

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FORTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, MONDAY, APRIL 30, 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, C.	McMillan	Salchert
Adams, S.	Dieterich	Johnson, D.	Menke	Samuelson
Andersen, R.	Dirlam	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eken	Jopp	Moe	Schreiber
Anderson, I.	Enebo	Jude	Mueller	Schulz
Becklin	Erdahl	Kahn	Munger	Searle
Belisle	Erickson	Kelly	Nelson	Sherwood
Bell	Esau	Kempe	Niehaus	Sieben, H.
Bennett	Faricy	Klaus	Norton	Sieben, M.
Berg	Ferderer	Knickerbocker	Ohnstad	Skaar
Berglin	Fjoslien	Kvam	Ojala	Smith
Biersdorf	Flakne	Laidig	Parish	Spanish
Boland	Forsythe	Larson	Patton	Stangeland
Braun	Fudro	LaVoy	Pavlak, R.	Stanton
Brinkman	Fugina	Lemke	Pavlak, R. L.	Swanson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Tomlinson
Carlson, B.	Graw	Lindstrom, J.	Peterson	Ulland
Carlson, L.	Grove	Lombardi	Pieper	Vanasek
Casserly	Hagedorn	Long	Pleasant	Vento
Cleary	Hanson	Mann	Prahl	Voss
Clifford	Haugerud	McArthur	Quirin	Weaver
Connors	Heinitz	McCarron	Resner	Wenzel
Culhane	Hook	McCauley	Rice	Wohlwend
Cummiskey	Jacobs	McEachern	Ryan	Wolcott
Dahl	Jaros	McFarlin	St. Onge	Mr. Speaker

A quorum was present.

Myrah, Newcome, and Wigley were excused. Carlson, D., was excused until 3.15 p.m.

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

ELECTION OF OFFICER

Mann placed the name of Reverend Richard L. Krenzke in nomination for Chaplain.

There being no further nominations, the Speaker declared the nominations closed.

The question being called on the election of the above named officer, the following voted for the nominee:

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

Having received the majority vote of all members voting, the nominee was declared duly elected Chaplain of the House of Representatives.

OATH OF OFFICE

The oath of office was administered to the Chaplain-elect by the Speaker.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 677, 1865, 2246, 1569, 2144, 1620, 1940, 2072, 1355, 1681, 1737, 1909, 1342, 1593, 1752, 1853, 1918, 2002, 2052, 2053, 2096, 2097, 2162, 2205, 2206, 2238, 2239, 2240, 1949, 2241, 873, 1118, 1252, 1403, 1531, 1570, 1702, 1716, 1772, 53, 938, 950, 1198, 1426, 1675, 1960, 2007, 2029, 2105, 2129, 2160, 2173, 1550, 2127, 2365, 1517, 1425, 1110, 1471, 890, 1065, 1845, 1354, 2297, 1825, 1939, 1071, 2164, and 2208 have been placed in the members' files.

S. F. No. 1080 and H. F. No. 1378, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that in H. F. No. 1378, page 1, lines 11 through 15, contain in part the following language:

"In accordance with the terms and provisions of this section, the Minnesota historical society shall administer and control this historic site in Hennepin county which is described as follows:"

whereas, S. F. No. 1080 does not contain this language.

SUSPENSION OF RULES

Swanson moved that the rules be so far suspended that S. F. No. 1080 be substituted for H. F. No. 1378 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 910 and H. F. No. 1043, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1043, page 1, lines 14 and 15, contain the language "*unless permitted by resolution of the local governing authority*" whereas, S. F. No. 910, does not contain this language.

SUSPENSION OF RULES

Hanson moved that the rules be so far suspended that S. F. No. 910 be substituted for H. F. No. 1043 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1627 and H. F. No. 1865, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1865, page 1, lines 7 through 18, reads as follows:

"Section 1. Minnesota Statutes 1971, Section 17.54, Subdivision 1, is amended to read:

17.54 [ADVISORY BOARDS; MEMBERSHIP; ELECTION; TERM.] Subdivision 1. [CREATION.] An advisory board is hereby created for the producers of each agricultural commodity who file with the commissioner a petition requesting that the producers of such commodity be subjected to the provisions of sections 17.51 to 17.69, which petition is signed by (1,500) 500 or 15 percent, whichever is less, of the producers of such commodity. Such petition shall be certified by at least two producers to have been signed only by producers of the commodity involved.";

whereas, S. F. No. 1627 does not contain this language.

In H. F. No. 1865, Sec. 2 is identical to Section 1 of S. F. No. 1627.

In H. F. No. 1865, Sec. 3 is identical to Sec. 2 of S. F. No. 1627.

In H. F. No. 1865, page 1, lines 4 and 5 of the title read: "1971, Sections 17.54, Subdivisions 1 and 5; and 17.56, Subdivision 3."; whereas, in S. F. No. 1627, page 1, lines 4 and 5 of the title read: "1971, Sections 17.54, Subdivision 5; and 17.56, Subdivision 3.".

SUSPENSION OF RULES

Johnson, C., moved that the rules be so far suspended that S. F. No. 1627 be substituted for H. F. No. 1865 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following reports were received, filed in the Chief Clerk's Office, and distributed to each member: Biennial Report of the Department of Iron Range Resources and Rehabilitation.

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

April 27, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 127, An act relating to Itasca county; authorizing the issuance of an on-sale license for the sale of intoxicating liquor.

H. F. No. 420, An act relating to savings banks; authorizing and regulating the making of consumer installment loans.

H. F. No. 492, An act relating to the Village of Prior Lake, authorizing the village to conduct public or private sales of its surplus park lands, proceeds to be dedicated to park capital fund.

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

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

H. F. No. 946, An act relating to game and fish; fishing by certain institutional inmates or patients; amending Minnesota Statutes 1971, Section 98.47, Subdivision 12.

H. F. No. 1185, An act relating to the employment by the city of Minneapolis of certain persons pursuant to a training program, amending Laws 1969, Chapter 1093, Section 1.

H. F. No. 1187, An act relating to certain persons in the unclassified service of the city of Minneapolis; amending Laws 1969, Chapter 937, Section 1, Subdivision 1.

H. F. No. 1218, An act relating to retirement; establishing a retirement program for officials and employees of the city of Minneapolis as a continuation of the program contained in Minnesota Statutes, Chapter 422; repealing Minnesota Statutes 1971, Chapter 422.

H. F. No. 1258, An act relating to taxation; providing for a minimum penalty for failure to file a cigarette use tax return;

amending Minnesota Statutes 1971, Section 297.23, by adding a subdivision.

Sincerely,

WENDELL R. ANDERSON
Governor

REPORTS OF STANDING COMMITTEES

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1104, A bill for an act relating to St. Louis Park; permitting city council to direct or serve on housing and redevelopment authority or to contract with other governmental units for services provided by such authority.

Reported the same back with the following amendments:

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

"Section 1. [ST. LOUIS PARK, WINONA; HOUSING AND REDEVELOPMENT AUTHORITY.] Subdivision 1. Notwithstanding the provisions of Minnesota Statutes, Section 462.425, or any other law or charter provision to the contrary, the city council of St. Louis Park, or the city council of Winona, by ordinance, may permit members of the respective city councils to serve on said authority.

Subd. 2. The purpose, scope and authority of the housing and redevelopment authority of each of the cities shall be the same as that provided for under Minnesota Statutes, Sections 462.415 to 462.716.

Sec. 2. [CONTRACT FOR SERVICES.] The city councils of each of the cities may enter into contracts with other governmental units pursuant to Minnesota Statutes, Section 471.59, whereby the services, functions and powers of housing and redevelopment authority under Minnesota Statutes, Sections 462.415 to 462.716, may be provided and exercised in any manner permitted by section 471.59.

Sec. 3. This act shall become effective with regard to each of the cities upon its approval by the governing body of each city and upon compliance with Minnesota Statutes, Section 645.021."

Further amend the title in the following manner:

Page 1, line 2, strike "city of St. Louis Park" and insert in lieu thereof: "cities of St. Louis Park and Winona".

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

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1709, A bill for an act relating to city, village, or borough programs of public recreation and playgrounds, the acquisition and betterment of land, buildings, and other facilities therefor, including cultural facilities, and the leasing and sale of such facilities to nonprofit corporations engaged in such programs; amending Minnesota Statutes 1971, Section 471.191, Subdivision 1.

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

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1811, A bill for an act relating to villages; authorizing village contributions to village chamber of commerce.

Reported the same back with the following amendments:

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

"Section 1. Minnesota Statutes 1971, Section 465.56, is amended to read:

465.56 [CITIES, VILLAGES, AND BOROUGHES MAY LEVY TAXES FOR ADVERTISING PURPOSES.] The governing body of any village, borough, or city of the fourth class may, (WHEN AUTHORIZED BY THE ELECTORS THEREOF,) as hereinafter provided, annually levy a tax of not to exceed one mill on all the taxable property within such village, borough, or city, but in no event shall more than \$2,000 be raised in any one year for the purpose of advertising the village, borough, or city and its resources and advantages. Such tax shall be levied in the same manner and at the same time as taxes for other municipal purposes are levied, and shall be collected in the same manner. The proceeds of such tax shall be used only for the purpose of advertising such village, borough, or city or for cooperative programs of promotion for the area by more than one such village, borough, or city and its resources and advantages; provided, that the annual expenditure for such purposes by any such village, borough, or city is hereby limited to the sum of \$2,000, provided, nothing in sections 465.56 and 465.57 shall permit the levy of any tax in excess of the amount authorized by sections 275.11 to 275.16."

Further amend the title in the following manner:

Page 1, line 2, strike "villages;" and insert in lieu thereof: "villages, boroughs, and cities of the fourth class;".

Page 1, line 3, after the word "village", and before "contributions", insert ", borough, or city's" after the word "to" and before "chamber", insert ", borough or city's".

Page 1, line 4, after the word "commerce", insert ", amending Minnesota Statutes 1971, Section 465.56".

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

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1871, A bill for an act relating to the village of Roseville; authorizing the issuance of on-sale licenses for the sale of intoxicating liquor.

Reported the same back with the following amendments:

Page 1, line 7, after "Roseville" insert "and the city of Brooklyn Center".

Page 1, line 8, after "licenses" insert "each".

Page 1, line 13, after "effective" insert "as to the village of Roseville,".

Page 1, line 14, after "Roseville" insert "and as to the city of Brooklyn Center, upon approval by the city council of the city of Brooklyn Center,".

Further, amend the title in line 2, page 1, after "Roseville" insert the following: "and the city of Brooklyn Center".

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

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1872, A bill for an act relating to the city of Hutchinson; authorizing the city to acquire and develop an off-street parking area to serve the central business district, and to issue bonds therefor.

Reported the same back with the following amendments:

Page 1, line 11, after the comma insert "including existing off-street parking facilities,".

Page 1, line 27, before the period insert "and to recall and pay in full from the proceeds of any bond sale made pursuant to this act, all outstanding revenue bonds previously issued for off-street parking".

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

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1965, A bill for an act relating to the suspension of employees in the classified service of the city of Minneapolis.

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

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2178, A bill for an act relating to the city of Saint Paul; authorizing the condemnation of real property pursuant to the procedures set forth in its home rule charter.

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

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2179, A bill for an act relating to the city of Hopkins; authorizing the levy, cancellation, and relevy of special assessments for automobile parking facilities.

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

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2397, A bill for an act relating to zoning; authorizing board of appeals to permit variances for use of one family dwellings; amending Minnesota Statutes 1971, Section 462.357, Subdivision 6.

Reported the same back with the recommendation that 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. 279, A bill for an act relating to hearing aids; permitting sales only upon the recommendation of persons licensed to practice medicine; providing a penalty.

Reported the same back with the following amendments:

Page 1, line 8, strike "For purposes of this section,".

Page 1, strike lines 9 through 14 and insert in lieu thereof "“Hearing aid” means any instrument or device designed for or represented as aiding defective human hearing, and its parts, attachments, or accessories, including but not limited to ear molds. Batteries and cords shall not be considered parts, attachments, or accessories of a hearing aid.”.

Page 1, line 18, strike "medical".

Page 1, line 18, after "person" and before the period insert "who is neither employed by, or in a business relationship with, a seller of hearing aids".

Page 1, line 19, strike "medical".

Page 1, line 20, strike everything after "audiologist," and before the period and insert "otolaryngologist, otologist, or licensed medical doctor. "Audiologist" means an individual who holds a master's degree or doctor's degree in audiology from a college or university that is fully accredited by the North Central Association of Colleges and Secondary Schools or an equivalent accrediting association".

Page 1, at the end of line 25, insert "Nothing in this act shall apply to a sale solely limited to either repair services or replacement parts, or both, for a hearing aid already owned by a consumer or to the sale of a replacement hearing aid to an aid already owned by a consumer."

Add a new Section 2 as follows:

"Sec. 2. Adults who are legally competent may be exempted from the provisions of Section 1, Subdivisions 2 and 3, if they sign a waiver acknowledging that they have been provided a copy of this law printed in large typeface (at least 14-point) and that the law has been read aloud to them by the hearing aid vendor. A copy of the signed waiver will be kept on file for three years from the date of sale."

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. 413, A bill for an act relating to private detectives and protective agents; providing regulations therefor; prescribing penalties; amending Minnesota Statutes 1971, Sections 326.331; 326.332, Subdivision 1; 326.333; 326.336; 326.337; 326.338, by adding a subdivision; 326.339; and Chapter 326, by adding sections; repealing Minnesota Statutes 1971, Section 326.335.

Reported the same back with the following amendments:

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

"Section 1. Minnesota Statutes 1971, Chapter 326, is amended by adding a section to read:

[326.32] [DEFINITIONS.] *Subdivision 1. As used in Minnesota Statutes, Sections 326.331 to 326.339, and this act, the terms defined in this section have the meanings given them.*

Subd. 2. "Board" means the private detective and protective agent licensing board.

Subd. 3. "Board member" means any person appointed as a member of the private detective and protective agent licensing board.

Subd. 4. "Chairman" means the board member designated by the board to act in the capacity of board chairman.

Subd. 5. "Board review" means the review, by the board, of a private detective or protective agent license application, in conjunction with other pertinent facts and information related to the application.

Subd. 6. "Board hearing" means a formal public hearing including the testimony of witnesses and board power of subpoena.

Subd. 7. "Board finding" means any determinations or findings of the board as a result of a board review or board hearing.

Subd. 8. "Applicant" means any individual, partnership or corporation who has made application for a private detective or protective agent license.

Subd. 9. "License" means a private detective license or a protective agent license.

Subd. 10. "Licensee" means any individual, partnership or corporation licensed to perform the duties of a private detective or a protective agent.

Subd. 11. "Public member" means a person who is not, or never was, a member of the profession or occupation being licensed or regulated, or the spouse of any such person or a person who has not, nor ever has had, a material financial interest in either the providing of the professional service being licensed or regulated or an activity directly related to the profession or occupation being licensed or regulated.

Sec. 2. Minnesota Statutes 1971, Section 326.331, is amended to read:

326.331 [LICENSES.] No person shall engage in the business of private detective, investigator, or protective agent for hire, fee or reward (UNLESS PREVIOUSLY LICENSED), or advertise or indicate in any letter, document or verbally that he is so engaged or available to supply such services without having first obtained a license as herein provided. Any person desiring to engage in such business may for each office or agency to be maintained by such person apply to the commissioner of public safety for a license. Upon application by any person qualified under section 326.331 to 326.339 to engage in such business, the (COMMISSIONER) private detective and protective agent licensing board shall issue such a license for a period of two years upon the conditions herein set forth, such license to continue for said period so long as such licensee remains a qualified person and complies with the provisions of sections 326.331 to 326.339

and with the laws of Minnesota. No person shall be deemed qualified to hold such a license who is not a citizen of the United States or who has been convicted of felony by the courts of this or any other state or of the United States, or who has been convicted anywhere of acts which if done in Minnesota would be assault, theft, larceny, unlawful entry, extortion, defamation, buying or receiving stolen property, using, possessing, or carrying weapons or burglar tools or escape, or who has been convicted in any other country of acts which if done in Minnesota would be a felony or would be any of the other offenses specified above, nor shall any person who shall make any false statement in any application for license hereunder be deemed a qualified person to hold any such license. No other license shall be required by any other political unit or subdivision.

Sec. 3. Minnesota Statutes 1971, Section 326.332, Subdivision 1, is amended to read:

326.332 [APPLICATION FOR LICENSE.] Subdivision 1. The application for such license shall be in duplicate and shall state:

(1) The full name, age, sex, residence for the past five years, present and previous occupations and employers, of all persons signing the application;

(2) That each person signing the application is a citizen of the United States *and has attained the age of majority*;

(3) That the person, firm, or corporation applying for the license is a residence of the state of Minnesota, or that the applicant holds an equivalent license in another state, which state shall be set forth;

(4) The municipality, stating the street and number or such apt description as will reasonably indicate the location in said municipality, where the licensed office of the applicant is to be located;

(5) Such further facts as may be required by the commissioner of public safety to show the good character, competency and integrity of each person signing the application;

(6) If applicant is a corporation, the name of the corporation, the date and place of its incorporation, the location of its principal place of business or registered office, in its state of incorporation;

(7) *That the applicant has been a bona fide resident of the state of Minnesota for a period of six months immediately preceding the filing of the application or is presently a license holder in another state;*

(8) *That the license holder, one member of a partnership or one corporate member of a corporation shall be an active participant in said licensee's business, and that the branch manager or director of a licensee's Minnesota based office shall have the same qualifications as a license holder and shall comply with all provisions of sections 326.331 to 326.339.*

Sec. 4. Minnesota Statutes 1971, Section 326.333, is amended to read:

326.333 [INFORMATION AND MATERIAL ACCOMPANYING APPLICATION.] Each such application shall be accompanied by:

(1) A surety bond executed by a company authorized to do business in the state of Minnesota wherein the applicant shall be principal, with sureties to be approved by the commissioner of public safety, to the state of Minnesota, in the penal sum of \$5,000, upon the condition that applicant and each of applicant's employees shall faithfully observe all the laws of Minnesota and of the United States, including sections 326.331 to 326.339, and shall pay all damages suffered by any person by reason of the violation of any such law by applicant or by the commission of any wilful and malicious wrong by any such applicant in the course of the conduct of such business. Action upon such bond may be brought by any person so aggrieved not later than within two years of the act complained of;

(2) For each person signing the application the verified certificates of at least five citizens not related to the signer who have known the signer for more than five years, certifying that the signer is of good moral character;

(3) Two photographs and a full set of fingerprints for each person signing the application;

(4) A duly acknowledged certificate evidencing the fact that at least one of the persons signing the application *for private detective* has been regularly employed as a detective *by a licensed detective agency* or has been a member of the United States government investigative service, a sheriff or member of a city police department of a rank or grade *of sergeant or higher (THAN THAT OF PATROLMAN)*, or equivalent occupation, for a period of not less than three years;

(5) An acknowledged certificate evidencing the fact that at least one of the persons signing the application for protective agent has been regularly employed as a detective or has been a member of the United States government investigative service, a sheriff or member of a city police department *or has completed a course prescribed by the state police officers training board.* (OF A RANK OR GRADE HIGHER THAN THAT OF PATROLMAN, OR EQUIVALENT PART TIME OCCUPATION OR SPECIAL TRAINING, FOR A PERIOD OF NOT LESS THAN THREE YEARS.)

Sec. 5. Minnesota Statutes 1971, Chapter 326, is amended by adding a section to read:

[326.33] [PRIVATE DETECTIVE AND PROTECTIVE LICENSING BOARD; CREATION; DUTIES; APPEAL.]
Subdivision 1. There is hereby created a private detective and protective agent licensing board, consisting of the attorney general or a departmental employee designated by him; the superintendent of the bureau of criminal apprehension or a depart-

mental employee designated by him; a licensed private detective; and two public members appointed by the governor to a term of three years.

The board members shall meet on a regular basis and conduct such business ascribed to the board by the provisions of sections 326.331 to 326.339. The board shall designate one of the board members to fulfill the capacity of board chairman who will remain in the capacity of chairman for a term of one year. The board shall have the option of retaining or replacing a board member as chairman.

Subd. 2. It shall be the duty of the board to receive and review all applications for private detective and protective agent licenses and render approval or denial of the issuance of such licenses within the intent of sections 326.331 to 326.339.

(1) Upon conducting a board review of the application the board may approve the application for licensing and shall subsequently issue a license.

(2) Upon conducting a board review of the application the board may deny the application for licensing on the grounds that the applicant does not conform to the provisions of sections 326.331 to 326.339.

(3) Upon denial of a license the board chairman shall notify the applicant of the board finding and the facts and circumstances that constitute the board finding. The board chairman shall advise the applicant of the right of the applicant to a hearing pursuant to Minnesota Statutes, Sections 15.0418 to 15.0424.

Subd. 3. It shall be the duty of the board to receive objections to the continued possession of a license by a licensee on the ground that such licensee has not observed the provisions of sections 326.331 to 326.339, or any other law of Minnesota, or has ceased to be a qualified person, providing such objection is in the form of a written complaint.

(1) Upon receipt of an objection the board shall notify the licensee of such objection and the contents of the complaint and shall appoint a time and place for a board hearing.

(2) The board shall conduct a hearing relative to the objection and the contents of the written complaint and determine whether the allegations of such objection or complaint are true. The board hearing shall be public and be had upon the testimony of witnesses under oath, and the board shall have the power to compel the attendance of witnesses and the production of evidence by application to any district court for subpoena to require testimony or a subpoena duces tecum, and to receive testimony by deposition taken by stipulation or pursuant to a commission which may be issued by any district court as in civil actions. If the averments of the objection or of the complaint be supported by a preponderance of the credible evidence presented at such board hearing, the board shall make findings of fact and, as the case may be, revoke the license or suspend it for a period of not

more than one year. If the objection or complaint is not supported by a preponderance of credible evidence, the board may dismiss the objection or complaint.

(3) If a licensee or any employee of a licensee while acting in the capacity of a private detective or protective agent violates any provision of sections 326.331 to 326.339, such licensee may be subject to a board hearing and the suspension of the holder's license.

(4) If any licensee is convicted of a felony, such licensee shall be the subject of a board hearing and shall be subject to the revocation of the holder's license.

Subd. 4. Whoever shall fail to appear before a board hearing after receiving proper and timely notice shall forfeit by default any interest in the proceedings.

Subd. 5. Members of the private detective and protective agent licensing board shall receive, in addition to necessary traveling and lodging expenses, \$35 per day for each day actually engaged in board activities, provided, however, members of the board who are state employees will be governed by state rules and regulations regarding travel expense and per diem payments.

Sec. 6. Minnesota Statutes 1971, Section 326.334, is amended to read:

326.334 [FEES; LICENSING PROCEDURE.] Subdivision 1. Each such applicant for private detective license shall pay to the (COMMISSIONER OF PUBLIC SAFETY) board a fee, if an individual, of \$125 or if a partnership or corporation of \$250, which fee shall be returned to the applicant if the application for license be denied. Each applicant for protective agent shall pay to the (COMMISSIONER) board a fee, if an individual, of \$62.50, or if a partnership or corporation of \$125, which fee shall be returned to the applicant if the application for license be denied. Upon the receipt of any such application, the (COMMISSIONER) board forthwith shall:

(1) Post notice in (HIS) *their* office and notify persons who specifically request notification thereof;

(2) Transmit to the bureau of criminal apprehension the duplicate copy of the application and the fingerprints of the signers;

(3) Conduct such further investigation as (HE) *they* shall deem necessary to determine the competence and fitness of the applicant.

Subd. 2. It shall be the duty of the bureau of criminal apprehension to compare such fingerprints with state criminal identification records, to conduct a sufficient investigation of the persons signing such application so as to determine their competence, character and fitness for such a license, and to report his

findings to the (COMMISSIONER) *board*. (IF WITHIN 20 DAYS OF SUCH POSTING NO PERSON HAS OBJECTED IN WRITING TO THE COMMISSIONER TO THE ISSUANCE OF SUCH LICENSE, IF IT SHALL APPEAR THAT THE STATEMENTS IN THE APPLICATION ARE TRUE, AND IF IT SHALL APPEAR FROM THE INVESTIGATIONS OF THE BUREAU OF CRIMINAL APPREHENSION AND THE COMMISSIONER THAT THE APPLICANT IS QUALIFIED FOR SUCH LICENSE; THEN THE COMMISSIONER SHALL ISSUE A LICENSE TO SUCH APPLICANT.)

(SUBD. 3. ANY SUCH LICENSE SO ISSUED SHALL BE IN A FORM TO BE PRESCRIBED BY THE COMMISSIONER, SHALL SPECIFY THE FULL NAME OF THE APPLICANT, THE REGISTERED ADDRESS OF THE OFFICE OR AGENCY FOR WHICH ISSUED, THE DATE ON WHICH IT IS ISSUED, THE DATE ON WHICH IT WILL EXPIRE, AND SHALL BE KEPT CONSPICUOUSLY POSTED IN THE OFFICE OR PLACE OF BUSINESS OF THE LICENSEE FOR WHOM ISSUED.)

Subd. (4) 3. The license granted (PURSUANT TO THIS SECTION) shall expire after a period of two years, and may be renewed by the (COMMISSIONER) *board* so long as the applicant remains qualified. Application for renewal shall be made by the licensee on a form prescribed by the (COMMISSIONER) *board*, shall be accompanied by (A) *the fee (OF \$25 FOR PRIVATE DETECTIVE OR \$12.50 FOR PROTECTIVE AGENT) hereinafter prescribed*, and a surety bond equivalent to that required by section 326.333, and shall be filed with the (COMMISSIONER) *board* before the date of expiration of the previously issued license. *The fee for renewal of a private detective or protective agent license shall be based on an applicant's average estimated daily employment of private detective and protective agents in the state of Minnesota as follows: 500 or more such employees, \$1,000; 100 or more such employees, \$500; 50 or more such employees, \$100; 10 or more such employees, \$75; less than 10 such employees, \$50.*

Subd. (5) 4. If a licensee moves his office or agency to an address other than that described in the license certificate, he shall, within 24 hours immediately following such move, send his license certificate, together with written notice to the (COMMISSIONER) *board*, which notice shall describe the premises to which such move is made and the date on which it was made. Upon receipt of such certificate and notice the (COMMISSIONER) *board* shall endorse on the face thereof the date of such change and the new registered address of such office or agency, and shall return the certificate to the licensee.

Subd. (6) 5. In the case of a corporate licensee, due notice of the death, resignation or removal of any person who has signed the application shall forthwith be given to the (COMMISSIONER) *board*, together with a copy of the minutes of any meeting of the board of directors indicating the death, resignation or

removal of such person, and the election or designation of the successor thereof.

Subd. (7) 6. Every license certificate shall be surrendered to the (COMMISSIONER) *board* within 72 hours after its term shall have expired or after notice in writing to the holder that such license has been revoked.

Subd. (8) 7. (EVERY LICENSE ISSUED PRIOR TO THE PASSAGE OF LAWS 1957, CHAPTER 774, SHALL EXPIRE ON DECEMBER 31, 1958, BUT MAY BE RENEWED IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION; PROVIDED, THAT THE HOLDER OF SUCH A LICENSE SHALL HAVE WITHIN SIX MONTHS AFTER THE PASSAGE OF LAWS 1957, CHAPTER 774, FURNISHED THE COMMISSIONER WITH THE INFORMATION AND MATERIAL REQUIRED BY SECTIONS 326.332 AND 326.333.) *All fees accruing to the board shall be paid into the general fund in the state treasury. The cost of administering this act shall be paid from appropriations made to the board.*

Sec. 7. Minnesota Statutes 1971, Section 326.336, is amended to read:

326.336 [EMPLOYEES OF LICENSES.] *Subdivision 1. A licensee may employ, in connection with the business of private detective or protective agent, as many unlicensed persons as may be necessary; provided however, that every licensee is at all times accountable for the good conduct of every person employed by him in connection with the business of private detective or protective agent.*

Subd. 2. (NO LICENSEE SHALL KNOWINGLY EMPLOY ANY PERSON NOT QUALIFIED TO HOLD A LICENSE. NO PERSON SHALL BE EMPLOYED BY ANY LICENSEE UNTIL HE SHALL HAVE EXECUTED UNDER OATH AND FURNISHED SUCH LICENSEE A STATEMENT SETTING FORTH HIS FULL NAME, AGE AND RESIDENCE, THE BUSINESS OR OCCUPATION IN WHICH HE HAS BEEN ENGAGED FOR THE THREE YEARS IMMEDIATELY PRECEDING, DISCLOSING THE PLACE OR PLACES OF SUCH BUSINESS OR OCCUPATION AND THE NAME OR NAMES OF HIS EMPLOYERS AND SHOWING THAT HE HAS NEVER BEEN CONVICTED OF A FELONY OR OF ANY OFFENSE, DISQUALIFYING HIM FROM HOLDING A LICENSE UNDER SECTIONS 326.331 TO 326.339, AND SETTING FORTH SUCH FURTHER INFORMATION AS THE COMMISSIONER MAY BY RULE REQUIRE TO SHOW THE GOOD CHARACTER, COMPETENCY AND INTEGRITY OF THE PERSON EXECUTING THE STATEMENT. NO EMPLOYEE OF ANY LICENSEE SHALL DIVULGE TO ANYONE OTHER THAN HIS EMPLOYER, OR AS HIS EMPLOYER SHALL DIRECT, EXCEPT AS HE MAY BE REQUIRED BY LAW, ANY INFORMATION ACQUIRED BY HIM DURING SUCH EMPLOYMENT IN RESPECT OF ANY MATTER OR INVESTIGATION UNDERTAKEN OR DONE BY SUCH

EMPLOYER. ANY SUCH EMPLOYEE WHO SHALL MAKE ANY FALSE STATEMENT IN HIS EMPLOYMENT STATEMENT OR WHO SHALL VIOLATE THE PROVISIONS OF THIS SECTION, OR WHO SHALL WILFULLY MAKE A FALSE REPORT TO HIS EMPLOYER IN RESPECT OF ANY MATTER IN THE COURSE OF HIS EMPLOYER'S BUSINESS SHALL BE GUILTY OF A GROSS MISDEMEANOR. EACH EMPLOYEE OF A LICENSE HOLDER SHALL HAVE IN HIS POSSESSION AN IDENTIFICATION CARD BEARING HIS NAME, PICTURE, EMPLOYER, SIGNATURE, AND SUCH OTHER INFORMATION AS THE LICENSE HOLDER ISSUING THE IDENTIFICATION CARD CARES TO INCLUDE.) *An identification card shall be issued to each employee of a private detective agency or protective agency and shall be in his possession at all times. Such identification card shall be issued by the license holder and contain the license holder's logo, corporate or company name, duly signed by the license holder or branch manager, the office address of the license holder or Minnesota branch of said license holder, the employee's photograph, and physical description, and shall bear the employee's signature. No identification card shall (CONTAIN) bear the word "police" or any other marking indicating the holder is a member of a police department or peace officer. The issuing agency shall have its name printed in full on said card and no initials that would correspond with municipal, state or federal law enforcement agencies shall be printed thereon.*

Subd. 3. Any person who shall be issued an identification card, badge, holster, weapon, shield or any other equipment bearing the name, trademark or trade name, or any combination thereof, of any licensed agency, or indicating that such person is a private detective, private protective agent, or employee of same, who does not return such badge, weapon, holster, identification card, uniform emblem, or other equipment to the owner thereof within ten days of the termination of his employment, or the receipt by him of a written request to return same, made by registered mail to his last known address, whichever shall last occur, shall be guilty of a misdemeanor.

Subd. 4. No employee of any licensee shall divulge to anyone other than his employer, or as his employer shall direct, except as he may be required by law, any information acquired by him during such employment in respect of any matter or investigation undertaken or done by such employer. Any employee who shall make any false statement in his employment statement or who wilfully makes a false report to his employer in respect to any matter in the course of his employer's business, or who shall otherwise violate the provisions of this subdivision is guilty of a misdemeanor.

Sec. 8. Minnesota Statutes 1971, Section 326.337, is amended to read:

326.337 [VIOLATIONS.] *Subdivision 1. It is unlawful for the holder of a license knowingly to commit any of the follow-*

ing acts within or without the state of Minnesota: To incite, encourage, or aid in the incitement or encouragement of any person who has become a party to any strike to do unlawful acts or to incite, stir up, create, or aid in the inciting of discontent or dissatisfaction among the employees of any person, firm, or corporation with the intention of having them strike; to interfere with or prevent lawful and peaceful picketing during strikes; to interfere with, restrain or coerce employees in the exercise of their right to form, join, or assist any labor organization of their own choosing; to interfere with or hinder the lawful or peaceful collective bargaining between employees and employers; to pay, offer or give any money, gratuity, favor, consideration, or other thing of value, directly or indirectly, to any person for any verbal or written report of the lawful activities of employees in the exercise of their right of self-organization and their right to form, join, or assist labor organizations and to bargain collectively through representatives of their own choosing; to advertise for, recruit, furnish or replace, or offer to furnish or replace, for hire or reward, within or without Minnesota, any help or labor, skilled or unskilled, or to furnish or offer to furnish armed guards, other than armed guards regularly employed for the protection of payrolls, property, or premises, for service upon property which is being operated in anticipation of or during the course or existence of a strike, or furnish armed guards upon the highways, for persons involved in labor disputes, or to furnish or offer to furnish to employers or their agents any arms, munitions, tear gas implements, or any other weapons; to use in any manner the word "police" on any vehicle, badge, emblem, stationery, advertising of any private detective or protective agent as defined in section 326.338 and no vehicle, emblem, or badge shall be designed or worn as imitative of any such vehicle, emblem, or badge used by a police department, highway patrol, or peace officer, or to send letters or literature to employers offering to eliminate labor unions, or distribute or circulate any list of members of a labor organization, or to advise any person of the membership of an individual in a labor organization for the express purpose of preventing those so listed or named from obtaining or retaining employment. (THE VIOLATION OF ANY OF THE PROVISIONS OF THIS SECTION SHALL CONSTITUTE A MISDEMEANOR AND SHALL BE PUNISHABLE BY A FINE OF NOT LESS THAN \$500 OR ONE YEAR'S IMPRISONMENT OR BOTH.) *Any person who violates the provisions of this subdivision is guilty of a gross misdemeanor.*

Subd. 2. It is unlawful for the holder of a license to collect or offer or attempt to collect or directly or indirectly to engage in a business of collecting of debts or claims of any kind, excepting recovery for the payee of money described in a dishonored check given for goods, money, or services furnished by the payee, and excepting, that the repossession of property in the temporary possession of defaulting purchasers of conditional sale agreements or under other circumstances by which title to said property has not been transferred to the temporary possessor shall not be considered a violation of this section.

Subd. 3. It is unlawful for any agent or employee of a license holder to display, wear any badge or emblem, or to purport himself as being a private detective or protective agent, except as may be directed by the license holder.

Subd. 4. A private detective or protective agent licensed under the provisions of sections 326.331 to 326.339 and this act, may, in the course and conduct of his business, carry a firearm in any municipality of the state if he has met the registration and licensing requirements regarding firearms of a municipality wherein registration and licensing is a requirement.

Subd. 5. Any person violating the provisions of subdivisions 2 to 4 is guilty of a misdemeanor.

Sec. 9. Minnesota Statutes 1971, Section 326.338, is amended by adding a subdivision to read:

Subd. 3. Any person or company that responds to any alarm signal device, burglar alarm, television camera, still camera, or any other mechanical or electronic device installed or used to prevent or detect burglary, theft, shoplifting, pilferage, and other losses is deemed to be in the business of protective agent and is subject to the provisions of sections 326.331 to 326.339.

Sec. 10. Minnesota Statutes 1971, Section 326.339, is amended to read:

326.339 [VIOLATIONS.] *Unless otherwise specifically provided any violation of any provision or requirement of sections 326.331 to 326.339 (NOT OTHERWISE PUNISHABLE SHALL BE DEEMED) is a gross misdemeanor.*

Sec. 11. **[APPROPRIATIONS.]** *There is appropriated to the private detective and protective agent licensing board from the general fund in the state treasury \$20,000 for carrying out the provisions of sections 326.331 to 326.339. Notwithstanding Minnesota Statutes 1971, Section 16.17, or any other law relating to the lapse of an appropriation, the appropriation made by this section shall not lapse prior to June 30, 1975.*

Sec. 12. *Minnesota Statutes 1971, Section 326.335, is repealed."*

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

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

Reported the same back with the following amendments:

Page 1, line 18, after the first comma and before the word "gas" insert the words "natural or propane".

Page 1, line 27, after the word "the" and before the word "location", strike the word "exact".

Page 2, strike lines 9, 10 and 11, and insert in lieu thereof the following:

"No lessor shall deny any mobile home park tenant the right to sell said tenant's mobile home within the park or require the tenant to remove the mobile home from the park solely on the basis of the sale thereof. The lessor may reserve the right to approve the purchaser of said mobile home as a tenant, but such permission may not be unreasonably withheld, and the lessor shall not exact a commission or fee with respect to the price realized by the seller unless the lessor has acted as agent for the seller in the sale pursuant to a written contract."

Page 2, line 27, after the word "exceed" and before the word "month's" strike the word "one" and insert in lieu thereof the word "two".

Page 3, line 14, after the word "other" and before the word "source", insert the word "comparable".

Page 3, line 17, after the word "area" and before the period, insert the words "with comparable service".

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. 932, A bill for an act relating to intoxicating liquor and non-intoxicating malt liquor; days and hours of sale; amending Minnesota Statutes 1971; Sections 340.034, Subdivision 1; and 340.14, Subdivisions 1 and 5.

Reported the same back with the following amendments:

Page 4, at the end of line 7, add a new section to read as follows:

"Sec. 4. *This act shall be effective the day following final enactment.*"

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. 937, A bill for an act relating to volunteer fire departments; rates for telephone service.

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

The report was adopted.

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

H. F. No. 1288, A bill for an act relating to motor vehicles; manufacturers and dealers; the sale of mobile homes; exempting certain persons from licensing requirements; amending Minnesota Statutes 1971, Section 168.27.

Reported the same back with the following amendments:

Page 2, after line 6, add a new section to read as follows:

"Sec. 2. This act shall be effective July 1, 1973."

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

The report was adopted.

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

H. F. No. 1290, A bill for an act relating to motor vehicles; prohibiting tampering with odometers and the altering of mileage measurements thereof; prescribing penalties.

Reported the same back with the following amendments:

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

"Section 1. [DEFINITIONS.] Subdivision 1. For the purposes of this act, the terms defined in this section have the meanings given them.

Subd. 2. "Owner" means a person, other than a secured party, having the property in or title to a vehicle. The term includes a person entitled to the use and possession of a vehicle subject to a security interest in another person, but excludes a lessee under a lease not intended as security.

Subd. 3. "Motor vehicle" means any self-propelled vehicle not operated exclusively upon railroad tracks, except snowmobiles and other devices designed and used primarily for the transportation of persons over natural terrain, snow, or ice propelled by wheels, skis, tracks, runners, or whatever other means.

Subd. 4. "Person" means an individual, firm, partnership, incorporated and unincorporated association, or any other legal or commercial entity.

Sec. 2. [PROHIBITED ACTS.] Subdivision 1. No person shall knowingly, tamper with, adjust, alter, change, set back, disconnect or, with intent to defraud, fail to connect the odom-

eter of any motor vehicle, or cause any of the foregoing to occur to an odometer of a motor vehicle, so as to reflect a lower mileage than has actually been driven by the motor vehicle.

Subd. 2. No person shall with intent to defraud, operate a motor vehicle on any street or highway knowing that the odometer of the motor vehicle is disconnected or nonfunctional.

Subd. 3. No person shall advertise for sale, sell, use or install on any part of a motor vehicle or on any odometer in a motor vehicle any device which causes the odometer to register any mileage other than the true mileage.

Subd. 4. No person shall sell or offer for sale any motor vehicle with knowledge that the mileage registered on the odometer has been altered so as to reflect a lower mileage than has actually been driven by the motor vehicle without disclosing such fact to prospective purchasers.

Subd. 5. No person shall conspire with any other person to violate sections 2 or 3.

Subd. 6. Nothing in this section shall prevent the service, repair, or replacement of an odometer, provided the mileage indicated thereon remains the same as before the service, repair, or replacement. Where the odometer is incapable of registering the same mileage as before such service, repair, or replacement, the odometer shall be adjusted to read zero and a written notice shall be attached to the left door frame of the vehicle by the owner or his agent specifying the mileage prior to repair or replacement of the odometer and the date on which it was repaired or replaced. No person shall remove or alter such a notice so affixed.

Sec. 3. [TRANSFER OF MOTOR VEHICLE; MILEAGE DISCLOSURE.] No person shall transfer a motor vehicle without disclosing in writing to the transferee the true mileage registered on the odometer reading or that the actual mileage is unknown if the odometer reading is known by the transferor to be different from the true mileage. The registrar of motor vehicles shall adopt, pursuant to the administrative procedure act, rules not inconsistent with this act or Title IV of the Federal Motor Vehicle Information and Cost Savings Act or any rules promulgated thereunder prescribing the manner in which such written disclosure shall be made. No transferor shall violate any rules adopted under this section or knowingly give a false statement to a transferee in making any disclosure required by such rules.

Sec. 4. [PENALTIES; REMEDIES.] Subdivision 1. Any person who is found to have violated sections 1 to 4 shall be guilty of a gross misdemeanor.

Subd. 2. In addition to the penalties provided in subdivision 1, any person who is found to have violated sections 1 to 4 shall be subject to the penalties provided in section 325.907.

Subd. 3. Any person injured by a violation of sections 1 to 4 shall recover the actual damages sustained together with costs and disbursements, including a reasonable attorney's fee, provided that the court in its discretion may increase the award of damages to an amount not to exceed three times the actual damages sustained or \$1,500, whichever is greater."

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

The report was adopted.

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

H. F. No. 1558, A bill for an act relating to commerce; clarifying rule making power of the consumer services section, department of commerce; amending Minnesota Statutes 1971, Section 45.16, Subdivision 2.

Reported the same back with the following amendments:

Page 1, strike all of line 29.

Page 1, line 30, strike the words "*administrative procedures act*," and prior to the word "rules" insert the word "*Adopt*".

Page 2, strike all of lines 1 and 2, and insert therein, "*implement the provisions of this section*."

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

The report was adopted.

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

H. F. No. 2107, A bill for an act relating to intoxicating liquor; regulation of the on-sale thereof; amending Minnesota Statutes 1971, Section 340.07, Subdivision 5.

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

The report was adopted.

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

H. F. No. 2180, A bill for an act relating to corporations; take-overs; regulating corporate take-overs; providing a penalty.

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

The report was adopted.

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

S. F. No. 658, A bill for an act relating to architects, engineers and surveyors; exempting certain contractors from certain state registration requirements; amending Minnesota Statutes 1971, Section 326.02, Subdivision 5.

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

The report was adopted.

Mr. Moe from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 876, A bill for an act relating to search warrants; definitions; defining peace officer; amending Minnesota Statutes 1971, Section 626.05, 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. Moe from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 1292, A bill for an act authorizing the Minnesota peace officer training board to set minimum standards of physical, mental, educational, and moral fitness which shall govern the recruitment of nonelective peace officers within the state; amending Minnesota Statutes 1971, Section 626.843, Subdivision 1.

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

The report was adopted.

Mr. Moe from the Committee on Crime Prevention and Corrections to which was referred:

S. F. No. 681, A bill for an act relating to sheriffs; providing for qualifications; amending Minnesota Statutes 1971, Section 387.01.

Reported the same back with the recommendation that 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. 680, A bill for an act relating to pollution; providing for the reimbursement to a successful plaintiff or intervenor of his costs in an action; amending Minnesota Statutes 1971, Chapter 116B, by adding a section.

Reported the same back with the following amendments:

Page 1, line 13, strike "*shall,*" and insert in lieu thereof "*may, at the discretion of the court,*".

Page 1, line 14, after "*be*" strike "*reimbursed by the state for*" and insert in lieu thereof "*awarded*".

Page 1, line 16, after the first comma strike "*except*" and insert in lieu thereof "*including*".

Page 1, line 17, after the period insert "*The court, in making such an award, shall consider the financial condition of the defendant.*".

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. 1379, A bill for an act relating to watershed districts; prescribing additional powers and duties of managers thereof; authorizing the managers to institute works by resolution; providing procedures for consolidation of districts; amending Minnesota Statutes 1971, Sections 112.35, Subdivision 19; 112.38; 112.42, Subdivision 3; 112.44; 112.47; 112.48, Subdivisions 1 and 3 and by adding a subdivision; 112.52; 112.53, Subdivision 1; 112.54; 112.55; 112.64, Subdivision 4; 112.69, Subdivision 1; and Chapter 112, by adding a section; repealing Minnesota Statutes 1971, Section 112.75; and Laws 1965, Chapter 873, Section 2.

Reported the same back with the following amendments:

Page 5, line 11, after "*for*" insert "*actual*".

Page 5, line 11, after "*and*" insert "*other*".

Page 5, line 12, after "*duties*" insert "*as provided for state employees*".

Page 6, line 15, strike the word "*affected*".

Page 6, lines 16 to 20 restore the stricken language.

Page 6, line 20, strike the word "*district*".

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. 1895, A bill for an act relating to waters, watercraft safety; authorizing the commissioner of natural resources to

regulate the size of motors; amending Minnesota Statutes 1971, Section 361.26, Subdivision 2.

Reported the same back with the following amendments:

Page 1, line 23, restore the stricken language.

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

The report was adopted.

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

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.

Reported the same back with the following amendments:

Page 1, at the end of line 13, strike "Section 1" and insert in lieu thereof "Section 2".

Page 7, line 13, strike "all" and insert in lieu thereof "*only those*".

Amend the title, line 8, by striking "1" and inserting in lieu thereof "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. 2186, A bill for an act relating to the city of Alexandria; and the townships of Alexandria, Carlos, Hudson, and LaGrand in the county of Douglas; sanitary sewer board membership and operation in Alexandria Lake area sanitary district; amending Laws 1971, Chapter 869, Sections 3, Subdivision 2; and 4, Subdivision 1.

Reported the same back with the recommendation that 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. 2223, A bill for an act relating to tax-forfeited lands; imposing limitations on the sale of tax-forfeited land which

borders on or is adjacent to certain waters, and on the timber growing on such land; amending Minnesota Statutes 1971, Chapter 282, by adding a section.

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

The report was adopted.

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

S. F. No. 507, A bill for an act relating to water pollution; pollution control agency; providing financial assistance to municipalities for the construction of waste disposal systems; amending Minnesota Statutes 1971, Sections 116.16, Subdivisions 2, 3, 4, 6, 7 and 9; 116.17, Subdivision 5; 116.18, Subdivisions 1 and 2; repealing Minnesota Statutes 1971, Sections 116.15; 116.18, Subdivision 3, and cancelling an appropriation.

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

H. F. No. 1120, A bill for an act relating to insurance; requiring employers and insurers to continue group accident and health policy benefits to disabled employees.

Reported the same back with the following amendments:

Page 1, line 12, after "disability" and before the comma, insert "or became totally disabled by reason of illness".

Page 1, line 14, strike "any" and insert "an", and after "providing" and before "or", insert ", offering".

Page 1, line 15, after "employee" and before the period, insert "who was so enrolled for the coverage".

Page 1, line 17, after "injured" and before "employee" insert "or ill".

Page 1, strike lines 19 and 20 and insert in lieu thereof: "years of such disability and (b) after the first two years of such disability, the inability of the employee".

Page 1, line 23, after "be" and before "qualified", insert "or reasonably become".

Page 2, line 17, strike "a situation" and insert in lieu thereof "absence".

Page 2, line 18, strike "created" and insert in lieu thereof "caused".

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. 1310, A bill for an act relating to insurance; providing for assignment of interests of certificate holders under group life insurance policies; amending Minnesota Statutes 1971, Section 61A.09.

Reported the same back with the following amendments:

Page 3, line 7, strike "*Such assignment shall be limited*" and further strike lines 8 and 9.

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. 2034, A bill for an act relating to insurance; requiring the provision of certain health insurance benefits for the treatment of alcoholism and drug and chemical dependencies.

Reported the same back with the following amendments:

Page 1, line 7, strike "[60A.065]".

Page 1, line 10, after "insurance" and before "shall" insert "regulated under Minnesota Statutes, Chapter 62A, or nonprofit health service plan corporation regulated under Minnesota Statutes, Chapter 62C".

Page 1, line 15, after "thereunder" and before "for" insert " , on the same basis as other benefits,".

Page 1, strike lines 19 through 27 and insert "(2) Confinement in a residential primary treatment program as licensed by the state of Minnesota pursuant to diagnosis or recommendation by a doctor of medicine."

Page 1, line 30, strike "of health insurance".

Further amend the title as follows:

Line 2, after "to" and before "insurance" insert "health benefits provided through nonprofit health service plans and".

Line 3, strike "insurance".

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. 2148, A bill for an act relating to financial corporations; amending Minnesota Statutes 1971, Section 47.52.

Reported the same back with the following amendments:

Page 1, after line 22, insert a new paragraph to read:

"Approval to establish and operate one detached facility shall be given by the commissioner upon application of a bank if it shall appear that the public convenience and advantage will be promoted thereby and that the applicant has complied with all other provisions of this section."

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. 2189, A bill for an act relating to insurance; providing for the establishment and operation of a Minnesota life and health insurance guaranty association to protect policyowners, insureds, beneficiaries, and others against the failure of an insurer doing business in Minnesota to perform its contractual obligations; amending Minnesota Statutes 1971, Sections 60B.17, by adding a subdivision; 60B.25; 60B.30, by adding a subdivision; and 60B.46, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 23, after "*transact*" and before "*insurance*" insert "*life*".

Page 1, line 23 to line 26, strike "*, including all fraternal beneficiary associations operating under Minnesota Statutes, Chapter 64A, except those associations enumerated in Minnesota Statutes, Section 64A.45*".

Page 2, line 2, after "*Chapter 63*" and before the semicolon, insert "*, or a fraternal beneficiary association operating under Minnesota Statutes, Chapter 64A*".

Page 2, line 6, after "*policyowners,*" strike "*death benefit certificate holders,*".

Page 3, line 1, strike "*or 64A*".

Page 3, line 15, strike "*or 64A*".

Page 3, lines 16 and 17, strike "*, and death benefit certificates under Minnesota Statutes, Chapter 64A*".

Page 3, line 22, strike "*an*" and insert in lieu thereof "*a life*".

Page 3, line 26, strike "*an*" and insert in lieu thereof "*a life*".

Page 4, strike lines 3 and 4 and insert in lieu thereof "to *transact life insurance in this state*".

Page 9, line 13, strike "300,000" and insert in lieu thereof "200,000".

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. 2225, A bill for an act relating to insurance; providing for legal expense insurance; amending Minnesota Statutes 1971, Sections 60A.06, Subdivision 1; 60A.07, Subdivisions 5a, 5b, and 5c; and 60A.08, by adding a subdivision.

Reported the same back with the following amendments:

Page 6, line 19, insert the following:

<i>Clause (15),</i>	\$200,000	\$200,000
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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:

H. F. No. 791, A bill for an act relating to crime and criminals; regulating the transfer, possession, and use of pistols; requiring licenses to sell pistols; requiring registration of pistols; requiring permits to acquire and carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties; amending Minnesota Statutes 1971, Section 609.66.

Reported the same back with the recommendation that the bill be indefinitely postponed.

The report was adopted.

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

H. F. No. 1541, A bill for an act relating to housing and redevelopment; relocation assistance; authorizing relocation assistance and payment of relocation allowances in connection with certain federally funded programs by municipalities and other state public bodies.

Reported the same back with the recommendation that 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. 1677, A bill for an act relating to workmen's compensation, medical treatment; specifically including doctors of osteopathy and their services within certain definitions; amending Minnesota Statutes 1971, Section 176.135, by adding a subdivision.

Reported the same back with the recommendation that 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. 1729, A bill for an act relating to the executive council; providing that the lieutenant governor be a member thereof; amending Minnesota Statutes 1971, Section 9.011, Subdivision 1.

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. 1732, A bill for an act relating to the department of public safety; organization of the department; fixing the term of the commissioner; limiting the number of personnel in the unclassified service and providing for their salaries; amending Minnesota Statutes 1971, Section 299A.01, Subdivisions 1 and 3, and by adding a subdivision.

Reported the same back with the following amendments:

Page 2, line 24, after "*department*" insert "*as division heads*".

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. 1738, A bill for an act relating to relocation assistance, authorizing payment of relocation expense in connection with housing code enforcement by municipalities and other public bodies.

Reported the same back with the following amendments:

Page 1, line 14, after "*body*" insert "*which materially and substantially endanger the health and safety of the tenant*".

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

The report was adopted.

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

H. F. No. 1839, A bill for an act relating to workmens compensation; adjusting certain schedules of and provisions for compensation benefits; relating to injuries occurring out of state and occupation diseases; amending Minnesota Statutes 1971, Sections 176.021, Subdivision 3; 176.041, Subdivision 3; 176.101, Subdivisions 2, 3, and 7; 176.662; Chapter 176, by adding a section; repealing Minnesota Statutes 1971, Section 176.041, Subdivision 5.

Reported the same back with the following amendments:

Page 4, strike lines 11 through 28.

Page 5, strike lines 1 through 28.

Page 6, strike lines 1 through 28.

Page 7, strike lines 1 through 28.

Page 8, strike lines 1 through 28.

Page 9, strike lines 1 through 28.

Page 10, strike lines 1 through 28.

Page 11, strike lines 1 through 9.

Renumber subsequent paragraphs accordingly.

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

The report was adopted.

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

H. F. No. 1898, A bill for an act relating to the commissioner of public safety, term of office; amending Minnesota Statutes 1971, Section 299A.01, Subdivision 1.

Reported the same back with the recommendation that 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. 1907, A bill for an act relating to licensing and registration of architects, professional engineers and land surveyors; amending Minnesota Statutes 1971, Sections 326.09; 326.10, Subdivisions 1, 2, 4, 5, and 7; 326.11, Subdivisions 2 and 4; and 326.13.

Reported the same back with the recommendation that 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. 1989, A bill for an act relating to workmen's compensation; providing judicial relief for employees who have been thwarted in, or discriminated against for, the exercise of their lawful rights; providing penalties.

Reported the same back with the following amendments:

Page 1, line 11, strike "The legislature finds".

Page 1, line 12, strike "that" and insert in lieu thereof "Whereby".

Page 1, line 12, after "employees" insert "may".

Page 1, line 14, strike "The legislature further finds".

Page 1, line 15, strike "that certain" and insert in lieu thereof "Certain".

Page 1, line 15, after "who" insert "may".

Page 1, line 16, after "law" insert "and".

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. 1991, A bill for an act relating to county hospitals and county hospital districts; permitting the use of certified public accountants to audit and examine their books in lieu of the public examiner.

Reported the same back with the following amendments:

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

"Section 1. Notwithstanding the provisions of any law to the contrary, the public examiner may permit any county hospital board to employ a certified public accountant to annually audit and examine the books of said hospital. The report of such examination or audit by such certified public accountant shall be submitted to the public examiner who shall review such audit report and may accept such audit or make such additional examinations as he deems to be in the public interest."

Further, amend the title of said bill by striking lines 2 through 6 and inserting in lieu thereof the following: "relating to county

hospitals; permitting the use of certified public accountants to audit and examine their books in lieu of the public examiner.”.

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. 2044, A bill for an act relating to state government; establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; and 15A.085.

Reported the same back with the following amendments:

Page 1, after line 21, and before line 22, add a line:

“deputy commissioner 31,300 37,500”.

Page 2, line 2, strike *“30,600”* and insert in lieu thereof *“30,600-36,700”*.

Page 2, line 2, strike *“36,700”*.

Page 2, line 4, strike *“22,600”* and insert in lieu thereof *“22,600-31,600”*.

Page 2, line 4, strike *“31,600”*.

Page 2, line 5, strike *“22,600”* and insert in lieu thereof *“22,600-31,600”*.

Page 2, line 5, strike *“31,600”*.

Page 2, line 8, strike *“12,600-30,600”* and insert in lieu thereof *“15,400-28,600”*.

Page 2, line 11, strike *“30,600”* and insert in lieu thereof *“22,600”*.

Page 2, after line 16, insert *“(This salary is authorized only until the effective date of any law authorizing the creation of a department of personnel.)”*.

Page 3, after line 10, and before line 11, insert *“finance, department of*

commissioner 39,000 46,800

deputy commissioner 31,200 37,400”.

Page 3, line 32, strike *“27,500”* and insert in lieu thereof *“35,000”*.

Page 3, line 32, strike *“33,300”*.

Page 3, strike lines 33 and 34.

Page 4, line 5, strike "22,400" and insert in lieu thereof "27,500".

Page 4, line 5, strike "26,800" and insert in lieu thereof "33,000".

Page 4, after line 5 and before line 6 insert:

<i>"deputy commissioner</i>	22,000	26,400".
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Page 4, line 10, after "20,700" add "24,800".

Page 5, before line 6, and after line 5, insert: "*personnel, department of*

<i>commissioner</i>	32,000	38,400
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<i>deputy commissioner</i>	25,600	30,700
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(*These salaries are authorized only upon the effective date of any law authorizing the creation of a department of personnel.*)".

Page 5, strike lines 10 and 11.

Page 6, after line 1 and before line 2, add:

<i>"deputy commissioner</i>	28,500	34,200".
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Page 6, line 9, strike "31,500" and insert in lieu thereof "32,500".

Page 6, strike lines 10 through 21.

Page 6, strike lines 24 through 29.

Page 7, strike lines 1 through 10.

Page 7, line 31, strike "Appointment to fill vacancies shall not be made".

Page 8, strike lines 1 through 6.

Page 10, line 6, strike "26,000" and insert in lieu thereof "18,000-27,000".

Page 10, line 8, strike "12,500-24,000" and insert in lieu thereof "15,000-26,000".

Page 10, line 13, strike "on" and insert in lieu thereof "at".

Page 10, line 14, strike "June 26, 1973," and insert in lieu thereof "*the beginning of the first pay period in fiscal year 1973/74*".

Page 10, line 16, strike "July 1, 1973" and insert in lieu thereof "*the beginning of the first pay period in fiscal year 1973/74*".

Page 11, line 26, after "apply" insert "for".

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

H. F. No. 2197, A bill for an act relating to the department of public service; authorizing the public service commission to investigate inadequate telephone service; providing for hearings thereon; authorizing the commission to make reasonable orders in connection therewith; amending Minnesota Statutes 1971, Chapter 237, by adding a section.

Reported the same back with the following amendments:

Page 1, line 18, after "*telephone*" insert "*service*".

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. 2227, A bill for an act relating to the land exchange review board; extending the duration of the board; amending Laws 1967, Chapter 909, Section 2, as amended.

Reported the same back with the recommendation that 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. 2228, A bill for an act authorizing the conveyance of certain state lands in Cass county to the village of Walker, Minnesota.

Reported the same back with the recommendation that 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:

S. F. No. 122, A bill for an act relating to public records; accessibility for research; amending Minnesota Statutes 1971, Section 15.17, Subdivision 4.

Reported the same back with the recommendation that 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:

S. F. No. 1028, A bill for an act relating to employees of the fire department of the city of Cloquet; transferring the active

employees to the public employees police and fire fund and establishing trust for retired employees.

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

The report was adopted.

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

H. F. No. 114, A bill for an act relating to psychologists; providing for the licensure and regulation of the private practice of psychology; establishing a board of examiners and prescribing the powers and duties thereof; providing penalties; appropriating money; amending Minnesota Statutes 1971, Section 595.02; and repealing Minnesota Statutes 1971, Sections 148.79 to 148.86.

Reported the same back with the following amendments:

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

"Section 1. [CITATION.] *Sections 1 to 12 may be cited as the Minnesota licensing law for psychologists.*

Sec. 2. [PRIVATE PRACTICE OF PSYCHOLOGY.] *For the purpose of this act the term "private practice of psychology" means the application for a fee, monetary or otherwise, to the public of the principles of the science of psychology to the description, prediction and modification of human behavior and emotional adjustment, including but not restricted to such practices as:*

- (1) Psychological assessment, including such functions as intelligence, personality, aptitude, and attitude appraisal;*
- (2) Psychological treatment of persons who have adjustment problems;*
- (3) Psychological counseling and guidance;*
- (4) Conducting behavioral research; and*
- (5) Teaching of psychology.*

Sec. 3. [BOARD OF EXAMINERS]. *Subdivision 1. The state board of examiners of psychologists created pursuant to Laws 1951, Chapter 672, is abolished, the terms of office of its members are terminated, and a new state board of examiners of psychologists is hereby created with powers and duties as hereinafter prescribed. The new board shall consist of nine members. In its initial composition, membership shall consist of (1) three psychologists whose qualifications shall be not less than those specified in section 4, subdivision 4, (2) three psychologists whose qualifications shall be those specified in section 4, subdivision 5, (3) two doctoral level psychologists, not neces-*

sarily licensed under this act, whose specialities broadly represent the fields of interest in psychology, and (4) one lay member. After the initial appointments, members specified in clause (1) shall be licensed consulting psychologists and members specified in clause (2) shall be licensed psychologists. The initial appointments to the new board of examiners shall include within the nine members the three individuals most recently appointed to the state board of examiners of psychologists herein abolished.

Subd. 2. The members of the board shall:

(1) Be appointed by the governor;

(2) Be residents of the state;

(3) Subject to subdivision 3, serve for terms of four years, each term of office to expire on June 30, and no member of the board shall serve for more than two consecutive terms;

(4) Designate its officers, fix the compensation of its members and employees, employ such personnel as it deems necessary, and pursuant to Minnesota Statutes, Chapter 15, prescribe such rules and regulations as may be necessary to enable it to carry into effect the provisions of this act; and

(5) Administer oaths pertaining to the business of the board.

Subd. 3. At the initial meeting of the board, the three appointees at the psychologist level shall draw lots for their initial term of office so as to give one a one year term, one a two year term, and one a three year term; the three appointees at the consulting psychologist level shall draw lots so as to give one a one year term, one a two year term, and one a four year term; the remaining two psychologists appointed shall draw lots so as to give one a three year term and one a four year term. The initial lay appointee shall serve a full four year term of office. Thereafter, all appointees shall serve full four year terms of office. Each member shall hold office until a successor is appointed and qualifies. If a vacancy occurs, it shall be filled by appointment by the governor for the unexpired portion of the term.

Subd. 4. The board shall annually report in writing to the governor. Such reports shall include the names of all psychologists to whom licenses have been granted as provided in sections 4 and 5, and as well as any cases heard and decisions rendered; recommendations as to future policies, rules, and regulations; the names, remuneration, and duties of its employees; and an account of all moneys received and expended by it.

Sec. 4. [REQUIREMENTS OF LICENSES.] Subdivision 1. The board of examiners may grant licenses for two levels of psychological practice. The persons so licensed are to be known and are hereafter referred to as (a) licensed consulting psychologist and (b) licensed psychologist, or if both levels are referred to, as licensee.

Subd. 2. Before granting any such license the board shall require every applicant therefor to pass an examination in psy-

chology. This examination shall be given at least once each year, at such time and place and under such supervision as the board prescribes.

Subd. 3. Each applicant shall pay a nonrefundable application fee set by the board. The licenses granted hereunder shall be valid for a period of two years from date of issuance, but may be renewed biennially. The fee for such renewal, which shall not exceed \$50, shall be set by the board.

Subd. 4. To become a licensed consulting psychologist a person must fulfill and comply with the requirements of subdivision 2 and satisfy the board that he:

(1) Is at least 21 years of age;

(2) Is of good moral character and is not found to be engaging in unethical practices as defined within the code of ethics adopted pursuant to section 11;

(3) Has received a doctorate degree with a major in psychology, which may include educational and child psychology, from an educational institution recognized by a regional accrediting organization; and

(4) Has had at least two full years or their equivalent of post doctoral employment as a psychologist.

Subd. 5. To become a licensed psychologist, a person must have:

(1) Received a doctorate or master's degree or has received the equivalent of a master's degree in a doctoral program with a major in psychology, which may include educational and child psychology, from an educational institution recognized by a regional accrediting organization;

(2) At least two full years of experience or its equivalent of employment as a psychologist after receiving the training upon which application for this license is made;

(3) Otherwise fulfilled and complied with subdivisions 2 and 4, clauses (1) and (2).

Sec. 5. [WAIVERS.] Subdivision 1. For a period of two years from the effective date of this act the board shall waive the requirements of section 4, subdivision 2, and grant the appropriate license to any person who meets or has met the requirements of section 4, subdivisions 3, and 4, or 5, who is qualified by experience to practice at the appropriate level of psychology, and who has engaged in such practice of a nature satisfactory to the board for at least two years or its equivalent, within five years prior to the effective date of this act.

Subd. 2. The board may grant a license without an examination to any person who at the time of application is licensed or certified by a similar board of another state whose standards, in the judgment of the board, are not lower than those required by this act at the time he was licensed or certified in said state; or who is a diplomate of the American board of professional psychology.

Subd. 3. The board may grant a license as a consulting psychologist without an examination to any person residing in the state who has applied for said license on or before a date two years after the effective date of this act and who fulfills and complies with section 4, subdivisions 3, 4, clauses (1) and (2), and 5, clause (1), and who has had at least ten years experience of a type satisfactory to the board.

Sec. 6. [LIMITATION.] A licensed psychologist may engage in private practice only in collaboration with a licensed consulting psychologist in his field of practice or with a licensed physician especially qualified in the diagnosis and treatment of mental illness. It shall be unlawful for any licensed psychologist or licensed consulting psychologist to divide fees with, or to pay a commission to, or to pay a referral fee to any other person who calls him in consultation or sends clients to him for psychological services as defined in this act, provided that payment of a fee for collaborative services performed is not prohibited by this section.

Sec. 7. [REVIEW.] Any action of, or ruling, or order made or entered by the board declining to issue a license or recommending suspension or revocation of a license shall be subject to review under the procedures of the Minnesota administrative procedures act and subject to the same powers and conditions as now provided by law in regard to rulings, orders and findings of other quasijudicial bodies in Minnesota, where not otherwise specifically provided.

Sec. 8. [SUSPENSION AND REVOCATION.] Subdivision 1. The license of any consulting psychologist or psychologist may be suspended or revoked by the board upon proof that he has been guilty of unprofessional conduct as defined by the rules established by the board or has violated the code of ethics adopted by the board.

Subd. 2. No license shall be suspended or revoked or reprimand issued until after a hearing before the board. A notice of at least 30 days shall be served upon the licensee charged, either personally or by registered mail, stating the time and place of the hearing and setting forth the ground or grounds constituting the charges against him. The licensee is entitled to be heard in his defense and by counsel and may produce testimony and may testify in his own behalf. A record of the hearing shall be taken and presented. The hearing may be adjourned as necessary. If the licensee fails or refuses to appear, the board may proceed to hear and determine the charges in his absence. If he pleads guilty, or if upon hearing the charges, five members of the board find them to be true, the board may enter an order suspending or revoking the license or reprimanding him, as the case may be. The board shall record its findings and orders in writing.

(2) The board, through its chairman or vice chairman, may compel the attendance of witnesses and the production of physical evidence before it from witnesses upon whom process is served anywhere within the state as in civil cases in the district

court by subpoena issued over the signature of the chairman or vice chairman and the seal of the board. Upon request by an accused licensee and statement under oath that the testimony or evidence is reasonably necessary to his defense, the subpoena shall be served out of the district courts in this state and returned as a return in such case is made. If a person refuses to attend in obedience to such subpoena, or refuses to be sworn or examined or answer any legally proper questions propounded by any member of said board of any attorney or licensee upon permission from said board, such person shall be guilty of a misdemeanor.

(3) Any person who feels aggrieved by reason of the suspension or revocation of his license or of the reprimand may file suit in the district court within 30 days after receiving notice of the boards' order to annul or vacate that order. The suit shall be filed against the board as defendant, and shall be tried by the court without a jury and shall be a trial de novo. The judgment of the district court may be appealed to the supreme court in the same manner as other civil cases.

(4) For reasons it deems sufficient and upon a vote of five of its members, the board may restore a license which has been revoked, reduce a period of suspension or withdraw a reprimand.

Sec. 9. [PRESENTATION TO PUBLIC.] No individual shall present himself or be presented to the public by any title incorporating the word "psychological," "psychologist," or "psychology" other than those so licensed by this act; except that:

(1) Any psychologically trained individual employed by educational institutions recognized by a regional accrediting organization, federal, state, county, or local governmental institutions, agencies, or research facilities may represent himself by the academic or research title designated by that organization;

(2) Any individual from such recognized institutions, as given in clause (1), may offer lecture services and be exempt from the provisions of this section; and

(3) Persons preparing for the profession of psychologist under qualified supervision in recognized training institutions or facilities may be designated by such titles as "psychological intern," "psychological trainee," or others clearly indicating such training status.

Sec. 10. [PENALTIES.] Subdivision 1. Any person who willfully holds himself out to the public as being engaged in the practice of psychology, such as clinical, industrial, school, personnel, social, or counseling psychology and is not licensed under the provisions of this act, is guilty of a misdemeanor.

Subd. 2. The unlawful practice of psychology as defined in this act may be enjoined by district court of the state of Minnesota on petition by the board. In any such proceeding it shall not be necessary to show that any person is individually injured by the actions complained of. If the respondent is found guilty of

the unlawful practice of psychology, the court shall enjoin him from so practicing unless and until he has been duly licensed. Procedure in such cases shall be the same as in any other injunction suit. The remedy by injunction hereby given is in addition to criminal prosecution and punishment.

Subd. 3. (1) Nothing in this act shall be construed to limit the professional pursuits consistent with their training and code of ethics of professions such as teachers in recognized public and private schools, clergymen, physicians, social workers, or optometrists or attorneys. However, in such performance any title used must be in accord with section 9.

(2) Persons preparing for the profession of psychology may perform as a part of their training any functions specified in section 2, but only under qualified supervision.

(3) Use of psychological techniques by business and industrial organizations for their own personnel purposes or by employment agencies or state vocational rehabilitation agencies for the evaluation of their own clients prior to recommendation for employment is also specifically allowed. However, no representative of an industrial or business firm or corporation may sell or offer for sale any psychological services as specified in section 2 unless such services are performed or supervised by individuals licensed under this act.

Subd. 4. Nothing in this act is to be construed as restricting a sociologist who holds a doctoral degree in sociology or social psychology awarded by an accredited institution, and who elects to represent himself to the public by the title "social psychologist" and who has notified the board of his intention to represent himself as such.

Subd. 5. A psychological consultant who is not a resident of the state of Minnesota, but is licensed or certified by a similar board of another state whose standards, in the judgment of the board, are not lower than those required by this act at the time he was licensed or certified in said state or who meets the requirements of section 4, subdivision 4, and resides in a state which does not grant certification or licenses to psychologists may offer professional services in this state for no more than 60 days in any calendar year without holding a license under this act, provided that such persons shall report to the board the nature and extent of their practice in this state if it exceeds 12 days in any calendar year.

Subd. 6. Nothing in this act shall be construed to authorize a person licensed under this act to engage in the practice of any other profession licensed under Minnesota law unless he is duly licensed in that profession.

Sec. 11 [CODE OF ETHICS.] *The board of examiners shall adopt a code of ethics to govern appropriate practices or behavior, as referred to in section 2. The board of examiners*

shall file such code with the secretary of state at least 30 days prior to the effective date of such code. This code of ethics shall include, but not be limited to, the following principles:

(1) The psychologist recognizes the boundaries of his competence and the limitation of his techniques and does not offer services or use techniques that fail to meet professional standards established in particular fields.

(2) The psychologist who engages in practice assists his client in obtaining professional help for all important aspects of his problem that fall outside the boundaries of the psychologist's competence.

(3) A psychologist does not claim either directly or by implication professional qualifications that differ from actual qualifications, nor does he misrepresent his affiliation with any institution, organization, or individual, nor lead others to assume he has affiliations that he does not have.

Sec. 12. [FEES APPROPRIATED TO USE OF BOARD.]
Subdivision 1. All fees charged and collected by the board shall be deposited by it in the state treasury to the credit of the board. All such moneys are hereby appropriated to be used by the board in carrying out the provisions of this act, including the payment of salaries of the members of the board and its secretary, clerks, and assistants and the money credited to the board shall remain therein. The state auditor shall draw his warrant on such moneys from time to time in favor of the board for amounts expended or lawfully incurred by the board or its duly authorized agents, and the state treasurer shall pay the same. The expenditures of the board may be paid only from such moneys. Semiannually the secretary of the board shall certify to the state treasurer, the total amounts of the receipts and the expenditures of the board for the six months preceding.

Subd. 2. All moneys credited and appropriated to the state board of examiners of psychologists created pursuant to Laws 1971, Chapter 672, shall be transferred, on the effective date of this act, to the credit of and appropriated for the use of the board of examiners created under this act.

Sec. 13. Minnesota Statutes 1971, Section 595.02, is amended to read:

595.02 [COMPETENCY OF WITNESSES.] Every person of sufficient understanding, including a party, may testify in any action or proceeding, civil or criminal, in court or before any person who has authority to receive evidence, except as follows:

(1) A husband cannot be examined for or against his wife without her consent, nor a wife for or against her husband without his consent, nor can either, during the marriage or afterwards, without the consent of the other, be examined as to any communication made by one to the other during the marriage. This exception does not apply to a civil action or proceeding by one against the other, nor to a criminal action or proceeding for

a crime committed by one against the other or against a child of either, nor to a criminal action or proceeding in which one is charged with homicide or an attempt to commit homicide and the date of the marriage of the defendant is subsequent to the date of the offense, nor to an action or proceeding for non-support, neglect, dependency, or termination of parental rights;

(2) An attorney cannot, without the consent of his client, be examined as to any communication made by the client to him or his advice given thereon in the course of professional duty; nor can any employee of such attorney be examined as to such communication or advice, without the client's consent;

(3) A clergyman or other minister of any religion shall not, without the consent of the party making the confession, be allowed to disclose a confession made to him in his professional character, in the course of discipline enjoined by the rules or practice of the religious body to which he belongs; nor shall a clergyman or other minister of any religion be examined as to any communication made to him by any person seeking religious or spiritual advice, aid, or comfort or his advice given thereon in the course of his professional character, without the consent of such person;

(4) A licensed physician or surgeon, or dentist shall not, without the consent of his patient, be allowed to disclose any information or any opinion based thereon which he acquired in attending the patient in a professional capacity, and which was necessary to enable him to act in that capacity; after the decease of such patient, in an action to recover insurance benefits, where the insurance has been in existence two years or more, the beneficiaries shall be deemed to be the personal representatives of such deceased person for the purpose of waiving the privilege hereinbefore created, and no oral or written waiver of the privilege hereinbefore created shall have any binding force or effect except that the same be made upon the trial or examination where the evidence is offered or received;

(5) A public officer shall not be allowed to disclose communications made to him in official confidence when the public interest would suffer by the disclosure;

(6) Persons of unsound mind; persons intoxicated at the time of their production for examination, and children under ten years of age, who appear incapable of receiving just impressions of the facts respecting which they are examined, or of relating them truly, are not competent witnesses (.);

(7) *A psychologist or consulting psychologist shall not, without the consent of his client, be allowed to disclose any information or opinion based thereon which he acquired in attending the client in a professional capacity, and which was necessary to enable him to act in that capacity; after the decease of such client, the beneficiaries shall be deemed to be the personal representatives of such deceased person for the purpose of waiving the privilege hereinbefore created, and no oral or written waiver*

of the privilege hereinbefore created shall have any binding force or effect except that the same be made upon the trial or examination where the evidence is offered or received.

Sec. 14. *Minnesota Statutes 1971, Sections 148.79; 148.80; 148.81; 148.82; 148.83; 148.84; 148.85; and 148.86, are repealed.*

Sec. 15. [EFFECTIVE DATE.] *This act is effective July 1, 1973."*

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

H. F. No. 286, A bill for an act relating to nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; establishing certain boards and prescribing their powers and duties; requiring reports of maltreatment of nursing home patients; prescribing penalties; and appropriating money; amending Minnesota Statutes 1971, Sections 144.53; and 609.23; Chapters 144, by adding sections; 154, by adding a section; 256B, by adding sections; and 626, by adding a section.

Reported the same back with the following amendments:

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

"Section 1. [PUBLIC POLICY.] *It is the intent of the legislature and the purpose of this act to promote the interests and well being of the patients and residents of health care facilities. It is declared to be the public policy of this state that the interests of the patient be protected by a declaration of a patients bill of rights which shall include but not be limited to the following:*

(1) *Every patient and resident shall have the right to considerate and respectful care;*

(2) *Every patient can reasonably expect to obtain from his physician or the resident physician of the facility complete and current information concerning his diagnosis, treatment and prognosis in terms and language the patient can reasonably be expected to understand. In such cases that it is not medically advisable to give such information to the patient the information may be made available to the appropriate person in his behalf;*

(3) *Every patient and resident shall have the right to know by name and specialty, if any, the physician responsible for coordination of his care;*

(4) *Every patient and resident shall have the right to every consideration of his privacy and individuality as it relates to his social, religious, and psychological well being;*

(5) *Every patient and resident shall have the right to respectfulness and privacy as it relates to his medical care program. Case discussion, consultation, examination, and treatment are confidential and should be conducted discreetly;*

(6) *Every patient and resident shall have the right to expect the facility to make a reasonable response to the requests of the patient;*

(7) *Every patient and resident shall have the right to obtain information as to any relationship of the facility to other health care and related institutions insofar as his care is concerned, and*

(8) *The patient and resident has the right to expect reasonable continuity of care which shall include but not be limited to what appointment times and physicians are available.*

Sec. 2. [NOTICE TO PATIENT.] *The policy statement contained in section 1 of this act shall be posted conspicuously in a public place in all facilities licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58. Copies of the policy statement shall be furnished the patient and resident upon admittance to the facility.*

Sec. 3. *Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:*

[144.541] [HEALTH CARE FACILITIES; REGULATIONS; INSPECTIONS.] *Subdivision 1. [RULES AND REGULATIONS.] The state board of health is the exclusive state agency charged with the responsibility and duty of inspecting all facilities required to be licensed under the provisions of Minnesota Statutes 1971, Section 144.50 to Section 144.58. The state board of health shall enforce such rules, regulations and standards subject only to the authority of the department of public safety respecting the enforcement of fire and safety standards in nursing homes and other licensed health care facilities and the responsibility of the commissioner of public welfare pursuant to Minnesota Statutes 1971, Section 252.28, Section 245.78 and Section 257.081 to 257.123.*

Subd. 2. [PERIODIC INSPECTION.] *All facilities required to be licensed under the provisions of sections 144.50 to 144.58 shall be periodically inspected by the state board of health to insure compliance with its rules, regulations and standards. The state board of health may enter into agreements with political subdivisions providing for the inspection of such facilities by locally employed inspectors.*

Subd. 3. [ENFORCEMENT.] *With the exception of the department of public safety which has the exclusive jurisdiction to enforce state fire and safety standards, the state board of*

health is the exclusive state agency charged with the responsibility and duty of inspecting facilities required to be licensed under the provisions of sections 144.50 to 144.58 and enforcing the rules, regulations and standards prescribed by it.

Subd. 4. [WITHOUT NOTICE.] One or more unannounced inspections of each facility required to be licensed under the provisions of sections 144.50 to 144.58 shall be made annually.

Subd. 5. [CORRECTION ORDERS.] Whenever a duly authorized representative of the state board of health finds upon inspection of a facility required to be licensed under the provisions of sections 144.50 to 144.58 that the licensee of such facility is not in compliance with an applicable regulation promulgated under the administrative procedures act by the state board of health pursuant to section 144.56, a correction order shall be issued to the licensee. The correction order shall state the deficiency, cite the specific regulation violated, and specify the time allowed for correction.

Subd. 6. [REINSPECTIONS; FINES.] If upon reinspection it is found that the licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 has not corrected the deficiency or deficiencies specified in the correction order, the licensee shall forfeit to the state within 15 days a sum of up to \$250 for each such deficiency not corrected. For each subsequent reinspection, the licensee may be fined an additional amount for each deficiency which has not been corrected. All forfeitures shall be paid into the state treasury and credited to the general fund.

Subd. 7. [RECOVERY.] Any unpaid forfeitures may be recovered by the attorney general.

Subd. 8. [HEARINGS.] A licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 is entitled to a hearing on any correction order issued to him, provided that he makes a written request therefor within 15 days of receipt by him of the correction order. Such request shall operate as a stay during the hearing and review process of the payment of any forfeiture provided for in this section. Upon receipt of the request for a hearing, a hearing officer, who shall not be an employee of the state board of health shall be appointed by the state board of health, and the hearing officer shall promptly schedule a hearing on the matter, giving at least ten days notice of the date, time, and place of such hearing to the licensee. The hearing and review thereof shall be in accordance with the relevant provisions of the administrative procedures act.

Subd. 9. [NONLIMITING.] Nothing in this section shall be construed to limit the powers granted to the state board of health in section 144.55.

Sec. 4. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.542] [EXPERTS MAY BE EMPLOYED.] *The state board of health may employ experts in the field of health care to assist the staffs of facilities required to be licensed under the provisions of sections 144.50 to 144.58 in programming and providing adequate care of the patients and residents of the facility. Alternate methods of care for patients and residents of such facilities shall be researched by the state board of health using the knowledge and experience of experts employed therefor.*

Sec. 5. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.543] [PROGRAM FOR VOLUNTARY MEDICAL AID.] *Licensed physicians may visit a facility required to be licensed under the provisions of sections 144.50 to 144.58 and examine patients and residents thereof under a program which shall be established by the state board of health and regulated and governed by rules and regulations promulgated by the state board of health pursuant to the administrative procedures act. Such rules and regulations shall protect the privacy of patients and residents of facilities. No patient or resident of any facility shall be required to submit to an examination under such program. The state board of health shall consult with medical schools and other experts for the purpose of establishing the program. The state board of health shall encourage the active participation of all licensed physicians on a voluntary basis in such program.*

Patients or residents without guardians must be provided legal guardians by the commissioner of public welfare.

Sec. 6. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.555] [EMPLOYEES TO BE COMPENSATED.] *All employees of facilities required to be licensed under the provisions of sections 144.50 to 144.58 participating in orientation programs or in inservice training provided by the facility shall be compensated therefor at their regular rate of pay, provided, however, that this section will be effective only to the extent that facilities are reimbursed for such compensation by the commissioner of public welfare in the proportion of welfare to total residents and patients in the facility.*

Sec. 7. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.556] [VOLUNTEER EFFORTS ENCOURAGED.] *The state board of health, through the dissemination of information to appropriate organizations, shall encourage citizens to promote improved care in facilities required to be licensed under the provisions of sections 144.50 to 144.58 throughout the state.*

Sec. 8. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.30] [HEALTH CARE FACILITY REPORT.] *Every facility required to be licensed under the provisions of sections*

144.50 to 144.58 shall provide annually to the commissioner of public welfare such reports as may be required under law and under regulations adopted by the commissioner of public welfare under the administrative procedures act. Such regulations shall provide for the submission of a full and complete financial report of a facility's operations including:

(1) An annual statement of income and expenditures;

(2) A complete statement of fees and charges;

(3) The names of all persons other than mortgage companies owning any interest in the facility including stockholders with an ownership interest of ten percent or more of the facility.

The financial reports and supporting data of the facility shall be available for inspection and audit by the commissioner of public welfare.

Sec. 9. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.31] [HEALTH CARE FACILITIES; REIMBURSEMENT FOR WELFARE PATIENTS AND RESIDENTS; INCENTIVE PROGRAM.] *Subdivision 1.* [PAYMENT FOR RESIDENTS AND PATIENTS.] *The commissioner of public welfare is required to pay facilities required to be licensed under the provisions of sections 144.50 to 144.58 for the care of welfare residents and patients in an amount sufficient to cover at least the actual cost of resident and patient care insofar as permitted by federal law. In addition, the commissioner of public welfare shall pay to each facility an additional amount equal to at least ten percent of actual cost of resident and patient care insofar as permitted by federal law. To the extent that federal and county funds are insufficient to cover the payments made under this subdivision, the state through the commissioner of public welfare shall be required to cover and pay such insufficient amounts.*

Subd. 2. [REIMBURSEMENT PRINCIPLES.] *In the event, the commissioner of public welfare makes payments based on costs, the following principles shall be applied in determining costs of facilities:*

1. *Except as provided in number 2, as to facilities purchased prior to December 31, 1972, allowance for depreciation and earnings allowance shall be calculated on the basis of allocation of the full purchase price for land, building and equipment; and*
2. *As to facilities purchased after December 31, 1972, or, at the owner's option, as to facilities purchased before December 31, 1972, the value for determining costs of a facility shall be the actual market value as determined by appraisal or by comparable sales. Any amounts in excess of said market value shall be deemed goodwill and not reimbursable to the provider; and*

3. For reimbursement purposes depreciation shall be calculated as beginning on January 1, 1973; and
4. Rents and other charges and costs of leases entered in an arms-length transaction shall be allowed.

Subd. 3 [ALTERNATE REIMBURSEMENT PRINCIPLES.] The commissioner of public welfare is encouraged to investigate and use alternative methods of reimbursement consistent with providing reimbursement in an amount at least as much as in subdivision 1. Alternative methods should be directed toward reducing administrative expense and paying for quality care. Such alternative method should include a negotiated rate system, unit of service purchases, and similar methods.

Subd. 4 [INCENTIVE PROGRAM.] The commissioner of public welfare in consultation with the state board of health shall promulgate regulations under the administrative procedures act providing for financial incentives for quality care offered by facilities required to be licensed under the provisions of sections 144.50 to 144.58 to welfare residents and patients in excess of minimal care requirements required by law.

Sec. 10. Minnesota Statutes 1971, Chapter 609, is amended by adding a section to read:

[609.23] [MISTREATMENT OF RESIDENTS OR PATIENTS.] *Whoever, being in charge of or employed in any facility required to be licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58 intentionally abuses, ill-treats, or neglects any patient or resident therein to his physical detriment may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$1,000, or both.*

Sec. 11. Minnesota Statutes 1971, Chapter 626, is amended by adding a section to read:

[626.555] [REPORTING OF MALTREATMENT OF PATIENTS AND RESIDENTS.] *Subdivision 1. [DECLARATION OF PURPOSE.] The purpose of this section is to provide for the protection of persons being cared for in facilities licensed pursuant to Minnesota Statutes, Sections 144.50 to 144.58, who have had physical injury inflicted upon them, by other than accidental means, when the injury appears to have been caused as a result of physical abuse or neglect.*

Subd. 2. [WHO MAKES REPORT AND TO WHOM MADE.] Any physician, surgeon, person authorized to engage in the practice of healing, superintendent or administrator of a facility required to be licensed under the provisions of sections 144.50 to 144.58, nurse or pharmacist, shall immediately report all cases of physical injury to persons being cared for in a facility, when the injury appears to have been caused as a result of physical abuse or neglect. The cases shall be reported to the appropriate police authority as defined in section 626.53, the county welfare agency and the state department of health. The appropriate police authority upon receiving a report, shall im-

mediately notify the county welfare agency and the state department of health.

Subd. 3. [NATURE AND CONTENT OF REPORT.] An oral report shall be made immediately by telephone or otherwise and followed as soon thereafter as possible by a report in writing, to the appropriate police authority, the county welfare agency and the state department of health. The report shall contain the names and addresses of the person and a person responsible for his care, if known, the person's age, the nature and extent of the injuries, including any evidence of previous injuries, and any other information helpful in establishing the cause of the injuries and the identity of the perpetrator.

Subd. 4. [RESPONSIBILITY OF COUNTY WELFARE AGENCY.] The county welfare agency and the state department of health shall investigate complaints of neglect and abuse.

Subd. 5. [IMMUNITY FROM LIABILITY.] Anyone participating in good faith in the making of a report pursuant to this section shall have immunity from any liability, civil or criminal, that might otherwise be incurred or imposed. A participant shall have the same immunity with respect to participation in any judicial proceeding resulting from the report.

Subd. 6. [RETALIATION PROHIBITED.] No person who directs or exercises any authority in a facility required to be licensed under the provisions of sections 144.50 to 144.58 shall evict, harass, dismiss or retaliate against a patient, resident or employee because he or any member of his family has reported in good faith any violation or suspected violation of laws, ordinances or regulations applying to the facility.

Subd. 7. [PENALTY.] Any person knowingly and willingly violating this section is guilty of a misdemeanor.

Sec. 12. [REPEAL.] Minnesota Statutes 1971, Section 144.583, is repealed."

Further, amend the title in line 13, by deleting "and 609.23;". In line 15, after "sections;" insert "609, by adding a section;" and in line 16, before the period, insert "repealing Minnesota Statutes 1971, Section 144.583".

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. 970, A bill for an act relating to crimes and criminals; prohibiting experimentation and research on a living human conceptus or the sale of such living human conceptus; providing penalties.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [DEFINITIONS.] Subdivision 1. As used in sections 1 and 2, the terms defined in this section shall have the meanings given them.

Subd. 2. [HUMAN CONCEPTUS.] "Human conceptus" means any human organism, conceived either in the human body or produced in an artificial environment other than the human body, from fertilization through the first 265 days thereafter.

Subd. 3. [LIVING.] "Living", as defined for the sole purpose of this act, means the presence of evidence of life, such as movement, heart or respiratory activity, the presence of electroencephalographic or electrocardiographic activity.

Sec. 2. [EXPERIMENTATION OR SALE.] Subdivision 1. Whoever uses or permits the use of a living human conceptus for any type of scientific, laboratory research or other experimentation except to protect the life or health of the conceptus, or except as herein provided, shall be guilty of a gross misdemeanor.

Subd. 2. The use of a living human conceptus for research or experimentation which verifiable scientific evidence has shown to be harmless to the conceptus shall be permitted.

Subd. 3. Whoever shall buy or sell a living human conceptus shall be guilty of a gross misdemeanor, provided that nothing herein shall prohibit the buying and selling of a cell culture line or lines taken from a non-living human conceptus.

Sec. 3. This act is in effect the day following its final enactment."

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. 1144, A bill for an act relating to health; establishing a health maintenance commission and prescribing its powers and duties; authorizing the establishment of health maintenance organizations and prescribing powers and duties; and providing penalties.

Reported the same back with the following amendments:

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

"Section 1. [SHORT TITLE AND PURPOSE.] Subdivision 1. Sections 1 to 31 may be cited as the "health maintenance act of 1973".

Subd. 2. (a) Faced with the continuation of mounting costs of health care coupled with its inaccessibility to large segments of the population, the legislature has determined that there is a need to explore alternative methods for the delivery of health care services, with a view toward achieving greater efficiency and economy in providing these services.

(b) It is, therefore, the policy of the state to eliminate the barriers to the organization, promotion, and expansion of health maintenance organizations; to provide for their regulation by the state board of health; and to exempt them from the operation of the insurance and nonprofit health service plan corporation laws of the state except as hereinafter provided.

(c) It is further the intention of the legislature to closely monitor the development of health maintenance organizations in order to assess their impact on the costs of health care to consumers, the accessibility of health care to consumers, and the quality of health care provided to consumers.

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purposes of this act, unless the context clearly indicates otherwise, the terms defined in this section shall have the meaning here given them.

Subd. 2. "Commissioner" means the commissioner of insurance or his designee.

Subd. 3. "Board" means the state board of health or its designee.

Subd. 4. "Health maintenance organization" means a non-profit corporation organized under Minnesota Statutes, Chapter 317, controlled and operated as provided in this act, which provides, either directly or through arrangements with providers or other persons, comprehensive health maintenance services, or arranges for the provision of such services, to enrollees on the basis of a fixed prepaid sum without regard to the frequency or extent of services furnished to any particular enrollee.

Subd. 5. "Evidence of coverage" means any certificate, agreement or contract issued to an enrollee which sets out the coverage to which he is entitled under the health maintenance contract which covers him.

Subd. 6. "Enrollee" means any person who has entered into a health maintenance contract, or on whose behalf such a contract has been entered into, with a health maintenance organization authorized under this act, or its representative, to provide an agreed upon set of comprehensive health maintenance services, or any dependent of such person, if such contract so provides.

Subd. 7. "Comprehensive health maintenance services" means a set of comprehensive health services which the enrollees might reasonably require to be maintained in good health including as

a minimum, but not limited to, emergency care, inpatient hospital and physician care, outpatient medical services and preventive medical services.

Subd. 8. "Health maintenance contract" means any contract whereby a health maintenance organization, or its representative, agrees to provide comprehensive health maintenance services to enrollees, provided that the contract may contain reasonable enrollee copayment provisions. Any contract may provide for health care services in addition to those set forth in subdivision 7.

Subd. 9. "Provider" means any person who furnishes health services and is licensed or otherwise authorized to render such services in the state.

Subd. 10. "Consumer" means any person other than a person (a) whose occupation involves, or before his retirement involved, the administration of health activities or the providing of health services; (b) who is, or ever was, employed by a health care facility, as a licensed professional; or (c) who has, or ever had, a financial interest in the rendering of health service other than the payment of reasonable expense reimbursement or compensation as a member of the board of a health maintenance organization.

Sec. 3. [ESTABLISHMENT OF HEALTH MAINTENANCE ORGANIZATIONS.] Subdivision 1. Notwithstanding any law of this state to the contrary, any nonprofit corporation organized to do so may apply to the board for a certificate of authority to establish and operate a health maintenance organization in compliance with this act. No person shall establish or operate a health maintenance organization in this state, nor sell or offer to sell, or solicit offers to purchase or receive advance or periodic consideration in conjunction with a health maintenance organization or health maintenance contract unless such organization has a certificate of authority under this act.

Subd. 2. Every group operating a health maintenance organization on the effective date of this act shall submit an application for a certificate of authority, as provided in subdivision 4, within 90 days of the effective date of this act. Each such applicant may continue to operate until the board acts upon the application. In the event that an application is denied, the applicant shall henceforth be treated as a health maintenance organization whose certificate of authority has been revoked.

Subd. 3. The board may require any person providing physician and hospital services with payments made in the manner set forth in section 2, subdivision 4, to apply for a certificate of authority under this act. Any person directed to apply for a certificate of authority shall be subject to the provisions of subdivision 2.

Subd. 4. Each application for a certificate of authority shall be verified by an officer or authorized representative of the applicant, and shall be in a form prescribed by the board. Each application shall include the following:

(a) A copy of the basic organizational document, if any, of the applicant; such as the articles of incorporation, or other applicable documents, and all amendments thereto;

(b) A copy of the bylaws, rules and regulations, or similar document, if any, and all amendments thereto which regulate the conduct of the affairs of the applicant;

(c) A list of the names, addresses, and official positions of the following persons:

All members of the board of directors, and the principal officers of the organization; which shall contain a full disclosure in the application of the extent and nature of any contract or financial arrangements between them and the health maintenance organization;

(d) A statement generally describing the health maintenance organization, its health care plan or plans, facilities, and personnel, including a statement describing the manner in which the applicant proposes to provide enrollees with comprehensive health maintenance services;

(e) A copy of the form of each evidence of coverage to be issued to the enrollees;

(f) A copy of the form of each individual or group health maintenance contract which is to be issued to enrollees or their representatives;

(g) Financial statements showing the applicant's assets, liabilities, and sources of financial support. If the applicant's financial affairs are audited by independent certified public accountants, a copy of the applicant's most recent certified financial statement may be deemed to satisfy this requirement;

(h) (1) A description of the proposed method of marketing the plan, (2) a schedule of proposed charges, and (3) a financial plan which includes a three year projection of the expenses and income and other sources of future capital;

(i) A statement reasonably describing the geographic area or areas to be served and the type or types of enrollees to be served;

(j) A description of the complaint procedures to be utilized as required under section 11;

(k) A description of the procedures and programs to be implemented to meet the requirements of section 4, subdivision

1, clauses (b) and (c) and to monitor the quality of health care provided to enrollees;

(l) A description of the mechanism by which enrollees will be afforded an opportunity to participate in matters of policy and operation under section 6;

(m) Such other information as the board may reasonably require to be provided.

Sec. 4. [ISSUANCE OF CERTIFICATE AUTHORITY.]
Subdivision 1. Upon receipt of an application for a certificate of authority, the board shall determine whether the applicant for a certificate of authority has:

(a) Demonstrated the willingness and potential ability to assure that health care services will be provided in such a manner as to enhance and assure both the availability and accessibility of adequate personnel and facilities;

(b) Arrangements for an ongoing evaluation of the quality of health care;

(c) A procedure to develop, compile, evaluate, and report statistics relating to the cost of its operations, the pattern of utilization of its services, the quality, availability and accessibility of its services, and such other matters as may be reasonably required by regulation of the board;

(d) Reasonable provisions for emergency and out of area health care services;

(e) Demonstrated that it is financially responsible and may reasonably be expected to meet its obligations to enrollees and prospective enrollees. In making this determination, the board may consider:

(1) The financial soundness of its arrangements for health care services and the proposed schedule of charges used in connection therewith;

(2) The adequacy of its working capital;

(3) Arrangements which will guarantee for a reasonable period of time the continued availability or payment of the cost of health care services in the event of discontinuance of the health maintenance organization; and

(4) Agreements with providers for the provision of health care services.

(f) Demonstrated that it will assume full financial risk on a prospective basis for the provision of comprehensive health maintenance services, including hospital care; provided, however, that the requirement in this subparagraph (f) shall not prohibit a health maintenance organization from obtaining insurance or making other arrangements (i) for the cost of providing to any enrollee comprehensive health maintenance services, the aggregate value of which exceeds \$5,000 in any

year, (ii) for the cost of providing comprehensive health care services to its members while they are outside the area served by the organization, or (iii) for not more than 95 percent of the amount by which the health maintenance organization's costs for any of its fiscal years exceed 105 percent of its income for such fiscal years.

(g) Otherwise met the requirements of this act.

Subd. 2. Within 90 days after the receipt of the application for a certificate of authority, the board shall determine whether or not the applicant meets the requirements of this section. If the board determines that the applicant meets the requirements of this act, it shall issue a certificate of authority to the applicant. If the board determines that the applicant is not qualified, it shall so notify the applicant and shall specify the reason or reasons for such disqualification.

Subd. 3. Except as provided in section 3, subdivision 2, no person who has not been issued a certificate of authority shall use the words "health maintenance organization" or the initials "HMO" in its name, contracts or literature. Provided, however, that persons who are operating under a contract with, operating in association with, enrolling enrollees for, or otherwise authorized by a health maintenance organization licensed under this act to issue health maintenance contracts or evidences of coverage may use the terms "health maintenance organization" or "HMO" for the limited purpose of denoting their association or relationship with the authorized health maintenance organization. No health maintenance organization which has a minority of consumers as members of its board of directors shall use the words "consumer controlled" in its name or in any way represent to the public that it is controlled by consumers.

Sec. 5. [POWERS OF HEALTH MAINTENANCE ORGANIZATIONS.] Subdivision 1. Any nonprofit corporation may, upon obtaining a certificate of authority as required in this act, operate as a health maintenance organization.

Subd. 2. A health maintenance organization may enter into health maintenance contracts in this state and engage in any other activities consistent with this act which are necessary to the performance of its obligations under such contracts or authorize its representatives to do so.

Subd. 3. A health maintenance organization may contract with providers of health care services to render the services the health maintenance organization has promised to provide under the terms of its health maintenance contracts, and may contract with insurance companies and nonprofit health service plan corporations for insurance, indemnity or reimbursement against the cost of health care services provided for enrollees or against the risks incurred by the health maintenance organization.

Subd. 4. A health maintenance organization may contract with other persons for the provision of services, including, but not limited to, managerial and administration, marketing and enrolling, data processing, actuarial analysis, and billing ser-

vices. If contracts are made with insurance companies or non-profit health service plan corporations, such companies or corporations must be authorized to transact business in this state.

Subd. 5. Each health maintenance organization authorized to operate under this act, or its representative, may accept from governmental agencies, private agencies, corporations, associations, groups, individuals, or other persons payments covering all or part of the cost of health care services provided to enrollees. Any recipient of medical assistance, pursuant to Minnesota Statutes, Chapter 256B, may join a health maintenance organization which has been approved for medical assistance by the commissioner of public welfare.

Sec. 6. [GOVERNING BODY.] Subdivision 1. The governing body of any health maintenance organization may include enrollees, providers, or other individuals; provided, however, that after a health maintenance organization has been authorized under this act for one year at least 40 percent of the governing body shall be composed of consumers elected from among the enrollees.

Subd. 2. The governing body shall establish a mechanism to afford the enrollees an opportunity to express their opinions in matters of policy and operation through the establishment of advisory panels, by the use of advisory referenda on major policy decisions, or through the use of other mechanisms as may be prescribed or permitted by the board.

Sec. 7. [EVIDENCE OF COVERAGE.] Subdivision 1. Every enrollee residing in this state is entitled to evidence of coverage under a health care plan. The health maintenance organization or its designated representative shall issue the evidence of coverage.

Subd. 2. No evidence of coverage or amendment thereto shall be issued or delivered to any person in this state until a copy of the form of the evidence of coverage or amendment thereto has been filed with the board pursuant to sections 3 or 8.

Subd. 3. An evidence of coverage shall contain:

(a) No provisions or statements which are unjust, unfair, inequitable, misleading, deceptive, or which are untrue, misleading or deceptive as defined in section 12, subdivision 1; and

(b) A clear, concise and complete statement of:

(1) The health care services and the insurance or other benefits, if any, to which the enrollee is entitled under the health care plan;

(2) Any exclusions or limitations on the services, kind of services, benefits, or kind of benefits, to be provided, including any deductible or copayment feature;

(3) Where and in what manner information is available as to how services, including emergency and out of area services, may be obtained;

(4) The total amount of payment and copayment, if any, for health care services and the indemnity or service benefits, if any, which the enrollee is obligated to pay with respect to individual contracts, or an indication whether the plan is contributory or noncontributory with respect to group certificates; and

(5) A description of the health maintenance organization's method for resolving enrollee complaints.

Subd. 4. Any subsequent approved change in an evidence of coverage shall be issued to each enrollee.

Sec. 8. [ANNUAL REPORT.] Subdivision 1. A health maintenance organization shall, unless otherwise provided for by regulations adopted by the board, file notice with the board prior to any modification of the operations or documents described in the information submitted under clauses (a), (b), (e), (f), (i), (j), (k), (l), and (m) of section 3, subdivision 4. If the board does not disapprove of the filing within 30 days, it shall be deemed approved and may be implemented by the health maintenance organization.

Subd. 2. Every health maintenance organization shall annually, on or before March 1, file a verified report with the board covering the preceding calendar year.

Subd. 3. Such report shall be on forms prescribed by the board, and shall include:

(a) A financial statement of the organization, including its balance sheet and receipts and disbursements for the preceding year certified by an independent certified public accountant, reflecting at least (1) all prepayment and other payments received for health care services rendered, (2) expenditures to all providers, by group, other persons, and insurance companies or non-profit health service plan corporations engaged to fulfill obligations arising out of the health maintenance contract, and (3) expenditures for capital improvements, or additions thereto, including but not limited to construction, renovation or purchase of facilities and capital equipment;

(b) The number of new enrollees enrolled during the year, the number of enrollees as of the end of the year and the number of enrollees terminated during the year;

(c) A summary of information compiled pursuant to section 4, subdivision 1, clause (c) in such form as may be required by the board;

(d) A report of the names and residence addresses of all persons set forth in section 3, subdivision 4, clause (c) who were associated with the health maintenance organization during the preceding year, and the amount of wages, expense reimbursements, or other payments to such individuals, including a full disclosure of all financial arrangements during the preceding year required to be disclosed pursuant to section 3, subdivision 4, clause (c); and

(e) Such other information relating to the performance of the health maintenance organization as is reasonably necessary to enable the board to carry out its duties under this act.

Sec. 9. [INFORMATION TO ENROLLEES.] Every health maintenance organization or its representative shall annually, before April 1, provide to its enrollees a summary of: Its most recent annual financial statement including a balance sheet and statement of receipts and disbursements; a description of the health maintenance organization, its health care plan or plans, its facilities and personnel, any material changes therein since the last report, and the current evidence of coverage.

Sec. 10. [PROVISIONS APPLICABLE TO ALL HEALTH PLANS.] Subdivision 1. The provisions of this section shall be applicable to nonprofit health service plan corporations regulated under Minnesota Statutes, Chapter 62C, nonprofit prepaid health care plans regulated under Minnesota Statutes, Chapter 317, and health maintenance organizations regulated pursuant to this act, all of which for purposes of this section shall be known as "health plans".

Subd. 2. [OPEN ENROLLMENT.] Once a health plan has been in operation 24 months, it shall thereafter have an annual open enrollment period of at least one month during which it shall accept enrollees up to a minimum of five percent of its current enrollment, exclusive of enrollees in group plans, in the order in which they apply for enrollment.

Subd. 3. A health plan providing health maintenance services or reimbursement for health care costs to a specified group or groups may limit the open enrollment in each group plan to members of such group or groups, but after it has been in operation 24 months shall have an annual open enrollment period of at least one month during which it accepts enrollees from the members of each group up to a minimum of five percent of its current enrollment in each group plan. "Specified groups" may include, but shall not be limited to:

- (a) Employees of one or more specified employers;
- (b) Members of one or more specified labor unions;
- (c) Members of one or more specified associations;

(d) Patients of physicians providing services through a health care plan who had previously provided services outside the health care plan; and

- (e) Members of an existing group insurance policy.

Subd. 4. A health plan may apply to the commissioner for a waiver of the requirements of this section or for authorization to impose such underwriting restrictions upon open enrollment as are necessary (a) to preserve its financial stability, (b) to prevent excessive adverse selection by prospective enrollees, or (c) to avoid unreasonably high or unmarketable charges for enrollee coverage for health care services. The commissioner upon a showing of good cause, shall approve or upon failure to show

good cause shall deny such application within 30 days of the receipt thereof from the health plan. The commissioner may, in accordance with Minnesota Statutes, Chapter 15, promulgate rules to implement this section.

Sec. 11. [COMPLAINT SYSTEM.] Subdivision 1. Every health maintenance organization shall establish and maintain a complaint system including an impartial arbitration provision, to provide reasonable procedures for the resolution of written complaints initiated by enrollees concerning the provision of health care services. Arbitration shall be subject to Minnesota Statutes, Chapter 572, except (a) in the event that an enrollee elects to litigate his complaint prior to submission to arbitration, and (b) no medical malpractice damage claim shall be subject to arbitration.

Subd. 2. The health maintenance organization shall maintain a record of each written complaint filed with it for three years and the board shall have access to the records.

Sec. 12. [PROHIBITED PRACTICES.] Subdivision 1. No health maintenance organization or representative thereof may cause or knowingly permit the use of advertising or solicitation which is untrue or misleading, or any form of evidence of coverage which is deceptive. Each health maintenance organization shall be subject to Minnesota Statutes, Sections 72A.17 to 72A.321, relating to the regulation of trade practices, except (a) to the extent that the nature of a health maintenance organization renders such sections clearly inappropriate and (b) that enforcement shall be by the board and not by the commissioner. Every health maintenance organization shall be subject to Minnesota Statutes, Sections 325.79 and 325.907.

Subd. 2. No health maintenance organization may cancel or fail to renew the coverage of an enrollee except for (a) failure to pay the charge for health care coverage; (b) termination of the health care plan; (c) termination of the group plan; (d) enrollee moving out of the area served; (e) enrollee moving out of an eligible group; (f) failure to make copayments required by the health care plan; or (g) other reasons established in regulations promulgated by the board. An enrollee shall be given 30 days notice of any cancellation or nonrenewal.

Subd. 3. No health maintenance organization may use in its name, contracts, or literature any of the words "insurance", "casualty", "surety", "mutual", or any other words which are descriptive of the insurance, casualty or surety business or deceptively similar to the name or description of any insurance or surety corporation doing business in this state; provided, however, that when a health maintenance organization has contracted with an insurance company for any coverage permitted by this act, it may so state.

Subd. 4. No health maintenance contract or evidence of coverage shall provide for the reimbursement of an enrollee other than through a policy of insurance, except to refund payments made upon termination of coverage.

Subd. 5. The providers under agreement with a health maintenance organization to provide health care services and the health maintenance organization shall not have recourse against enrollees for amounts above those specified in the evidence of coverage as the periodic prepayment, or copayment, for health care services.

Subd. 6. The rates charged by health maintenance organizations and their representatives shall not discriminate except in accordance with accepted actuarial principles.

Subd. 7. No health maintenance organization shall enroll more than 500,000 persons in the state of Minnesota. A violation of this subdivision shall be treated as a violation of the antitrust act, Minnesota Statutes, Sections 325.8011 to 325.8028.

Subd. 8. No health maintenance organization shall discriminate in enrollment policy against any person solely by virtue of status as a recipient of medical assistance or medicare.

Sec. 13. [POWERS OF INSURERS AND NONPROFIT HEALTH SERVICE PLANS.] Notwithstanding any law to the contrary, an insurer or a hospital or medical service plan corporation may contract with a health maintenance organization to provide insurance or similar protection against the cost of care provided through health maintenance organizations and to provide coverage in the event of the failure of the health maintenance organization to meet its obligations. The enrollees of a health maintenance organization constitute a permissible group for group coverage under the insurance laws and the non-profit health service plan corporation act. Under such contracts, the insurer or non-profit health service plan corporation may make benefit payments to health maintenance organizations for health care services rendered by providers pursuant to the health care plan.

Sec. 14. [EXAMINATIONS.] Subdivision 1. The board may make an examination of the financial affairs of any health maintenance organization and its contracts, agreements, or other arrangements with providers as often as the board deems necessary for the protection of the interests of the people of this state, but not less frequently than once every three years.

Subd. 2. The board may make an examination concerning the quality of health care services provided to enrollees by any health maintenance organization and providers with whom such organization has contracts, agreements, or other arrangements pursuant to its health care plan as often as the board deems necessary for the protection of the interests of the people of this state, but not less frequently than once every three years. Provided, that examinations of providers pursuant to this subdivision shall be limited to their dealings with the health maintenance organization and its enrollees.

Subd. 3. In order to accomplish its duties under this section, the board shall have the right to:

(a) Inspect or otherwise evaluate the quality, appropriateness, and timeliness of services performed under such contract; and

(b) Audit and inspect any books and records of a health maintenance organization which pertain to services performed and determinations of amounts payable under such contract.

Subd. 4. Any data or information pertaining to the diagnosis, treatment, or health of any enrollee, or any application obtained from any person, shall be confidential and shall not be disclosed to any person except (a) to the extent that it may be necessary to carry out the purposes of this act; (b) upon the express consent of the enrollee or applicant; (c) pursuant to statute or court order for the production of evidence or the discovery thereof; or (d) in the event of claim or litigation between such person and the provider or health maintenance organization wherein such data or information is pertinent. A health maintenance organization shall be entitled to claim any statutory privileges against such disclosure which the provider who furnished such information to the health maintenance organization is entitled to claim.

Subd. 5. The board shall have the power to administer oaths to and examine witnesses, and to issue subpoenas.

Subd. 6. Reasonable expenses of examinations under this section shall be assessed by the board against the organization being examined, and shall be remitted to the board for deposit in the general fund of the state treasury.

Sec. 15. [SUSPENSION OR REVOCATION OF CERTIFICATE OF AUTHORITY.] Subdivision 1. The board may suspend or revoke any certificate of authority issued to a health maintenance organization under this act if it finds that:

(a) The health maintenance organization is operating significantly in contravention of its basic organizational document, its health care plan, or in a manner contrary to that described in and reasonably inferred from any other information submitted under section 3, unless amendments to such submissions have been filed with and approved by the board;

(b) The health maintenance organization issues evidences of coverage which do not comply with the requirements of section 7;

(c) The health maintenance organization is unable to fulfill its obligations to furnish comprehensive health maintenance services as required under its health care plan;

(d) The health maintenance organization is no longer financially responsible and may reasonably be expected to be unable to meet its obligations to enrollees or prospective enrollees;

(e) The health maintenance organization has failed to implement a mechanism affording the enrollees an opportunity to participate in matters of policy and operation under section 6;

(f) The health maintenance organization has failed to implement the complaint system required by section 11 in a manner designed to reasonably resolve valid complaints;

(g) The health maintenance organization, or any person acting with its sanction, has advertised or merchandised its services in an untrue, misrepresentative, misleading, deceptive, or unfair manner;

(h) The continued operation of the health maintenance organization would be hazardous to its enrollees; or

(i) The health maintenance organization has otherwise failed to substantially comply with this act or has submitted false information in any report required hereunder.

Subd. 2. A certificate of authority shall be suspended or revoked only after compliance with the requirements of section 16.

Subd. 3. When the certificate of authority of a health maintenance organization is suspended, the health maintenance organization shall not, during the period of such suspension, enroll any additional enrollees except newborn children or other newly acquired dependents of existing enrollees, and shall not engage in any advertising or solicitation whatsoever.

Subd. 4. When the certificate of authority of a health maintenance organization is revoked, the organization shall proceed, immediately following the effective date of the order of revocation, to wind up its affairs, and shall conduct no further business except as may be essential to the orderly conclusion of the affairs of the organization. It shall engage in no further advertising or solicitation whatsoever. The board may, by written order, permit further operation of the organization as it may find to be in the best interest of enrollees, to the end that enrollees will be afforded the greatest practical opportunity to obtain continuing health care coverage.

Sec. 16. [DENIAL, SUSPENSION, AND REVOCATION; ADMINISTRATIVE PROCEDURES.] Subdivision 1. When the board has cause to believe that grounds for the denial, suspension or revocation of a certificate of authority exists, it shall notify the health maintenance organization in writing specifically stating the grounds for denial, suspension or revocation and fixing a time of at least 20 days thereafter for a hearing on the matter, except in summary proceedings as provided in section 18.

Subd. 2. After such hearing, or upon the failure of the health maintenance organization to appear at the hearing, the board shall take action as is deemed advisable and shall issue written findings which shall be mailed to the health maintenance organization. The action of the board shall be subject to judicial review pursuant to Minnesota Statutes, Chapter 15.

Sec. 17. [PENALTIES AND ENFORCEMENT.] Subdivision 1. The board may, in lieu of suspension or revocation of a certificate of authority under section 15, levy an adminis-

trative penalty in an amount not less than \$100 nor more than \$10,000. Reasonable notice in writing to the health maintenance organization shall be given of the intent to levy the penalty and the reasons therefor, and the health maintenance organization shall have a reasonable time within which to remedy the defect in its operations which gave rise to the penalty citation, or have an administrative hearing and review of the board's determination. Such administrative hearing shall be subject to judicial review pursuant to Minnesota Statutes, Chapter 15.

Subd. 2. Any person who violates this act or knowingly submits false information in any report required hereunder shall be guilty of a misdemeanor.

Subd. 3. (a) If the board shall, for any reason, have cause to believe that any violation of this act has occurred or is threatened, the board may, before commencing action under sections 15 and 16, and subdivision 1 of this section, give notice to the health maintenance organization and to the representatives, or other persons who appear to be involved in such suspected violation, to arrange a voluntary conference with the alleged violators or their authorized representatives for the purpose of attempting to ascertain the facts relating to such suspected violation and, in the event it appears that any violation has occurred or is threatened, to arrive at an adequate and effective means of correcting or preventing such violation.

(b) Proceedings under this subdivision shall not be governed by any formal procedural requirements, and may be conducted in such manner as the board may deem appropriate under the circumstances.

Subd. 4. (a) The board may issue an order directing a health maintenance organization or a representative of a health maintenance organization to cease and desist from engaging in any act or practice in violation of the provisions of this act.

(b) Within 20 days after service of the order to cease and desist, the respondent may request a hearing on the question of whether acts or practices in violation of this act have occurred. Such hearings shall be subject to judicial review as provided by Minnesota Statutes, Chapter 15.

Subd. 5. In the event of noncompliance with a cease and desist order issued pursuant to subdivision 4 the board may institute a proceeding to obtain injunctive relief or other appropriate relief in Ramsey county district court.

Sec. 18. [REHABILITATION, LIQUIDATION, OR CONSERVATION OF HEALTH MAINTENANCE ORGANIZATION.] The commissioner may independently, or shall at the request of the board, order the rehabilitation, liquidation or conservation of health maintenance organizations. The rehabilitation, liquidation or conservation of a health maintenance organization shall be deemed to be the rehabilitation, liquidation or conservation of an insurance company and shall be conducted under the supervision of the commissioner and pursuant to

Minnesota Statutes, Chapter 60D, except to the extent that the nature of health maintenance organizations render such law clearly inappropriate.

Sec. 19. [REGULATIONS.] The board may, pursuant to Minnesota Statutes, Chapter 15, promulgate such reasonable rules and regulations as are necessary or proper to carry out the provisions of the act. Included among such regulations shall be those which provide minimum requirements for the provision of comprehensive health maintenance services, as defined in section 2, subdivision 7, and reasonable exclusions therefrom.

Sec. 20. [FEES.] Subdivision 1. Every health maintenance organization subject to this act shall pay to the board the following fees:

- (a) For filing an application for a certificate of authority, \$250.
- (b) For filing an amendment to a certificate of authority, \$50.
- (c) For filing each annual report, \$50.
- (d) For other filings, \$25.

Subd. 2. Fees received pursuant to this section shall be deposited in the general fund of the state treasury.

Sec. 21. [STATUTORY CONSTRUCTION AND RELATIONSHIP TO OTHER LAWS.] Subdivision 1. Except as otherwise provided herein, this act does not apply to an insurer or nonprofit health service plan corporation licensed and regulated pursuant to the laws governing such corporations in this state.

Subd. 2. Solicitation of enrollees by a health maintenance organization granted a certificate of authority, or its representatives, shall not be construed to violate any provision of law relating to solicitation or advertising by health professionals.

Subd. 3. Any health maintenance organization authorized under this act shall not be deemed to be practicing a healing art.

Subd. 4. To the extent that it furthers the purposes of this act, the board shall attempt to coordinate the operations of this act relating to the quality of health care services with the operations of 42 U.S.C. Sections 1320c to 1320c-20.

Subd. 5. Except as otherwise provided in this act, provisions of the insurance laws and provisions of nonprofit health service plan corporation laws shall not be applicable to any health maintenance organization granted a certificate of authority under this act.

Subd. 6. Every health maintenance organization shall be subject to the certificate of need act, Minnesota Statutes, Sections 145.71 to 145.83.

Subd. 7. A health maintenance organization shall be deemed to be a prepaid group practice plan for the purposes of Minnesota Statutes, Chapter 43. Each employer in this state employing 50 or more employees, shall, in accordance with regulations which the commissioner shall prescribe, include in any health benefits plan offered to his employees, the option of membership in any health maintenance organization authorized under this act and which is serving the area in which his employees reside. No employer shall be required to pay more for health benefits as a result of the application of this section than would otherwise be required by any prevailing collective bargaining agreement or legally enforceable contract for the provision of health benefits between an employer and his employees.

Subd. 8. All agents, solicitors, and brokers engaged in soliciting or dealing with enrollees or prospective enrollees of a health maintenance organization, whether employees or under contract to the health maintenance organization, shall be subject to the provisions of Minnesota Statutes, Section 60A.17, and lawful regulations thereunder.

Subd. 9. Any review of the quality or cost of health care services pursuant to the provisions of this act shall be subject to the provisions of Minnesota Statutes, Sections 145.61 to 145.67. For the purposes of this subdivision, the term "review committee" shall be deemed to include, in addition to those functions set forth in Minnesota Statutes, Section 145.61, Subdivision 5, any person or committee conducting a review of the quality or cost of health care services pursuant to any provision of this act.

Sec. 22. [FILINGS AND REPORTS AS PUBLIC DOCUMENTS.] All applications, filings and reports required under this act shall be treated as public documents.

Sec. 23. [STATE BOARD OF HEALTH'S AUTHORITY TO CONTRACT.] The board, in carrying out its obligations under this act, may contract with the commissioner or other qualified persons to make recommendations concerning the determinations required to be made by it. Such recommendations may be accepted in full or in part by the board.

Sec. 24. [REPORT TO THE LEGISLATURE.] The board shall report to the legislature on or before April 1, 1975, as to the following:

- (1) The number of applications for certificates of authority which have been filed since the effective date of this act;
- (2) The number of certificates of authority granted pursuant to this act;
- (3) The number of current enrollees in health maintenance organizations in the state of Minnesota;
- (4) The average annual prepayment cost per enrollee in the state of Minnesota;

(5) The conclusions of the board as to the effect of health maintenance organizations on the quality of health care services provided to the people of this state;

(6) The conclusions of the board as to the effects of health maintenance organizations on health care costs and whether any cost savings are being passed on to enrollees in any form; and

(7) Its recommendations as to any changes in this act.

Sec. 25. [PURPOSE.] It is the purpose of sections 25 to 28 to provide financial and technical assistance through planning grants which will stimulate and enable the planning and development of health maintenance organizations designed to efficiently deliver and provide comprehensive health care to groups and areas with the greatest need for care.

Sec. 26. [PLANNING GRANTS AND TECHNICAL ASSISTANCE.] Subdivision 1. The board may make planning grants and provide technical assistance to organizations to carry out the purposes of sections 25 to 28. The board may specify the terms and conditions for the issuance of planning grants except that no organization may receive more than \$50,000 per year for more than two years. A planning grant may be used by the recipient organization as a matching share for any other public or private assistance in planning or implementing a community health maintenance organization.

Subd. 2. Grants made under sections 25 to 28 shall be equally distributed between the area consisting of the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington, and the area consisting of the remainder of the state so that no more than 55 percent of the total sum granted pursuant to sections 25 to 28 goes to either such area.

Sec. 27. [ELIGIBILITY FOR ASSISTANCE.] Subdivision 1. In order to qualify for assistance under this act an organization must satisfy the criteria established by this section.

Subd. 2. The area for planning and the proposed service area of the health maintenance organization must have insufficient availability of primary health care resources or a substantial population of medically unserved or underserved individuals, as determined by the board. An areawide comprehensive health planning agency, as defined in Minnesota Statutes, Section 145.72, shall provide technical assistance to the board in identifying areas with demographic and geographic health needs.

Subd. 3. The planning organization seeking financial assistance must be a Minnesota nonprofit corporation having a board of directors with a majority composed of health care consumers from the proposed service area, but with additional representation of existing health interests in the area including health providers.

The organization shall assume responsibility for:

(a) Determining and assessing the ongoing health needs of the community, formulating a program to meet such needs, in-

cluding, but not limited to, an identification of private and public funds which may be available for this purpose;

(b) Coordinating existing health activities where appropriate, and establishing better utilization of existing health facilities, programs, and services, with particular emphasis on health manpower training projects in the area including those for local community residents;

(c) Laying the foundation for a community health maintenance organization; and

(d) Promoting development and expansion of preventive and ambulatory, outpatient services with the objective of replacing crisis medicine with an integrated, comprehensive system of health care.

Sec. 28. [REPORTS.] Planning organizations receiving assistance under sections 25 to 28 shall furnish to the board such timely information and reports as the board deems necessary. The organization shall maintain such records and provide access thereto as the board deems necessary to verify such information and reports.

Sec. 29. [PLANNING GRANTS, ASSISTANCE; APPROPRIATION.] The sum of \$500,000 or so much thereof as may be required is appropriated from the general fund to the state board of health for the purpose of providing grants, under sections 25 to 28, for the planning of health maintenance organizations.

Sec. 30. [GENERAL APPROPRIATION.] The sum of \$..... is appropriated from the general fund to the board of health, for the purposes of sections 1 to 24, for the biennium beginning July 1, 1973, and ending June 30, 1975."

Further, amend the title on page 1, as follows:

Line 2, strike "establishing a".

Strike lines 3 and 4.

Line 7, after the semicolon and before "and" insert "providing for financial assistance to certain health maintenance organizations; providing for open enrollment in certain health plans; appropriating money;"

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

H. F. No. 1145, A bill for an act relating to occupations and professions; providing for the licensure of speech pathologists and audiologists; creating a state board of speech pathology and audiology and prescribing its powers and duties; providing penalties; appropriating money.

Reported the same back with the following amendments:

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

"Section 1. [DEFINITIONS.] Subdivision 1. As used in this act, unless the context otherwise requires, the following terms have the meanings given them.

Subd. 2. "Board" means the state board of health.

Subd. 3. "Commission" means the advisory commission on speech pathology and audiology.

Subd. 4. "Speech pathologist" means any person who represents himself to the public by any title or description of services incorporating the term speech pathology, speech therapy, speech correction, speech clinic, language pathology, logopedics, communicology, aphasiologist, voice therapy, voice pathology, language therapist, phoniatrist, or other similar title.

Subd. 5. "Practice of speech pathology" means the application of principles, methods and procedures for measurements, testing, identification, predication, counseling or instruction related to disorders of speech, voice or language, whether of organic or nonorganic origin, which impede the normal process of vocal communication, for the purpose of identifying, preventing, treating and ameliorating these disorders.

Subd. 6. "Audiologist" means any person who represents himself to the public by any title or description of services incorporating the term audiology, hearing center, hearing clinic, hearing therapist, audiometry, otometry, or any similar title.

Subd. 7. "Practice of audiology" means the application of principles, methods and procedures for measurement, testing, appraisal, predication, counseling and instructing relating to hearing and disorders of hearing for the purpose of modifying communication disorders involving speech, language, auditory function or other aberrant behavior related to hearing loss.

Subd. 8. "Public member" means a person who is not, and never was, a speech pathologist or audiologist, or the spouse of a speech pathologist or audiologist; who does not have and never has had a material financial interest in the provision of the services of speech pathology or audiology, or in an activity directly related to speech pathology or audiology.

Sec. 2. [ADVISORY COMMISSION ON SPEECH PATHOLOGY AND AUDIOLOGY.] There is hereby created as an advisory commission to the board of health the advisory commission on speech pathology and audiology, consisting of seven members to be appointed by the governor for three year terms. Two members shall be speech pathologists who meet the requirements of this act; two members shall be audiologists who meet the requirements of this act; one shall be a physician licensed to practice in this state; and two shall be public members. One designee of the board of health shall serve as a non-voting mem-

ber of the commission. Each professional member shall have had five years of professional experience preceding his appointment. Two of the initial appointees shall serve a one year term, two shall serve a two year term, and three shall serve a three year term. No member may serve more than two terms. All subsequent appointees to the commission must be qualified in the manner of the members they succeed. Four members shall constitute a quorum for transaction of business.

Sec. 3. [POWERS AND DUTIES.] Subdivision 1. The board shall:

(a) designate the time and place for examination of applicants for licensure;

(b) administer examinations to applicants for licensure;

(c) issue or decline to issue licenses to applicants;

(d) deny, suspend, revoke or refuse to renew a license on the following grounds:

(1) fraud or deception in the securing of a license, or

(2) violation of any of the provisions of this act;

(e) upon the request of a person being denied a license, or of a licenseholder whose license is being suspended, revoked, or denied renewal, advise him in writing of the basis for the board's action, and when appropriate, of his right to appeal;

(f) report annually in writing to the governor, giving the names of all persons licensed or denied licensure during the preceding year, giving an account of all suspension, revocation, or renewal denial proceedings during that period, and accounting for all funds expended;

(g) taken into consideration such recommendations as the commission may submit, and, in its discretion, implement them pursuant to the provisions of Minnesota Statutes, 1971;

(h) employ such personnel as it deems necessary to carry out the provisions of this act;

(i) pursuant to Minnesota Statutes, Chapter 15, adopt rules and regulations necessary to enable it to carry out the provisions of this act; and

(j) provide by appropriate regulation for the continuing professional education of persons subject to this act.

Subd. 2. The commission may make recommendations to the board concerning:

(a) qualifications for licensure;

(b) regulation of speech pathologists and audiologists;

(c) enforcement of the provisions of this act; and

(d) continuing education of persons subject to this act.

Sec. 4. [QUALIFICATIONS FOR LICENSURE.] To be eligible for licensure as a speech pathologist or audiologist the applicant must:

(a) possess at least a master's degree or its equivalent in the study of speech pathology or audiology from a college or university recognized by the board;

(b) have completed a course of study, and acquired academic and professional clinical experience, in accordance with the standards set in the requirements for the certificates of clinical competence of the American speech and hearing association in effect on January 1, 1973; and

(c) pass the examination given by the board.

Sec. 5. [EXAMINATION.] Separate examinations shall be given for speech pathology and for audiology. Licensure shall be granted in either speech pathology or audiology independently. A person may be licensed in both areas if he meets the qualifications established for licensure in each area.

Sec. 6. [WAIVER OF EXAMINATION.] The board may waive the requirement of examination and grant licensure:

(a) to any person who presents proof of current licensure in another state which maintains professional standards considered by the board to be equivalent to those adopted pursuant to this act;

(b) to any person certified as clinically competent pursuant to the standards of the American speech and hearing association in effect on January 1, 1973;

(c) to any person who is actively engaged in the practice of speech pathology or audiology who makes application within one year after the effective date of this act; and

(d) to any person who has been principally engaged in the practice of speech pathology or audiology within any two of the five years immediately preceding the effective date of this act.

Sec. 7. [EXEMPTIONS.] Nothing in this act shall be construed to prevent or restrict:

(a) a person licensed in this state under any other law from engaging in the profession for which he is licensed, consistent with his training and code of ethics;

(b) hearing aid dealers or fitters or manufacturer from engaging in research counseling, instruction, testing, or fitting necessary to manufacture, fit or sell hearing aids, provided they do not undertake to diagnose hearing disorders; or advertise free hearing tests;

(c) any of the following persons from representing himself as a speech pathologist or audiologist:

(1) a person who holds a valid current credential as a speech pathologist issued by the state department of education, a person

employed as a speech pathologist or audiologist by the government of the United States or a Minnesota state government agency; however, none of these persons shall be exempt from the requirements of this act for the portion of his professional work spent as a private practitioner apart from his position with a local, state or federal governmental agency;

(2) any student, intern, or trainee in speech pathology or audiology pursuing a course of study at a university, college, or educational center recognized by the board under the direct supervision of a licensed or certified audiologist or speech pathologist who performs such services as a part of his supervised course of study, provided that the student, intern, or trainee receives no fee for his services and does not hold himself out to the public as being qualified to practice independently;

(3) any person not a resident of this state, who performs pathology or audiology services in this state and who is not licensed under this act, if the services are performed for no more than five days in any calendar year and the person meets the qualifications and requirements for licensure established by this act; or

(4) a person who is obtaining such professional clinical experience as the board may require, provided that the person is under the supervision of a licensed or certified speech pathologist or audiologist.

Sec. 8. [RENEWALS.] Licenses issued pursuant to this act are valid for a one year period, and may be renewed. No person whose license has expired shall be required to submit to an examination as a condition to renewal if he makes application for renewal within three years after the expiration of his license. A suspended license may be renewed, but the licensee may not engage in the licensed activity or in any other conduct or activity in violation of the order of judgment by which the license was suspended until the license is reinstated. Annual renewal of license of a speech pathologist or audiologist licensed pursuant to Section 4 of this act shall be conditioned upon evidence of participation in a workshop on a subject related to the practice of speech pathology or audiology and approved by the board.

Annual renewal of license of a speech pathologist or audiologist licensed pursuant to Section 6, clauses (c) and (d) shall be conditioned upon completion of at least six additional semester hours in speech pathology or audiology at a college or university recognized by the board until such time as the person can meet the requirements of Section 4, clauses (a), (b), and (c) of this act.

Sec. 9. [REVOCAION AND REINSTATEMENT.] The board may conduct proceedings for revocation or suspension of a license, or the denial of the renewal of a license, in accordance with the notice, hearing, and appeals provisions of Minnesota Statutes, Chapter 15. One year after the date of revocation, suspension, or a decision not to renew, application may be made to the board for reinstatement. The board shall have discretion to

accept or reject an application for reinstatement and may require an examination for such reinstatement.

Sec. 10. [PRESENTATION TO THE PUBLIC.] No person shall present himself to the public as a speech pathologist or audiologist, or engage in the practice of speech pathology or audiology, unless he is qualified or licensed pursuant to this act.

Sec. 11. [PENALTY.] Any person who violates any provision of this act shall be guilty of a misdemeanor.

Sec. 12. [COMPENSATION.] Each commission member shall receive the sum of \$35 for each day actually employed in the discharge of his official duties, and compensation for his necessary expenses incurred incidental thereto in the manner of state employees.

Sec. 13. [FEES.] The fees charged by the board shall be:

- (1) a non-refundable application fee for examination of \$25;
- (2) an initial license fee of \$5;
- (3) a fee for license renewal of \$5.

The fees established by this section shall be exclusive. No municipality shall have the power to require any person licensed under this act to furnish any bond, pass any examination, or pay any license fees or occupation tax. All fees collected pursuant to this act shall be deposited in the state treasury to the credit of the general revenue fund.

Sec. 14. [APPROPRIATION.] There is appropriated from the general fund in the state treasury to the state board of health the sum of \$8,000 to carry out the provisions of this act.

Sec. 15. [EFFECTIVE DATE.] This act is effective the day following its final enactment."

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. 1306, A bill for an act relating to insurance; regulating the terms of certain insurance contracts; amending Minnesota Statutes 1971, Sections 62A.041; and 62C.14, by adding a section; repealing Minnesota Statutes 1971, Section 309.176; and Laws 1971, Chapter 680, Section 2.

Reported the same back with the following amendments:

Page 1, line 24, strike "may" and insert "shall".

Page 1, line 26, after "policy" strike "may" and insert "shall".

Page 2, following line 16, add a new section to read:

"Sec. 3. Minnesota Statutes 1971, Section 62C.14, is amended by adding a subdivision to read:

Subd. 5b. The provisions of subdivision 5a shall apply to all health maintenance organizations regulated under any health maintenance organization enabling act enacted in 1973."

Page 2, line 17, strike "3" and insert "4".

Further, amend the title in line 6 by striking "a section" and inserting "subdivisions".

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. 1792, A bill for an act relating to public welfare; authorizing state participation in the cost of investigating fraudulent welfare claims.

Reported the same back with the following amendments:

Page 1, line 10, after "costs" insert "for resources examiners".

Page 1, line 12, after "assistance." strike the remainder of the line.

Page 1, lines 13 and 14, strike all of the lines.

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

H. F. No. 2122, A bill for an act relating to human services; providing for the rendering of human services by a single board; permitting the joint exercise of powers by counties in the provision of human services; appropriating money.

Reported the same back with the following amendments:

Page 1, line 11, strike "75,000" and insert "50,000".

Page 1, line 13, after "462.396" and before the comma, insert "or Minnesota Statutes, Chapter 473B".

Page 1, line 15, after "462.396" and before the comma, insert "or Minnesota Statutes, Chapter 473B".

Page 1, line 21, after "471.59" and before the period insert "provided that a county board may withdraw from the agreement only after one year's notice to all other counties party to the agreement which notice shall be delivered on or before the last day of the current fiscal year".

Page 1, strike lines 24-31.

Page 2, strike lines 1 and 2.

Page 2, line 3, strike "the membership of the human services board." and insert in lieu thereof:

"(a) Not less than one county commissioner from each county party to the agreement, the commissioner or commissioners to be selected by the county board of the participating county; and

(b) Citizen members who in number shall comprise not less than one-third of the membership of the human services board, one of whom shall be the chairman of the human services advisory committee, appointed in a manner determined by the county boards which are party to the agreement."

Page 3, line 3, strike "separate levies in" and insert in lieu thereof "payments by".

Page 3, line 4, after "of" and before "particular" insert "a".

Page 3, line 15, after "and" and before "represents" insert "which".

Page 4, line 15, strike "now".

Page 5, line 25, after "[EMPLOYEES.]" and before "All" insert "Subdivision 1."

Page 6, following line 1, insert:

"Subd. 2. Not later than 90 days after the designation of a human services board established pursuant to section 1 of this act any county board, committee or commission having authorities or duties in the areas designated in section 2, subdivision 2, clause (d) of this act shall cease its operation and no per diem or reimbursement of expenses shall be paid to any member of the board, committee or commission.

Subd. 3. Each member of the human services board may receive a per diem and be reimbursed expenses in the performance of official duties in the amount and within the limitations as are members of county welfare boards provided in Minnesota Statutes, Section 393.03."

Page 6, following line 11, insert:

"Sec. 7. [TERMINATION.] The county boards party to an agreement to designate a human services board may terminate the agreement and no longer manage the public resources devoted to human services in their counties but only on notice of an intention to terminate delivered to the commissioner of public welfare, state board of health, and commissioner of corrections not less than 90 days before the effective date of the termination. On the termination all public resources devoted to human services shall be managed in accordance with provisions of law in effect on June 30, 1973."

Renumber subsequent sections accordingly.

Page 7, line 3, after "grants" and before "pursuant" insert ", evaluation and coordination".

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

H. F. No. 2232, A bill for an act relating to welfare; implementing provisions of the social security amendments of 1972; repealing certain obsolete statutory provisions; providing for the centralized disbursement of medical assistance payments; appropriating money; amending Minnesota Statutes 1971, Sections 6.20; 98.47, Subdivision 8; 245.0313; 245.033; 253A.15, Subdivision 11; 256.01, Subdivision 2; 256.12, Subdivision 10; 256.462, Subdivision 3; 256.73, Subdivision 3; 256.935; 256.98; 256B.06; 256B.09; 256B.22; 260.38; 261.03; 261.063; 261.07, Subdivision 2; 275.50, Subdivision 5; 393.06; 393.07, Subdivisions 2 and 6; 462.485; 573.02, Subdivision 1; and Chapter 256B, by adding sections; repealing Minnesota Statutes 1971, Sections 256.11; 256.12, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 16, and 17; 256.13 to 256.23; 256.26; 256.27 to 256.455; 256.457 to 256.461; 256.462, Subdivisions 1, 2, 4, 5, 6, and 7; 256.463 to 256.64; and 256.66 to 256.71.

Reported the same back with the following amendments:

Renumber section 1 as section 2 and insert a new section 1 as follows:

"Section 1. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

144.68 [SOCIAL SECURITY AMENDMENTS OF 1972.]
The state board of health shall implement by rule, pursuant to the administrative procedures act, those provisions of the social security amendments of 1972 (P.L. 92-603) required of state health agencies, including rules which:

(a) *establish a plan, consistent with regulations prescribed by the secretary of health, education, and welfare, for the review by appropriate professional health personnel, of the appropriateness and quality of care and services furnished to recipients of medical assistance; and*

(b) *provide for the determination as to whether institutions and agencies meet the requirements for participation in the medical assistance program, and the certification that those requirements, including utilization review, are being met."*

Renumber subsequent sections accordingly.

Page 3, line 23, after "authorized" and before "pursuant" strike the comma and insert "to promulgate rules."

Page 4, line 10, strike "; UTILIZATION" and insert "."].

Page 4, line 11, strike "REVIEW.] *Subdivision 1.*".

Page 4, strike lines 17 through 21.

Page 4, line 26, strike "purpose of assisting in" and insert "*financing of*".

Page 4, line 27, strike "paying old age benefits, or".

Page 4, line 27, after "children" insert ", or".

Page 4, strike line 28.

Page 5, strike lines 22 through 27.

Page 6, line 4, after "*and*" and before "disabled" strike "the".

Page 6, strike lines 7 through 24.

Page 7, line 10, after "shall" and before "receive" insert "*be helped to*".

Page 7, line 10, after "all" and before "benefits" insert "*public assistance*".

Page 7, line 10, after "benefits" strike "of".

Page 7, strike line 11.

Page 7, line 12, strike the new language.

Page 7, line 12, strike ", direct relief, or other benefits".

Page 7, line 13, after "state" and before "law" insert "*or federal*".

Page 7, line 23, strike "in the" and insert "*provided for by*".

Page 7, line 23, strike "including general relief," and insert "*law*".

Page 7, line 24, strike "aid to".

Page 7, line 25, strike "dependent children,".

Page 7, line 26, strike the new language.

Page 7, line 27, strike the new language.

Page 11, strike lines 4, 5, and 6 and insert "*medical assistance program.*".

Page 13, strike lines 4 through 19 and renumber subsequent sections accordingly.

Page 14, line 24, after "to" and before "dependent" insert "*families with*".

Page 15, line 12, after "of" and before "sections" insert "*Minnesota Statutes 1971,*".

Page 15, line 12, restore the stricken language.

Page 15, line 13, restore the stricken language.

Page 15, at the end of line 20, insert a new section as follows:

"Sec. 18. Minnesota Statutes 1971, Section 256B.02, Subdivision 3, is amended to read:

Subd. 3. "County of financial responsibility" means:

(a) For an applicant who resides in this state, the county in which he last resided for one year of unexcluded time. If he does not have one year of unexcluded time, the county in which he resided for the longest period of unexcluded time.

(b) For an applicant who has not resided in this state for a full year, the county in which he has resided the longest period of unexcluded time.

(c) For an applicant who has not resided in this state for any period of unexcluded time, the county in which he resides at the time of making application.

(d) The above provisions notwithstanding, the county of financial responsibility for medical assistance shall always be the same county as that from which a recipient is receiving a maintenance grant or money payment under the (OLD AGE ASSISTANCE, AID TO BLIND,) aid to families with dependent children (, AID TO DISABLED OR GENERAL RELIEF) program."

Renumber subsequent sections accordingly.

Page 15, line 23, after the headnote and before "Medical" insert "*Subdivision 1.*".

Page 15, line 27, strike "or".

Page 15, strike line 28.

Page 16, line 1, strike "*disabled programs*" and insert "*program*".

Page 16, line 4, strike "or".

Page 16, strike line 5.

Page 16, line 6, strike "disabled".

Page 17, after the end of line 21, insert the following:

"Subd. 2. Medical assistance shall also be paid for any person who is a recipient of supplemental security income for the aged, blind and disabled, who meets the criteria of subdivision 1."

Page 18, line 5, strike "*Notwithstanding any provision to the contrary,*".

Page 18, line 5, capitalize the "n" in "no".

Page 18, line 24, strike "*shall*" and insert "*may*".

Page 19, line 10, after "to" and before "dependent" insert "*families with*".

Page 22, strike lines 17 through 21 and insert "*any public assistance program authorized by law*";

Page 23, line 16, strike "*to the*" and insert "*or state aid to recipients of*".

Page 24, line 9, after "to" and before "dependent" insert "*families with*".

Page 26, line 23, after "*Sections*" and before "*256.11*;" insert "*245.033*";

Page 27, line 1, after "*256.455*;" and before "*256.457*;" insert "*256.456*";

Page 27, line 2, after "*Subdivisions 1*," strike "2,".

Page 27, line 8, after "*256.71*" and before the comma insert "*; and 256.73, Subdivision 3*".

Page 27, line 9, after "2," strike "5" and insert "3".

Page 27, line 9, after "6," insert "7,".

Further amend the title as follows: line 9, after "1971," and before "Sections" insert "Chapter 144, by adding a section;"; line 10, after "245.0313;" strike "245.033;"; lines 13 and 14, strike "256.73, Subdivision 3;"; line 14, after "256.98;" and before "256B.06;" insert "256B.02, Subdivision 3;"; line 21, after "Sections" and before "256.11;" insert "245.033;"; line 24, after "256.27 to" strike "256.455; 256.457 to"; line 25, after "Subdivisions 1," strike "2,"; line 26, after "256.64;" strike "and"; line 27, after "256.71" and before the period insert "*; and 256.73, Subdivision 3*".

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

S. F. No. 721, A bill for an act relating to public welfare; clarifying the responsibility of relatives for poor relief expended; amending Minnesota Statutes 1971, Section 261.01, and repealing Minnesota Statutes 1971, Section 261.02.

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

The report was adopted.

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

H. F. No. 620, A bill for an act relating to the university of Minnesota; providing for equal pay, benefits and rights to faculty members on the main and branch campuses of the university; amending Minnesota Statutes 1971, Section 137.02, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 20, after the word "any" strike the word "branch" and insert "coordinate".

Page 1, line 21, after the word "university." add "*The provisions of equal wages and fringe benefits for equal work, responsibility and experience shall also apply to the civil service employees who work on the main Minneapolis campus or on any coordinate campus of the university.*".

Further amend the title, line 5, strike the word "branch" and insert "coordinate".

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. 1685, A bill for an act relating to physicians and surgeons; providing loans for medical students and students of osteopathy; forgiving the indebtedness if a student practices medicine or osteopathy in certain rural areas; amending Minnesota Statutes 1971, Sections 147.25 and 147.26, Subdivision 1.

Reported the same back with the following amendments:

Page 2, line 21, after the word "Association", insert "*or at any osteopathic college accredited by the American Osteopathic Association*".

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. 1850, A bill for an act relating to optometry; establishment of a state-supported school of optometry; providing for and fixing the membership of an advisory board for the school; providing for its assignment to the health sciences department of the University of Minnesota; and appropriating money.

Reported the same back with the following amendments:

Page 2, line 5, strike the headnote "FUNCTION OF BOARD" and insert in lieu thereof "BOARD OFFICERS".

Page 2, line 7, add an "s" to the word "meeting".

Page 3, strike lines 7 through 17, and insert the following in lieu thereof:

"Sec. 6. There is appropriated to the University of Minnesota or to the state college to which the School of Optometry is as-

signed the sum of \$ for the purpose of establishing the School of Optometry provided for in this act. If the school is assigned to the University of Minnesota, the appropriation shall be effective upon receipt by the State Auditor of written notification from the Board of Regents that it accepts the school and will comply with the provisions of this act.”.

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. 1914, A bill for an act relating to education; authorizing establishment of an experimental inter-institutional cooperative education center to improve the relationship of the Twin Cities metropolitan area disadvantaged population with post-secondary education; appropriating money.

Reported the same back with the following amendments:

Page 2, line 2, strike the word “and” and at the end of the line, add “and the working advisory committee as defined in section 4.”.

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. 1995, A bill for an act relating to state colleges; permitting the state college board to designate certain colleges as state universities.

Reported the same back with the following amendments :

Page 1, line 10, strike the words “provide one or more post-masters”.

Page 1, strike lines 11 through 14, and insert in lieu thereof “be accredited by the regional accrediting association to offer one or more graduate degrees.”.

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

The report was adopted.

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

H. F. No. 2125, A bill for an act relating to education; providing for waiver of tuition for foreign students.

Reported the same back with the following amendments :

Strike everything following the enacting clause and insert:

"Section 1. Institutions of higher learning in Minnesota shall be authorized to grant resident status for the purpose of paying tuition fees in these institutions to bona fide foreign students after their first year in Minnesota, provided that the total number of these residencies shall not exceed one-half of one percent of total fall term enrollment of these institutions, provided further that these residencies shall be granted on the basis of demonstrated financial need.

Sec. 2. The State of Minnesota shall establish an emergency scholarship fund of \$160,000 to be awarded to institutions of higher learning in Minnesota for the purpose of supporting their foreign students. This scholarship shall be apportioned to these institutions on the basis of their foreign student enrollment, cost of education, and demonstrated financial need. The formula for apportioning this fund to the institutions shall be determined by the Higher Education Coordinating Commission.

Sec. 3. Institutions of higher learning in Minnesota shall be authorized to grant resident status to foreign students who are recipients of scholarship funds contributed by Minnesota individuals, organizations or corporations in sufficient amounts to cover such resident tuition fees in the institutions concerned.

Sec. 4. Institutions of higher learning in Minnesota shall be authorized to establish procedures which would require recipients of these awards to return to their countries upon conclusion of their education and training. Initially these awards shall be made as loans which will be converted to scholarships upon evidence that the students returned home. Should the students not return, these loans will be repaid in full."

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

H. F. No. 1592, A bill for an act relating to divorce; custody and support of children on judgment; amending Minnesota Statutes 1971, Section 518.17.

Reported the same back with the following amendments:

Page 1, lines 19, 20 and 21, restore the stricken language.

Page 1, lines 21, 22 and 23, strike the new language.

Page 1, line 24, strike "that", capitalize the "o" in "one" and strike "must" and insert "need not".

Page 2, after the last line of the bill add:

"Sec. 2. *The effective date of this bill shall be effective on date of passage.*"

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. 2235, A bill for an act relating to courts; salaries of county court judges in certain counties; amending Minnesota Statutes 1971, Section 15A.083, Subdivision 2.

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

The report was adopted.

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

H. F. No. 2236, A bill for an act relating to courts; salaries of county court judges; amending Minnesota Statutes 1971, Section 487.05.

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

The report was adopted.

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

H. F. No. 1339, A bill for an act relating to counties; authorizing expenditures for promotion of economic or industrial development.

Reported the same back with the following amendments:

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

"Section 1. Minnesota Statutes 1971, Section 375.18, is amended by adding a subdivision to read:

Subd. 9a. [APPROPRIATIONS FOR ECONOMIC DEVELOPMENT.] The board of county commissioners of any county may appropriate annually out of the general revenue fund of the county, a sum of money not exceeding a sum equal to 20 cents per capita of the population of the county according to the latest census, either federal or state, of the county and not to exceed \$25,000 for any one county. The sum so appropriated may be paid to any development society or organization of this state which, must use the money for the best interests of the total county in promoting, advertising, improving, or developing the economic, industrial, or agricultural resources of the total county, or such other matter as may tend to a development of the total county.

Sec. 2. Minnesota Statutes 1971, Section 395.08 is repealed."

Amend the title of the bill in line 4 between "development" and " " insert "; amending Minnesota Statutes 1971, Section 375.18 by adding a subdivision; repealing Minnesota Statutes 1971, Section 395.08."

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

The report was adopted.

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

H. F. No. 1340, A bill for an act relating to towns; special assessments; culverts, bridges and other approaches; amending Minnesota Statutes 1971, Chapter 435, by adding a section.

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

The report was adopted.

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

H. F. No. 1430, A bill for an act conferring certain powers relating to improvements of roads and streets and assessments therefor on the town of Woodside, Polk county.

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

The report was adopted.

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

H. F. No. 1854, A bill for an act relating to Ramsey county; renewing authority of Ramsey county hospital and sanitarium commission and revising its membership; amending Laws 1969, Chapter 1104, Sections 2; 3; 4, Subdivisions 2, 3, 4 and 5; 6, Subdivisions 1 and 3; and 11.

Reported the same back with the following amendments:

Page 1, line 18, strike "*twelve*" and insert in lieu "*thirteen*".

Page 1, line 19, strike "*three*" and insert in lieu "*four*".

Page 2, line 23, strike "*three*" and insert in lieu "*four*"

Page 4, line 26, after the word "submitted" strike the rest of the line and insert in lieu "*and approved or revised after consultation with the commission and approved*".

Page 4, line 28, strike the comma.

Page 5, lines 3, 4, 6, 7, 9 and 10, restore the stricken language.

Page 6, lines 17 and 18, restore the stricken language.

Page 7, strike lines 11 through 25 and insert in lieu thereof the following:

"Subd. 5. The commission shall purchase goods and materials commonly used by governmental agencies such as fuels, stationery and office supplies through the purchasing agent in the city of Saint Paul pursuant to the joint purchasing agent agreement including the reimbursement provision between said city and said county and the laws applicable thereto. In addition to presently authorized methods the commission may purchase directly or utilize the services of the city of Saint Paul, the state, the university of Minnesota or any other political subdivision or agency of the state in the purchase of all medical or scientific goods, materials and services related to the care of patients and the conduct of educational and research activities. These purchases shall be made in compliance with the laws of the state."

Page 8, line 23, strike "amended to read" and insert "repealed".

Page 8, strike lines 24 through 27.

Page 9, strike lines 1 to 3; renumber Sec. 10 as Sec. 9.

Further amend the title as follows: page 1, strike line 8 and insert "repealing Laws 1969, Chapter 1104, Section 11."

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

The report was adopted.

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

H. F. No. 1948, A bill for an act relating to the town of Ramsey in Anoka county; providing certain powers.

Reported the same back with the following amendments:

Page 1, line 9, after "members" strike the ";" and insert a period.

Page 1, line 9, strike "and".

Page 1, strike lines 10 through 12.

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

The report was adopted.

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

H. F. No. 2004, A bill for an act relating to Cass county; authorizing issuance of additional on-sale intoxicating liquor licenses.

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

The report was adopted.

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

H. F. No. 2050, A bill for an act relating to Aitkin county; authorizing issuance of additional on-sale intoxicating liquor licenses.

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

The report was adopted.

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

H. F. No. 2098, A bill for an act relating to St. Louis county; authorizing the issuance of seasonal on-sale intoxicating liquor licenses.

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

The report was adopted.

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

H. F. No. 2132, A bill for an act relating to civil service in Ramsey county; inclusion of employees of Ramsey county welfare board.

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

The report was adopted.

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

H. F. No. 2207, A bill for an act relating to intoxicating liquor; authorizing one additional on-sale license within Todd county.

Reported the same back with the following amendments:

Page 1, line 10, strike "unorganized".

Page 1, line 11, strike "or".

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

The report was adopted.

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

H. F. No. 2270, A bill for an act relating to the village of North St. Paul; authorizing the construction and financing of certain awnings in the village pursuant to Minnesota Statutes, Chapter 429.

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

The report was adopted.

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

H. F. No. 2294, A bill for an act relating to the issuance of bonds by the village of Emmons.

Reported the same back with the following amendments:

Page 1, line 9, after "funding" insert "currently" and strike "and other indebtedness".

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

The report was adopted.

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

H. F. No. 2351, A bill for an act relating to Ramsey county; authorizing issuance of bonds for construction and equipping of certain recreational facilities; amending Laws 1969, Chapter 1055, as amended, by adding a section.

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

The report was adopted.

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

H. F. No. 2352, A bill for an act relating to the county of Ramsey; tax levy for educational, scientific and artistic purposes; amending Laws 1961, Chapter 583, Section 1, as amended.

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

The report was adopted.

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

H. F. No. 2353, A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans of a detention center or centers.

Reported the same back with the following amendments:

Page 1, strike lines 12 through 16.

Page 1, renumber Sec. 3 as Sec. 2.

With the recommendation that when so amended 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. 553, A bill for an act relating to income tax on corporations; providing for an income tax on railroad companies; amending Minnesota Statutes 1971, Section 290.02.

Reported the same back with the following amendments:

Page 1, lines 12 and 13, restore the stricken language.

Page 1, lines 16, 17, 18 and 19, restore the stricken language.

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

The report was adopted.

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

H. F. No. 805, A bill for an act relating to taxation; limiting the deductions attributable to farming allowed against Minnesota gross income; amending Minnesota Statutes 1971, Sections 290.09, Subdivision 1; and 290.972, by adding a subdivision.

Reported the same back with the following amendments:

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

“Section 1. Minnesota Statutes 1971, Section 290.01, Subdivision 20 is amended to read:

Subd. 20. [GROSS INCOME.] Except as otherwise provided in this chapter, the term “gross income,” as applied to corporations includes every kind of compensation for labor or personal services of every kind from any private or public employment, office, position or services; income derived from the ownership or use of property; gains or profits derived from every kind of disposition of, or every kind of dealing in, property; income derived from the transaction of any trade or business; and income derived from any source.

For each of the taxable years beginning after December 31, 1960 and ending prior to January 1, 1971, the term “gross income” in its application to individuals, estates, and trusts, shall mean the adjusted gross income as computed for federal income tax purposes as defined in the Internal Revenue Code of 1954, as amended through December 31, 1970 for the applicable taxable year, with the modifications specified in this section.

(a) Modifications increasing federal adjusted gross income. There shall be added to federal adjusted gross income:

(1) Interest income on obligations of any state other than Minnesota or a political subdivision of any such other state exempt from federal income taxes under the Internal Revenue Code of 1954, as amended through December 31, 1970;

(2) Interest income on obligations of any authority, commission, or instrumentality of the United States, which the laws of the United States exempt from the federal income tax, but not from state income taxes;

(3) Income taxes imposed by this state or any other taxing jurisdiction, to the extent deductible in determining federal adjusted gross income and not credited against federal income tax;

(4) Interest on indebtedness incurred or continued to purchase or carry securities the income from which is exempt from tax under chapter 290, to the extent deductible in determining federal adjusted gross income;

(5) Amounts received as reimbursement for an expense of sickness or injury which was deducted in a prior taxable year to the extent that the deduction for such reimbursed expenditure resulted in a tax benefit;

(6) Losses which do not arise from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses, and including any such nonassignable losses which occur prior to the time the individual becomes a resident of the state of Minnesota;

(7) The amount of any federal income tax overpayment for any previous taxable year, received as refund or credited to another taxable year's income tax liability, proportionate to the percentage of federal income tax that was claimed as a deduction in determining Minnesota income tax for such previous taxable year.

The overpayment refund or credit, determined with respect to a husband and wife on a joint federal income tax return for a previous taxable year, shall be reported on joint or separate Minnesota income tax returns. In the case of separate Minnesota returns, the overpayment shall be reported by each spouse proportionately according to the relative amounts of federal income tax claimed as a deduction on his or her separate Minnesota income tax return for such previous taxable year; and

(8) In the case of a move from Minnesota to another state or nation, the amount of moving expenses which exceed total reimbursements and which were therefore deducted in arriving at federal adjusted gross income.

(b) Modifications reducing federal adjusted gross income. There shall be subtracted from federal adjusted gross income:

(1) Interest income on obligations of any authority, commission or instrumentality of the United States to the extent includible in gross income for federal income tax purposes but exempt from state income tax under the laws of the United States;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis for Minnesota income tax purposes than for federal income tax purposes; that does not exceed such difference in basis; but if such gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to fifty per centum of such portion of the gain;

(3) Interest or dividend income on securities to the extent exempt from income tax under the laws of this state authorizing the issuance of such securities but includible in gross income for federal income tax purposes;

(4) Income which does not arise from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20;

(5) Losses, not otherwise reducing federal adjusted gross income assignable to Minnesota, arising from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses;

(6) If included in federal adjusted gross income, the amount of any overpayment of income tax to Minnesota, or any other state, for any previous taxable year, whether such amount is received as a refund or credited to another taxable year's income tax liability;

(7) The amount of any pension or benefit received from the United States or from the state of Minnesota, or any of its subdivisions, which is excluded from gross income under the provisions of section 290.08, subdivision 6; and

(8) The amount of compensation for personal services in the armed forces of the United States or the United Nations which is excluded from gross income under the provisions of section 290.65.

(c) Modifications affecting shareholders of electing small business corporations under section 1372 of the Internal Revenue Code of 1954, as amended through December 31, 1970 or section 290.972 of this chapter.

(1) Shareholders in a small business corporation, which has elected to be so taxed under the Internal Revenue Code of 1954, as amended through December 31, 1970 but has not made an election under section 290.972 of this chapter, shall deduct from federal adjusted gross income the amount of any imputed income from such corporation and shall add to federal adjusted gross income the amount of any loss claimed as a result of such stock ownership. Also there shall be added to federal adjusted gross income the amount of any distributions in cash or property made by said corporation to its shareholders during the taxable year.

(2) In cases where the small business corporation has made an election under section 1372 of the Internal Revenue Code of

1954, as amended through December 31, 1970 but has not elected under section 290.972 of this chapter and said corporation is liquidated or the individual shareholder disposes of his stock and there is no capital loss reflected in federal adjusted gross income because of the fact that corporate losses have exhausted the shareholders basis for federal purposes, such shareholders shall be entitled, nevertheless, to a capital loss commensurate to their Minnesota basis for the stock.

(3) In cases where the election under section 1372 of the Internal Revenue Code of 1954, as amended through December 31, 1970 antedates the election under section 290.972 of this chapter and at the close of the taxable year immediately preceding the effective election under section 290.972 the corporation has a reserve of undistributed taxable income previously taxed to shareholders under the provisions of the Internal Revenue Code of 1954, as amended through December 31, 1970, in the event and to the extent that such reserve is distributed to shareholders such distribution shall be taxed as a dividend for purposes of this act.

Items of gross income includible within these definitions shall be deemed such regardless of the form in which received. Items of gross income shall be included in gross income of the taxable year in which received by a taxpayer unless properly to be accounted for as of a different taxable year under methods of accounting permitted by section 290.07, except that (1) amounts transferred from a reserve or other account, if in effect transfers to surplus, shall, to the extent that such amounts were accumulated through deductions from gross income or entered into the computation of taxable net income during any taxable year, be treated as gross income for the year in which the transfer occurs, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act, and (2) amounts received as refunds on account of taxes deducted from gross income during any taxable year shall be treated as gross income for the year in which actually received, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act. If a husband and wife have filed a joint federal income tax return and separate Minnesota income tax returns for the same taxable period, amounts received as refunds on account of federal income taxes paid shall be included in gross income in the same ratio as the deductions for federal income taxes were claimed in the separate Minnesota tax returns.

(d) Modification in computing taxable income of the estate of a decedent. Amounts allowable under section 291.07, subdivision 1(2) in computing Minnesota inheritance tax liability shall not be allowed as a deduction in computing the taxable income of the estate unless there is filed within the time and in the manner and form prescribed by the commissioner a statement that the amounts have not been allowed as a deduction under section 291.07 and a waiver of the right to have such amounts allowed at any time as deductions under section 291.07. The provisions of this paragraph shall not apply with respect to deductions allowed under section 290.077 (relating to income in respect of

decedents). In the event that the election made for federal tax purposes under section 642(g) of the Internal Revenue Code of 1954, as amended through December 31, 1970 differs from the election made under this paragraph appropriate modification of the estate's federal taxable income shall be made to implement the election made under this paragraph in accordance with regulations prescribed by the commissioner.

(9) *Expenses and losses arising from a farm which are not allowable under section 2 of this act.*

Sec. 2. Minnesota Statutes 1971, Section 290.09, is amended by adding a subdivision to read:

Subd. 29. [DEDUCTIONS ATTRIBUTABLE TO FARMING. (a) [DEFINITION.] For purposes of this act, income and gains and expenses and losses shall be considered as "arising from a farm" if such items are received or incurred in connection with cultivating the soil, or in connection with raising or harvesting any agricultural or horticultural commodity, including the raising, shearing, feeding, caring for, training, and management of livestock, bees, poultry, and fur-bearing animals and wildlife, and all operations incident thereto.

(b) [DEDUCTIONS LIMITED.] Except as provided in this act, expenses and losses arising from a farm shall not be allowed as deductions in excess of income and gains arising from a farm.

(c) [FARM INCOME DETERMINED SEPARATELY. NO CAPITAL LOSSES OR NET OPERATING LOSSES.] Individuals, estates, and trusts shall determine their gross income on items arising from a farm separately from items from any other sources. The provisions of the Internal Revenue Code of 1954, as amended through December 31, 1972, sections 1211 and 1212 relating to capital losses and carryovers and section 172, relating to net operating losses, carrybacks and carryovers, shall not be applicable in respect to items arising from a farm.

Taxpayers other than individuals, estates, and trusts shall determine their taxable net income on items arising from a farm separately from items from any other sources. The provisions of sections 290.16 relating to capital losses, carrybacks and carryovers, and section 290.095 relating to net operating losses, carrybacks and carryovers, shall not be applicable in respect to items arising from a farm.

(d) [DEDUCTIONS ALLOWED—CARRYOVER DEDUCTIONS.] Expenses and losses arising from a farm or farms shall be allowed as deductions up to the amount of the income and gains arising from a farm or farms in any taxable year, plus the amount of non-farm gross income, or taxable net income in the case of a corporation, not to exceed the amount of \$10,000 reduced by the amount by which such non-farm income exceeds the amount of \$10,000. Any remaining balance of such deductions shall be carried forward five years, in chronological order.

Current expenses and losses shall be utilized as deductions in any taxable year, to the extent herein allowable, prior to the application of any carryover deductions. In any event, the combined amounts of such current expenses and losses and carryover deductions shall be allowed as deductions up to the amount of the income and gains arising from a farm or farms in any taxable year, plus the amount of non-farm gross income, or taxable net income in the case of a corporation, not to exceed the amount of \$10,000 reduced by the amount by which such non-farm income exceeds the amount of \$10,000.

Sec. 3. [EFFECTIVE DATE.] *The provisions of this act shall be applicable to taxable years beginning on or after January 1, 1974.*"

Further, amend the title of said bill by striking lines 2 through 7 and inserting in lieu thereof the following: "relating to taxes on and measured by net income; limiting the deductions attributable to farming; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, by adding a subdivision.

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

The report was adopted.

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

H. F. No. 1755, A bill for an act relating to taxation; providing certain rebates for brewers; amending Minnesota Statutes 1971, Section 340.47, Subdivision 2.

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 85, A bill for an act relating to highway traffic regulations; tire equipment on vehicles; directing the commissioner of highways to prescribe specifications for a study of certain tires to determine their effect on highways; authorizing the commissioner of highways to legalize the use of such tires under certain conditions; amending Minnesota Statutes 1971, Section 169.72.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1971, Section 169.72, Subdivision 1, is amended to read:

169.72 [SURFACE OF TIRES; TIRES WITH METAL STUDS.] Subdivision 1. Every solid rubber tire on a vehicle

shall have rubber on its entire traction surface at least one inch thick above the edge of the flange of the entire periphery.

No person shall operate or move on any highway any motor vehicle, trailer, or semitrailer, having any metal tire in contact with the roadway, except in case of emergency.

Except as provided in this section no tire on a vehicle moved on a highway shall have on its periphery any block, stud, flange, cleat, or spike or any other protuberances of any material other than rubber which projects beyond the tread of the traction surface of the tire. It shall be permissible to use any of the following on highways: Farm machinery with tires having protuberances which will not injure the highway (;) , and tire chains of reasonable proportions upon any vehicle when required for safety because of snow, ice, or other conditions tending to cause a vehicle to skid (; AND IN THE YEARS 1965 THROUGH 1971 BETWEEN THE DATES OF OCTOBER 15 OF ONE YEAR AND MAY 1 OF THE FOLLOWING YEAR, PNEUMATIC TIRES WITH METAL TYPE STUDS NOT EXCEEDING 5/16 OF AN INCH IN DIAMETER INCLUSIVE OF THE STUD CASING WITH AN AVERAGE PROTRUSION BEYOND THE TREAD SURFACE OF NOT MORE THAN 7/64 OF AN INCH, AND IN WHICH THE NUMBER OF STUDS IN A TIRE SHALL NOT EXCEED TWO PERCENT OF THE TOTAL NET CONTACT AREA).

The commissioner and local authorities in their respective jurisdictions may, in their discretion, issue special permits authorizing the operation upon a highway of traction engines or tractors having movable tracks with transverse corrugations upon the periphery of such movable tracks or farm tractors or other farm machinery, the operation of which upon a highway would otherwise be prohibited under this chapter.

Sec. 2. Minnesota Statutes 1971, Section 169.72, is amended by adding a subdivision to read:

Subd. 3. The commissioner of highways shall prescribe specifications and guidelines for an in-depth study or test of the damage, if any, that may be caused to the public roadways of this state from the use of pneumatic tires that have embedded in them wire or wire coils for improving traction on ice and snow. The cost of such study and test shall be paid for by others, and no part of the study shall be paid for out of state funds except as may be incidentally spent for preparing specifications and guidelines. The study or test, if it is to be effective for the purposes of this subdivision, shall be made in accordance with the specifications and guidelines of the commissioner of highways, and the tires so studied and tested shall be so constructed that the percent of wire or wire coils in contact with the roadway will not exceed, during the first 1,000 miles of use or operation, 20 percent of the total tire area in contact with the roadway, and after the first 1,000 miles of use or operation of such tires, the wire or wire coils in contact with the roadway will not exceed eight

percent of the total tire area contact with the roadway. The commissioner of highways shall promptly evaluate the results of the study, and if he determines that the use of pneumatic tires embedded with wire or wire coils meeting the above test specifications as to percentage of wire or wire coils in contact with the roadway will not damage the streets and highways or that the use of such tires will only cause slight and tolerable damage to the streets and highways, he shall, by order, authorize the use of such tires on the streets and highways of this state, specifying in such order the months during which the tires may be used. The metal wire or coils used in such tires shall be of a limited hardness so that the wire or coils shall wear at the same rate as the rubber in such tires. When the tire is at rest, the wire or coils shall not protrude beyond the rubber surface of the tire, or shall protrude only to such an insignificant amount as not to cause damage to the highway roadways beyond the tolerable limits set by the commissioner. A certified copy of the order shall be filed with the secretary of state prior to the date that such tires are authorized by the order to be used on the highways and streets. The use of such tires in accordance with, and during the times specified in, the commissioner's order shall be lawful notwithstanding the provisions of subdivision 1.

Sec. 3. [REPEALER.] *Minnesota Statutes 1971, Section 169.72, Subdivision 2, is repealed.*"

Further amend the title by striking it in its entirety and inserting in lieu:

"A bill for an act relating to motor vehicles; regulating the type and use of tires on vehicles using the highways; providing for a study of the effect of the use of wire embedded tires on highways; empowering the commissioner of highways to authorize the use of such tires under certain conditions; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2."

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 438, A bill for an act relating to highway traffic regulations; authorizing the use of tires with metal studs by authorized emergency vehicles; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1.

Reported the same back with the following amendments:

Page 2, line 6, strike the period and insert "and on U.S. route mail carriers."

Further amend the title by inserting in line 4 "and U.S. route mail carriers" after the word "vehicles" and before the ";

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 778, A bill for an act creating a legislative commission to study the feasibility and advisability of a state aircraft pool; appropriating money therefor.

Reported the same back with the following amendments:

Page 1, line 23, strike “, and may subpoena witnesses,”.

Page 1, line 24, strike “and records”.

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. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 1647, A bill for an act relating to highway traffic regulations; accident reports; amending Minnesota Statutes 1971, Section 169.09, Subdivision 7.

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 1760, A bill for an act relating to motor carriers; permit carriers; providing that permits may be assigned or transferred under certain conditions; amending Minnesota Statutes 1971, Section 221.151, Subdivision 1; and repealing Minnesota Statutes 1971, Section 221.151, Subdivision 2.

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 1764, A bill for an act relating to highways; designating and describing the route of the Voyageur Highway; amending Minnesota Statutes 1971, Section 161.14, by adding a subdivision.

Reported the same back with the following amendments:

On page 2, strike lines 19, 20, 21 and 22, and insert in lieu the following:

“(c) The commissioner of highways shall

(1) adopt a suitable marking design of signs or informational plaques;

(2) effect the installation of such signs or plaques in public waysides or other public areas as approved and designated by the commissioner.”.

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2015, A bill for an act relating to aeronautics; increasing the number of intermediate system airports permitted; amending Minnesota Statutes 1971, Section 360.305, Subdivisions 2 and 3.

Reported the same back with the following amendments:

Page 2, after line 11, add a section to read:

“Sec. 3. Minnesota Statutes 1971, Section 360.305, Subdivision 4, is amended to read:

Subd. 4. (1) Except as otherwise provided in this subdivision, the commissioner of aeronautics shall require as a condition of such assistance by the state that the political subdivision, municipality, or public corporation itself make a substantial contribution to the cost of the construction, improvement, maintenance, or operation, such costs are hereinafter referred to as project costs, in connection with which the assistance of the state is sought.

(2) For any airport, whether key, secondary or landing strip, where only state and local funds are to be used, said contribution shall be not less than (ONE-THIRD) *one-fifth* of the sum of:

(a) the said project costs,

(b) acquisition costs of the land and clear zones, hereinafter “acquisition costs.”

Where federal, state and local funds are to be used, said contribution shall not be less than one tenth of said sum.

(3) The commissioner may pay the total cost of radio and navigational aids.

(4) However, notwithstanding subdivision 4, clause (2) above, the commissioner may pay all of the said project costs of a new landing strip, but not a secondary airport or key airport, or may pay an amount equal to the federal funds granted and used for a new landing strip plus all of the remaining project costs; but the total amount paid by the commissioner for the

project costs of a new landing strip, unless specifically authorized by an act appropriating moneys therefor, shall not exceed \$50,000.

(5) To receive aid hereunder for acquisition costs the municipality must enter into an agreement with the commissioner giving assurance that said airport will be operated and maintained in a safe, serviceable manner for aeronautical purposes only for the use and benefit of the public for a period of twenty years after the date that the state funds are received by the municipality. The agreement may contain such other conditions as the commissioner deems reasonable.

(6) The commissioner shall establish a hangar construction revolving account which shall be used for the purpose of financing the construction of hangar buildings to be constructed by municipalities owning airports. All municipalities owning airports are authorized to enter into contracts for the construction of hangars, and contracts with the commissioner for the financing of such hangar construction for such amount and period of time as may be determined by the commissioner and municipality. All receipts from the financing contracts shall be deposited in the hangar construction revolving account and are hereby reappropriated for the purpose of financing construction of hangar buildings. The commissioner may pay from the hangar construction revolving account 80 percent of the cost of financing construction of hangar buildings. For purposes of this clause, the "construction" of hangars shall include their design.

(7) The commissioner may pay a portion of the purchase price of any airport maintenance and safety equipment and of the actual airport snow removal costs incurred by any municipality. The portion to be paid by the state shall not exceed (ONE-HALF) *two-thirds* of the cost of such purchase price or snow removal. To receive such aid such municipality must enter into an agreement of the type referred to in clause (5) above.

(8) This subdivision shall apply only to project costs or acquisition costs of municipally owned airports which are incurred after June 1, 1971."

Further, amend the title on page 1, line 5, by inserting a comma after "2" and in line 6, by striking "and 3" and inserting in lieu thereof "3 and 4".

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2016, A bill for an act relating to aeronautics; regulating the power of the commissioner of aeronautics and autho-

rizing cease and desist orders under certain circumstances; amending Minnesota Statutes 1971, Sections 360.018, Subdivisions 1, 2 and 3; 360.075, Subdivision 6; 360.0751, Subdivisions 4, 5, 6, 7 and 8.

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2018, A bill for an act relating to transportation; motor vehicle carriers; defining exempt carrier; amending Minnesota Statutes 1971, Section 221.011, Subdivision 22.

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2215, A bill for an act relating to the county state-aid highway system; payment of contract price; amending Minnesota Statutes 1971, Section 162.04.

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2360, A bill for an act authorizing the issuance and sale of Minnesota trunk highway bonds under the provisions of Minnesota Constitution, Article IX, Section 6; and Article XVI, Section 12; and the expenditure of the proceeds 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. Carlson, B., from the Committee on Transportation to which was referred:

S. F. No. 690, A bill for an act relating to highway traffic regulations; chemical tests for intoxication; manner of taking tests; amending Minnesota Statutes 1971, Section 169.123, Subdivision 3.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1104, 1709, 1811, 1871, 1872, 1965, 2178, 2179, 2397, 279, 523, 932, 937, 1288, 1290, 1558, 2107, 2180, 876, 1292, 680, 1379, 1895, 2145, 2186, 2223, 1120, 1310, 2034, 2148, 2189, 2225, 1541, 1677, 1729, 1732, 1738, 1839, 1898, 1907, 1989, 1991, 2197, 2227, 2228, 286, 970, 1306, 1995, 1592, 2235, 2236, 1339, 1340, 1430, 1854, 1948, 2004, 2050, 2098, 2132, 2207, 2270, 2294, 2351, 2352, 2353, 553, 805, 1755, 85, 438, 1647, 1760, 1764, 2015, 2016, 2018, 2215, and 2360 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1080, 910, 1627, 658, 681, 122, 1028, 721, and 690 were read for the second time.

INTRODUCTION OF BILLS

Johnson, C.; Adams, S.; Swanson; Graba; and Heinitz introduced:

H. F. No. 2415, A bill for an act relating to education; establishing the project for developing school accountability; appropriating money; repealing Minnesota Statutes 1971, Sections 3.924 to 3.927.

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

Salchert, Voss, Bell, Boland, and Clifford introduced:

H. F. No. 2416, A bill for an act relating to metropolitan area cable communications; appropriating money; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

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

Fudro, by request, introduced:

H. F. No. 2417, A bill for an act relating to the policemen's relief association in the city of Columbia Heights; membership of certain police personnel in the public employees police and fire fund.

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

Ojala introduced:

H. F. No. 2418, A bill for an act relating to health; membership of the state board of health; amending Minnesota Statutes 1971, Section 144.01.

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

Fudro introduced:

H. F. No. 2419, A bill for an act relating to crimes; public employees and officers; authorizing legal representation by the public defender in certain instances; amending Minnesota Statutes 1971, Section 611.14.

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

Ojala and Fudro introduced:

H. F. No. 2420, A bill for an act relating to divorce and separation; grounds and procedure for; rights and obligations of the parties; custody and support of children; providing penalties; amending Minnesota Statutes 1971, Sections 256.12, Subdivision 14; 518.41; 518.42, Subdivisions 1, 7, 8, and 9; 518.44; 518.45; 518.46; 518.48, Subdivisions 3, 4, and 6, and by adding a subdivision; 518.51, Subdivision 1; 518.53; and 609.375; repealing Minnesota Statutes 1971, Sections 518.001 to 518.29; 518.51, Subdivision 4; and 518.54 to 518.67.

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

McCauley; Pavlak, R. L.; Jude; and Culhane introduced:

H. F. No. 2421, A bill for an act relating to juveniles; juvenile court records; providing disclosures in certain circumstances; amending Minnesota Statutes 1971, Section 260.161, Subdivision 3.

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

Ojala introduced:

H. F. No. 2422, A bill for an act relating to taxation; providing an income tax credit for the construction of certain facilities in areas of high unemployment; amending Minnesota Statutes 1971, Section 290.06, by adding a subdivision.

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

Ojala introduced:

H. F. No. 2423, A bill for an act relating to taxation; providing an income tax credit for corporations that provide subcontract work to facilities in areas of high unemployment; amending Minnesota Statutes 1971, Section 290.06, by adding a subdivision.

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

Ojala and Nelson introduced:

H. F. No. 2424, A bill for an act relating to taxation; corporations; financing Veterans bonus.

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

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 File, herewith returned:

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.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1433, A bill for an act relating to plats and surveys in Dakota county; providing for approval by the county surveyor and providing a fee therefor.

H. F. No. 1624, A bill for an act relating to voting machines; substituting secretary of state for the attorney general on the Minnesota voting machine commission; amending Minnesota Statutes 1971, Section 206.08.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 479, A resolution memorializing the Congress of the United States to propose a constitutional amendment affirming and protecting the value of human life.

H. F. No. 803, A resolution memorializing Congress to further restrict deductions for "tax loss farming."

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1201, A bill for an act relating to natural resources; authorizing the commissioner to charge fees for certain water

permits and underground gas or liquid storage permits; amending Minnesota Statutes 1971, Sections 84.58, by adding a subdivision; 105.41, Subdivision 5; and 105.44, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, D., moved that the House concur in the Senate amendments to H. F. No. 1201 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1201, A bill for an act relating to natural resources; authorizing the commissioner to charge fees for certain water permits and underground gas or liquid storage permits; amending Minnesota Statutes 1971, Sections 84.58, by adding a subdivision; 105.41, Subdivision 5; and 105.44, by adding a subdivision.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in

which amendment the concurrence of the House is respectfully requested:

H. F. No. 678, A bill for an act relating to wild animals; eliminating second tags on beaver and otter trapped by licensed trappers; amending Minnesota Statutes 1971, Section 98.46, Subdivision 21.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, D., moved that the House concur in the Senate amendments to H. F. No. 678 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 678, A bill for an act relating to wild animals; eliminating second tags on beaver and otter trapped by licensed trappers; amending Minnesota Statutes 1971, Section 98.46, Subdivision 21.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage 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.	Dieterich	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dirlam	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Eckstein	Johnson, R.	Moe	Schulz
Anderson, D.	Eken	Jude	Mueller	Searle
Anderson, G.	Enebo	Kahn	Munger	Sherwood
Anderson, I.	Erdahl	Kelly	Nelson	Sieben, H.
Becklin	Erickson	Kempe	Niehaus	Sieben, M.
Belisle	Esau	Klaus	Norton	Skaar
Bell	Faricy	Knickerbocker	Ohnstad	Smith
Bennett	Ferderer	Kvam	Ojala	Spanish
Berg	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, L.	Grove	Long	Pleasant	Voss
Cassery	Hagedorn	Mann	Prahl	Weaver
Cleary	Hanson	McArthur	Quirin	Wenzel
Clifford	Haugerud	McCarron	Resner	Wohlwend
Connors	Heinitz	McCauley	Rice	Wolcott
Culhane	Hook	McEachern	Ryan	Mr. Speaker
Cummiskey	Jacobs	McFarlin	St. Onge	
Dahl	Jaros	McMillan	Salchert	
DeGroat	Johnson, C.	Menke	Sarna	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

S. F. Nos. 537, 752, 820, 1164, 1261, 1278, 1310, 1376, 1505, and 1540.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 753, 996, and 1182.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 662, 1560, 1593, 1594, 1666, 1670, and 1721.

PATRICK E. FLAHAVER, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 537, A bill for an act relating to agriculture; nurserymen's and dealer's certificates; providing penalties; amending Minnesota Statutes 1971, Sections 18.46, Subdivision 9; 18.51, Subdivision 2; and 18.52, Subdivision 5.

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

S. F. No. 752, A bill for an act relating to taxation; qualification of homesteads under the agricultural property tax law; amending Minnesota Statutes 1971, Section 273.111, Subdivision 3.

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

S. F. No. 820, A bill for an act appropriating money to the department of military affairs for the St. Cloud national guard armory.

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

S. F. No. 1164, A bill for an act relating to intoxicating liquor; county licenses in unorganized or unincorporated areas of certain counties.

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

S. F. No. 1261, A bill for an act relating to taxation; providing for certain restrictions with respect to the classification of homesteads owned by blind persons; amending Minnesota Statutes 1971, Section 273.13, Subdivision 7.

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

S. F. No. 1278, A bill for an act relating to the city of Red Wing; exempting the cost of principal and interest on bonded indebtedness of the city from certain levy limitations.

The bill was read for the first time.

Schulz moved that S. F. No. 1278 and H. F. No. 1447, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1310, A bill for an act relating to taxation; assessment of personal property of electric light and power companies; amending Minnesota Statutes 1971, Section 273.38.

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

S. F. No. 1376, A bill for an act relating to highway traffic regulations; axle weights and gross vehicle weights on pneumatic-tired vehicles or combination of vehicles used in the hauling of raw and unfinished forest products in the winter time; amending Minnesota Statutes 1971, Section 169.83, Subdivisions 1, 2 and 3.

The bill was read for the first time.

Carlson, B., moved that S. F. No. 1376 and H. F. No. 1455, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1505, A bill for an act relating to pollution, livestock, poultry and other animal lots; permitting counties to exercise certain permit processing powers; amending Minnesota Statutes 1971, Section 116.07, by adding a subdivision.

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

S. F. No. 1540, A bill for an act relating to St. Louis county, providing for a charter commission to recommend a form of county government and providing for its adoption.

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

S. F. No. 753, A bill for an act relating to agricultural lands; regulating the ownership of such lands by certain corporations; providing penalties; repealing Minnesota Statutes 1971, Sections 500.22, Subdivisions 3, 4 and 5; and 500.23.

The bill was read for the first time.

Mann moved that S. F. No. 753 and H. F. No. 800, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 996, A bill for an act relating to the village of St. Francis; making the provision of Minnesota Statutes, Section 365.18, applicable when the village council of St. Francis in Anoka county enters into a contract for provision of fire protection services.

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

S. F. No. 1182, A bill for an act relating to county government, providing for county license bureaus.

The bill was read for the first time.

Myrah moved that S. F. No. 1182 and H. F. No. 1071, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 662, A bill for an act relating to the department of manpower services; changing the name thereof to the department of employment services; amending Minnesota Statutes 1971, Sections 268.12, Subdivision 1a; and 268.24.

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

S. F. No. 1560, A bill for an act relating to the village of Edina; authorizing issuance of Sunday on-sale intoxicating liquor licenses to two country clubs.

The bill was read for the first time.

Forsythe moved that S. F. No. 1560 and H. F. No. 1593, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1593, A bill for an act relating to game and fish; seasons for taking game birds; amending Minnesota Statutes 1971, Section 100.27, Subdivision 5.

The bill was read for the first time.

McCauley moved that S. F. No. 1593 and H. F. No. 1569, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1594, A bill for an act relating to game and fish; licensing of fishermen's helpers in the Minnesota-Wisconsin boundary waters; amending Minnesota Statutes 1971, Section 98.46, Subdivisions 6 and 7.

The bill was read for the first time.

McCauley moved that S. F. No. 1594 and H. F. No. 1570, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1666, A bill for an act authorizing the county of St. Louis to borrow money from agencies of the United States for certain purposes.

The bill was read for the first time.

Munger moved that S. F. No. 1666 and H. F. No. 2053, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1670, A bill for an act relating to wild animals; requiring identification tags on minnow traps; amending Minnesota Statutes 1971, Section 101.42, Subdivision 5.

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

S. F. No. 1721, A bill for an act authorizing the commissioner of administration to sell certain real estate in Winona county.

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

The following Conference Committee Reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 672

April 27, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 672, report that we have agreed upon the items in dispute and recommend as follows: That the Senate recede from its amendments and that H. F. No. 672, the printed bill, be amended as follows:

Page 2, line 21, after "105.485" and before "," insert " , except that the distance limitations contained in section 105.485 do not apply to standards and criteria for wild, scenic, and recreational rivers".

Page 2, line 29, after "recreational," and before "historical" insert "natural,".

Page 2, line 32, strike "land" and insert "plan".

Page 2, line 33, after "any" and before "statewide" insert "such".

Page 2, line 36, after "criteria" and before "to" insert "adopted pursuant to section 4 of this act".

Page 3, line 8, after "river" and before "and" strike ",".

Page 3, line 28, after "means" strike ", and he may acquire also by eminent domain the scenic easements inter-".

Page 3, strike line 29.

Page 3, line 30, strike the first "scenic".

Page 4, line 16, after "system." strike "The commissioner is hereby empowered to".

Page 4, strike lines 17, 18, and 19.

We request adoption of this report and repassage of the bill in accordance therewith.

House Conferees: HARRY A. SIEBEN, JR.; HENRY J. SAVELKOU; and JOSEPH P. GRABA.

Senate Conferees: WINSTON W. BORDEN, ROBERT G. DUNN, and ROGER D. MOE.

Sieben, H., moved that the report of the Conference Committee on H. F. No. 672 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 672, A bill for an act relating to natural resources; preservation and management of wild and scenic rivers; establishing a system of classifications of such rivers as wild, scenic, or recreational; providing policies and standards for administration thereof.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 109; and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Ferderer	Johnson, D.	Lindstrom, J.
Andersen, R.	Carlson, L.	Flakne	Johnson, J.	Lombardi
Anderson, D.	Casserly	Forsythe	Johnson, R.	McArthur
Anderson, G.	Cleary	Fudro	Jopp	McCarron
Anderson, I.	Clifford	Graba	Jude	McCauley
Becklin	Connors	Grove	Kahn	McEachern
Belisle	Cummiskey	Hagedorn	Kelly	McFarlin
Bell	Dahl	Hanson	Kempe	McMillan
Bennett	Dieterich	Haugerud	Knickerbocker	Menke
Berg	Dirlam	Heinitz	Kvam	Miller, D.
Biersdorf	Eckstein	Hook	Laidig	Moe
Boland	Eken	Jacobs	LaVoy	Mueller
Brinkman	Enebo	Jaros	Lemke	Munger
Carlson, A.	Faricy	Johnson, C.	Lindstrom, E.	Nelson

Norton	Pleasant	Sarna	Smith	Vento
Parish	Prahl	Savelkoul	Spanish	Voss
Patton	Quirin	Schreiber	Stangeland	Weaver
Pavlak, R.	Resner	Schulz	Stanton	Wenzel
Pavlak, R. L.	Rice	Searle	Swanson	Wohlwend
Pehler	Ryan	Sherwood	Tomlinson	Wolcott
Peterson	Salchert	Sieben, H.	Ulland	Mr. Speaker
Pieper	Samuelson	Sieben, M.	Vanasek	

Those who voted in the negative were:

DeGroat	Esau	Larson	Niehaus	St. Onge
Erdahl	Fjoslien	Long	Ohnstad	
Erickson	Fugina	Mann	Ojala	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 917

April 27, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 917, report that we have agreed upon the items in dispute and recommend as follows:

That the House accede to the Senate amendments to H. F. No. 917, the printed bill, and that the bill be further amended as follows:

Page 1, line 4, in the title of the typewritten bill, strike "annually levy".

Page 1, line 5, in the title of the typewritten bill, strike "money as" and insert in lieu thereof "establish".

We request adoption of this report and repassage of the bill in accordance therewith.

House Conferees: DAVID R. CUMMISKEY and CARL M. JOHNSON.

Senate Conferees: ARNULF UELAND, JR.; JAMES F. LORD; and WAYNE OLHOFT.

Cummiskey moved that the report of the Conference Committee on H. F. No. 917 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 917, A bill for an act relating to the city of North Mankato; authorizing the common council of the city of North Mankato to annually levy money as a contingent fund for use by the common council for incidental and promotional expenses.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by Conference, and its title agreed to.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Faricy reported the progress of H. F. No. 399 now in Conference Committee.

Pursuant to Joint Rule No. 13, Stangeland reported the progress of S. F. No. 82 now in Conference Committee.

Pursuant to Joint Rule No. 13, Moe reported the progress of S. F. No. 34 now in Conference Committee.

Pursuant to Joint Rule No. 13, LaVoy reported the progress of S. F. No. 342 now in Conference Committee.

Pursuant to Joint Rule No. 13, St. Onge reported the progress of H. F. No. 347 now in Conference Committee.

CONSENT CALENDAR

H. F. No. 1968 was reported to the House.

Faricy moved to amend H. F. No. 1968, the printed bill, as follows:

Page 2, line 24, after the word "effective" strike the balance of the line and insert "only after its approval by a majority of the governing body of the city of Saint Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021."

The motion prevailed and the amendment was adopted.

H. F. No. 1968, A bill for an act relating to the city of Saint Paul, authorizing the issuance of bonds and the appropriation of revenues and taxes to finance the acquisition, betterment, and operation of swimming pools for the municipal program of public recreation and playgrounds.

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 107, and nays 13, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Andersen, R.	Erickson	Klaus	Ohnstad	Skaar
Belisle	Heinitz	Kvam	Pavlak, R. L.	
DeGroat	Johnson, R.	Long	Schreiber	

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

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 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 128, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, G.	Bell	Biersdorf	Carlson, A.
Adams, S.	Anderson, I.	Bennett	Boland	Carlson, B.
Andersen, R.	Becklin	Berg	Braun	Carlson, L.
Anderson, D.	Belisle	Berglin	Brinkman	Casserly

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

Those who voted in the negative were:

Klaus

The bill was passed and its title agreed to.

H. F. No. 2105, A resolution memorializing the President of the United States to provide for the establishment of protective cover crops on all lands diverted from agricultural production under federal land diversion programs.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Brinkman Hagedorn Klaus

The bill was passed and its title agreed to.

H. F. No. 1772, A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

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

The bill was passed and its title agreed to.

H. F. No. 2246, A bill for an act relating to the city of Little Falls; authorizing the issuance of an additional on-sale license for the sale of intoxicating liquor.

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 109, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Brinkman	Clifford	Dirlam
Adams, S.	Bennett	Carlson, A.	Connors	Eckstein
Andersen, R.	Berg	Carlson, B.	Culhane	Eken
Anderson, G.	Berglin	Carlson, L.	Cummiskey	Enebo
Anderson, I.	Biersdorf	Cassery	Dahl	Faricy
Belisle	Boland	Cleary	Dieterich	Ferderer

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

Those who voted in the negative were:

Anderson, D.	Erickson	Klaus	McEachern	Skaar
Becklin	Esau	Kvam	Ohnstad	
DeGroat	Johnson, C.	Larson	Searle	
Erdahl	Johnson, J.	Long	Sherwood	

The bill was passed and its title agreed to.

H. F. No. 938, A bill for an act relating to employment agencies; providing reimbursement to a referred job applicant where there is no job opening; providing a penalty; amending Minnesota Statutes 1971, Sections 184.21, by adding a subdivision; 184.38, Subdivisions 6 and 8, and by adding a subdivision, and Section 184.33.

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 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

DeGroat Klaus

The bill was passed and its title agreed to.

H. F. No. 2029, A bill for an act relating to mining; strengthening certain provisions relating to mineland reclamation; providing penalties; amending Minnesota Statutes 1971, Sections 93.46, Subdivision 3; 93.47, Subdivisions 2, 3, and 5; 93.49; 93.51; and Chapter 93, by adding a section; repealing Minnesota Statutes 1971, Section 93.46, Subdivision 4.

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

The bill was passed and its title agreed to.

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 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 126, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Prahl

The bill was passed and its title agreed to.

H. F. No. 1620, A bill for an act relating to common trust funds; permitting participation therein by affiliated banks and trust companies; amending Minnesota Statutes 1971, Section 290.281, 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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

Parish	Prahl	Sarna	Skaar	Vanasek
Patton	Quirin	Savelkoul	Smith	Vento
Paviak, R.	Resner	Schreiber	Spanish	Voss
Pavlak, R. L.	Rice	Schulz	Stangeland	Weaver
Pehler	Ryan	Searle	Stanton	Wenzel
Peterson	St. Onge	Sherwood	Swanson	Wohlwend
Pieper	Salchert	Sieben, H.	Tomlinson	Wolcott
Pleasant	Samuelson	Sieben, M.	Ulland	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 1940 was reported to the House.

Brinkman moved that H. F. No. 1940 be laid over for one day. The motion prevailed.

H. F. No. 1681 was reported to the House.

Tomlinson moved that H. F. No. 1681 be laid over for one day. The motion prevailed.

H. F. No. 1909 was reported to the House.

Smith moved that H. F. No. 1909 be laid over for one day. The motion prevailed.

H. F. No. 2160 was reported to the House.

Cummiskey moved to amend H. F. No. 2160, the printed bill, as follows:

Page 1, line 1, after "Section" add "8.06 or".

The motion prevailed and the amendment was adopted.

McCauley moved to amend H. F. No. 2160, the printed bill, as amended, as follows:

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

"Section 1. Notwithstanding the provisions of Minnesota Statutes 1971, Section 8.06 or 136.11 to the contrary, or any rules or regulations adopted pursuant thereto, the principal agency for student participation on each state college campus may expend money from the College Student Activity fund for the purpose of funding a program to provide legal counselling and services to the students of that college."

Further, amend the title as follows:

After "relating to" strike "Mankato state college", and insert in lieu thereof "state colleges";.

After "authorizing" strike "Mankato state student association" and insert in lieu thereof, "student governing associations".

After the words "assigned to" strike the word "it" and insert in lieu thereof, the word "them".

After the words "activity fund" strike the words "of Mankato state college".

The motion prevailed and the amendment was adopted.

H. F. No. 2160, A bill for an act relating to colleges; authorizing student governing associations to expend money assigned to them from the college student activity fund for funding a legal counseling and service program for students.

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 96, and nays 23, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Johnson, C.	Munger	Sherwood
Adams, S.	Cummiskey	Johnson, D.	Nelson	Sieben, H.
Andersen, R.	Dahl	Johnson, R.	Niehaus	Sieben, M.
Anderson, I.	Dieterich	Jude	Norton	Smith
Becklin	Eckstein	Kahn	Ojala	Spanish
Belisle	Enebo	Kelly	Parish	Stangeland
Bell	Erdahl	Kempe	Pavlak, R.	Stanton
Bennett	Erickson	Knickerbocker	Pavlak, R. L.	Swanson
Berg	Faricy	LaVoy	Pehler	Tomlinson
Berglin	Ferderer	Lemke	Peterson	Ulland
Biersdorf	Flakne	Lindstrom, J.	Pleasant	Vanasek
Boland	Forsythe	Lombardi	Quirin	Vento
Brinkman	Fudro	Mann	Resner	Voss
Carlson, A.	Fugina	McArthur	Rice	Wenzel
Carlson, B.	Graba	McCarron	Ryan	Wolcott
Carlson, D.	Graw	McCauley	Salchert	Mr. Speaker
Carlson, L.	Growe	McFarlin	Samuelson	
Casserly	Hanson	McMillan	Schreiber	
Cleary	Heinitz	Menke	Schulz	
Clifford	Jaros	Miller, D.	Searle	

Those who voted in the negative were:

Anderson, D.	Hagedorn	Kvam	Miller, M.	Skaar
Dirlam	Hook	Laidig	Ohnstad	Weaver
Eken	Johnson, J.	Larson	Pieper	Wohlwend
Esau	Jopp	Lindstrom, E.	Prahl	
Fjoslien	Klaus	Long	Savelkoul	

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

H. F. No. 1342 was reported to the House.

Hook moved that H. F. No. 1342 be laid over for one day. The motion prevailed.

H. F. No. 1752, A bill for an act relating to the town of Rice Lake in St. Louis county; conferring exclusive authority on said town to regulate speed limits on roads, streets and highways, other than trunk highways and state-aid roads, within the town.

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 117, and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Andersen, R.	Carlson, B.	Dirlam	Pleasant	Schreiber
Anderson, D.				

The bill was passed and its title agreed to.

H. F. No. 1853 was reported to the House.

Wenzel moved to amend H. F. No. 1853, the printed bill, as follows:

Line 4, after the words "Morrison county" insert ", *except any members who are also county commissioners,*".

The motion prevailed and the amendment was adopted.

H. F. No. 1853, A bill for an act relating to Morrison county; providing for increased compensation for county welfare board; amending Laws 1967, Chapter 818, Section 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 123, and nays 4, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Anderson, D. Jopp Mueller Ohnstad

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

H. F. No. 1918 was reported to the House.

Long moved that H. F. No. 1918 be laid over for one day. The motion prevailed.

H. F. No. 2002, A bill for an act relating to bonds; public officers; requiring that bonds of public officers be filed in the office of the register of deeds; amending Minnesota Statutes 1971, Sections 375.03; 382.10; 382.12; 386.01; 386.18; 388.01; 389.011, Subdivision 3; 390.01; 485.01; 488.10, Subdivision 2; 508.31; 525.04; 525.09; 525.10; 574.20; and repealing Minnesota Statutes 1971, Sections 382.09 and 382.11.

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

Stanton	Ulland	Voss	Wohlwend	Mr. Speaker
Swanson	Vanasek	Weaver	Wolcott	
Tomlinson	Vento	Wenzel		

The bill was passed and its title agreed to.

H. F. No. 2052, A bill for an act relating to St. Louis county; providing funds for the maintenance and support of county extension work in St. Louis county; amending Laws 1971, Chapter 370, Section 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 127, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2097, A bill for an act relating to Ramsey county; tax equalization procedure; repealing Special Laws 1876, Chapter 212, as amended.

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.	Anderson, G.	Bell	Biersdorf	Carlson, A.
Adams, S.	Anderson, I.	Bennett	Boland	Carlson, B.
Andersen, R.	Becklin	Berg	Braun	Carlson, D.
Anderson, D.	Belisle	Berglin	Brinkman	Carlson, L.

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

The bill was passed and its title agreed to.

H. F. No. 2162 was reported to the House.

Anderson, I., moved that H. F. No. 2162 be laid over for one day. The motion prevailed.

H. F. No. 2205, A bill for an act relating to drainage; providing that certain surpluses in ditch funds may be transferred to the general revenue fund by the county board; amending Minnesota Statutes 1971, Section 106.451, by adding a subdivision.

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

Searle	Skaar	Swanson	Vento	Wohlwend
Sherwood	Smith	Tomlinson	Voss	Wolcott
Sieben, H.	Stangeland	Ulland	Weaver	Mr. Speaker
Sieben, M.	Stanton	Vanasek	Wenzel	

The bill was passed and its title agreed to.

H. F. No. 2206, A bill for an act relating to Mille Lacs county; permitting the county attorney to also act as village, city and school attorney.

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 124, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Salchert
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dieterich	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	Nelson	Searle
Belisle	Erickson	Kelly	Niehaus	Sherwood
Bell	Esau	Kempe	Norton	Sieben, H.
Bennett	Faricy	Klaus	Ohnstad	Sieben, M.
Berg	Ferderer	Knickerbocker	Ojala	Skaar
Berglin	Fjoslien	Kvam	Parish	Smith
Biersdorf	Flakne	Laidig	Patton	Stangeland
Boland	Forsythe	Larson	Pavlak, R.	Stanton
Braun	Fudro	Lemke	Pavlak, R. L.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pehler	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Peterson	Ulland
Carlson, B.	Graw	Lombardi	Pieper	Vanasek
Carlson, D.	Growe	Long	Pleasant	Vento
Carlson, L.	Hagedorn	Mann	Prahl	Voss
Cassery	Hanson	McArthur	Quirin	Wenzel
Cleary	Heinitz	McCarron	Resner	Wohlwend
Clifford	Hook	McCauley	Rice	Wolcott
Connors	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	

Those who voted in the negative were:

McEachern Weaver

The bill was passed and its title agreed to.

H. F. No. 2238, A bill for an act relating to Dakota county; soil and water conservation; expenditures from general revenue fund.

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.	McMillan	Salchert
Adams, S.	Dieterich	Johnson, D.	Menke	Samuelson
Andersen, R.	Dirlam	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eken	Jopp	Moe	Schreiber
Anderson, I.	Enebo	Jude	Mueller	Schulz
Becklin	Erdahl	Kahn	Munger	Searle
Belisle	Erickson	Kelly	Nelson	Sherwood
Bell	Esau	Kempe	Niehaus	Sieben, H.
Bennett	Faricy	Klaus	Norton	Sieben, M.
Berg	Ferderer	Knickerbocker	Ohnstad	Skaar
Berglin	Fjoslien	Kvam	Ojala	Smith
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, B.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Growe	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Prahl	Weaver
Cleary	Haugerud	McArthur	Quirin	Wenzel
Clifford	Heinitz	McCarron	Resner	Wohlwend
Connors	Hook	McCauley	Rice	Wolcott
Cummiskey	Jacobs	McEachern	Ryan	Mr. Speaker
Dahl	Jaros	McFarlin	St. Onge	

The bill was passed and its title agreed to.

H. F. No. 2239, A bill for an act relating to Dakota county; housing and redevelopment authority; jurisdiction; amending Laws 1971, Chapter 333, Section 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 127, and nays 0, as follows:

Those who voted in the affirmative were:

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

Sieben, H.	Stangeland	Ulland	Weaver	Mr. Speaker
Sieben, M.	Stanton	Vanasek	Wenzel	
Skaar	Swanson	Vento	Wohlwend	
Smith	Tomlinson	Voss	Wolcott	

The bill was passed and its title agreed to.

H. F. No. 2240 was reported to the House.

Sieben, H., moved to amend H. F. No. 2240, the printed bill, as follows:

Page 1, line 3, after "any" insert "existing or proposed".

Page 1, line 4, delete "recording" and insert "building permits are issued by the municipalities in which the subdivision or land survey plat is located".

Further amend the title on page 1, after "any" and before "county" insert "existing or proposed".

The motion prevailed and the amendment was adopted.

H. F. No. 2240, A bill for an act relating to Dakota county; plats and surveys contiguous with any county road in Dakota county; providing for approval thereof by the Dakota county board of commissioners.

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 127, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 1949, A bill for an act relating to Ramsey county; authorization of the county to appropriate and expend moneys in the improvements of lakes and acquiring land in the vicinity of such lakes for recreational grounds; repealing annual expenditure limitation; amending Laws 1927, Chapter 209, Section 1, as amended.

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

The bill was passed and its title agreed to.

H. F. No. 2241 was reported to the House.

Salchert moved to amend H. F. No. 2241, the printed bill, as follows:

Line 3, after the word "exceeding" and before the word "to", strike "\$5,000,000" and insert in lieu thereof "\$2,000,000".

Line 5, after "Sec. 2." strike the balance of the line.

Strike all of lines 6 through 10 and insert in lieu thereof, the following:

"Such bonds shall be issued and sold in accordance with Minnesota Statutes, Chapter 475, without first obtaining the approval of the majority of the electors, and the terms of each series of such bonds shall be established so that the total amount of principal and interest to become due on all such bonds in any year shall not exceed an amount equal to one-third mill times the

assessed value of all taxable property in the county, as most recently determined before the issuance of that series, and shall be deducted from the amount which may be levied for other park purposes within the limitation provided in Minnesota Statutes, Sections 398.32 to 398.36.”

The motion prevailed and the amendment was adopted.

H. F. No. 2241, A bill for an act relating to Dakota county; authorizing the board of commissioners to issue bonds for the acquisition and betterment of parklands; authorizing a levy, within existing park levy limits, and limited to specific purposes, without a referendum.

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 118, and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, D.	Becklin	Erdahl	Erickson	Klaus
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The bill was passed, as amended, and its title agreed to.

S. F. No. 1027, A bill for an act relating to St. Louis county; providing for certain changes in the county civil service; amending Laws 1941, Chapter 423, Section 21, as amended.

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 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Johnson, J. Klaus Lindstrom, E.

The bill was passed and its title agreed to.

S. F. No. 1354, A bill for an act relating to Hennepin county; establishing for county employees a year of 2,080 working hours for purposes of salary adjustment; amending Laws 1965, Chapter 466, Section 1, Subdivision 3.

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 128, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 1695, A bill for an act relating to Hennepin county revising membership of county library board; amending Extra Session Laws 1967, Chapter 24, Section 5.

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.	McMillan	Salchert
Adams, S.	Dieterich	Johnson, D.	Menke	Samuelson
Andersen, R.	Dirlam	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eken	Jopp	Moe	Schreiber
Anderson, I.	Enebo	Jude	Mueller	Schulz
Becklin	Erdahl	Kahn	Munger	Searle
Belisle	Erickson	Kelly	Nelson	Sherwood
Bell	Esau	Kempe	Niehaus	Sieben, H.
Bennett	Faricy	Klaus	Norton	Sieben, M.
Berg	Ferderer	Knickerbocker	Ohnstad	Skaar
Berglin	Fjoslien	Kvam	Ojala	Smith
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, B.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Grove	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Prahl	Weaver
Cleary	Haugerud	McArthur	Quirin	Wenzel
Connors	Heinitz	McCarron	Resner	Wohlwend
Culhane	Hook	McCauley	Rice	Wolcott
Cummiskey	Jacobs	McEachern	Ryan	Mr. Speaker
Dahl	Jaros	McFarlin	St. Onge	

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Pursuant to notice given on April 28, 1973, Faricy moved that the vote whereby H. F. No. 1870 was passed on the Consent Calendar on April 28, 1973, be now reconsidered. The motion prevailed.

H. F. No. 1870 was reported to the House.

Faricy moved to amend H. F. No. 1870, the printed bill, as follows:

In lines 1 and 2 of the bill after "Chapter 117," and before the word "when" strike "any city of the first class" and insert in lieu thereof "the city of Minneapolis".

Further, strike the title and insert in lieu thereof the following:

"A bill for an act relating to the city of Minneapolis and authorizing condemnation of real property in certain instances pursuant to procedures set forth in its home rule charter or Minnesota Statutes 1971, Chapter 430."

The motion prevailed and the amendment was adopted.

H. F. No. 1870, A bill for an act relating to the city of Minneapolis and authorizing condemnation of real property in certain instances pursuant to procedures set forth in its home rule charter or Minnesota Statutes 1971, Chapter 430.

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 122, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Klaus

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

CALENDAR

H. F. No. 1190, A bill for an act relating to municipal industrial development; amending Minnesota Statutes 1971, Sections 474.02, Subdivision 1; 474.03; 474.04; 474.06; and 474.09.

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

The question was taken on the passage of the bill and the roll being called, there were yeas 126, and nays 1, as follows:

Those voted in the affirmative were:

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

Those who voted in the negative were:

Bell

The bill was passed and its title agreed to.

H. F. No. 977, A bill for an act relating to the state junior college board; increasing membership of the state junior college board from five to seven members; amending Minnesota Statutes 1971, Section 136.61, Subdivisions 1 and 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 113, and nays 13, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Belisle	Ferderer	Larson	Pleasant	Stangeland
Carlson, A.	Hagedorn	Lindstrom, E.	Searle	
DeGroat	Hook	Long	Skaar	

The bill was passed and its title agreed to.

S. F. No. 531, A bill for an act relating to deceptive trade practices; making the law relating thereto uniform with that of certain other states.

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 128, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 149, A bill for an act relating to snowmobiles; authorizing the operation of snowmobiles on bridges under certain

conditions; amending Minnesota Statutes 1971, Section 84.87, 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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1425, A bill for an act relating to the supreme court; authorizing promulgation of rules of evidence by the supreme court; repealing Minnesota Statutes 1971, Section 480.059, Subdivision 7.

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

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

The bill was passed and its title agreed to.

S. F. No. 454, A resolution memorializing the President and Congress to provide by law that industries may not move operations to escape environmental protection legislation.

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 103, and nays 15, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, M.	Savelkoul
Andersen, R.	Dieterich	Johnson, D.	Moe	Schulz
Anderson, G.	Dirlam	Johnson, J.	Mueller	Sherwood
Anderson, I.	Eckstein	Jude	Munger	Sieben, H.
Becklin	Eken	Kahn	Nelson	Sieben, M.
Belisle	Enebo	Kelly	Norton	Smith
Bell	Faricy	Kempe	Ojala	Spanish
Bennett	Ferderer	Knickerbocker	Parish	Stangeland
Berg	Fjoslien	Kvam	Patton	Stanton
Berglin	Flakne	Laidig	Pavlak, R.	Swanson
Boland	Fudro	LaVoy	Pehler	Tomlinson
Braun	Fugina	Lemke	Peterson	Ulland
Carlson, A.	Graba	Lindstrom, E.	Pieper	Vanasek
Carlson, B.	Growe	Lindstrom, J.	Prahl	Vento
Carlson, D.	Hagedorn	Mann	Quirin	Voss
Carlson, L.	Hanson	McArthur	Resner	Wenzel
Casserly	Haugerud	McCarron	Rice	Wohlwend
Cleary	Heinitz	McEachern	Ryan	Wolcott
Clifford	Hook	McMillan	St. Onge	Mr. Speaker
Connors	Jacobs	Menke	Samuelson	
Cummiskey	Jaros	Miller, D.	Sarna	

Those who voted in the negative were:

Anderson, D.	Erickson	Jopp	McFarlin	Pleasant
DeGroat	Esau	Klaus	Ohnstad	Skaar
Erdahl	Johnson, R.	Long	Pavlak, R. L.	Weaver

The bill was passed and its title agreed to.

H. F. No. 662, A bill for an act relating to food; providing for the regulation and licensing of food handlers; amending Minnesota Statutes 1971, Sections 28A.05; 28A.15, Subdivisions 6, 7, and 8; 28A.16; 32.59; and 34.05; repealing Minnesota Statutes 1971, Section 31.495, Subdivision 3.

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

The bill was passed and its title agreed to.

H. F. No. 1110, A bill for an act relating to commerce; providing for the registration and regulation of franchises by the commissioner of securities; requiring certain disclosures; defining and prohibiting unfair practices; providing penalties.

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 128, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

SPECIAL ORDERS

H. F. No. 1550 was reported to the House.

Menke moved to amend H. F. No. 1550, the printed bill, as follows:

Page 12, line 16, after "*legislature*" add "*including temporary or permanent employees of legislative committees or commissions. Employees of the legislative audit commission, except for the legislative auditor, his deputy, and his confidential secretary, however, shall be employees in the classified civil service of the state;*".

Page 12, strike lines 28 through 30; renumber clauses accordingly.

The motion prevailed and the amendment was adopted.

Menke moved to amend H. F. No. 1550, the printed bill, as follows:

Page 6, line 14, strike "and judicial branches" and insert in lieu thereof "*branch*".

The motion prevailed and the amendment was adopted.

Menke moved to amend H. F. No. 1550, the printed bill, as follows:

Page 24, line 8, after "*duty*" insert "." and strike "*within ten years of ap*". Also strike lines 9 and 10.

Page 24, line 8, after "*duty.*" insert "*A disabled veteran, defined as a veteran who is certified by the federal veterans administration to have a service connected disability of at least ten percent, shall be entitled to claim a veterans preference for life. Any other veteran is entitled to claim a veterans preference within ten years of separation or discharge, except that time spent by such veteran as a student in a full time educational program after separation or discharge shall not be applied against the time limitation stated above. Any veterans preference may be claimed only for initial entry into the classified state civil service.*".

Page 24, line 12, strike "*, as defined by personnel rule*".

The motion prevailed and the amendment was adopted.

Menke moved to amend H. F. No. 1550, the printed bill, as follows:

Page 15, line 7, after "total of" strike "30" and insert in lieu thereof "20". Also in line 7 after "within" strike "three" and insert in lieu thereof "two".

The motion prevailed and the amendment was adopted.

Sieben, H., moved to amend H. F. No. 1550, the printed bill as follows:

Page 13, line 2, insert the following: "*(13) members of the state highway patrol; provided that selection and appointment of highway patrol officers shall be made in accordance with applicable laws governing the classified state civil service.*".

Renumber the following clauses in sequence.

Page 31, strike line 36; page 32, strike lines 1 through 13 in their entirety. Renumber sections accordingly.

Page 34, line 24, after "43.30" insert "and" and on the same line strike "and 299D.03, Sub-", and on line 25 strike "divisions 2, 7, 8, 9, 10, 11, and 12".

Also amend the title by striking "; and 299D.03, Subdivisions 2, 7, 8, 9, 10, 11, and 12".

The motion prevailed and the amendment was adopted.

Dirlam moved to amend H. F. No. 1550, the printed bill, as follows:

Page 24, strike all of Sec. 32.

Page 34, line 24, strike "43.30;".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 58, and nays 62, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Hagedorn	McEachern.	Savelkoul
Adams, S.	Eckstein	Heinitz	McFarlin	Schreiber
Anderson, D.	Eken	Jacobs	Miller, M.	Searle
Anderson, G.	Erdahl	Jopp	Mueller	Skaar
Becklin	Erickson	Kempe	Niehaus	Spanish
Belisle	Esau	Klaus	Ohnstad	Stangeland
Biersdorf	Ferderer	Kvam	Parish	Swanson
Carlson, D.	Fjoslien	Laidig	Patton	Weaver
Cleary	Flakne	Lombardi	Pieper	Wohlwend
Clifford	Forsythe	Long	Prahl	Wolcott
Culhane	Fudro	Mann	Rice	
DeGroat	Graw	McCauley	Ryan	

Those who voted in the negative were:

Andersen, R.	Berg	Brinkman	Connors	Faricy
Anderson, I.	Berglin	Carlson, A.	Cummiskey	Fugina
Bell	Boland	Carlson, L.	Dieterich	Graba
Bennett	Braun	Cassery	Enebo	Growe

Haugerud	Knickerbocker	Munger	St. Onge	Ulland
Jaros	LaVoy	Nelson	Sarna	Vanasek
Johnson, C.	Lemke	Ojala	Schulz	Vento
Johnson, D.	Lindstrom, E.	Pavlak, R.	Sherwood	Voss
Johnson, J.	Lindstrom, J.	Pehler	Sieben, H.	Wenzel
Johnson, R.	McCarron	Peterson	Sieben, M.	Mr. Speaker
Jude	Menke	Pleasant	Smith	
Kahn	Miller, D.	Quirin	Stanton	
Kelly	Moe	Resner	Tomlinson	

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

POINT OF ORDER

Klaus raised a point of order pursuant to Rule 5 that H. F. No. 1550 be re-referred to the Committee on Appropriations. The Speaker ruled the point of order not well taken.

H. F. No. 1550, A bill for an act relating to personnel in government; their rights, privileges and benefits; creating a department of personnel; defining its powers and duties; amending Minnesota Statutes 1971, Sections 15A.021; 15A.031; 15A.041; 15A.101; 15A.12; 43.01, Subdivisions 6, 7, 8, and 9, and by adding subdivisions; 43.02; 43.03; 43.05; 43.06; 43.07; 43.08; 43.09; 43.111; 43.122; 43.128; 43.13; 43.15; 43.17, Subdivision 2; 43.18, Subdivision 1; 43.19; 43.21; 43.23; 43.24; 43.32; 43.48; 43.43; and Chapter 43, by adding sections; repealing Minnesota Statutes 1971, Sections 15A.14; 16.02, Subdivisions 20 and 22; 43.01, Subdivision 5; 43.041; 43.10; 43.18, Subdivision 3; 43.30; and 43.34.

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 117, and nays 11, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Erdahl	Klaus	Niehaus	Skaar	Stangeland
Erickson	Kvam	Ohnstad		
Jopp	Long	Searle		

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

GENERAL ORDERS

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

Pursuant to Rule 12, a roll call was taken on the motion of Vanasek to recommend that H. F. No. 1295 be re-referred to the Committee on Higher Education.

There were yeas 28, and nays 81.

Those who voted in the affirmative were:

Andersen, R.	Casserly	Jaros	Munger	Stanton
Anderson, I.	Cummiskey	Johnson, D.	Norton	Tomlinson
Bell	Dieterich	Kahn	Ojala	Vanasek
Berg	Eken	Kelly	Parish	Mr. Speaker
Berglin	Fugina	Kvam	Rice	
Boland	Growe	Moe	Salchert	

Those who voted in the negative were:

Adams, J.	Dahl	Jacobs	McEachern	Samuelson
Adams, S.	DeGroat	Johnson, C.	McFarlin	Sarna
Anderson, D.	Dirlam	Johnson, J.	Menke	Savelkoul
Anderson, G.	Eckstein	Johnson, R.	Miller, M.	Schreiber
Becklin	Erdahl	Jopp	Mueller	Schulz
Belisle	Erickson	Kempe	Niehaus	Searle
Bennett	Esau	Klaus	Ohnstad	Sherwood
Biersdorf	Faricy	Knickerbocker	Patton	Skaar
Braun	Ferderer	Laidig	Pavlak, R. L.	Ulland
Brinkman	Fjoslien	Lemke	Pehler	Weaver
Carlson, A.	Flakne	Lindstrom, E.	Peterson	Wenzel
Carlson, D.	Forsythe	Lombardi	Pieper	Wohlwend
Carlson, L.	Fudro	Long	Pleasant	Wolcott
Cleary	Graw	Mann	Prahl	
Clifford	Hagedorn	McArthur	Resner	
Connors	Hanson	McCarron	Ryan	
Culhane	Heinitz	McCauley	St. Onge	

The motion did not prevail.

Pursuant to Rule 12, a roll call was taken on the motion of Pieper to recommend passage of H. F. No. 1295.

There were yeas 84, and nays 28.

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Clifford	Erickson	Fugina
Adams, S.	Braun	Connors	Esau	Graw
Anderson, D.	Brinkman	Culhane	Faricy	Graw
Anderson, G.	Carlson, A.	Dahl	Ferderer	Hagedorn
Anderson, I.	Carlson, B.	DeGroat	Fjoslien	Hanson
Becklin	Carlson, D.	Dirlam	Flakne	Heinitz
Belisle	Carlson, L.	Eckstein	Forsythe	Jacobs
Bennett	Cleary	Erdahl	Fudro	Johnson, C.

Johnson, D.	LaVoy	Menke	Pieper	Searle
Johnson, J.	Lemke	Mueller	Prahl	Sherwood
Johnson, R.	Lindstrom, E.	Nelson	Resner	Sieben, H.
Jopp	Lombardi	Niehaus	Ryan	Skaar
Kempe	Long	Ohnstad	Samuelson	Weaver
Klaus	Mann	Patton	Sarna	Wenzel
Knickerbocker	McArthur	Pavlak, R.	Savelkoul	Wohlwend
Kvam	McCauley	Pavlak, R. L.	Schreiber	Wolcott
Laidig	McFarlin	Pehler	Schulz	

Those who voted in the negative were:

Andersen, R.	Cummiskey	Kelly	Ojala	Tomlinson
Bell	Dieterich	McCarron	Parish	Ulland
Berg	Eken	Miller, M.	Rice	Vanasek
Berglin	Enebo	Moe	St. Onge	Mr. Speaker
Boland	Growe	Munger	Salchert	
Casserly	Kahn	Norton	Stanton	

The motion prevailed.

Pursuant to Rule 12, a roll call was taken on the following amendment to H. F. No. 176 offered by Clifford:

Page 2, line 11, strike the period and add the following language: "*as an optional rider or endorsement.*"

There were yeas 32, and nays 60.

Those who voted in the affirmative were:

Andersen, R.	Cleary	Johnson, R.	Miller, M.	Skaar
Becklin	Clifford	Kahn	Niehaus	Smith
Belisle	Dirlam	Knickerbocker	Pavlak, R. L.	Ulland
Bell	Erickson	Kvam	Pieper	Weaver
Braun	Flakne	LaVoy	Salchert	
Carlson, A.	Forsythe	Long	Savelkoul	
Carlson, D.	Graw	McFarlin	Searle	

Those who voted in the negative were:

Adams, J.	Dieterich	Johnson, D.	Nelson	Schreiber
Anderson, I.	Eken	Jude	Norton	Schulz
Bennett	Enebo	Kelly	Ojala	Sherwood
Berg	Esau	Klaus	Parish	Sieben, H.
Boland	Faricy	Mann	Pehler	Sieben, M.
Brinkman	Fudro	McCarron	Prahl	Stanton
Carlson, B.	Fugina	McCauley	Quirin	Tomlinson
Carlson, L.	Growe	McEachern	Resner	Vanasek
Casserly	Hagedorn	Menke	Ryan	Vento
Connors	Hanson	Miller, D.	St. Onge	Voss
Dahl	Jaros	Moe	Samuelson	Wenzel
DeGroat	Johnson, C.	Munger	Sarna	Mr. Speaker

The amendment was not adopted.

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

H. F. Nos. 140, 176, 889, 1382, 1383, and 1384 which it recommended to pass.

H. F. No. 1191 upon which it recommended progress.

H. F. No. 348 upon which it recommended progress until Wednesday, May 16, 1973.

H. F. No. 1589 upon which it recommended progress until Thursday, May 3, 1973.

H. F. No. 1295 which it recommended to pass as amended in the Committee of the Whole on Wednesday, April 25, 1973.

H. F. No. 1612 upon which it recommended progress until Friday, May 4, 1973.

H. F. No. 1471 upon which it recommended progress until Thursday, May 3, 1973, as amended in the Committee of the Whole on Saturday, April 28, 1973.

H. F. No. 1293 upon which it recommended progress until Wednesday, May 2, 1973.

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

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., Tuesday, May 1, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

