	Myrah	Skaar
Braun	Forsythe	Laidig	Newcome	Smith
Carlson, B.	Graw	Larson	Niehaus	Stangeland
Carlson, D.	Hagedorn	Lemke	Ohnstad	Weaver
Clifford	Haugerud	Lindstrom, E.	Patton	Wenzel
Culhane	Heinitz	Lombardi	Pavlak, R. L.	Wigley
DeGroat	Hook	Long	Peterson	Wohlwend
Dirlam	Johnson, C.	Mann	Pieper	

Those who voted in the negative were:

Anderson, I.	Dahl	Kahn	Parish	Sieben, M.
Bell	Dieterich	Kempe	Pavlak, R.	Spanish
Berg	Enebo	LaVoy	Pehler	Stanton
Berglin	Faricy	Lindstrom, J.	Quirin	Swanson
Boland	Fudro	McCarron	Resner	Tomlinson
Brinkman	Fugina	Menke	Rice	Ulland
Carlson, A.	Graba	Moe	Ryan	Vanasek
Carlson, L.	Grove	Munger	Salchert	Vento
Casserly	Hanson	Nelson	Sarna	Wolcott
Connors	Jaros	Norton	Sherwood	Mr. Speaker
Cummiskey	Johnson, D.	Ojala	Sieben, H.	

The motion prevailed.

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

H. F. Nos. 624, 586, 588, 1712, 1036, 1201, 1203, 1376, 443, 793, 1715, 1302, 1121, 1511, and 487 which it recommended to pass.

S. F. Nos. 436, 1072, and 1114 which it recommended to pass.

H. F. Nos. 918, 491, 1711, and 1041 upon which it recommended progress.

H. F. No. 791 upon which it recommended progress until Tuesday, April 24, 1973.

H. F. No. 549 upon which it recommended progress as amended in the Committee of the Whole on Tuesday, April 17, 1973.

H. F. No. 659 upon which it recommended re-referral to the Committee on City Government.

H. F. No. 150 upon which it recommended re-referral to the Committee on Agriculture.

H. F. No. 1059 upon which it recommended to pass with the following amendment offered by Savelkoul:

The typewritten bill, as follows:

Page 1, following the enacting clause, insert:

"Section 1. Minnesota Statutes 1971, Section 487.17, is amended to read:

487.17 [FORCIBLE ENTRY AND UNLAWFUL DETAINER.] Whether or not title to real estate is involved, the county court has jurisdiction of actions of forcible entry and unlawful detainer involving land located wholly or partly within the county court district *and of actions seeking relief for code violations pursuant to sections 13 to 28 of this act involving premises located wholly or partly within the county court district.*

Sec. 2. Minnesota Statutes 1971, Section 488.04, Subdivision 4, is amended to read:

Subd. 4. The municipal court has jurisdiction of actions of forcible entry and unlawful detainer involving land wholly or partly within the county or counties in which it has jurisdiction *and of actions seeking relief for code violations pursuant to sections 13 to 28 of this act involving premises located wholly or partly within the county or counties in which it has jurisdiction.*

Sec. 3. Minnesota Statutes 1971, Section 488A.01, Subdivision 5, is amended to read:

Subd. 5. [FORCIBLE ENTRY AND UNLAWFUL DETAINER.] Whether or not the title to real estate is involved, the court has jurisdiction of actions of forcible entry and unlawful detainer involving land located wholly or in part within Hennepin county *and of actions seeking relief for code violations pursuant to sections 13 to 28 of this act involving premises located wholly or partly within Hennepin county.*

Sec. 4. Minnesota Statutes 1971, Section 488A.18, Subdivision 6, is amended to read:

Subd. 6. [FORCIBLE ENTRY AND UNLAWFUL DETAINER.] Whether or not the title to real estate is involved, the court has jurisdiction of actions of forcible entry and unlawful detainer involving land located wholly or in part within Ramsey county *and of actions seeking relief for code violations pursuant to sections 13 to 28 of this act involving premises located wholly or partly within Ramsey county.*

Sec. 5. Minnesota Statutes 1971, Section 488A.35, Subdivision 2, is amended to read:

Subd. 2. [JURISDICTION.] Said court shall have jurisdiction to hear, try and determine civil actions and proceedings as follows:

(1) Any action arising on contract for the recovery of money only, if the sum claimed does not exceed \$4,000, exclusive of interest accruing after commencement of said action, and costs and disbursements.

(2) Any action for damages for an injury to the person, or to real property, or for taking, detaining or injuring personal property, if the damages claimed, or, in replevin, the value of the property in controversy, does not exceed \$4,000, exclusive of interest accruing after the commencement of said action, and costs and disbursements.

(3) Any action for a penalty, given by statute, not exceeding \$4,000, exclusive of interest accruing after the commencement of said action, and costs and disbursements.

(4) Any action upon a bond, conditioned for the payment of money, not exceeding \$4,000, exclusive of interest accruing after the commencement of said action, and costs and disbursements, though the penalty exceeds that sum, the judgment to be given for the sum actually due. When the payments are to be made by installments, an action may be brought for each installment as it becomes due.

(5) Any action upon official bond, or bond taken in said court, if the penalty does not exceed \$4,000.

(6) To take and enter judgment on the confession of a defendant, when the amount does not exceed \$4,000, exclusive of interest accruing after the commencement of said action, and costs and disbursements.

(7) To hear and determine all questions that may arise in actions before it under Minnesota Statutes, Chapter 566 and the amendments thereto, relating to forcible entries and unlawful detainer, whether involving the title to real estate or otherwise and actions seeking relief for code violations pursuant to sections 13 to 28 of this act.

(8) Said court shall also have all the powers of jurisdiction conferred by law upon justices of the peace in this state."

Page 9, line 8, delete "*district court*" and insert in lieu thereof "*county court, or municipal court in the counties of Hennepin, Ramsey or St. Louis*,".

Renumber the sections in sequence.

Further, amend the title in line 6 after "Sections" by inserting "487.17; 488.04, Subdivision 4; 488A.01, Subdivision 5; 488A.18, Subdivision 6; 488A.35, Subdivision 2;".

H. F. No. 1556 upon which it recommended to pass with the following amendment offered by Pavlak, R. L.:

The printed bill, as follows:

Page 1, line 7, after the period insert the following language: "*The license so authorized may be vested, with the prior approval of the civic center authority, in any person, firm or corporation who has contracted for the use of the civic center premises for an event or a caterer of such person, firm or corporation approved by the civic center authority. The license may be vested*

*in such person, firm, corporation or caterer notwithstanding the fact that such person, firm, corporation or caterer may hold another "on sale" license in its own right, but such license vested by the authority shall expire upon termination of the contracted event."*

Page 1, line 7, after the word "license" and before the word "shall", insert "*to the authority*".

S. F. No. 488 upon which it recommended to pass with the following amendment offered by LaVoy:

The printed bill, as follows:

Page 1, line 21, after the word "*equipment*" strike "*except boats*".

Page 1, strike lines 28 through 31.

Page 2, strike line 1.

H. F. No. 884 upon which it recommended to pass with the following amendment offered by Menke:

The printed bill, as follows:

Page 2, line 35, after the word "*Medicine*" and before the period, insert the following: "*; provided that at all times said regional councils shall be coterminous with the administrative regions established by the Department of Natural Resources*".

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 the Conference Committee on H. F. No. 437:

Jude, Prahl, and Kvam.

#### ADJOURNMENT

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, April 19, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

