

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MAY 10, 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, J.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, R.	Miller, M.	Sarna
Andersen, R.	Diriam	Jopp	Moe	Savelkoul
Anderson, D.	Eckstein	Jude	Munger	Schreiber
Anderson, G.	Eken	Kahn	Myrah	Schulz
Anderson, I.	Enebo	Kelly	Nelson	Searle
Becklin	Erdahl	Kempe	Newcome	Sherwood
Belisle	Erickson	Klaus	Niehaus	Sieben, H.
Bell	Esau	Knickerbocker	Norton	Sieben, M.
Bennett	Faricy	Kvam	Ohnstad	Skaar
Berg	Ferderer	Laidig	Ojala	Smith
Berglin	Fjosien	Larson	Parish	Spanish
Biersdorf	Flakne	LaVoy	Patton	Stangeland
Boland	Forsythe	Lemke	Pavlak, R.	Stanton
Braun	Fudro	Lindstrom, E.	Pavlak, R. L.	Swanson
Brinkman	Fugina	Lindstrom, J.	Pehler	Tomlinson
Carlson, A.	Graba	Lombardi	Peterson	Ulland
Carlson, B.	Graw	Long	Pieper	Vanasek
Carlson, L.	Hagedorn	Mann	Pleasant	Vento
Casserly	Hanson	McArthur	Prahl	Voss
Cleary	Heinitz	McCarron	Quirin	Weaver
Clifford	Hook	McCauley	Resner	Wenzel
Connors	Jacobs	McEachern	Rice	Wigley
Culhane	Jaros	McFarlin	Ryan	Wohlwend
Cummiskey	Johnson, C.	McMillan	St. Onge	Wolcott
Dahl	Johnson, D.	Menke	Salchert	Mr. Speaker

A quorum was present.

Mueller was excused. Carlson, D., was excused until 4:15 p.m. Grove was excused until 2:45 p.m. Haugerud was excused until 3:10 p.m.

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1395, 1487, 1945, 2025, 922, 1116, 1661, 2069, 2383, 2449, and 1779 and S. F. Nos. 929, 1353, 496, 925, 1128, 1141, 1364, 1708, 1712, 1781, 1825, 1923, 1954, 568, 1029, 1896, 148, 737, 871, 938, 948, 1120, 1224, 1351, 900, 1655, 1994, 2221, 2230, 2232, 2233, 2275, 1037, 1582, 1160, and 2118 have been placed in the members' files.

S. F. No. 1741 and H. F. No. 1524, which had been referred to the Chief Clerk for comparison, were examined and found to be identical except that,

S. F. No. 1741, after the enacting clause, reads as follows:

"Section 1. Minnesota Statutes 1971, Section 275.11, is amended by adding a subdivision to read:

Subd. 3. Nothing in this section shall be construed to reduce levies of any municipality below the per capita levy spread in 1970.

Sec. 2. Minnesota Statutes 1971, Section 412.251, is amended to read:

412.251 [ANNUAL TAX LEVY.] The council shall make its annual tax levy by resolution within the per capita limits established by statute. The amount of taxes levied for general village purposes shall not exceed 35 mills on each dollar of the assessed valuation of the property taxable in the village in villages having an assessed valuation of less than \$500,000 and 30 mills on each dollar in villages having an assessed valuation of more than \$500,000. In calculating such limit property used for homestead purposes shall be figured as provided in Minnesota Statutes, Section 273.13, Subdivision 7a. The following taxes may be levied in addition to the levies above authorized:

(1) A tax for the payment of principal and interest on outstanding obligations of the village as provided by Minnesota Statutes, Sections 475.61, 475.73 and 475.74.

(2) A tax for the payment of judgments as authorized by Minnesota Statutes, Section 465.14.

(3) A tax for the support and relief of the poor, as authorized by section 261.064.

(4) A maximum of one mill but not to exceed \$500 to provide musical entertainment to the public in public buildings or on public grounds.

(5) A tax for band purposes as authorized by Minnesota Statutes, Section 449.09.

(6) A tax for the support of a municipal forest, as authorized by Minnesota Statutes, Section 459.06.

(7) A tax for advertising purposes, as authorized by Minnesota Statutes, Sections 465.56 and 465.57.

(8) A tax for forest fire protection in any village in a forest area, as authorized by Minnesota Statutes, Section 88.04.

(9) A maximum of five mills for the utilities fund in any village whose utilities are under the jurisdiction of a public utilities commission. Such tax shall be levied for the purpose of paying the cost of the utility service or other services supplied to the village.

(10) A tax for the support of a public library, as authorized by Minnesota Statutes, Section 134.07.

(11) A tax for firemen's relief association purposes as authorized by Minnesota Statutes, Section 424.30, or other statutes.

(12) Such other special taxes as may be authorized by law.

Nothing in this section shall be construed to reduce levies of any municipality below the per capita levy spread in 1970."

whereas, H. F. No. 1524, after the enacting clause reads as follows:

"Section 1. Minnesota Statutes 1971, Section 473B.06, Subdivision 8, is amended to read:

Subd. 8. [REVIEW OF FEDERAL PROGRAMS.] The metropolitan council shall review all applications of governmental units, independent commissions, boards or agencies operating in the metropolitan area for a loan or grant from the United States of America or any agency thereof if review by a regional agency is required by federal law or the federal agency. Each governmental unit, independent commission, board, or agency, before submitting such an application to the United States government or an agency thereof shall first transmit the application to the metropolitan council for its comments and recommendations with respect to whether or not the project proposed is consistent with the comprehensive development guide for the metropolitan area. The comments and recommendations made by the metropolitan council shall then become a part of the application and if submitted to the United States of America or an agency thereof, such comments and recommendations shall also be submitted. *Applications shall be reviewed primarily on their own merits. In cases where the council considers one or more other aspects of development are related to the application, the council shall document the reasoning of said relationship."*

In the title, S. F. No. 1741, lines 2 through 5 read as follows: "relating to taxation; levy limitations; amending Minnesota Statutes 1971, Sections 275.11, by adding a subdivision; and 412.251."; whereas, in the title of H. F. No. 1524, lines 2 through 8 read: "relating to the metropolitan council; requirements to be met by the council in reviewing applications of governmental units, independent commissions, boards or agencies for federal programs; amending Minnesota Statutes 1971, Section 473B.06, Subdivision 8."

Cleary moved that the House not substitute Senate File No. 1741 for House File No. 1524, that the Senate File be referred

by the Speaker to a standing committee, and that the House File remain on General Orders. The motion prevailed.

The Speaker referred S. F. No. 1741 to the Committee on Rules and Legislative Administration.

S. F. No. 1242 and H. F. No. 1120, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1242, page 1, line 14, reads: "or other remuneration for his services by any employer" whereas H. F. No. 1120, page 1, line 14, reads: "or other remuneration for his services by an employer".

S. F. No. 1242, page 1, line 29, reads: "payments for reimbursement of expenses or the provision of"; whereas, H. F. No. 1120, page 1, line 29, reads "payments or the provision of usual needed health care and".

S. F. No. 1242, page 2, lines 21 through 24, contains the language: "If the employee is required to pay all or any part of the premium for the extension of coverage, payment shall be made to the employer, by the employee." whereas H. F. No. 1120 does not contain this language.

SUSPENSION OF RULES

Pavlak, R. L. moved that the rules be so far suspended that S. F. No. 1242 be substituted for H. F. No. 1120 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1351 and H. F. No. 1471, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1351, page 1, lines 7 through 19, reads as follows:

"Section 1. Minnesota Statutes 1971, Chapter 87, is amended by adding a section to read:

[87.022] [OWNER'S DUTY OF CARE OR DUTY TO GIVE WARNINGS.] *Except as specifically recognized by or provided in section 87.025, an owner of land (a) owes no duty of care to render or maintain his land safe for entry or use by other persons with a motorized recreational vehicle for recreational purposes, (b) owes no duty to warn those persons of any dangerous condition on the land, whether patent or latent, (c) owes no duty of care toward those persons except to refrain from willfully taking action to cause injury, and (d) owes no duty to curtail his use of his land during its use for recreational purposes."*

Whereas H. F. No. 1471, page 1, lines 6 through 17, reads:

"Section 1. Minnesota Statutes 1971, Section 87.022, is amended to read:

87.022 [OWNER'S DUTY OF CARE OR DUTY TO GIVE WARNINGS.] *Except as specifically recognized by or provided in section 87.025, an owner (OF LAND) (a) owes no duty of care to render or maintain (THE PREMISES) his land safe for entry*

or use by (OTHERS) *other persons* for recreational purposes, (b) *owes no duty to warn those persons of any dangerous condition on the land, whether patent or latent*, (c) *owes no duty of care toward those persons except to refrain from willfully taking action to cause injury*, and (d) *owes no duty to curtail his use of his land during its use for recreational purposes*."

In the title of S. F. No. 1351, lines 4 and 5 read in part: "Chapter 87, by adding a section." whereas in the title of H. F. No. 1471, line 4 reads in part: "Section 87.022."

SUSPENSION OF RULES

Carlson, B., moved that the rules be so far suspended that S. F. No. 1351 be substituted for H. F. No. 1471 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1160 and H. F. No. 1202, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1160, page 1, line 30 through page 2, line 3, reads as follows: "of natural resources, the commissioner of agriculture, the executive officer of the department of health, the commissioner of highways, a representative of the governor's office designated by the governor, the chairman of the"; whereas H. F. No. 1202, page 1, line 30 through page 2, line 2 reads as follows: "of natural resources, the executive officer of the department of health, the commissioner of highways, the governor or his designee, the chairman of the citizens".

S. F. No. 1160, page 2, lines 6 through 14, reads as follows:

"Subd. 3. The director of the state planning agency shall be the chairman of the council.

Subd. 4. The director of the state planning agency shall employ staff or consultants who will be assigned to work for the council on a continuous basis. The council shall have the authority to request and require staff support from all other agencies of state government as needed for the execution of the responsibilities of the council.";

whereas H. F. No. 1202, page 2, lines 5 through 12 reads:

"Subd. 3. The director of the state planning agency shall be the chairman of the council. The director of the state planning agency shall employ staff or consultants who will be assigned to work for the council on a continuous basis. The council shall have the authority to request and require staff support from all other agencies of state government as needed for the execution of the responsibilities of the council."

S. F. No. 1160, page 3, line 11 reads: "with regard to programs, regulations, permits and procedures"; whereas H. F. No. 1202, page 3, line 9, reads: "with regard to programs, studies, regulations, permits and".

S. F. No. 1160, page 5, line 8, reads in part: "advisory committees"; whereas H. F. No. 1202, page 5, line 6, reads in part: "advisory committee".

S. F. No. 1160, page 7, lines 4 and 5, reads: "and shall make a report to the governor and the legislature of progress on those matters assigned to it by law."; whereas H. F. No. 1202, page 7, lines 2 through 5, reads: "and shall make a report of progress on those matters assigned to it by law to the governor and to the legislature."

S. F. No. 1160, page 7, line 21, reads: "council for the bien-nium ending June 30, 1975."; whereas, H. F. No. 1202, page 7, line 20, reads: "council."

SUSPENSION OF RULES

Boland moved that the rules be so far suspended that S. F. No. 1160 be substituted for H. F. No. 1202 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1824 and H. F. No. 1760, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1824, page 3, lines 1 through 11, reads as follows: "operations meet the safety standards of the department. In determining the extent of the operating authority to be conducted by the transferee under the sale or lease of the permit, the past operations of the transferor within the two year period immediately preceding the transfer shall be considered and only such operating authority shall be granted to the transferee as was actually exercised by the transferor under his authority within the two year period immediately preceding the transfer as evidenced by bills of lading, company records, operation records or other relevant evidence."; whereas, H. F. No. 1760, page 3, lines 1 through 16, reads as follows: "operations meet the safety standards of the department (IN DETERMINING THE EXTENT OF THE OPERATING AUTHORITY TO BE CONDUCTED BY THE TRANSFEE UNDER THE SALE OR LEASE OF THE PERMIT, THE PAST OPERATIONS OF THE TRANSFEROR WITHIN THE TWO YEAR PERIOD IMMEDIATELY PRECEDING THE TRANSFER SHALL BE CONSIDERED AND ONLY SUCH OPERATING AUTHORITY SHALL BE GRANTED TO THE TRANSFEE AS WAS ACTUALLY EXERCISED BY THE TRANSFEROR UNDER HIS AUTHORITY WITHIN THE TWO YEAR PERIOD IMMEDIATELY PRECEDING THE TRANSFER AS EVIDENCED BY BILLS OF LADING, COMPANY RECORDS, OPERATION RECORDS OR OTHER RELEVANT EVIDENCE), and that the seller or lessee has legally engaged in the transportation of property or freight for hire within the two year period immediately preceding the sale or lease as proven by accurate and complete bills of lading, company records, operation records or other relevant evidence."

SUSPENSION OF RULES

Eckstein moved that the rules be so far suspended that S. F. No. 1824 be substituted for H. F. No. 1760 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1353 and H. F. No. 1487, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1487, after the enacting clause, reads as follows:

"Section 1. Subdivision 1. [PURPOSE.] For the purpose of more effectively protecting society and to promote efficiency and economy in the delivery of correctional services, the commissioner is hereby authorized to make grants to assist counties in the development, implementation, and operation of community based corrections programs including, but not limited to preventive or diversionary correctional programs, probation, parole, community corrections centers, and facilities for the detention or confinement, care and treatment of persons convicted of crime or adjudicated delinquent.

Subd. 2. [DEFINITION.] For the purposes of this act, "commissioner" means the commissioner of corrections or his designee.

Sec. 2. Any county, or group of contiguous counties situated within the same region designed pursuant to Minnesota Statutes, Sections 462.381 to 462.396, may qualify for a grant as provided in section 1 by the enactment of appropriate resolutions creating and establishing a corrections advisory board and providing for the preparation of a comprehensive plan for the development, implementation and operation of the correctional services described in section 1 of this act, including the assumption of these correctional services other than the operation of state institutions presently provided in such counties by the department of corrections, and providing for centralized administration and control of those correctional services described in section 1 of this act.

Where counties combine as authorized in subdivision 1, they shall comply with the provisions of Minnesota Statutes, Section 471.59.

Sec. 3. The commissioner of corrections shall, as provided in Minnesota Statutes, Sections 15.0411 to 15.0422, promulgate rules for the implementation of this act, and shall provide consultation and technical assistance to counties to aid them in the development of comprehensive plans.

Sec. 4. Any county or group of counties electing to come within the provisions of this act may (a) acquire by any lawful means, including purchase, lease or transfer of custodial control, the lands, buildings and equipment necessary and incident to the accomplishment of the purposes of this act, (b) determine and establish the administrative structure best suited to the efficient administration and delivery of the correctional services described

in section 1, and (c) employ a director and such other officers, employees and agents as deemed necessary to carry out the provisions of this act. Any county employees affected by this act shall be transferred to the agency assuming administration and control of the correctional services without loss of grade, civil service rating, seniority or other benefits. To the extent that participating counties shall assume and take over state correctional services presently provided in such counties, preference shall be given to the employment of those state officers, employees and agents thus displaced; if hired by a county, such employment shall, to the extent possible, be deemed a transfer in grade with all of the benefits enjoyed by such officer, employee or agent while in the service of the state.

Sec. 5. Any county or group of counties electing to come within the provisions of this act, may, through their governing bodies, use unexpended funds, accept gifts, grants and subsidies from any lawful source, and apply for and accept federal funds.

Sec. 6. No county or group of counties electing to provide correctional services pursuant to this act shall be eligible for the subsidy herein provided unless and until its comprehensive plan shall have been approved by the commissioner. To remain eligible for subsidy the county or group of counties shall substantially comply with the operating standards established by the commissioner. The commissioner shall review annually the comprehensive plans submitted by participating counties, including the facilities and programs operated under the plans. He is hereby authorized to enter upon any facility operated under the plan, and inspect books and records, for purposes of recommending needed changes or improvements.

When the commissioner shall determine that there are reasonable grounds to believe that a county or group of counties is not in substantial compliance with minimum standards, at least 30 days notice shall be given the county or counties and a hearing held to ascertain whether there is substantial compliance or satisfactory progress being made toward compliance. The commissioner may suspend all or a portion of any subsidy until the required standard of operation has been met.

Sec. 7. In any county or group of counties where correctional services are currently being provided by a single jurisdiction within that county, nothing in this act shall be interpreted as requiring a change of authority.

Sec. 8. Subdivision 1. The corrections advisory board provided in section 2 of this act shall consist of no more than 17 members, who shall be representative of law enforcement, prosecution, the judiciary, education, corrections, ethnic minorities, the social services, and the lay citizen, and shall be appointed as follows:

(1) the law enforcement representation shall consist of a sheriff, and a chief of police (selected by the chiefs of police of the county), or their respective designees;

(2) the prosecution representative shall be either the county attorney or his designee;

(3) the judiciary representatives shall be designated by the chief judge of each district and county court district, and shall include judges representative of courts having felony, misdemeanor and juvenile jurisdiction respectively;

(4) education shall be represented by an academic administrator appointed by the chairman of the board of county commissioners with the advice and consent of the members of the board;

(5) the director of a county welfare board or his designee;

(6) the public defender or his designee;

(7) with the advice and consent of the other members of the county board, the chairman shall appoint the following additional members of the corrections advisory board:

(a) one parole or probation officer;

(b) one correctional administrator;

(c) a representative from a social service agency, public or private;

(d) an ex-offender;

(e) a licensed medical doctor;

(f) at least four citizens, provided, however, that if the ethnic minorities resident in the county exceed the percentage of ethnic minorities in the state population, at least two of the citizen members shall be members of an ethnic minority group.

Subd. 2. Members of the corrections advisory board appointed by the chairman of the board of county commissioners shall serve for terms of two years from and after the date of their appointment, and shall remain in office until their successors are duly appointed. The other members of the corrections advisory board shall hold office at the pleasure of the appointing authority.

Subd. 3. Where two or more counties combine to come within the provisions of this act the joint corrections advisory board shall contain representation as provided in subdivision 1, but the members comprising the board may come from each of the participating counties as may be determined by agreement of the counties. The board may elect its own officers.

Subd. 4. The corrections advisory board provided in this act shall actively participate in the formulation of the comprehensive plan for the development, implementation and operation of the correctional program and services described in section 1 of this act, and shall make a formal recommendation to the county board or joint board at least annually concerning the comprehensive plan and its implementation during the ensuing year.

Sec. 9. Failure of a county or group of counties to elect to come within the provisions of this act shall not effect their eligibility for any other state subsidy for correctional purposes otherwise provided by law. Any comprehensive plan submitted pursuant to this act may include the purchase of selected correctional services from the state by contract, including the temporary detention and confinement of persons convicted of crime or adjudicated delinquent; confinement to be in an appropriate state institution as otherwise provided by law. The commissioner shall annually determine the costs of the purchase of services under this section and deduct them from the subsidy due and payable to the county or counties concerned; provided that no contract shall exceed in cost the amount of subsidy to which the participating county or counties are eligible.

Sec. 10. [CORRECTIONS EQUALIZATION FORMULA.] To determine the amount to be paid participating counties during the biennium ending June 30, 1975, the commissioner of corrections will apply the following formula:

(1) All 87 counties will be ranked in accordance with a formula involving four factors:

- (a) per capita income;
- (b) per capita taxable value;

(c) per capita expenditure per 1,000 population for correctional purposes, and;

(d) percent of county population aged six through 30 years of age according to the most recent federal census.

"Per capita expenditure per 1,000 population" for each county is to be determined by multiplying the number of adults and "youthful offenders" under supervision in each county at the end of the current year by \$350. To the product thus obtained will be added:

(i) the number of presentence investigations completed in that county for the current year multiplied by \$50;

(ii) the annual cost to the county for county probation officers' salaries for the current year; and

(iii) 33 1/3 percent of such annual cost for probation officers' salaries.

The total figure obtained by adding the foregoing items is then divided by the total county population according to the most recent federal census.

(2) Each county is then ranked as follows:

(a) on the basis of per capita income the ranking is from the lowest to the highest;

(b) per capita taxable value is ranked from lowest to highest;

- (c) per capita expenditure is ranked from highest to lowest;
- (d) percent of county population aged six through 30 years is ranked from highest to lowest.

(3) The ranking given each county on each of the foregoing four factors is then totaled and the counties ranked in numerical order according to score.

(4) The total score for each county thus determined is then divided into a median total score. The median total score is the score obtained by that county ranked number 44 in the final ranking. The quotient thus obtained then becomes the computation factor for the county. This computation factor is then multiplied by a "dollar value", as fixed by the appropriation pursuant to this act, times the total county population. The resulting product is the amount of subsidy to which the county is eligible under this act. Notwithstanding any law to the contrary, the commissioner of corrections, after notifying the committees on finance of the senate and appropriations of the house of representatives may, at the end of any fiscal year, transfer any unobligated funds in any appropriation to the department of corrections to the appropriation under this act, which appropriation shall not cancel but is reappropriated for the purposes of this act.

Sec. 11. The comprehensive plan submitted to the commissioner for his approval shall include those items prescribed by regulation of the commissioner, which may require the inclusion of the following: (a) the manner in which presentence and post-sentence investigations and reports for the district courts and social history reports for the juvenile courts will be made; (b) the manner in which probation and parole services to the courts and persons under jurisdiction of the youth conservation commission and the adult corrections commission will be provided; (c) a program for the detention, supervision and treatment of persons under pre-trial detention or under commitment; (d) delivery of other correctional services defined in section 1; (e) proposals for new programs, which proposals must demonstrate a need for the program, its purpose, objective, administrative structure, staffing pattern, staff training, financing, evaluation process, degree of community involvement, client participation and duration of program.

Sec. 12. Participating counties shall not diminish their current level of spending for correctional expenses as defined in section 1, to the extent of any subsidy received pursuant to this act; rather the subsidy herein provided is for the expenditure for correctional purposes in excess of those funds currently being expended. Should a participating county be unable to expend the full amount of the subsidy to which it would be entitled in any one year under the provisions of this act, the commissioner shall retain the surplus, subject to disbursement in the following year wherein such county can demonstrate a need for and ability to expend same for the purposes provided in section 1.

Sec. 13. Each participating county will be charged a sum equal to the per diem cost of confinement of those persons committed to the commissioner or the youth conservation commission after the effective date of this act, and confined in a state institution. Provided, however, that no charge shall be made for those persons convicted of offenses for which the penalty provided by law exceeds five years, nor shall the amount charged a participating county for the costs of confinement exceed the amount of subsidy to which the county is eligible. The commissioner shall annually determine costs and deduct them from the subsidy due and payable to the respective participating counties. All charges shall be a charge upon the county of commitment.

Sec. 14. Upon compliance by a county or group of counties with the prerequisites for participation in the subsidy prescribed by this act, and approval of the comprehensive plan by the commissioner, the commissioner shall determine whether funds exist for the payment of the subsidy and proceed to pay same in accordance with applicable rules and regulations.

Sec. 15. Subdivision 1. On or before the end of each calendar quarter, participating counties shall submit to the commissioner certified statements detailing the amounts expended and costs incurred in providing the correctional services provided in this act. Upon receipt of certified statements, the commissioner shall, in the manner provided in sections 9 and 11, determine the amount each participating county is entitled to receive, and certify same to the state auditor who shall thereupon draw his warrant upon the state treasurer in favor of the chief fiscal officer of each participating county for the amount shown to be due each county. Thereafter, the state auditor shall transmit the warrant to the appropriate fiscal officer, together with a copy of the certificate prepared by the commissioner.

Subd. 2. The commissioner shall biennially review the ranking accorded each county by the equalization formula provided in section 9 and compute the subsidy rate accordingly.

Sec. 16. Any participating county may, at the beginning of any calendar quarter, by resolution of its board of commissioners, notify the commissioner of its intention to withdraw from the subsidy program established by this act, and such withdrawal shall be effective the last day of the last month of the quarter in which such notice was given."

Whereas, S. F. No. 1353, after the enacting clause reads:

"Section 1. Subdivision 1. [PURPOSE.] For the purpose of more effectively protecting society and to promote efficiency and economy in the delivery of correctional services, the commissioner is hereby authorized to make grants to assist counties in the development, implementation, and operation of community based corrections programs including, but not limited to preventive or diversionary correctional programs, probation, parole, community corrections centers, and facilities for the detention

or confinement, care and treatment of persons convicted of crime or adjudicated delinquent.

Subd. 2. [DEFINITION.] For the purposes of this act, "commissioner" means the commissioner of corrections or his designee.

Sec. 2. Any county, having an aggregate population of 30,000 or more persons or comprising all the counties within a region designated pursuant to Minnesota Statutes, Sections 462.381 to 462.396 or Minnesota Statutes, Chapter 473B, or group of contiguous counties situated within the same region designated pursuant to Minnesota Statutes, Section 462.381 to 462.396, or Minnesota Statutes, Chapter 473B, may qualify for a grant as provided in section 1 by the enactment of appropriate resolutions creating and establishing a corrections advisory board and providing for the preparation of a comprehensive plan for the development, implementation and operation of the correctional services described in section 1 of this act, including the assumption of those correctional services other than the operation of state institutions presently provided in such counties by the department of corrections, and providing for centralized administration and control of those correctional services described in section 1 of this act.

Where counties combine as authorized in this section, they shall comply with the provisions of Minnesota Statutes, Section 471.59.

Sec. 3. The commissioner shall, as provided in Minnesota Statutes, Sections 15.0411 to 15.0422, promulgate rules for the implementation of this act, and shall provide consultation and technical assistance to counties to aid them in the development of comprehensive plans.

Sec. 4. Any county or group of counties electing to come within the provisions of this act may (a) acquire by any lawful means, including purchase, lease or transfer of custodial control, the lands, buildings and equipment necessary and incident to the accomplishment of the purposes of this act, (b) determine and establish the administrative structure best suited to the efficient administration and delivery of the correctional services described in section 1, and (c) employ a director and such other officers, employees and agents as deemed necessary to carry out the provisions of this act. To the extent that participating counties shall assume and take over state correctional services presently provided in such counties, preference shall be given to the employment of those state officers, employees and agents thus displaced; if hired by a county, such employment shall, to the extent possible, be deemed a transfer in grade with all of the benefits enjoyed by such officer, employee or agent while in the service of the state.

Sec. 5. Any county or group of counties electing to come within the provisions of this act, may, through their governing bodies, use unexpended funds, accept gifts, grants and subsidies from any lawful source, and apply for and accept federal funds.

Sec. 6. No county or group of counties electing to provide correctional services pursuant to this act shall be eligible for the subsidy herein provided unless and until its comprehensive plan shall have been approved by the commissioner. To remain eligible for subsidy the county or group of counties shall substantially comply with the operating standards established by the commissioner. The commissioner shall review annually the comprehensive plans submitted by participating counties, including the facilities and programs operated under the plans. He is hereby authorized to enter upon any facility operated under the plan, and inspect books and records, for purposes of recommending needed changes or improvements.

When the commissioner shall determine that there are reasonable grounds to believe that a county or group of counties is not in substantial compliance with minimum standards, at least 30 days notice shall be given the county or counties and a hearing held to ascertain whether there is substantial compliance or satisfactory progress being made toward compliance. The commissioner may suspend all or a portion of any subsidy until the required standard of operation has been met.

Sec. 7. Subdivision 1. The corrections advisory board provided in section 2 of this act shall consist of no more than 17 members, who shall be representative of law enforcement, prosecution, the judiciary, education, corrections, ethnic minorities, the social services, and the lay citizen, and shall be appointed as follows:

(1) the law enforcement representation shall consist of a sheriff, and a chief of police (selected by the chiefs of police of the county), or their respective designees;

(2) the prosecution representative shall be either the county attorney or his designee;

(3) the judiciary representatives shall be designated by the chief judge of each district and county court district, and shall include judges representative of courts having felony, misdemeanor and juvenile jurisdiction respectively;

(4) education shall be represented by an academic administrator appointed by the chairman of the board of county commissioners with the advice and consent of the members of the board;

(5) the director of a county welfare board or his designee;

(6) the public defender or his designee;

(7) with the advice and consent of the other members of the county board, the chairman shall appoint the following additional members of the corrections advisory board:

(a) one parole or probation officer;

(b) one correctional administrator;

(c) a representative from a social service agency, public or private;

(d) an ex-offender;

(e) a licensed medical doctor;

(f) at least four citizens, provided, however, that if the ethnic minorities resident in the county exceed the percentage of ethnic minorities in the state population, at least two of the citizen members shall be members of an ethnic minority group.

Subd. 2. Members of the corrections advisory board appointed by the chairman of the board of county commissioners shall serve for terms of two years from and after the date of their appointment, and shall remain in office until their successors are duly appointed. The other members of the corrections advisory board shall hold office at the pleasure of the appointing authority.

Subd. 3. Where two or more counties combine to come within the provisions of this act the joint corrections advisory board shall contain representation as provided in subdivision 1, but the members comprising the board may come from each of the participating counties as may be determined by agreement of the counties. The board may elect its own officers.

Subd. 4. The corrections advisory board provided in this act shall actively participate in the formulation of the comprehensive plan for the development, implementation and operation of the correctional program and services described in section 1 of this act, and shall make a formal recommendation to the county board or joint board at least annually concerning the comprehensive plan and its implementation during the ensuing year.

Sec. 8. Failure of a county or group of counties to elect to come within the provisions of this act shall not effect their eligibility for any other state subsidy for correctional purposes otherwise provided by law. Any comprehensive plan submitted pursuant to this act may include the purchase of selected correctional services from the state by contract, including the temporary detention and confinement of persons convicted of crime or adjudicated delinquent; confinement to be in an appropriate state institution as otherwise provided by law. The commissioner shall annually determine the costs of the purchase of services under his section and deduct them from the subsidy due and payable to the county or counties concerned; provided that no contract shall exceed in cost the amount of subsidy to which the participating county or counties are eligible.

Sec. 9. [CORRECTIONS EQUALIZATION FORMULA.] To determine the amount to be paid participating counties during the biennium ending June 30, 1975, the commissioner of corrections will apply the following formula:

(1) All 87 counties will be ranked in accordance with a formula involving four factors:

- (a) per capital income;
- (b) per capita taxable value;
- (c) per capita expenditure per 1,000 population for correctional purposes, and;
- (d) percent of county population aged six through 30 years of age according to the most recent federal census.

"Per capita expenditure per 1,000 population" for each county is to be determined by multiplying the number of adults and "youthful offenders" under supervision in each county at the end of the current year by \$350. To the product thus obtained will be added:

- (i) the number of presentence investigations completed in that county for the current year multiplied by \$50;
- (ii) the annual cost to the county for county probation officers' salaries for the current year; and
- (iii) 33 1/3 percent of such annual cost for probation officers' salaries.

The total figure obtained by adding the foregoing items is then divided by the total county population according to the most recent federal census.

(2) The percent of county population aged six through 30 years shall be determined according to the most recent federal census.

(3) Each county is then ranked as follows:

(a) on the basis of per capita income the ranking is from the lowest to the highest;

(b) per capita taxable value is ranked from lowest to highest;

(c) per capita expenditure is ranked from highest to lowest;

(d) percent of county population aged six through 30 years is ranked from highest to lowest.

(4) The ranking given each county on each of the foregoing four factors is then totaled and the counties ranked in numerical order according to score.

(5) The total score for each county thus determined is then divided into a median total score. The median total score is the score obtained by that county ranked number 44 in the final ranking. The quotient thus obtained then becomes the computation factor for the county. This computation factor is then multiplied by a "dollar value", as fixed by the appropriation pursuant to this act, times the total county population. The resulting product is the amount of subsidy to which the county is eligible under this act. Notwithstanding any law to the contrary, the commissioner of corrections, after notifying the committees on

finance of the senate and appropriations of the house of representatives, may, at the end of any fiscal year, transfer any unobligated funds in any appropriation to the department of corrections to the appropriation under this act, which appropriation shall not cancel but is reappropriated for the purposes of this act.

Sec. 10. The comprehensive plan submitted to the commissioner for his approval shall include those items prescribed by regulation of the commissioner, which may require the inclusion of the following: (a) the manner in which presentence and postsentence investigations and reports for the district courts and social history reports for the juvenile courts will be made; (b) the manner in which probation and parole services to the courts and persons under jurisdiction of the youth conservation commission and the adult corrections commission will be provided; (c) a program for the detention, supervision and treatment of persons under pre-trial detention or under commitment; (d) delivery of other correctional services defined in section 1; (e) proposals for new programs, which proposals must demonstrate a need for the program, its purpose, objective, administrative structure, staffing pattern, staff training, financing, evaluation process, degree of community involvement, client participation and duration of program.

Sec. 11. Participating counties shall not diminish their current level of spending for correctional expenses as defined in section 1, to the extent of any subsidy received pursuant to this act; rather the subsidy herein provided is for the expenditure for correctional purposes in excess of those funds currently being expended. Should a participating county be unable to expend the full amount of the subsidy to which it would be entitled in any one year under the provisions of this act, the commissioner shall retain the surplus, subject to disbursement in the following year wherein such county can demonstrate a need for and ability to expend same for the purposes provided in section 1.

Sec. 12. Each participating county will be charged a sum equal to the per diem cost of confinement of those persons committed to the commissioner or the youth conservation commission after the effective date of this act, and confined in a state institution. Provided, however, that no charge shall be made for those persons convicted of offenses for which the penalty provided by law exceeds five years, nor shall the amount charged a participating county for the costs of confinement exceed the amount of subsidy to which the county is eligible. The commissioner shall annually determine costs and deduct them from the subsidy due and payable to the respective participating counties. All charges shall be a charge upon the county of commitment.

Sec. 13. Upon compliance by a county or group of counties with the prerequisites for participation in the subsidy prescribed by this act, and approval of the comprehensive plan by the commissioner, the commissioner shall determine whether funds exist for the payment of the subsidy and proceed to pay same in accordance with applicable rules and regulations.

Sec. 14. Subdivision 1. On or before the end of each calendar quarter, participating counties shall submit to the commissioner certified statements detailing the amounts expended and costs incurred in providing the correctional services provided in this act. Upon receipt of certified statements, the commissioner shall, in the manner provided in sections 9 and 11, determine the amount each participating county is entitled to receive, and certify same to the state auditor who shall thereupon draw his warrant upon the state treasurer in favor of the chief fiscal officer of each participating county for the amount shown to be due each county. Thereafter, the state auditor shall transmit the warrant to the appropriate fiscal officer, together with a copy of the certificate prepared by the commissioner.

Subd. 2. The commissioner shall biennially review the ranking accorded each county by the equalization formula provided in section 9 and compute the subsidy rate accordingly."

SUSPENSION OF RULES

Moe moved that the rules be so far suspended that S. F. No. 1353 be substituted for H. F. No. 1487 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 900 and H. F. No. 923, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Boland moved that S. F. No. 900 be substituted for H. F. No. 923 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 929 and H. F. No. 1116, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Peterson moved that S. F. No. 929 be substituted for H. F. No. 1116 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1037 and H. F. No. 922, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Culhane moved that S. F. No. 1037 be substituted for H. F. No. 922 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2233 and H. F. No. 2223, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Sherwood moved that S. F. No. 2233 be substituted for H. F. No. 2223 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

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

H. F. No. 1372, A bill for an act relating to parole and probation; creating a single authority; transferring the powers and duties of the adult corrections commission and the youth conservation commission to the Minnesota corrections authority established hereby; abolishing the adult corrections commission and the youth conservation commission as now constituted; amending Minnesota Statutes 1971, Sections 242.03; 242.09; 242.10; 242.18; 242.19; 242.20; 242.21; 242.25; 242.27; 242.29; 242.32; 243.09; repealing Minnesota Statutes 1971, Sections 241.03; 241.04; 242.04; 242.05; 242.06; 242.07; 242.08; 242.11; 242.265; 242.54; 243.02; 243.03; and 243.04.

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

The report was adopted.

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

S. F. No. 2118, 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 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. 886, A bill for an act establishing an energy policy study commission; appropriating money.

Reported the same back with the following amendments:

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

"Section 1. [CITATION.] This act may be cited as the Minnesota energy policy and conservation act.

Sec. 2. [POLICY.] The legislature seeks to encourage thrift in the use of energy, and to maximize the efficiency of energy systems while minimizing their environmental impact and the depletion of nonrenewable resources.

Sec. 3. [DEFINITIONS.] Subdivision 1. For the purposes of this act, the following terms shall have the meanings here given them.

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

Subd. 3. "Commission" means the "energy policy commission" as provided in this act.

Subd. 4. "Large energy facility" means any large electric power generating plant, or combination of plants at a single site, with a combined capacity of 50,000 kilowatts or more, any high voltage transmission line with a capacity of 200 kilovolts or more, any pipeline for transporting natural or synthetic gas at pressures in excess of 200 pounds per square inch.

Subd. 5. "Petroleum supplier" means any petroleum refinery in the state and any entity engaged in transmission or wholesale distribution of petroleum products in this state.

Subd. 6. "Coal supplier" means any entity engaged in the wholesale distribution and transportation of coal in this state.

Subd. 7. "Utility" means any entity engaged in this state in the generation, transmission or distribution of electric energy and any entity engaged in this state in the transmission or distribution of natural or synthetic gas, including, but not limited to a private investor owned utility, a cooperatively owned utility or a public or municipally owned utility.

Subd. 8. "Board" means the need certification board.

Sec. 4. [ENERGY POLICY COMMISSION.] Subdivision 1. [COMMISSION COMPOSITION.] A state energy policy commission is established, consisting of nine members who (a) shall be appointed by the governor with the advice and consent of the senate; (b) shall be appointed for four year terms to coincide with the term of the governor; and (c) shall not be an employee of a utility, coal or petroleum supplier. The chair person of the commission shall be elected by the members, and shall serve as an ex officio member of the advisory council to the Minnesota resources commission and the commission on Minnesota's future. The members shall be paid a per diem of \$35 per day and shall be reimbursed for all reasonable expenses incurred in the performance of their duties.

Subd. 2. [COMMISSION POWERS AND DUTIES.] The energy policy commission shall advise and make recommendations to the council on matters of energy policy. The commission shall report regularly to the council on the status of the state energy plan, the state energy conservation program, and the development of energy need criteria. The commission may consider and make recommendations on other energy matters as it deems appropriate. The commission shall review the energy policy activities of the council and its staff and make such recommendations as it deems appropriate.

Sec. 5. [ADVANCE FORECASTING.] Subdivision 1. Each utility, coal supplier and petroleum supplier in the state shall develop appropriate advance forecasts of the projected

demand for electricity, natural and synthetic gas, coal and petroleum throughout the state and the facilities necessary to meet the demand. Before July 1 of each year, each utility, coal supplier and petroleum supplier shall submit its forecast to the council. The forecast may be comprised of appropriate portions of a regional forecast and it may be jointly prepared and submitted by two or more utilities, coal suppliers or petroleum suppliers. The forecast shall contain all information deemed appropriate by the environmental quality council, including but not limited to the following:

(a) The projected demand for electricity, natural and synthetic gas, coal and petroleum products, supported by the expressed underlying assumptions upon which the forecast is based for each of the next 25 years following the date of the forecast or such longer or shorter period as the council deems appropriate. The forecasts shall be as geographically specific as possible as to where this energy will occur; and the major types of uses and the growth rate of the major uses for electricity, natural and synthetic gas, coal and petroleum products;

(b) Proposals for energy conservation, and the effect any existing or proposed energy conservation measures will have on demand growth;

(c) The capacity of the petroleum supplier, coal supplier or utility's existing facilities and resources to meet projected demands;

(d) A statement of the environmental impact of the projected increase in electric, gas, coal or petroleum energy demand and of the construction of new large energy facilities, oil refineries, or other facilities needed to meet increased demand. The statement should include a discussion of:

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

(2) Any adverse environmental effects that cannot be avoided if the proposal is implemented;

(3) The alternatives to the proposed action, including but not limited to modifications in energy demand through economic or energy conservation policies, alternative fuels or methods of generating the additional energy necessary to meet increased demands;

(4) The relationship between local short term uses of man's environment and the maintenance and enhancement of long term productivity;

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

(6) The impact of any state or federal controls associated with the proposed action;

(7) The multistate responsibilities associated with the proposed action.

Subd. 2. Every utility in the state shall make available to the council copies of any annual report submitted to the federal power commission by the utility. To the maximum extent feasible, the council shall provide that forecasts required under this section be consistent with material required by the state siting authority and the federal power commission and shall accent reports to these two agencies in satisfaction of appropriate parts of the forecasting reports required under this section.

Sec. 6. [DEVELOPMENT OF A STATE ENERGY PLAN.] Subdivision 1. The council with the advice of the commission shall promptly initiate a public planning process where all interested persons can participate in developing the state energy plan. The participatory process shall include at least two public hearings held by the commission in each of the state's economic development regions; the first an informational meeting to explain the purposes of this act, and to solicit recommendations on state energy policy, the second 30 days after preparation and distribution for comment of a draft state energy and conservation program; however, public participation shall not be limited to such hearings. In development of the state energy plan, the council and the commission shall consult with, consider information gathered by, and consider the recommendations of the commission on Minnesota's future. Before substantial modifications of the energy plan, additional public hearings shall be held.

The council, with the advice of the energy policy commission, shall develop and present the state energy plan to the legislature and the governor before January 1, 1975.

Subd. 2. [STATE ENERGY PLAN.] The state energy plan shall contain a full and complete assessment of the present and future supply, consumption, demand and need for all forms of energy within the state, including but not limited to electricity, natural and synthetic gas, petroleum fuels, coal, nuclear, hydroelectric, and solar energy, and the energy production and distribution facilities and resources necessary to satisfy projected needs. It shall include (a) an assessment of the accuracy of energy demand forecasts and of the alternatives to meeting that demand such as reducing consumption; (b) an energy conservation program; (c) an evaluation of the impact of existing energy conservation programs and a projection of the anticipated future impact of additional conservation programs, rules and regulations; (d) an examination of the interrelationship between short and long range growth and energy policies recommended to the governor and legislature; (e) identification of the major energy uses and users in the state; (f) the criteria to be used in the certificate of need review as developed in section 7; and (g) recommendations for necessary legislation.

The energy plan shall be updated annually and submitted to the governor and legislature by January 1 of each year. In the

process of annual revision, a draft plan shall be prepared and made available to the public for 30 days prior to a public hearing which shall be held at a time and place specified by regulation of the council.

Subd. 3. [STUDY, EVALUATION OF ENERGY NEEDS AND ENERGY CONSERVATION.] The council may contract for or conduct itself:

- (1) Studies of energy demand and need in the state;
- (2) Studies of energy conservation methods, and their practicality and effectiveness in conserving energy;
- (3) Studies of the interrelationship between growth and energy use and shall cooperate with the commission on Minnesota's future while examining various alternative growth or no growth patterns or models for the state; to assess the impact of future development or lack of it on the state;
- (4) Studies of the impact of and relationship between the state energy plan and international, national, and regional energy policies and plans.

Subd. 4. [ENERGY CONSERVATION EDUCATION PROGRAM.] The council, with the advice of the commission, shall conduct a public education program explaining the need for energy conservation, the activities of the state in fostering energy conservation, and the potential for energy conservation by all citizens.

Subd. 5. [ENERGY CONSERVATION, RULES AND REGULATIONS.] The council, with the advice of the commission, shall examine the advantages and disadvantages of various energy conservation measures. Pursuant to chapter 15, and this act, the council may promulgate rules and regulations to insure efficient use of energy supplies and minimize energy consumption and to effectuate any other purpose of this act.

Sec. 7. [ASSESSMENT OF NEED CRITERIA.] The council shall promptly initiate a public planning process where all interested persons can participate in developing the criteria to be used to assess the need for new large energy facilities. The participatory process shall include public hearings held by the council, but shall not be limited to such hearings. Criteria to be considered in the process shall include, but not be limited to:

(a) No proposed facility shall be certified for construction unless the applicant has made an affirmative showing of need. In assessing need the council shall evaluate:

- (1) The accuracy of the long range energy need forecasts on which the need of the facility is based;
- (2) The effect of energy conservation programs under this act or other federal or state legislation on long term energy need;

(3) The relationship of the proposed facility to the state energy plan;

(b) The alternative that minimizes the adverse environmental effects consistent with satisfying energy needs shall be selected;

(c) The economic effects of the facility in inducing future development, including but not limited to direct and indirect economic, social and environmental effects, shall be considered;

(d) Possible alternatives to satisfying the energy demand, including but not limited to modification of demand through economic or energy conservation policies, enlargement of existing facilities, use of alternate technologies, or modification of the proposal, shall be considered;

(e) Irretrievable and irreversible commitments of resources should the proposed facility be constructed shall be considered;

(f) The views of other state and federal agencies and local governments shall be considered.

These criteria shall be developed before June 1, 1974.

Sec. 8. [CERTIFICATE OF NEED REVIEW.] Subdivision 1. The Need Certification Board shall consist of the environmental quality council, the energy policy commission, and the Minnesota pollution control agency board, each body electing one member to exercise one vote as may be determined by the internal structure of the participating bodies.

Subd. 2. [PROMULGATION OF THE ASSESSMENT OF NEED CRITERIA.] The board shall promulgate the assessment of need criteria after July 1, 1974 and before September 1, 1974.

Subd. 3. After promulgation of the assessment of need criteria, no application for siting under the Minnesota Power Plant Siting Act shall be certified by the council, and no large energy facility shall be sited or constructed in Minnesota without the issuance of a certificate of need by the board pursuant to this act and the criteria for assessment of need provided in subdivision 2.

Subd. 4. [APPLICATION.] Any utility may apply for a certificate of need to site and construct a new large energy facility. The application shall be on forms and in a manner established by council regulation.

Subd. 5. [PROPOSAL EVALUATION PROCEDURE.] In reviewing each application, the board shall hold at least one public hearing pursuant to chapter 15 of this act and shall study and evaluate the proposal.

Subd. 6. [DETERMINATION.] Within six months of the submission of an application, the board shall act upon the application by issuing a finding giving the reasons for its decision and shall issue or deny a certificate of need for the facility. Issu-

ance of the certificate may be made contingent upon modifications as required by the board.

Subd. 7. [APPLICATION FEES.] Any application for a certificate of need shall be accompanied by a fee not to exceed \$50,000. The board shall establish by regulation a schedule of fees based on the size of the facility and the difficulty of assessment of need. Funds collected in this manner shall be credited to the general fund in the state treasury.

Subd. 8. [RULES AND REGULATIONS.] The board in order to effectuate the purposes of this section, may adopt rules and regulations pursuant to chapter 15 of this act. The commission shall be consulted on such rules and regulations.

Sec. 9. [STAFF AND PERSONNEL.] The council may employ any staff or contract with any person as may be necessary to carry out the provisions of this act. The council shall utilize to the greatest extent possible the data, resources, expertise and personnel from the other state agencies and the available data from the utilities to accomplish the council's duties.

Sec. 10. [PUBLIC HEARINGS.] Notice of public hearings shall be given at least 30, but not more than 45 days, in advance of the hearing. Notice shall be by publication in a newspaper of general circulation in the county where the hearing is to be held and to all interested groups, including, in those hearings held under section 6 in the initial development of the state energy plan, all chief executive offices of county and municipal governments in that region and the appropriate regional development commission.

Sec. 11. [PUBLIC MEETINGS; TRANSCRIPT OF PROCEEDINGS; WRITTEN RECORDS.] Meetings held to carry out the duties prescribed under this act shall be open to the public. Minutes shall be kept of all public meetings and a complete record, by transcript or tape recording, of all public hearings shall be made. All books, records, files, correspondence and all forecasting reports and certificate of need applications shall be available for public inspection at any reasonable time. Any records or other information demonstrated to any utility, coal or petroleum supplier to be a proprietary or trade secrets nature shall be only for the confidential use of the council in exercising its statutory obligations. Provided, however, all such information may be used by the council in compiling or publishing analyses or summaries that do not identify the utility or supplier or reveal any trade secrets.

Sec. 12. [SUBPOENA POWER.] The council and each of its members shall have the power, for the purposes of this act, to issue subpoenas for production of books, records, correspondence and other information and to require attendance of witnesses. Such subpoenas may be served anywhere in the state by any person authorized to serve processes of courts of record.

Sec. 13. [ENFORCEMENT, PENALTIES.] Subdivision 1. Any person who violates this act or any rule or regulation

promulgated hereunder, or knowingly submits false information in any report required by this act shall be guilty of a misdemeanor for the first offense and a gross misdemeanor for the second and each subsequent offense. Each day of violation shall constitute a separate offense.

Subd. 2. The provisions of this act or any rules or regulations promulgated hereunder may be enforced by injunction, action to compel performance or other appropriate action in the district court of the county wherein the violation takes place. The attorney general shall bring any action under this subdivision upon the request of the council, and the existence of an adequate remedy at law shall not be a defense to an action brought under this subdivision.

Subd. 3. When the court finds that any person has violated this act, any rule or regulation hereunder, knowingly submitted false information in any report required by this act or has violated any court order issued under this chapter, the court may impose a civil penalty of not more than \$10,000 for each violation. These penalties shall be paid to the general fund in the state treasury."

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

H. F. No. 2291, A bill for an act relating to the economic opportunity program; powers of municipalities; appropriating money; amending Minnesota Statutes 1971, Section 471.655; and Chapter 471, by adding a section.

Reported the same back with the following amendments:

Page 2, line 8, after "APPROPRIATION.)" strike "*The sum of \$946,976 is appropriated annually*".

Page 2, strike lines 9 through 16 and insert in lieu thereof "*The sum of \$946,978 is herewith appropriated from the general fund to the state auditor, for the fiscal years commencing July 1, 1973 and July 1, 1974; to be dispersed to the agencies as aforementioned to the extent that such local units of government, as are set forth in section 1 of this act shall certify that it has appropriated a sum of no less than 50 percent of the amount to be disbursed by the state, as outlined in this section.*".

With the recommendation that when so amended to 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:

S. F. No. 2275, A bill for an act relating to employees of the fire department of the city of Fridley; transferring full time firemen to the public employees retirement association; providing benefits to members of the firemen's relief association; amending Laws 1969, Chapter 594, Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11; and repealing Laws 1969, Chapter 594, Section 12, Subdivision 3.

Reported the same back with the following amendments:

Page 4, line 24, strike "*the sum of \$88,113*".

Page 4, line 25, strike "*as a credit against*" and insert in lieu thereof "*a sum equal to*".

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. 1227, A bill for an act establishing a kidney dialysis center at University of Minnesota Hospitals and appropriating moneys therefor.

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

S. F. No. 906, A bill for an act relating to disabled persons; enacting the uniform duties to disabled persons act; 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. Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 1526, A bill for an act relating to welfare; assistance, claim against a blind person's estate; repealing Minnesota Statutes 1971, Section 256.65.

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

The report was adopted.

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

S. F. No. 1972, A bill for an act relating to public welfare; submission of budget estimates; amending Minnesota Statutes 1971, Section 393.08, Subdivision 1.

Reported the same back with the following amendments:

Page 3, add a new section as follows:

"Sec. 2. *This act is effective on the date following its enactment.*"

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. 991, A bill for an act relating to taxation; assessment of real property; location of training courses for assessors; examinations; amending Minnesota Statutes 1971, Sections 270.46 and 270.47.

Reported the same back with the following amendments:

Page 2, after line 3, add the following:

"Sec. 3. Minnesota Statutes 1971, Chapter 270, is amended by adding a section to read:

[270.493] [CERTAIN TOWNSHIPS OPTION TO CONTINUE EXISTING SYSTEM.] *Notwithstanding the provisions of section 270.49, any township which failed to certify by resolution to the commissioner of taxation its intention to employ or continue to employ a certified assessor on or before April 1, 1972 may make such certification on or before April 1, 1974 in the same manner as provided in section 270.49.*"

Further, amend the title as follows:

Page 1, line 6, after the ";" and before the figure "270.47" strike the word "and"; after the figure "270.47" strike the "." and insert "; and Chapter 270, by adding a section."

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. 2011, A bill for an act relating to St. Louis county; levy of taxes for major capital improvements.

Reported the same back with the following amendments:

Page 1, line 7, before "a" insert "except those contained in Minnesota Statutes, Sections 275.50 to 275.57".

Page 1, line 10, add a new sentence to read as follows: "For purposes of this section 'mill' shall be construed to mean a 'mill', after giving effect to Laws of 1971, Chapter 427."

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. 2170, A bill for an act relating to taxation; uniform federal tax lien registration act; amending Minnesota Statutes 1971, Sections 272.483 and 272.484.

Reported the same back with the following amendments:

Page 2, line 24, strike "*fifty cents for each name*".

Page 2, line 25, strike "*appearing on the certificate with a minimum fee of \$2*" and insert after the stricken "\$2" "*\$1 for each name certified to and \$1 for each lien certified to*".

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:

S. F. No. 296, A bill for an act relating to taxation; excise tax on motor vehicles; defining purchase price; amending Minnesota Statutes 1971, Section 297B.01, Subdivision 8.

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

The report was adopted.

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

S. F. No. 1950, A bill for an act relating to St. Louis county; tax levy for the county road and bridge fund; repealing Minnesota Statutes 1971, Section 163.05, Subdivision 3.

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

The report was adopted.

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

S. F. No. 2016, A bill for an act relating to regional development commissions; authorizing the issuance of certificates of indebtedness; clarifying sales tax exemptions; amending Minnesota Statutes 1971, Sections 462.39, Subdivision 1; and 462.396, Subdivision 1; and Chapter 462, by adding a section.

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

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORTS
WERE RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

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

H. F. No. 673, A bill for an act relating to pollution; beverage containers and the reduction of solid wastes; requiring a deposit on beverage containers sold within this state; providing a penalty.

Reported the same back with the following amendments:

Page 3, line 15, after "of" strike "not less than" and insert in lieu thereof a colon.

Page 3, line 23, strike "(1)".

Page 3, line 25, strike the semicolon and insert in lieu thereof a period. Strike "and,".

Page 3, strike lines 26 through 28.

Page 4, strike lines 1 and 2.

Page 6, line 13, after the period strike the remainder of the line.

Page 6, strike lines 14 through 16.

Page 6, line 17, strike everything through the period.

Page 6, strike lines 22 through 26.

Page 7, line 14, strike "July 1, 1974" and insert in lieu thereof "January 1, 1976"; in the same line strike "March" and insert in lieu thereof "January".

Page 7, line 15, strike "31, 1974" and insert in lieu thereof "1, 1976".

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

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

H. F. No. 1409, A bill for an act relating to the policemen's relief association in the city of New Ulm, and membership in the public employees police and fire fund.

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

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

H. F. No. 1674, A bill for an act relating to retirement; establishing a department of public pensions and retirement headed by a commissioner to consolidate administration of various statewide retirement plans and programs for public employees.

Reported the same back with the following amendments:

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

"Section 1. [MINNESOTA BOARD OF PUBLIC PENSIONS AND RETIREMENT.] Subdivision 1. There is hereby established a Minnesota board of public pensions and retirement, herein referred to as the "coordinating board", and shall appoint a director of public pensions herein referred to as the "director".

Subd. 2. The board of public pensions and retirement shall consist of two members of the board of trustees of the public employees retirement association and one member from the board of trustees of the Minnesota state retirement system. There shall also be one member appointed by the governor and one member appointed by the league of municipalities. Such board shall be established effective July 1, 1973 and each July 1 thereafter, the board of trustees of the Minnesota state retirement system, public employees retirement association and teachers retirement association shall each appoint the board members to serve on the Minnesota board of public pensions and retirement for a period of one year. The appointing board shall fill any vacancy created by the failure of its appointees to be elected to the appointing board or a vacancy created for any other reason. The appointees from the Minnesota state retirement system shall also represent the highway patrolmen's retirement fund.

Subd. 3. Each member of the coordinating board shall be paid \$35.00 per day for each day devoted to the duties as a member of the board. Board members shall be reimbursed for necessary expenses incurred on behalf of the board at a rate prescribed for state employees.

Subd. 4. The director, who shall be in the unclassified service, shall be appointed by the board of public pensions and re-

tirement who shall fix his salary. The director shall be authorized to hire other personnel as necessary to perform the functions of his office.

Subd. 5. The coordinating board may remove the director at any time for cause and after notice and hearing.

Sec. 2. [TERMS.] Subdivision 1. Unless the language or context clearly indicates that a different meaning is intended, the following terms for the purpose of this act shall be given the meanings subjoined to them.

Subd. 2. "Retirement funds" means the Minnesota state retirement system, public employees retirement association, teachers retirement association and highway patrolmen's retirement fund.

Subd. 3. "Appointing board" means the boards of trustees of the Minnesota state retirement system, public employees retirement association and teachers retirement association.

Subd. 4. "Coordinating board" means the Minnesota board of public pensions and retirement created herein.

Sec. 3. The board of public pensions and retirement will coordinate the legislative objectives and promote the efficient administration of the Minnesota state retirement system, highway patrolmen's retirement fund, public employees retirement association and teachers retirement association.

Sec. 4. The administrative costs of the board of public pensions and retirement from and after July 1, 1973 shall be prorated and paid out of the various funds.

Sec. 5. [DIRECTOR, DUTIES, EMPLOYEES.] Subdivision 1. Effective July 1, 1974 the director shall assume the administration of the following pension funds:

(1) Minnesota state retirement system and any plans or funds administered by said system.

(2) Public employees retirement association.

(3) Teachers retirement association.

Subd. 2. All persons employed in the administration of the funds included within subdivision 1 shall be transferred to the director and serve in the classified service of the state.

Subd. 3. The board and the director are hereby charged to prepare and submit to the 1975 session of the legislature in the form of proposed legislation, a plan for the merger of the several pension funds under the jurisdiction of the department into one statewide public pension system which shall equalize the benefit provisions and support rates for the major employees groups within. The proposed legislation shall also include a proposed recodification of the existing pension or retirement laws concerned on the proposed merger, and a proposal for the formation of a permanent board of directors.

Subd. 4. In preparation for the merger of the funds under his jurisdiction the director shall designate a single actuary for the several funds and require that actuarial data be prepared reflecting all the funds in total. The director shall also prepare and submit to the 1974 session of the legislature in the form of proposed legislation, a plan for equalizing benefit provisions and employee contribution rates of existing statewide retirement plans or programs.”

Amend the title, page 1, line 4, by striking “commissioner” and inserting in lieu thereof “director”.

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

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

H. F. No. 1836, A bill for an act relating to the policemen's relief association and the firemen's relief association in the city of Eveleth, and membership in the public employees police and fire fund.

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

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

H. F. No. 1906, A bill for an act relating to the Minnesota highway patrolmen's retirement association; amending Minnesota Statutes 1971, Section 352B.08, Subdivision 2.

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 352B.02, is amended to read:

352B.02 [RETIREMENT ASSOCIATION.] *Subdivision 1.* There is hereby established a highway patrolmen's retirement association, the membership of which shall consist of (HIGHWAY PATROLMEN) *all persons defined in section 352B.01, subdivision 2.* (EVERY HIGHWAY PATROLMAN WHO IS EMPLOYED BY THE STATE OF MINNESOTA, AS SUCH, ON JULY 1, 1943, AND EVERY PERSON EMPLOYED AS A PATROLMAN THEREAFTER, SHALL BECOME A MEMBER OF THIS ASSOCIATION.) Each (PATROLMAN) *member* (WHILE IN THE SERVICE OF THE STATE HIGHWAY PATROL) shall pay a sum equal to (SEVEN) *eight* percent of

his monthly salary. Such amounts shall be deducted monthly by the (COMMISSIONER OF PUBLIC SAFETY) *department head*, who shall cause the total amount of said monthly deductions to be paid to the state treasurer, and shall cause a detailed report of all monthly deductions to be made each month to the secretary of the association. In addition thereto, there shall be paid out of (HIGHWAY) *state funds*, monthly, by the (COMMISSIONER OF PUBLIC SAFETY) *department heads*, a sum equal to (11.2) 12 percent of the salary upon which deductions were made, and a sum equal to ten percent of the salaries upon which deductions were made for the purpose of amortizing the actuarial deficit of the fund, the same to be credited to the *highway patrolmen's retirement fund* (CREATED BY LAWS 1943, CHAPTER 637). All moneys received by said association shall be deposited by the state treasurer in the highway patrolmen's retirement fund (CREATED BY LAWS 1943, CHAPTER 637). Out of said fund shall be paid the expenses of the association, and the benefits and annuities as hereinafter provided.

Subd. 2. The assets, obligations, liabilities, books, papers and records of the state police officers' retirement fund heretofore transferred to the highway patrolmen's retirement association are assets, obligations, liabilities, books, papers and records of the highway patrolmen's retirement association.

Sec. 2. Minnesota Statutes 1971, Section 352B.08, Subdivision 2, is amended to read:

Subd. 2. The annuity shall be paid in monthly installments equal to that portion of the average monthly salary of the (ANNUITANT AS A PATROLMAN FROM WHICH DEDUCTIONS WERE MADE FOR CONTRIBUTION TO EITHER FUND,) *member* multiplied by two and one-half percent for each year of service not exceeding 20 and two percent for each year of service in excess of 20. (FOR PURPOSES OF THIS SUBDIVISION, THAT PORTION OF THE MONTHLY SALARY OF AN ANNUITANT FROM WHICH SUCH DEDUCTIONS WERE MADE FOR THE PERIOD BEFORE JUNE 4, 1969, SHALL BE TREATED AS \$600). *Effective June 1, 1973, "average monthly salary" shall mean the average of the monthly salaries for the five high years of service as a member. The monthly salary for the period prior to July 2, 1969 shall be deemed to be \$600.* In lieu of the life annuity herein provided, the (PATROLMAN) *member or former member* with 20 years or more of service may elect a joint and survivor annuity, payable to his surviving spouse during her natural life, adjusted to the actuarial equivalent value of such life annuity. The joint and survivor annuity elected by a (PATROLMAN) *member* may also provide that the elected annuity be reinstated to the life annuity herein provided, if after drawing the elected joint and survivor annuity, the (SURVIVING) spouse dies prior to the death of the (PATROLMAN) *member*. This reinstatement shall not be retroactive but shall be in effect for the first full month subsequent to the death of the surviving spouse. This additional joint and survivor option with reinstatement clause shall be adjusted to

the actuarial equivalent value of a regular life annuity. The (PATROLMAN) *member* with 20 years or more of service may elect a joint and survivor annuity at any age but payable only on or after his 55th birthdate. *The provisions of this subdivision shall be effective.*

Sec. 3. Minnesota Statutes 1971, Section 352B.10, is amended to read:

352B.10 [DISABILITY BENEFITS.] (1) Any (PATROLMAN) *member* less than 55 years of age, who shall become disabled and physically unfit to perform his duties (AS SUCH SUBSEQUENT TO THE EFFECTIVE DATE OF LAWS 1943, CHAPTER 637) as a direct result of an injury, sickness, or other disability incurred in or arising out of any act of duty, which shall render him physically or mentally unable to perform his duties (AS SUCH HIGHWAY PATROLMAN), shall receive disability benefits during the period of such disability. The benefits shall be paid in monthly installments equal to that portion of the average monthly salary of the beneficiary (AS A PATROLMAN FROM WHICH DEDUCTIONS WERE MADE FOR CONTRIBUTION TO THE STATE EMPLOYEES' RETIREMENT FUND AND HIGHWAY PATROLMEN'S RETIREMENT FUND,) multiplied (a) by 50 percent and, (b) by an additional two percent for each year of service in excess of 20. (FOR PURPOSES OF THIS SECTION, THAT PORTION OF THE MONTHLY SALARY OF AN ANNUITANT FROM WHICH SUCH DEDUCTIONS WERE MADE FOR THE PERIOD BEFORE JUNE 4, 1969, SHALL BE TREATED AS \$600.)

(2) If a (PATROLMAN, AS DESCRIBED IN CLAUSE (1),) *member* is injured under circumstances which entitle him to receive benefits under the Workmen's Compensation Law, he shall receive the same benefits as provided in clause (1), less the amount paid to him in weekly benefits under the Workmen's Compensation Law.

(3) Any (PATROLMAN) *member* who after not less than five years of service, before reaching the age of 55, (RETIRE) *terminates his employment* because of sickness or injury occurring while not on duty and not engaged in state (HIGHWAY PATROL) *work entitling him to membership in the association*, and the (RETIREMENT) *termination* is necessary because the (PATROLMAN) *member* is unable to perform (STATE HIGHWAY PATROL) *his duties* shall be entitled to receive a (LIFE ANNUITY) *disability benefit*. The (ANNUITY) *benefit* shall be in the same amount and paid in the same manner as if the annuitant were 55 years of age at the date of his disability and the annuity were paid pursuant to section 352B.08. Should disability under this clause occur after five but in less than ten years service, the disability benefit shall be the same as though the (PATROLMAN) *member* had at least ten years service.

(4) No (PATROLMAN) *member* shall receive any disability benefit payment when there remains to his credit unused annual leave or sick leave or under any other circumstances, when during the period of disability there has been no impairment of his salary and should such (PATROLMAN) *member* or *former member* resume a gainful occupation and his earnings are less than his salary at the date of disability or the salary currently paid for similar positions, the association shall continue the disability benefit in an amount which when added to such earnings does not exceed his salary at the date of disability or the salary currently paid for similar positions, whichever is higher, provided the disability benefit in such case does not exceed the disability benefit originally allowed.

(5) No disability benefit payment shall be made except upon adequate proof furnished to the association of the existence of such disability, and during the time when any such benefits are being paid, the association shall have the right, at reasonable times, to require the disabled (PATROLMAN) *former member* to submit proof of the continuance of the disability claimed.

Sec. 4. Minnesota Statutes 1971, Section 352B.11, Subdivision 2, is amended to read:

Subd. 2. [DEATH; PAYMENT TO SPOUSE AND CHILDREN.] In the event any (PATROLMAN WHO IS A) *member* of the association (, AND) serving actively as a (PATROLMAN,) *member* shall die from any cause, the association shall grant annuities or benefit payments from the retirement fund to (ANY WIDOW WHO WAS HIS LEGALLY MARRIED WIFE, RESIDING WITH HIM AT THE TIME OF HIS DEATH AND WHO WAS MARRIED TO HIM, FOR A PERIOD OF AT LEAST ONE YEAR, WHILE OR PRIOR TO THE TIME HE WAS AN ACTIVE MEMBER OF THE ASSOCIATION,) *his surviving spouse* and to a *dependent child* or *dependent children*. (UNDER THE AGE OF 18 YEARS WHO WERE LIVING WHILE THE DECEASED PATROLMAN WAS AN ACTIVE MEMBER OF THE ASSOCIATION,) The (WIDOW) *surviving spouse* and *dependent child* or *dependent children* shall be entitled to annuity as follows:

(a) To the (WIDOW) *surviving spouse*, for her natural life, a monthly annuity equal to 20 percent of that portion of the average monthly salary of the (DECEDENT AS A PATROLMAN) *member* from which deductions were made for (CONTRIBUTION TO THE STATE EMPLOYEES' RETIREMENT FUND AND HIGHWAY PATROLMEN'S RETIREMENT FUND. FOR PURPOSES OF THIS CLAUSE, THE MONTHLY SALARY OF A DECEDENT FROM WHICH SUCH DEDUCTIONS WERE MADE FOR THE PERIOD BEFORE JUNE 4, 1969, SHALL BE TREATED AS \$600). If the (WIDOW) *surviving spouse* remarries, the annuity shall cease as of the date of the remarriage. The (WIDOW) *surviving spouse* of a (PATROLMAN) *former member* who, after attaining 55 years of age, elected to receive a joint and survivor annuity, shall, notwith-

standing her remarriage, receive such joint and survivor annuity, for her natural life, in lieu of the (WIDOW'S) annuity prescribed by this subdivision. In the event such (PATROLMAN) former member did not elect to receive a joint and survivor annuity his (WIDOW) surviving spouse shall receive the (WIDOW'S) annuity provided herein.

(b) Notwithstanding the provisions of clause (a), the surviving spouse of any member who had served for 20 years or more and who was not 55 years of age at his death, shall receive the benefit equal to 20 percent of the average monthly salary as described in clause (a) until the deceased member would have reached his 55th birthday, and beginning the first of the month following that date, she shall be entitled to receive the joint and survivor annuity designated as Option 1 under the administrative procedure of the association dated November 1, 1965. If the surviving spouse remarries prior to the deceased member's 55th birthdate, all benefits or annuities shall cease as of the date of remarriage. The provisions of this clause shall be retroactive to July 1, 1969, but no payments shall be made until July 1, 1973.

((B)) (c) To each (UNMARRIED) dependent child, (UNTIL THE CHILD REACHES THE AGE OF 18 YEARS,) a monthly annuity equal to (EIGHT) ten percent of that portion of the average monthly salary of the (DECEDENT AS A PATROLMAN) former member from which deductions were made for (CONTRIBUTION TO THE STATE EMPLOYEES' RETIREMENT FUND AND HIGHWAY PATROLMEN'S RETIREMENT FUND. FOR PURPOSES OF THIS CLAUSE, THE MONTHLY SALARY OF A DECEDENT FROM WHICH SUCH DEDUCTIONS WERE MADE FOR THE PERIOD BEFORE JUNE 4, 1969, SHALL BE TREATED AS \$600). A dependent child over the age of 18 years and under the age of 22 years also may receive the monthly benefit provided herein, if said child is continuously attending an accredited school as a full-time student during the normal school year as determined by the board of the fund. If said child does not continuously attend school but separates himself during any portion of a school year, the annuity shall cease at the end of the month of separation. In addition, the association shall make a payment of \$20 per month to be prorated equally to such children when the (PATROLMAN) former member is survived by one or more dependent children. Payments for the benefit of any qualified dependent child (UNDER THE AGE OF 18 YEARS) shall be made to the (WIDOW) surviving spouse, or if there be none, to the legal guardian of such child. The maximum monthly benefit shall not exceed (\$200) \$400 for any number of children. The provisions of this clause are effective retroactively to March 1, 1967, provided that the increase in the maximum monthly benefit shall not take effect until July 1, 1973; and provided further that the increase in the maximum monthly benefit from \$200 to \$400 shall not be effective retroactively.

((C) IN THE EVENT THAT A PATROLMAN DIED AFTER JULY 1, 1943, AND PRIOR TO THE EFFECTIVE DATE

OF LAWS 1957, CHAPTER 869, WHO, AT THE TIME OF HIS DEATH WAS AN ACTIVE MEMBER OF THE ASSOCIATION AND WHO WAS SURVIVED BY HIS WIDOW, SUCH WIDOW SHALL RECEIVE DURING THE TIME SHE REMAINS UNMARRIED AN AMOUNT IN THE SUM OF 23 PERCENT OF THE SALARY OF THE HIGHEST PAID PATROL OFFICER AS DEFINED BY LAW, PER MONTH FOR HER NATURAL LIFE, TO BE PAID MONTHLY BY THE ASSOCIATION COMMENCING UPON THE EFFECTIVE DATE OF LAWS 1957, CHAPTER 869.)

(d) If the (PATROLMAN) *member* shall die under circumstances which entitle his (WIDOW) *surviving spouse* and dependent children to receive benefits under the Workmen's Compensation Law, the amounts so received by them shall not be deducted from the benefits payable under this section. The provisions of this clause are effective retroactively to June 30, 1964.

(e) In the event any (PATROLMAN) *former member* who had separated from service prior to having completed 20 years of service except (PATROLMEN) *former members* permanently disabled in performance of duty and was not employed (AS A PATROLMAN) *by the state in a capacity entitling him to accumulate allowable service credit* at the time of his death, his widow and children or heirs shall be entitled to receive any funds he may have left on deposit in the highway patrolmen's retirement fund, but shall receive no further benefits under (LAWS 1957, CHAPTER 869) *this chapter*.

Sec. 5. Minnesota Statutes 1971, Chapter 352B, is amended by adding a section to read:

[352B.261] [RETIREMENT BENEFIT INCREASE.] *The benefits payable from the Minnesota adjustable fixed benefit fund authorized and in effect on May 31, 1973 shall be increased in the same ratio that the actuarially computed reserve for such benefits determined by using an interest assumption of three and one-half percent bears to the actuarially computed reserve for such benefits determined by using an interest assumption of five percent. The reserves upon which such increase shall be based shall be the actuarially determined reserve for benefits in effect at June 30, 1972, in accordance with the mortality assumptions then in effect and at interest assumptions of three and one-half percent and five percent. Such ratio of increase computed to the last full one 1/100 of one percent shall be applied to benefits in effect on May 31, 1973 and shall begin to accrue July 1, 1973. Notwithstanding section 356.18, increases in benefit payments pursuant to this section will be made automatically unless the intended recipient files written notice with the highway patrolmen's retirement association requesting that the increase shall not be made.*

Sec. 6. Minnesota Statutes 1971, Chapter 352B, is amended by adding a section to read:

[352B.28] [WIDOWS BENEFITS.] *Subdivision 1. Upon the death of any highway patrolman who retired or separated from state service prior to July 1, 1965, his widow, if she was legally married to him during his service as a patrolman and residing with him at the time of death, shall receive for life an annuity of \$125 per month.*

Subd. 2. The annuity of a widow of a member of the highway patrol who retired or separated from active service prior to July 1, 1965, and the widow of a highway patrolman who dies in service prior to the effective date of Laws 1969, Chapter 693, and who on the effective date of this act is receiving an annuity of less than \$125 per month, shall thereafter be increased to \$125 per month.

Subd. 3. The annuity of a widow currently receiving an annuity by way of the state police officers retirement fund where there was no option of eligibility, shall on the effective date of this act be increased to \$125 per month.

Subd. 4. The annuity of any widow granted or supplemented by this section shall cease in the event of remarriage of the recipient.

Sec. 7. Unless otherwise specifically provided this act is effective the day following the final enactment."

Further, amend the title as follows:

Strike line 5, and insert in lieu thereof "Sections 352B.02; 352B.08, Subdivision 2; 352B.10; 352B.11, Subdivision 2; and Chapter 352B, by adding sections."

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

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

H. F. No. 1986, A bill for an act relating to the city of Virginia; firemens service, disability, and survivors pensions; repealing Laws 1953, Chapter 399, Sections 18, 20, and 23, as amended.

Reported the same back with the following amendments:

Page 3, after line 20, add a section to read:

"Sec. 5. Commencing in the year 1980, in addition to the minimum obligation required by Minnesota Statutes, Section 69.77, the city of Virginia shall provide additional financing to the firemen's relief association sufficient to amortize by the year 2010 the fund deficits as determined in accordance with Minnesota Statutes, Section 69.73. Payments for the firemen's relief association shall be exempt from levy limitations."

Page 3, after line 26, add a new section to read:

"Sec. 7. This act is effective upon its approval by the governing body of the city of Virginia and compliance with Minnesota Statutes, Section 645.021."

Renumber sections accordingly.

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

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

H. F. No. 1987, A bill for an act relating to the city of St. Cloud; providing for the continuance of a retirement program for police officers employed by the city.

Reported the same back with the following amendment:

Page 1, line 18, strike "never" and "less than".

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

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

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

Reported the same back with the following amendment:

Page 2, line 10, strike "1973" and insert in lieu thereof "1971".

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

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

H. F. No. 2226, A bill for an act relating to retirement; distribution of state aid to policemen's relief associations; amending Minnesota Statutes 1971, Sections 69.011, Subdivisions 1, 2, and 4; and 69.021, Subdivisions 5, 6, and 7; repealing Laws 1971, Chapter 695, Section 6.

Reported the same back with the following amendments:

Page 3, line 15, after "department" insert "*or having a contract with the sheriff of the county for municipal police service and the sheriff of each county in the state*".

Page 3, line 16, after "clause 2" strike the balance of the sentence on lines 16 through 22 and insert in lieu thereof "shall certify to the commissioner on a form prescribed by him the number of full time police officers or sheriff and deputy sheriffs as the case may be actively serving his municipality or county sheriff's department. The certification form must also require certification as to the police relief association or other pension fund to which the employer of each person certified is required to contribute, except that whenever municipal police service is being received under contract with the sheriff, the municipality shall include in its certification the full time man years of policing provided by the deputy sheriffs. Each sheriff must certify the total number of full time deputy sheriffs, listing separately by municipality the number, if any, that are attributable to the municipal police service by contract, which number, if any, shall be deducted from the number of deputy sheriffs on which state aid direct to the sheriff's department will be based. Where there is a police service contract and the number of full time man years certified by the municipality and the number certified by the sheriff do not agree, state aid will be based on the lowest number. A full time police officer, sheriff or deputy sheriff must be an officer who has power of arrest with or without a warrant and who is employed in such positions on a salaried basis for a minimum of one hundred sixty hours each month."

Page 3, line 25, restore the stricken (1).

Page 5, lines 7 through 10, in lieu of the stricken language, insert the following:

"(2) Any municipality in this state having for more than one year an organized police department established by the governing body, which includes having a contract with the sheriff of the county for municipal police service and the department of the sheriff of each county in the state, may qualify to receive state police aid."

Page 5, line 25, restore the stricken language.

Page 6, line 1, after "aid", strike the balance of the subdivision on lines 1 through 16 and insert in lieu thereof "shall be distributed on the basis of full time active police officers, including deputy sheriffs. The commissioner, on the basis of the certifications required in accordance with Minnesota Statutes 1971, section 69.011, subdivision 2, clause (b) as amended in section 2 of this act, shall determine the amount of state police aid available per full time police officer and deputy sheriff."

State police aid shall in all instances be paid to the employing authority, but it shall be unlawful for any such municipality or sheriff to expend any such funds for any purpose other than to apply on the cost of the pensions for the persons on whom the qualification for state police aid was based. Each municipality under contract with the sheriff shall in its compensation to the sheriff specify the amount derived from state police aid and the sheriff must apply the said amount only for pension purposes

in the same manner as he applies state aid paid directly to his office."

Page 10, line 28, strike all of line 28.

Page 11, strike lines 1, 2, 3 and 4.

Further amend the title on page 1, lines 7 and 8 by striking " ; repealing Laws 1971, Chapter 695, Section 6".

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

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

H. F. No. 2381, A bill for an act relating to retirement; bureau of health personnel in cities of the first class; amending Minnesota Statutes 1971, Section 425.02; and Chapter 425, by adding a section; repealing Laws 1971, Chapter 578, Section 2.

Reported the same back with the following amendments:

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

"Section 1. Subdivision 1. Notwithstanding any provision to the contrary in Minnesota Statutes 1971, Chapter 425, as of July 1, 1973, each employee of the bureau of health in the city of St. Paul who is a member of the bureau of health pension fund established pursuant to Chapter 425 shall cease to be a member of such fund and become a member of the public employees' retirement association.

Subd. 2. Each such employee shall receive service credit in the basic plan of the public employees retirement association as if he had been a member of such fund during his entire service in the bureau of health.

Subd. 3. The retired or disabled former employees receiving benefits from the bureau of health pension fund shall be transferred without change in the level of benefits to the responsibility of the public employees' retirement association as of July 1, 1973.

Subd. 4. The public employees' retirement association shall make said former employees of the bureau of health who are retired under service pensions subject to the provisions of the Minnesota adjustable fixed benefit fund as if each person had retired on July 1, 1973 with the amount of monthly pension he is receiving.

Sec. 2. Subdivision 1. The city of St. Paul shall pay the public employees' retirement association for the reserves required to be deposited July 1, 1973 with the Minnesota adjustable fixed benefit fund to support the benefits being paid to the retired persons transferred pursuant to this act.

The amount shall be determined in accordance with an assumed interest rate of five percent and the mortality table in use by the public employees' retirement association.

Subd. 2. The city of St. Paul shall pay the public employees' retirement association for the past service obligations for the active employed members of the bureau of health relief association calculated on the basis of the benefit formula and actuarial assumptions in use as of the effective date of the transfer.

Subd. 3. The total obligation to the public employees' retirement association acquired as provided herein shall be calculated by the actuary of that fund and submitted to the city of St. Paul's city administrator along with an explanation of the procedure and data used in the calculation. The city council may submit the result for analysis to the actuary of the bureau of health pension fund. In case the city council and the public employees' retirement association do not agree on the total obligation, the actuary of the Minnesota state retirement system or the actuary of the state teachers' retirement association may be retained to determine the total obligation. The total obligation shall be determined no later than October 1, 1973.

Subd. 4. The assets as of July 1, 1973 of the bureau of health pension fund shall be paid to the public employees' retirement association as a credit against the total obligation. Any additional assets that accrue to the bureau of health pension fund after July 1, 1973 and before December 31, 1973 shall also be so paid and so credited.

Sec. 3. Subdivision 1. The total obligation when finally determined shall be considered to have accrued as of July 1, 1973 and the unpaid balance after that date shall accrue interest compounded at the rate of six percent per year.

Subd. 2. The city of St. Paul shall pay to the public employees' retirement association at least one-tenth per year of the unpaid balance on October 1, 1973 of the total obligation, plus accrued interest compounded at the rate of six percent each year.

Subd. 3. The city is authorized to levy such an amount each year as is necessary to make the payment required under this act. Such levy shall be in excess of any limitation imposed by law; or the city is hereby authorized to sell bonds in such amount as will provide funds to pay the public employees' retirement association the entire unpaid balance of the total obligations.

The maturity of such bonds shall not be more than fifteen years from the date of sale. Such bonds may be issued and sold without a vote of the electorate and shall not be included in the net debt of the city for the purpose of any charter or statutory debt limitation and taxes for the payment of the bonds and interest thereon shall not be subject to any statutory or charter limitation of rate or amount.

Sec. 4. The active employees of the bureau of health herein transferred to membership in the public employees' retirement

association may exercise an option to retire with benefits calculated in accordance with Minnesota Statutes, Chapter 425, as modified by Chapter 1102, Laws of 1969. Such option must be filed on or before September 1, 1973 with the city administrator of the city of St. Paul.

Sec. 5. Laws 1971, Chapter 578, Section 2, is repealed.

Sec. 6. This act shall be effective the day following its final enactment."

Further amend the title as follows:

Line 4, strike "amending Minnesota Statutes 1971,".

Strike line 5.

Line 6, strike "adding a section;".

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

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

H. F. No. 2473, A bill for an act relating to retirement; interest assumptions for firemen's relief purposes; amending Minnesota Statutes 1971, Sections 69.73; 69.77, Subdivision 2; and 69.772, Subdivision 3.

Reported the same back with the following amendments:

Amend the title in line 3, after "for" insert "police and".

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1372, 991, 2011, and 2170 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1242, 1351, 1160, 1824, 1353, 900, 929, 1037, 2233, 2118, 2275, 906, 1526, 1972, 296, 1950, and 2016 were read for the second time.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Kahn reported the progress of S. F.No. 765 now in Conference Committee.

INTRODUCTION OF BILLS

Ferderer, Boland, Nelson, Kelly, and Lombardi introduced:

H. F. No. 2508, A bill for an act relating to education; smoking by students; allowing public secondary schools to designate smoking areas for certain students.

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

Johnson, D.; Ojala; Fugina; Adams, S.; and Anderson, I., introduced:

H. F. No. 2509, A bill for an act relating to education; organization of school districts on Indian reservations.

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

Johnson, J.; Casserly; Stanton; Lindstrom, E.; and Belisle introduced:

H. F. No. 2510, A bill for an act relating to game and fish; free fishing licenses for certain residents; amending Minnesota Statutes 1971, Section 98.47, Subdivision 8.

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

Parish; Peterson; Johnson, C.; Lindstrom, J.; and Mann introduced:

H. F. No. 2511, A bill for an act relating to courts; providing pensions for spouses of deceased judges of probate or county court; establishing a probate and county judges survivor fund to replace the special survivor retirement account and providing for investment of assets of such fund; appropriating money; amending Minnesota Statutes 1971, Section 490.12, Subdivisions 7 and 8.

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

Moe, Kelly, Newcome, Cummiskey, and Carlson, A., introduced:

H. F. No. 2512, A bill for an act relating to the capitol area architectural and planning commission, redefining the powers thereof; amending the powers of the commissioner of administration and of the Minnesota state historical society; amending Minnesota Statutes 1971, Sections 15.50, Subdivisions 1 and 2, and by adding a subdivision; 16.02, Subdivisions 5, 6, 9, 10, 14, and 25; 16.025, Subdivision 1; 16.22; 16.23; 16.25; 16.32, by adding a subdivision; 16.72, by adding a subdivision; 16.82, Subdivision 1; 138.53, by adding a subdivision; 138.68; repealing Minnesota Statutes 1971, Sections 15.50, Subdivisions 4 and 8; and 138.67, Subdivision 3.

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

Pehler; McCarron; Voss; Anderson, G.; and Eken introduced:

H. F. No. 2513, A bill for an act relating to the reimbursement of public officers and employees for the use of privately owned automobiles; amending Minnesota Statutes 1971, Section 15A.20, Subdivision 1.

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

Pavlak, R.; Lindstrom, E.; Tomlinson; LaVoy; and Menke introduced:

H. F. No. 2514, A bill for an act relating to taxation; providing for increase in fee for issuance of certain deeds by commissioner of taxation; amending Minnesota Statutes 1971, Sections 282.33, Subdivision 1; and 282.36.

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

Pavlak, R.; Lindstrom, E.; Tomlinson; LaVoy; and Menke introduced:

H. F. No. 2515, A bill for an act relating to taxation; providing for tax on use of special fuels; amending Minnesota Statutes 1971, Section 296.12, Subdivision 9.

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

Pavlak, R.; Lindstrom, E.; Tomlinson; LaVoy; and Menke introduced:

H. F. No. 2516, A bill for an act relating to taxes on and measured by net income; prescribing penalties; amending Minnesota Statutes 1971, Section 290.92, Subdivision 15.

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

Dieterich; Johnson, D.; LaVoy; Pehler; and Vanasek introduced:

H. F. No. 2517, A bill for an act relating to taxation; providing for declaration of value attached to transfers of real property; amending Minnesota Statutes 1971, Section 287.241, Subdivisions 2 and 3.

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

McMillan introduced:

H. F. No. 2518, A bill for an act relating to the city of Austin; membership of new police and firemen in the public employees retirement association.

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

Parish; Adams, J.; Wolcott; Biersdorf; and Brinkman introduced:

H. F. No. 2519, A bill for an act relating to public utilities; regulating the filing by certain public utilities of mortgages or deeds of trust along with instruments already required to be filed under the provisions of the uniform commercial code; amending Minnesota Statutes 1971, Chapter 300, by adding a section.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 347, A bill for an act relating to wild animals; taking of small game by an owner or lessee of the land; amending Minnesota Statutes 1971, Section 98.47, Subdivision 10.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 399, A bill for an act relating to claims against the state; providing for payment of claims approved by the claims commission; appropriating money.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, 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. 813, A bill for an act relating to state parks; providing free admission to such parks for certain senior and handicapped persons.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Munger moved that the House concur in the Senate amendments to H. F. No. 813 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 813, A bill for an act relating to state parks and recreation areas; requiring free admission and reduced user fees for senior citizens; amending Minnesota Statutes 1971, Section 85.05.

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 125, and nays 1, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Carlson, A.

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. 835, A bill for an act relating to divorce; abolishing the action and substituting proceedings for dissolution; amending Minnesota Statutes 1971, Sections 518.001; 518.01; 518.03; 518.06; 518.07; 518.09; 518.10; 518.11; 518.12; 518.13; 518.14; 518.15; 518.16; 518.17; 518.175, Subdivision 1; 518.25; 518.27; 518.54; 518.55; 518.551; 518.57; 518.58; 518.59; 518.62; 518.63; 518.64 and 518.66; repealing Minnesota Statutes 1971, Sections 518.08; 518.26 and 518.28.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Kahn moved that the House concur in the Senate amendments to H. F. No. 835 and that the bill be repassed as amended by the Senate.

Weaver moved that the House refuse to concur in the Senate amendments to H. F. No. 835, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House request that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses.

A roll call was requested and properly seconded.

The question was taken on the motion by Weaver and the roll being called, there were yeas 78, and nays 48, as follows:

Those who voted in the affirmative were:

Adams, S.	Belisle	Braun	DeGroat	Faricy
Andersen, R.	Bell	Brinkman	Dirlam	Ferderer
Anderson, D.	Bennett	Carlson, A.	Erdahl	Fjoslien
Anderson, G.	Berg	Cleary	Erickson	Flakne
Becklin	Biersdorf	Connors	Esau	Forsythe

Graba	Jude	Lombardi	Ohnstad	Searle
Graw	Kelly	Long	Patton	Skaar
Hagedorn	Kempe	Mann	Pavlak, R.	Smith
Hanson	Klaus	McArthur	Pavlak, R. L.	Stangeland
Heinitz	Knickerbocker	McCauley	Pehler	Weaver
Hook	Kvam	McEachern	Pieper	Wenzel
Jacobs	Laidig	McFarlin	Pleasant	Wigley
Johnson, C.	Larson	Miller, M.	St. Onge	Wohlwend
Johnson, J.	Lemke	Myrah	Savelkoul	Wolcott
Johnson, R.	Lindstrom, E.	Newcome	Schreiber	
Jopp	Lindstrom, J.	Niehaus	Schulz	

Those who voted in the negative were:

Adams, J.	Dieterich	McCarron	Prahl	Spanish
Anderson, I.	Eckstein	McMillan	Resner	Stanton
Berglin	Enebo	Menke	Rice	Swanson
Boland	Fudro	Miller, D.	Ryan	Tomlinson
Carlson, B.	Fugina	Munger	Salchert	Ulland
Carlson, L.	Grove	Nelson	Samuelson	Vanasek
Cassery	Jaros	Norton	Sarna	Vento
Clifford	Johnson, D.	Ojala	Sherwood	Mr. Speaker
Culhane	Kahn	Parish	Sieben, H.	
Cummiskey	LaVoy	Peterson	Sieben, M.	

The motion by Weaver prevailed.

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. 873, A bill for an act relating to subdivided lands; the regulation of the disposition of lots, parcels, units or interests in land within real estate subdivisions; to require registration; to protect the purchaser from unfair and deceptive trade practices; to provide for the filing of bonds and performance assurances; to regulate advertising, promotion and sales contracts; to provide for the payment of fees; and to provide penalties; repealing Minnesota Statutes 1971, Sections 83.01 to 83.19.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Vento moved that the House concur in the Senate amendments to H. F. No. 873 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 873, A bill for an act relating to subdivided lands; the regulation of the disposition of lots, parcels, units or interests in lands within real estate subdivisions; to require registration; to protect the purchaser from unfair and deceptive trade practices; to provide for the filing of bonds and performance assurances; to regulate advertising, promotion and sales contracts; to provide for the payment of fees; and to provide penalties; repealing Minnesota Statutes 1971, Sections 83.01 to 83.19.

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 125, and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Johnson, J.	Long	Myrah	Prahl	Stangeland
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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. 945, A bill for an act relating to safety in the use of waters of this state; establishing a watercraft safety program; increasing certain license fees; providing penalties; amending Minnesota Statutes 1971, Sections 361.055; 361.22, Subdivision 2; and Chapter 361, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Hanson moved that the House concur in the Senate amendments to H. F. No. 945 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 945, A bill for an act relating to safety in the use of waters of this state; establishing a watercraft safety program; increasing certain license fees; providing penalties; amending

Minnesota Statutes 1971, Sections 361.055; 361.22, Subdivision 2; and Chapter 361, by adding a section.

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 123, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Culhane DeGroat Dirlam

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. 1053, A bill for an act relating to workmen's compensation; raising minimum weekly benefits; coordinating the payment of workmen's compensation death benefits with governmental death benefits; extending coverage to occupational diseases; amending Minnesota Statutes 1971, Sections 176.101, Subdivisions 1, 2, and 3; 176.111, Subdivisions 19, 20, and by adding a subdivision; 176.131, Subdivision 7; 176.132, Subdivision 2; 176.151; 176.66, Subdivision 1; and repealing Minnesota Statutes 1971, Sections 176.66, Subdivisions 2, 3, 4, 5, 6, 7, 8 and 9; 176.661 to 176.668.

PATRICK E. FLAHAVEN, Secretary of the Senate

Vento moved that the House refuse to concur in the Senate amendments to H. F. No. 1053, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

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. 1217, A bill for an act relating to employees of the state and of the University of Minnesota; prohibiting financial or beneficial interest in state business; exception; providing a penalty; repealing Minnesota Statutes 1971, Sections 16.11, 241.12, and 246.20.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Vento moved that the House concur in the Senate amendments to H. F. No. 1217 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1217, A bill for an act relating to state employees; prohibiting the receipt of gratuities or other advantages by state employees or their families because of state business; providing a penalty; repealing Minnesota Statutes 1971, Sections 16.11, 241.12, and 246.20.

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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

Pieper	St. Onge	Searle	Stangeland	Voss
Pleasant	Salchert	Sherwood	Stanton	Weaver
Prahl	Samuelson	Sieben, H.	Swanson	Wenzel
Quirin	Sarna	Sieben, M.	Tomlinson	Wigley
Resner	Savelkoul	Skaar	Ulland	Wohlwend
Rice	Schreiber	Smith	Vanasek	Wolcott
Ryan	Schulz	Spanish	Vento	Mr. Speaker

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. 1750, A bill for an act relating to the Crow Wing county welfare board and the county nursing home board; providing for increased compensation.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Samuelson moved that the House concur in the Senate amendments to H. F. No. 1750 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1750, A bill for an act relating to the Crow Wing county welfare board and the county nursing home board; providing for increased compensation.

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 129, and nays 0, as follows:

Those who voted in the affirmative were:

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

Savelkoul	Sieben, H.	Stangeland	Vanasek	Wigley
Schreiber	Sieben, M.	Stanton	Vento	Wohlwend
Schulz	Skaar	Swanson	Voss	Wolcott
Searle	Smith	Tomlinson	Weaver	Mr. Speaker
Sherwood	Spanish	Ulland	Wenzel	

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. 1772, A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

PATRICK E. FLAHAVEN, Secretary of the Senate

Connors moved that the House refuse to concur in the Senate amendments to H. F. No. 1772, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

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. 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.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Wenzel moved that the House concur in the Senate amendments to H. F. No. 1853 and that the bill be repassed as amended by the Senate. The motion prevailed.

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 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, J.	Miller, M.	Savelkoul
Adams, S.	Dirlam	Johnson, R.	Moe	Schreiber
Andersen, R.	Eckstein	Jopp	Munger	Schulz
Anderson, D.	Eken	Jude	Myrah	Searle
Anderson, G.	Enebo	Kahn	Nelson	Sherwood
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, H.
Becklin	Erickson	Kempe	Niehaus	Sieben, M.
Belisle	Esau	Klaus	Norton	Skaar
Bell	Faricy	Knickerbocker	Ohnstad	Spanish
Bennett	Ferderer	Kvam	Ojala	Stangeland
Berg	Fjoslien	Laidig	Parish	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
Brinkman	Graba	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, B.	Grove	Long	Prahl	Weaver
Carlson, L.	Hagedorn	Mann	Quirin	Wenzel
Casserly	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McEachern	Ryan	Wolcott
Connors	Hook	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jacobs	McMillan	Salchert	
Dahl	Jaros	Menke	Samuelson	
DeGroat	Johnson, D.	Miller, D.	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 House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1903, A bill for an act authorizing the commissioner of administration to convey the water system at the Brainerd state hospital to the city of Brainerd, Crow Wing county, Minnesota.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Samuelson moved that the House concur in the Senate amendments to H. F. No. 1903 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1903, A bill for an act authorizing the commissioner of administration to convey the water system at the Brainerd state hospital to the city of Brainerd, Crow Wing county, Minnesota.

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 131, and nays 0, 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	Munger	Searle
Anderson, D.	Eken	Jude	Myrah	Sherwood
Anderson, G.	Enebo	Kahn	Nelson	Sieben, H.
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, M.
Becklin	Erickson	Kempe	Niehaus	Skaar
Belisle	Esau	Klaus	Norton	Smith
Bell	Faricy	Knickerbocker	Ohnstad	Spanish
Bennett	Ferderer	Kvam	Ojala	Stangeland
Berg	Fjoslien	Laidig	Parish	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
Brinkman	Graba	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, B.	Grove	Long	Prahl	Weaver
Carlson, L.	Hagedorn	Mann	Quirin	Wenzel
Casserly	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McCauley	Ryan	Wolcott
Connors	Hook	McEachern	St. Onge	Mr. Speaker
Culhane	Jacobs	McFarlin	Salchert	
Cummiskey	Jaros	McMillan	Samuelson	
Dahl	Johnson, C.	Menke	Sarna	
DeGroat	Johnson, D.	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. 1948, A bill for an act relating to the town of Ramsey in Anoka county; providing certain powers.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Ohnstad moved that the House concur in the Senate amendments to H. F. No. 1948 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1948, A bill for an act relating to the town of Ramsey in Anoka county; providing certain powers.

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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

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. 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.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Moe moved that the House concur in the Senate amendments to H. F. No. 1968 and that the bill be repassed as amended by the Senate. The motion prevailed.

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 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 113, and nays 15, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Belisle	Erdahl	Heinitz	Knickerbocker	Niehaus
Clifford	Erickson	Johnson, R.	Larson	Pieper
Culhane	Esau	Klaus	Lindstrom, E.	Schreiber

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. 1969, A bill for an act relating to the city of Duluth; authorizing organization of a Spirit Mountain recreation area authority; conferring upon said authority the power and duty to administer, promote, control, direct and manage the organization and ongoing operation of said recreation area; and providing for a tax levy and issuance of bonds.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

LaVoy moved that the House concur in the Senate amendments to H. F. No. 1969 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1969, A bill for an act relating to the city of Duluth; authorizing organization of a Spirit Mountain recreation area authority; conferring upon said authority the power and duty

to administer, promote, control, direct and manage the organization and ongoing operation of said recreation area; and providing for a tax levy and issuance of bonds.

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 105, and nays 20, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, D.	Culhane	Johnson, D.	Long	Resner
Becklin	Erdahl	Johnson, R.	Ohnstad	Searle
Belisle	Erickson	Jopp	Pieper	Skaar
Clifford	Fjoslien	Klaus	Quirin	Wigley

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. 2240, A bill for an act relating to Dakota county; plats and surveys contiguous with any existing or proposed county road in Dakota county; providing for approval thereof by the Dakota county board of commissioners.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sieben, H. moved that the House concur in the Senate amendments to H. F. No. 2240 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2240, A bill for an act relating to Dakota county; plats and surveys contiguous with any existing or proposed 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 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, R.	Miller, M.	Schulz
Adams, S.	Dieterich	Jopp	Munger	Searle
Andersen, R.	Dirlam	Jude	Myrah	Sherwood
Anderson, D.	Eckstein	Kahn	Nelson	Sieben, H.
Anderson, G.	Enebo	Kelly	Newcome	Sieben, M.
Anderson, I.	Erdahl	Kempe	Niehaus	Skaar
Becklin	Erickson	Klaus	Norton	Smith
Belisle	Esau	Knickerbocker	Ohnstad	Spanish
Bell	Faricy	Kvam	Ojala	Stangeland
Bennett	Ferderer	Laidig	Parish	Stanton
Berg	Fjoslien	Larson	Patton	Swanson
Berglin	Flakne	LaVoy	Pavlak, R.	Tomlinson
Biersdorf	Forsythe	Lemke	Pavlak, R. L.	Ulland
Boland	Fugina	Lindström, E.	Pehler	Vanasek
Braun	Graba	Lindstrom, J.	Peterson	Vento
Brinkman	Graw	Lombardi	Pieper	Voss
Carlson, A.	Growe	Long	Pleasant	Weaver
Carlson, B.	Hagedorn	Mann	Prahl	Wenzel
Carlson, L.	Hanson	McArthur	Quirin	Wigley
Casserly	Heinitz	McCarron	Resner	Wohlwend
Cleary	Hook	McCauley	Rice	Wolcott
Clifford	Jacobs	McEachern	St. Onge	Mr. Speaker
Connors	Jaros	McFarlin	Salchert	
Culhane	Johnson, C.	McMillan	Samuelson	
Cummiskey	Johnson, D.	Menke	Sarna	
Dahl	Johnson, J.	Miller, D.	Schreiber	

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 File, herewith transmitted:

S. F. No. 96.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 190.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 2119.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS -

S. F. No. 190, A bill for an act relating to public health; prescribing registration fees for x-ray and radium sources of ionizing radiation; requiring periodic safety inspections of such sources; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

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

S. F. No. 2119, 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, Chapter 144, by adding a section; Sections 6.20; 98.47, Subdivision 8; 245.0313; 253A.15, Subdivision 11; 256.01, Subdivision 2; 256.12, Subdivision 10; 256.462, Subdivision 3; 256.935; 256.98; 256B.02, Subdivision 3; 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 245.033; 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 256.461; 256.462, Subdivisions 1, 4, 5, 6, and 7; 256.463 to 256.64; 256.66 to 256.71; and 256.73, Subdivision 3.

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

S. F. No. 96, A bill for an act relating to motor vehicle insurance; providing for basic reparation insurance benefits, regardless of fault, in cases of accident; limiting the recovery of general damages in bodily injury tort claims; requiring no-fault reparation insurance; providing for the administration of a no-fault reparation system and providing penalties; providing for mandatory arbitration of certain claims; providing for the partial abrogation of tort liability; repealing Minnesota Statutes 1971, Sections 65B.01 to 65B.27; 168.054; 168.833; 170.21; 170.22; 170.23; 170.231; 170.25 to 170.58; and 171.12, Subdivision 4.

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

CONSENT CALENDAR

H. F. No. 2087 was reported to the House.

Jaros moved that H. F. No. 2087 be laid over until Monday, May 14, 1973. The motion prevailed.

H. F. No. 2247 was reported to the House.

Ferderer moved to amend H. F. No. 2247, the printed bill, as follows:

Page 3, line 23, delete ". At no time shall" and insert in lieu thereof "and shall not when added to".

Page 5, line 12, delete "governing body" and insert in lieu thereof "council".

Page 5, line 15, delete "hereto" and insert in lieu thereof "thereto".

Page 5, line 16, delete "475.51, 475.53,".

Page 5, line 17, after "475.71" and before the period, insert "and 475.74".

Page 5, line 24, after the period, insert the following: "The county auditor shall then certify to the municipality the assessed value of all taxable property in the district as most recently determined (or the fraction thereof equal to the fraction of the assessed value of all taxable property in the municipality that constituted the base for computing the local tax rate under Minnesota Statutes, Section 473F.08, Subdivision 4, if applicable), which is referred to herein as the "original taxable value"; and shall also certify the assessed value of such property as redetermined in each year thereafter (or the fraction thereof equal to the fraction constituting the local tax rate base under section 473F.08, subdivision 4, if applicable), which is referred to herein as the "current taxable value". No more than the original taxable value shall be included in any year in the tax base on which the county auditor computes the rate necessary to produce the amounts of taxes levied by the municipality and other governmental units within whose boundaries the district is situated (other than the portion thereof to be produced by a metropolitan area-wide tax rate under section 473F.08, subdivision 5, if applicable), until the total cost of principal and interest payments on the bonds has been paid to the municipality from tax increments as provided below. However, the rate so determined shall nevertheless be extended each year against the current taxable value as defined above, until such cost has been paid.".

Page 5, strike lines 27-31.

The motion prevailed and the amendment was adopted.

Ferderer moved to amend H. F. No. 2247, the printed bill, as follows:

Page 8, line 13, strike "In its discretion, the city council may create and appoint an" and insert in lieu thereof the following: "The city council shall appoint an".

Page 8, line 14, after "consisting of" insert "at least".

The motion prevailed and the amendment was adopted.

H. F. No. 2247, A bill for an act authorizing the city of Saint Paul to create development districts within its corporate boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operation against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

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 120, and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bell	Dieterich	Kahn	Ohnstad	Pavlak, R. L.
Berglin				

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

H. F. No. 1146, A bill for an act relating to the city of Bloomington; appropriating funds for special assessments levied by the city against property of the Normandale state junior college.

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 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1233, A bill for an act relating to veterans; regulating the appointment, term and compensation of veterans service officers; amending Minnesota Statutes 1971, Section 197.60, Subdivisions 1, 2 and 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 127, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

S. F. No. 1724, A bill for an act relating to election matters; authorizing political party organization in legislative districts; amending Minnesota Statutes 1971, Sections 202.21; 202.22, Subdivisions 2 and 3; 202.25; and 202.26, 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 129, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Sarna

The bill was passed and its title agreed to.

S. F. No. 1943, A bill for an act relating to unemployment compensation; limiting the contribution required of any employing unit or units controlled by the same interests as any employee; amending Minnesota Statutes 1971, Section 268.04, Subdivision 10.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Adams, S.	Dirlam	Johnson, R.	Moe	Schulz
Andersen, R.	Eckstein	Jopp	Munger	Searle
Anderson, D.	Eken	Jude	Nelson	Sherwood
Anderson, G.	Enebo	Kahn	Newcome	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
Brinkman	Graba	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, B.	Growe	Long	Prahl	Weaver
Carlson, L.	Hagedorn	Mann	Quirin	Wenzel
Casserly	Hanson	McArthur	Resner	Wigley
Clearly	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McCauley	Ryan	Wolcott
Connors	Hook	McEachern	St. Onge	Mr. Speaker
Culhane	Jacobs	McFarlin	Salchert	
Cummiskey	Jaros	McMillan	Samuelson	
Dahl	Johnson, C.	Menke	Sarna	
DeGroat	Johnson, D.	Miller, D.	Savelkoul	

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Vento moved that the vote whereby S. F. No. 695 was not passed on Special Orders on Wednesday, May 9, be now reconsidered. The motion prevailed.

S. F. No. 695 was reported to the House.

There being no objection, S. F. No. 695 was continued on Special Orders for today.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. Nos. 507 and 1030.

S. F. No. 507 was reported to the House.

Munger moved to amend S. F. No. 507, the printed bill, as follows:

Page 8, line 4, strike "qualifying for" and insert in lieu thereof "tendered".

Page 8, line 15, strike "qualifies for" and insert in lieu thereof "is tendered".

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend S. F. No. 507, the printed bill, as follows:

Page 7, line 1, after "account" and before the period, insert "identified in Minnesota Statutes 1971, Section 116.16".

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend S. F. No. 507, the printed bill, as follows:

Page 9, line 21, strike "REPEALS;".

Page 9, line 21, strike "CANCELLATION" and insert in lieu thereof "CONDITIONS".

Page 9, strike lines 22, 23, 24 and 25 and insert in lieu thereof the following:

"The funds appropriated in Minnesota Statutes 1971, Section 116.18, Subdivision 3, may be used to assist local units of government to finance construction of sewage facilities in those districts determined to be of a high priority in need by the Pollution Control Agency, provided the Pollution Control Agency receives prior commitment from the United States Environmental Protection Agency that the state will be reimbursed at such time when Federal funds are made available."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Savelkoul amendment and the roll being called, there were yeas 53, and nays 76, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Hook	Long	Savelkoul
Andersen, R.	Dirlam	Johnson, J.	McArthur	Schreiber
Anderson, D.	Erdahl	Johnson, R.	McCauley	Searle
Becklin	Erickson	Jopp	McFarlin	Skaar
Belisle	Esau	Klaus	Myrah	Stangeland
Bennett	Ferderer	Knickerbocker	Newcome	Ulland
Biersdorf	Fjoslien	Kvam	Niehaus	Weaver
Carlson, A.	Forsythe	Laidig	Ohnstad	Wigley
Carlson, D.	Graw	Larson	Paviak, R. L.	Wohlwend
Cleary	Hagedorn	Lindstrom, E.	Pieper	
Clifford	Heinitz	Lombardi	Pleasant	

Those who voted in the negative were:

Adams, J.	Boland	Cassery	Dieterich	Fudro
Anderson, G.	Braun	Connors	Eckstein	Fugina
Anderson, I.	Brinkman	Culhane	Eken	Graba
Berg	Carlson, B.	Cummiskey	Enebo	Grove
Berglin	Carlson, L.	Dahl	Faricy	Hanson

Haugerud	Lindstrom, J.	Norton	Salchert	Tomlinson
Jacobs	Mann	Ojala	Samuelson	Vanasek
Jaros	McCarron	Patton	Sarna	Vento
Johnson, C.	McEachern	Pavlak, R.	Schulz	Voss
Johnson, D.	McMillan	Pehler	Sherwood	Wenzel
Jude	Menke	Peterson	Sieben, H.	Wolcott
Kahn	Miller, D.	Prahl	Sieben, M.	Mr. Speaker
Kelly	Miller, M.	Quirin	Smith	
Kempe	Moe	Rice	Spanish	
LaVoy	Munger	Ryan	Stanton	
Lemke	Nelson	St. Onge	Swanson	

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

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.

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 128, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Clifford	Johnson, J.	Pleasant
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The bill was passed, as amended, and its title agreed to.

S. F. No. 1030, A bill for an act relating to the attorney general; payment of attorneys' fees for special counsel with respect to The Bush Foundation; appropriating money therefor.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 104, and nays 16, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Heinitz	McMillan	Samuelson
Adams, S.	Connors	Jacobs	Miller, D.	Sarna
Andersen, R.	Cummiskey	Jaros	Miller, M.	Savelkoul
Anderson, D.	Dahl	Johnson, D.	Munger	Schreiber
Anderson, G.	DeGroat	Johnson, J.	Myrah	Schulz
Anderson, I.	Dieterich	Jopp	Nelson	Sherwood
Becklin	Dirlam	Jude	Newcome	Sieben, H.
Belisle	Enebo	Kahn	Niehaus	Sieben, M.
Bell	Erdahl	Kelly	Norton	Smith
Bennett	Erickson	Kempe	Ojala	Spanish
Berg	Esau	Klaus	Parish	Stanton
Berglin	Faricy	Laidig	Pavlak, R.	Swanson
Biersdorf	Ferderer	LaVoy	Pehler	Tomlinson
Boland	Forsythe	Lemke	Pieper	Vento
Braun	Fudro	Lindstrom, E.	Prahl	Voss
Brinkman	Fugina	Lombardi	Quirin	Weaver
Carlson, A.	Graba	Long	Resner	Wenzel
Carlson, B.	Graw	Mann	Rice	Wigley
Carlson, L.	Grove	McArthur	Ryan	Wolcott
Casserly	Hagedorn	McEachern	St. Onge	Mr. Speaker
Cleary	Hanson	McFarlin	Salchert	

Those who voted in the negative were:

Carlson, D.	Fjoslien	Kvam	Ohnstad	Stangeland
Culhane	Haugerud	Larson	Skaar	Wohlwend
Eckstein	Hook	Lindstrom, J.		
Eken	Johnson, C.	McCarron		

The bill was passed and its title agreed to.

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of S. F. No. 1388 and H. F. Nos. 1253 and 1755.

S. F. No. 1388 was reported to the House.

Dieterich moved to amend S. F. No. 1388, the printed bill, as follows:

Page 1, lines 27 and 28, strike all of Section 2 and insert in lieu thereof as follows:

"Sec. 2. Minnesota Statutes 1971, Section 273.13, Subdivision 17b, is amended to read:

Subd. 17b. [VALUATION OF PROPERTY IN MUNICIPALITIES OF UNDER 10,000.] *Notwithstanding any other provision of law, any structure*

(a) situated on real property that is used for housing for the elderly or for low and moderate income families as defined by the Farmers Home Administration.

(b) located in a municipality of less than 10,000 population,

(c) *financed by a direct loan or insured loan from the farmers home administration, and*

(d) which qualifies under (SUBDIVISIONS) *subdivision (17 AND) 17a, shall, for 15 years from the date of the completion of the original construction or for the original term of the loan, be assessed at five percent of the adjusted market value thereof, provided that the fair market value as determined by the assessor is based on the normal approach to value using normal unrestricted rents."*

Further, amend the title as follows:

Strike the words: "Subdivision 17; repealing Minnesota Statutes 1971, Section 273.13, Subdivision 17b" and insert in lieu thereof, the following: "*Subdivisions 17 and 17b.*"

The motion prevailed and the amendment was adopted.

S. F. No. 1388, A bill for an act relating to taxation; assessment of low income real property; amending Minnesota Statutes 1971, Section 273.13, Subdivision 17; repealing Minnesota Statutes 1971, Section 273.13, Subdivision 17b.

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 132, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 1253 was reported to the House.

Dieterich moved to amend H. F. No. 1253, the printed bill, as follows:

Page 2, line 25, after "seeds," insert "livestock (not including riding horses or pets)."

Page 3, line 23, after "provisions;" insert the following: "*except that isolated or occasional sales or auctions conducted by an auctioneer on the premises owned or leased by the owner of the property to be sold shall be exempt;*".

The motion prevailed and the amendment was adopted.

H. F. No. 1253, A bill for an act relating to the sales and use tax; exemptions; providing that auctioneers or sellers for bids shall not be exempt from the tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 76, and nays 50, as follows:

Those who voted in the affirmative were:

Andersen, R.	Cummiskey	Jude	Munger	Sarna
Anderson, I.	Dieterich	Kahn	Nelson	Sherwood
Belisle	Enebo	Kelly	Newcome	Sieben, H.
Bell	Faricy	Kempe	Norton	Sieben, M.
Bennett	Ferderer	Laidig	Ojala	Smith
Berg	Fudro	LaVoy	Parish	Spanish
Berglin	Fugina	Lindstrom, E.	Pavlak, R.	Swanson
Boland	Graba	Lombardi	Pavlak, R. L.	Tomlinson
Brinkman	Growe	McArthur	Pehler	Vento
Carlson, B.	Heinitz	McCarron	Peterson	Voss
Carlson, L.	Hook	McEachern	Prahl	Wolcott
Cassery	Jacobs	McFarlin	Quirin	Mr. Speaker
Cleary	Jaros	McMillan	Resner	
Clifford	Johnson, D.	Menke	Rice	
Connors	Johnson, J.	Miller, D.	Ryan	
Culhane	Johnson, R.	Moe	Salchert	

Those who voted in the negative were:

Anderson, D.	Eken	Johnson, C.	Myrah	Searle
Anderson, G.	Erdahl	Jopp	Niehaus	Skaar
Becklin	Erickson	Klaus	Ohnstad	Stangeland
Biersdorf	Esau	Knickerbocker	Patton	Stanton
Carlson, A.	Fjoslien	Kvam	Pieper	Ulland
Carlson, D.	Flakne	Larson	St. Onge	Vanasek
Dahl	Forsythe	Lemke	Samuelson	Weaver
DeGroat	Graw	Long	Savelkoul	Wenzel
Dirlam	Hagedorn	Mann	Schreiber	Wigley
Eckstein	Hanson	Miller, M.	Schulz	Wohlwend

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

H. F. No. 1755 was reported to the House.

Brinkman moved to amend H. F. No. 1755, the printed bill, as follows:

Page 1, line 13, strike "rebate" and insert in lieu thereof "credit".

Page 1, line 14, strike "rebate" and insert in lieu thereof "credit".

Page 1, line 15, strike "The rebate shall be determined at the".

Page 1, strike lines 16 and 17.

Page 2, strike lines 1 through 3 and insert in lieu thereof:

"Sec. 2. This act is in effect on July 1, 1973. On August 15, 1973, and on the 15th day of each month thereafter, Minnesota brewers may take the credit authorized by this act, but the total credit allowed shall not exceed the allowable credit on more than 40,000 barrels containing not more than 3.2 percent of alcohol by weight, and 40,000 barrels containing more than 3.2 percent of alcohol by weight, produced and sold in Minnesota in any fiscal year beginning July 1, 1973."

Further, amend the title in line 1 by striking "rebates" and inserting in lieu thereof "credits".

The motion prevailed and the amendment was adopted.

H. F. No. 1755, A bill for an act relating to taxation; providing certain credits for brewers; amending Minnesota Statutes 1971, Section 340.47, Subdivision 2.

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 113, and nays 15, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Carlson, D.	Fugina	Kvam	McCarron	Ojala
Dieterich	Hook	Lindstrom, E.	Miller, M.	Sherwood
Erickson	Johnson, D.	Long	Ohnstad	Skaar

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

SPECIAL ORDERS

S. F. No. 695, A bill for an act relating to savings banks; investments, loans and powers; amending Minnesota Statutes 1971, Section 50.14, Subdivision 5; and Chapter 50, by adding sections.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 92, and nays 24, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Johnson, J.	Nelson	Sieben, H.
Adams, S.	Cummiskey	Jopp	Newcome	Sieben, M.
Anderson, D.	Dirlam	Jude	Norton	Smith
Anderson, I.	Eckstein	Kahn	Parish	Stangeland
Becklin	Eken	Kelly	Pavlak, R. L.	Stanton
Bell	Enebo	Klaus	Pieper	Swanson
Bennett	Esau	Knickerbocker	Pleasant	Tomlinson
Berg	Flakne	Laidig	Prahl	Vanasek
Berglin	Forsythe	Larson	Quirin	Vento
Biersdorf	Fudro	Lemke	Resner	Voss
Boland	Graba	Lindstrom, E.	Rice	Weaver
Braun	Graw	Lindstrom, J.	Ryan	Wenzel
Brinkman	Growe	Mann	Salchert	Wigley
Carlson, A.	Hagedorn	McArthur	Samuelson	Wohliwend
Carlson, B.	Hanson	McCarron	Savelkoul	Wolcott
Carlson, L.	Haugerud	McFarlin	Schreiber	Mr. Speaker
Cassery	Jacobs	McMillan	Schulz	
Clary	Jaros	Miller, D.	Searle	
Clifford	Johnson, C.	Munger	Sherwood	

Those who voted in the negative were:

Andersen, R.	Faricy	Kempe	Niehaus	Peterson
Anderson, G.	Ferderer	LaVoy	Ojala	St. Onge
Belisle	Fjoslien	Long	Patton	Skaar
DeGroat	Fugina	McEachern	Pavlak, R.	Ulland
Erdahl	Johnson, D.	Miller, M.	Pehler	

The bill was passed and its title agreed to.

H. F. No. 2223, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 2223 was continued on Special Orders for tomorrow.

Forsythe was excused for the remainder of today's session.

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.

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 87, and nays 40, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Kvam	Myrah	Searle
Anderson, D.	Enebo	Larson	Nelson	Sherwood
Anderson, G.	Erdahl	LaVoy	Niehaus	Sieben, M.
Anderson, I.	Erickson	Lemke	Norton	Skaar
Becklin	Esau	Lindstrom, E.	Ohnstad	Smith
Biersdorf	Fjoslien	Lindstrom, J.	Parish	Stangeland
Boland	Fudro	Long	Patton	Stanton
Brinkman	Graba	Mann	Pehler	Tomlinson
Carlson, B.	Hagedorn	McArthur	Peterson	Vento
Carlson, D.	Haugerud	McCarron	Prahl	Voss
Carlson, L.	Jacobs	McCauley	Quirin	Weaver
Connors	Jaros	McEachern	Rice	Wenzel
Culhane	Johnson, C.	McFarlin	Ryan	Wohlwend
Cummiskey	Johnson, D.	McMillan	St. Onge	Wolcott
Dahl	Jopp	Menke	Salchert	Mr. Speaker
DeGroat	Jude	Miller, D.	Samuelson	
Dirlam	Kelly	Miller, M.	Sarna	
Eckstein	Klaus	Munger	Schreiber	

Those who voted in the negative were:

Adams, S.	Casserly	Graw	Kempe	Pieper
Andersen, R.	Cleary	Growe	Knickerbocker	Pleasant
Belisle	Clifford	Hanson	Laidig	Resner
Bell	Dieterich	Heinitz	Lombardi	Schulz
Bennett	Faricy	Hook	Moe	Sieben, H.
Berg	Ferderer	Johnson, J.	Ojala	Ulland
Braun	Flakne	Johnson, R.	Pavliak, R.	Vanasek
Carlson, A.	Fugina	Kahn	Pavliak, R. L.	Wigley

The bill was passed and its title agreed to.

H. F. No. 923, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 923 was continued on Special Orders for tomorrow.

H. F. No. 1589, which has previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1589 was continued on Special Orders for tomorrow.

Adams, S., was excused for the remainder of today's session.

H. F. No. 1197 was reported to the House.

Berglin moved to amend H. F. No. 1197, the printed bill, as follows:

Page 1, line 12, after "role in" strike "chartering" and insert "charting".

Page 2, line 32, after "*subdivision 2*" strike "," and insert "." and strike "*which*".

Page 2, strike all of lines 33 and 34.

Page 3, line 16, after "*pupil*" insert "*and the state of Minnesota from any increased costs*".

Page 3, line 19, after "*demonstration board*" strike "*and staff*".

Page 3, line 24, after "*board*" insert "*which shall be an employer for the purpose of M.S. 179.63*".

Page 3, line 25, after "*Employ a*" insert "*clerical and administrative*".

Page 4, strike all of line 27.

Page 5, strike all of lines 2, 3, and 4.

The motion prevailed and the amendment was adopted.

Berglin moved to amend H. F. No. 1197, the printed bill, as follows:

Page 2, line 25, after the word "*education.*" insert "*No school district shall participate in this program unless it has entered into a contract with a federal governmental agency for the purpose of conducting a demonstration scholarship program.*".

The motion prevailed and the amendment was adopted.

Weaver moved that H. F. No. 1197 be re-referred to the Committee on Education.

A roll call was requested and properly seconded.

The question was taken on the motion by Weaver and the roll being called, there were yeas 45, and nays 75, as follows:

Those who voted in the affirmative were:

Andersen, R.	Esau	Klaus	McArthur	Schreiber
Biersdorf	Fjoslien	Knickerbocker	Myrah	Searle
Carlson, D.	Graba	Kvam	Newcome	Skaar
Carlson, L.	Hagedorn	Laidig	Niehau	Stangeland
Cleary	Hook	Larson	Ohnstad	Swanson
DeGroat	Johnson, C.	Lindstrom, E.	Ojala	Ulland
Dirlam	Johnson, J.	Lindstrom, J.	Pavlak, R. L.	Weaver
Erdahl	Johnson, R.	Lombardi	Pieper	Wigley
Erickson	Jopp	Long	Savelkoul	Wohlwend

Those who voted in the negative were:

Adams, J.	Carlson, A.	Enebo	Jacobs	McCauley
Anderson, D.	Carlson, B.	Faricy	Jaros	McFarlin
Anderson, I.	Casserly	Ferderer	Johnson, D.	McMillan
Bell	Clifford	Flakne	Jude	Menke
Bennett	Connors	Fudro	Kahn	Miller, D.
Berg	Cummiskey	Fugina	Kelly	Miller, M.
Berglin	Dahl	Growe	Kempe	Moe
Boland	Dieterich	Hanson	LaVoy	Munger
Braun	Eckstein	Haugerud	Lemke	Nelson
Brinkman	Eken	Heinitz	Mann	Parish

Patton	Quirin	Sarna	Smith	Vento
Pavlak, R.	Rice	Schulz	Spanish	Voss
Pehler	Ryan	Sherwood	Stanton	Wenzel
Peterson	St. Onge	Sieben, H.	Tomlinson	Wolcott
Prahl	Salchert	Sieben, M.	Vanasek	Mr. Speaker

The motion did not prevail.

Ojala moved to amend H. F. No. 1197, the printed bill, as follows:

Page 3, line 5, after the word "*federal*", strike "*or state*".

The motion prevailed and the amendment was adopted.

Ojala moved to amend H. F. No. 1197, the printed bill, as follows:

Page 2, line 15, after the word "*district*" strike "*containing a substan-*". Line 16, at the beginning of the line and before the word "*may*", strike "*tial number of needy or disadvantaged elementary and secondary school pupils*".

The motion prevailed and the amendment was adopted.

Tomlinson moved to amend H. F. No. 1197, the printed bill, as follows:

Page 3, line 16, after "*costs*" and before "*caused*" strike "*per pupil*".

The motion prevailed and the amendment was adopted.

H. F. No. 1197, A bill for an act relating to education; permitting six school districts to implement and experiment with an educational scholarship program; permitting both public and private schools to participate; permitting participating school districts to contract for federal funds; establishing guidelines for school participation; providing demonstration boards to administer, regulate, test and report the operation of the program; amending Minnesota Statutes 1971, Section 290.086, by adding a subdivision.

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 71, and nays 54, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Flakne	Kahn	Moe
Anderson, I.	Casserly	Fudro	Kelly	Nelson
Becklin	Clifford	Fugina	Kempe	Patton
Belisle	Connors	Grove	LaVoy	Pehler
Bell	Cummiskey	Hanson	Lemke	Pleasant
Bennett	Dahl	Haugerud	McArthur	Prahl
Berg	Dieterich	Heinitz	McCauley	Quirin
Berglin	Eckstein	Jacobs	McFarlin	Resner
Boland	Enebo	Jaros	McMillan	Rice
Braun	Faricy	Johnson, D.	Menke	Ryan
Carlson, A.	Ferderer	Jude	Miller, M.	St. Onge

Salchert	Schulz	Spanish	Vento	Wolcott
Sarna	Sherwood	Stanton	Voss	Mr. Speaker
Savelkoul	Sieben, H.	Tomlinson		
Schreiber	Sieben, M.	Vanasek		

Those who voted in the negative were:

Andersen, R.	Erickson	Klaus	Myrah	Searle
Anderson, D.	Esau	Knickerbocker	Newcome	Skaar
Anderson, G.	Fjoslien	Kvam	Niehaus	Smith
Biersdorf	Graba	Laidig	Norton	Stangeland
Carlson, D.	Graw	Larson	Ohnstad	Swanson
Carlson, L.	Hagedorn	Lindstrom, E.	Parish	Ulland
Cleary	Hook	Lindstrom, J.	Pavlak, R.	Weaver
DeGroat	Johnson, C.	Lombardi	Pavlak, R. L.	Wenzel
Dirlam	Johnson, J.	Long	Peterson	Wigley
Eken	Johnson, R.	Mann	Pieper	Wohlwend
Erdahl	Jopp	McEachern	Samuelson	

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

Flakne was excused for the remainder of today's session.

H. F. No. 837 was reported to the House.

Hook moved to amend H. F. No. 837, the printed bill, as follows:

Line 4, at the end of the line add "Nothing contained herein shall prohibit environmental impact studies, transic corridor studies, or highway design studies on any of the named highways."

POINT OF ORDER

Salchert raised a point of order pursuant to Rule 45b that the Hook amendment was out of order. The Speaker ruled the point of order not well taken.

The question was taken on adoption of the Hook amendment, and the Hook amendment was adopted.

Kvam moved to amend H. F. No. 837, the printed bill, as amended, as follows:

At the end of the bill add "Any diversion of monies from the interstate system will be assigned to the design, development, and construction of the outstate trunk highway system."

Connors moved to amend the Kvam amendment as follows: before the period insert ", including Anoka county".

The question was taken on the adoption of the Connors amendment and the amendment was not adopted.

The question was taken on the adoption of the Kvam amendment and the amendment was not adopted.

H. F. No. 837, A bill for an act relating to highways; providing for a two year moratorium on interstate highway construction.

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 89, and nays 19, as follows:

Those who voted in the affirmative were:

Andersen, R.	Cummiskey	Jaros	Munger	Samuelson
Anderson, G.	DeGroat	Johnson, C.	Nelson	Sarna
Anderson, I.	Dieterich	Johnson, D.	Newcome	Savelkoul
Bell	Eckstein	Johnson, J.	Niehaus	Schulz
Bennett	Eken	Johnson, R.	Norton	Sherwood
Berg	Erdahl	Kahn	Ojala	Sieben, H.
Berglin	Erickson	Kelly	Parish	Sieben, M.
Biersdorf	Esau	Knickerbocker	Patton	Skaar
Boland	Faricy	LaVoy	Pavlak, R.	Smith
Brinkman	Ferderer	Lemke	Pavlak, R. L.	Stangeland
Carlson, A.	Fugina	Long	Pehler	Stanton
Carlson, B.	Graba	Mann	Peterson	Tomlinson
Carlson, D.	Graw	McCarron	Prahl	Ulland
Casserly	Growe	McMillan	Quirin	Vanasek
Cleary	Hagedorn	Menke	Resner	Vento
Clifford	Hanson	Miller, D.	Rice	Wenzel
Connors	Heinitz	Miller, M.	St. Onge	Mr. Speaker
Culhane	Hook	Moe	Salchert	

Those who voted in the negative were:

Adams, J.	Enebo	Klaus	McArthur	Schreiber
Becklin	Jacobs	Kvam	Ohnstad	Swanson
Belisle	Jopp	Laidig	Pieper	Wolcott
Carlson, L.	Kempe	Lindstrom, E.	Ryan	

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

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 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 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 1606 was reported to the House.

Hook moved that H. F. No. 1606 be re-referred to the Committee on General Legislation and Veterans Affairs.

A roll call was requested and properly seconded.

The question was taken on the motion by Hook and the roll being called, there were yeas 41, and nays 71, as follows:

Those who voted in the affirmative were:

Anderson, D.	Dirlam	Johnson, J.	McArthur	Stangeland
Becklin	Erdahl	Jopp	McCarron	Ulland
Bell	Erickson	Klaus	Myrah	Voss
Boland	Esau	Knickerbocker	Niehaus	Weaver
Carlson, A.	Fudro	Kvam	Ohnstad	Wigley
Carlson, D.	Graw	Laidig	Pieper	
Cleary	Hagedorn	Larson	Pleasant	
Clifford	Heinitz	Lindstrom, E.	Savelkoul	
DeGroat	Hook	Long	Skaar	

Those who voted in the negative were:

Adams, J.	Eken	LaVoy	Pavlak, R.	Sieben, H.
Andersen, R.	Enebo	Lemke	Pavlak, R. L.	Sieben, M.
Anderson, G.	Faricy	Lindstrom, J.	Pehler	Smith
Anderson, I.	Fugina	Mann	Peterson	Spanish
Bennett	Graba	McEachern	Prahl	Stanton
Berg	Growe	McMillan	Quirin	Tomlinson
Berglin	Hanson	Menke	Resner	Vanasek
Brinkman	Jacobs	Miller, D.	Rice	Vento
Carlson, L.	Jaros	Moe	Ryan	Wenzel
Casserly	Johnson, C.	Munger	St. Onge	Wolcott
Connors	Johnson, D.	Nelson	Salchert	Mr. Speaker
Culhane	Johnson, R.	Norton	Samuelson	
Cummskey	Jude	Ojala	Sarna	
Dieterich	Kahn	Parish	Schulz	
Eckstein	Kelly	Patton	Sherwood	

The motion did not prevail.

Carlson, A., moved to amend H. F. No. 1606, the printed bill, as follows:

Page 1, line 4, delete all the language in the line, and insert in lieu thereof the following:

"Sec. 2. This act is effective upon its adoption by a majority of those voting on the question after submission to the voters at the next general election."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Carlson, A., amendment and the roll being called, there were yeas 48, and nays 67, as follows:

Those who voted in the affirmative were:

Andersen, R.	Clifford	Johnson, J.	McArthur	Schreiber
Anderson, D.	Erdahl	Johnson, R.	McCauley	Searle
Anderson, G.	Erickson	Jopp	McFarlin	Skaar
Becklin	Esau	Klaus	Myrah	Stangeland
Belisle	Ferderer	Knickerbocker	Niehaus	Swanson
Biersdorf	Fudro	Kvam	Ohnstad	Ulland
Boland	Graw	Laidig	Pavlak, R. L.	Voss
Carlson, A.	Hagedorn	Larson	Pieper	Weaver
Carlson, D.	Heinitz	Lindstrom, E.	Pleasant	
Cleary	Hook	Long	Savelkoul	

Those who voted in the negative were:

Adams, J.	Eken	Lemke	Pavlak, R.	Sieben, H.
Anderson, I.	Enebo	Lindstrom, J.	Pehler	Sieben, M.
Bennett	Faricy	Mann	Peterson	Smith
Berg	Fugina	McEachern	Prahl	Spanish
Berglin	Graba	McMillan	Quirin	Stanton
Brinkman	Hanson	Menke	Resner	Tomlinson
Carlson, L.	Jacobs	Miller, D.	Rice	Vanasek
Casserly	Jaros	Miller, M.	Ryan	Vento
Connors	Johnson, C.	Moe	St. Onge	Wenzel
Culhane	Johnson, D.	Nelson	Salchert	Wolcott
Cummiskey	Jude	Norton	Samuelson	Mr. Speaker
Dahl	Kahn	Ojala	Sarna	
DeGroat	Kelly	Parish	Schulz	
Dieterich	LaVoy	Patton	Sherwood	

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

McCauley was excused for the remainder of today's session.

H. F. No. 1606, A bill for an act relating to the term of office of the comptroller and of the treasurer of the city of Minneapolis.

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 69, and nays 48, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Lemke	Parish	Sherwood
Anderson, G.	Enebo	Lindstrom, J.	Patton	Sieben, H.
Anderson, I.	Fugina	Mann	Pavlak, R.	Sieben, M.
Bennett	Graba	McCarron	Pehler	Smith
Berglin	Jacobs	McEachern	Peterson	Spanish
Braun	Jaros	McMillan	Prahl	Stanton
Brinkman	Johnson, C.	Menke	Quirin	Swanson
Carlson, L.	Johnson, D.	Miller, D.	Rice	Tomlinson
Casserly	Jude	Miller, M.	Ryan	Vanasek
Connors	Kahn	Moe	St. Onge	Vento
Culhane	Kelly	Munger	Salchert	Wenzel
Cummiskey	Kempe	Nelson	Samuelson	Wolcott
Dahl	Kvam	Norton	Sarna	Mr. Speaker
Dieterich	LaVoy	Ojala	Schulz	

Those who voted in the negative were:

Andersen, R.	Carlson, D.	Fudro	Larson	Resner
Anderson, D.	Cleary	Hagedorn	Lindstrom, E.	Savelkoul
Becklin	DeGroat	Heinitz	Long	Searle
Belisle	Dirlam	Hook	McArthur	Skaar
Bell	Eken	Johnson, J.	Myrah	Ulland
Berg	Erdahl	Johnson, R.	Niehaus	Weaver
Biersdorf	Erickson	Jopp	Ohnstad	Wigley
Boland	Esau	Klaus	Pavlak, R. L.	Wohlwend
Carlson, A.	Faricy	Knickerbocker	Pieper	
Carlson, B.	Ferderer	Laidig	Pleasant	

The bill was passed and its title agreed to.

H. F. No. 731, A bill for an act relating to appointments by the mayor and the city council of the city of Minneapolis.

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 116, and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Culhane Pieper

The bill was passed and its title agreed to.

H. F. No. 986 was reported to the House.

Salchert moved to amend H. F. No. 986, the printed bill, as follows:

Page 5, strike lines 14 to 35, and insert in lieu thereof the following:

"Subd. 5. (IMMEDIATELY AFTER THE FILING OF THE CERTIFICATES, APPOINTMENTS, AND OATHS OF OFFICE REQUIRED HEREBY, THE COMMISSIONER APPOINTED BY THE GOVERNOR SHALL CALL A MEETING OF THE COMMISSIONERS, GIVING TO EACH NOTICE BY MAIL AT LEAST FIVE DAYS BEFORE THE MEETING. AT SUCH MEETING, AND) At all (SUBSEQUENT) meetings of the corporation (TO BE CREATED, SIX-NINTHS) *a majority* of all the commissioners *duly qualified and acting* shall constitute a quorum for the transaction of business, and an affirmative vote of (FIVE-NINTHS) *a majority* of (ALL) the commissioners *present* shall be required for the passage of any measure, except *that for the passage of a measure involving the adoption or amendment of bylaws and budgets*, the restriction of the use of the facilities of any of the airports taken over by the corporation (UNDER THE PROVISIONS OF LAWS 1943, CHAPTER 500. FOR THE PASSAGE OF ANY SUCH MEASURE), the designation of the name of any airport or airports, (OR FOR) the establishment of any new airport or airports, or (FOR ANY MEASURER INVOLVING) the issuance of bonds, an affirmative vote of (SIX-NINTHS) *a majority* of all the commissioners *duly qualified and acting at the time of voting* shall be required (, AT LEAST TWO OF WHICH AFFIRMATIVE VOTES SHALL BE THOSE OF REPRESENTATIVES OF EACH OF THE CITIES FOR WHICH THE CORPORATION IS FORMED. IMMEDIATELY AFTER THE MEETING IS CALLED TO ORDER THE COMMISSIONERS PRESENT SHALL ADOPT AN OFFICIAL NAME FOR THE CORPORATION, WHICH NAME SHALL CONTAIN THE WORDS "METROPOLITAN AIRPORTS COMMISSION," TOGETHER WITH THE NAMES OF THE CITIES IN AND FOR WHICH SAID CORPORATION IS BEING CREATED, OR SOME WELL KNOWN DESIGNATION FOR THOSE CITIES).".

Graw moved to amend the Salchert amendment, as follows:

Page 1, in the last line and before "*majority*" insert "*two-thirds*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Graw amendment and the roll being called, there were yeas 65, and nays 47, as follows:

Those who voted in the affirmative were:

Anderson, G.	Clifford	Hagedorn	Laidig	Niehaus
Becklin	Connors	Heinitz	Larson	Ohnstad
Belisle	Culhane	Hook	Lindstrom, E.	Parish
Bell	DeGroat	Jacobs	Lombardi	Patton
Biersdorf	Dirlam	Johnson, J.	Long	Pavlak, R.
Boland	Eken	Jopp	McArthur	Pieper
Braun	Erdahl	Jude	McCarron	Resner
Carlson, A.	Erickson	Kempe	McFarlin	Savelkoul
Carlson, D.	Esau	Klaus	Menke	Schreiber
Carlson, L.	Graw	Knickerbocker	Moe	Schulz
Cleary	Grove	Kvam	Newcome	Searle

Sieben, H.	Skaar	Ulland	Voss	Wigley
Sieben, M.	Swanson	Vanasek	Weaver	Wohlwend

Those who voted in the negative were:

Adams, J.	Enebo	Lemke	Norton	Smith
Anderson, D.	Faricy	Lindstrom, J.	Pehler	Stanton
Anderson, I.	Ferderer	Mann	Peterson	Tomlinson
Bennett	Fugina	McEachern	Quirin	Vento
Berg	Graba	McMillan	Rice	Wenzel
Berglin	Hanson	Miller, D.	Ryan	Wolcott
Carlson, B.	Jaros	Miller, M.	St. Onge	Mr. Speaker
Casserly	Johnson, D.	Munger	Salchert	
Dahl	Kahn	Myrah	Samuelson	
Dieterich	Kelly	Nelson	Sarna	

The motion prevailed and the amendment was adopted.

The question was taken on the adoption of the Salchert amendment, as amended, and the amendment was adopted.

Lindstrom, E., moved to amend H. F. No. 986, the printed bill, as follows:

Page 3, line 15, after the word "*members,*" and before the word "*each*" insert the words "*one of which shall be from a city adjoining a major airport other than the cities of Minneapolis or St. Paul,*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Lindstrom, E., amendment and the roll being called, there were yeas 34, and nays 66, as follows:

Those who voted in the affirmative were:

Becklin	Erdahl	Jacobs	Lindstrom, E.	Schreiber
Biersdorf	Erickson	Johnson, J.	Lombardi	Skaar
Cleary	Esau	Jude	Long	Stangeland
Culhane	Graw	Klaus	McCarron	Swanson
DeGroat	Hagedorn	Kvam	McFarlin	Weaver
Dirlam	Heinitz	Laidig	Niehaus	Wohlwend
Eckstein	Hook	Larson	Ohnstad	

Those who voted in the negative were:

Adams, J.	Casserly	Johnson, C.	Myrah	Sieben, M.
Andersen, R.	Clifford	Johnson, D.	Nelson	Smith
Anderson, D.	Connors	Johnson, R.	Newcome	Spanish
Anderson, G.	Cummiskey	Kahn	Norton	Stanton
Anderson, I.	Dahl	Kelly	Pehler	Tomlinson
Belisle	Dieterich	Knickerbocker	Peterson	Vento
Bell	Eken	Lindstrom, J.	Quirin	Voss
Bennett	Enebo	Mann	Resner	Wenzel
Berg	Faricy	McArthur	Rice	Wolcott
Berglin	Ferderer	McMillan	Ryan	Mr. Speaker
Boland	Fugina	Miller, D.	St. Onge	
Carlson, A.	Hanson	Miller, M.	Salchert	
Carlson, B.	Haugerud	Moe	Samuelson	
Carlson, L.	Jaros	Munger	Sarna	

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

H. F. No. 986, A bill for an act relating to the Minneapolis-St. Paul Metropolitan Airports Commission; jurisdiction, membership, and taxing and borrowing powers of the commission; general obligation revenue financing by the commission; and providing for a legislative air transport commission; amending Minnesota Statutes 1971, Sections 360.102, Subdivisions 2, 3, 4, 5, and 9, and by adding a subdivision; 360.103; 360.104, Subdivisions 1, 2, 3, 4, and 5; 360.105, Subdivisions 2 and 4; 360.106, Subdivision 3; 360.107, Subdivision 17; 360.109, Subdivision 1, and by adding a subdivision; 360.111; 360.113, Subdivision 1; 360.114; and 360.122; and repealing Minnesota Statutes 1971, Sections 360.104, Subdivision 6; 360.113, Subdivisions 2 to 5; 360.116; and 360.119.

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 14, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Myrah	Sherwood
Andersen, R.	Eckstein	Kahn	Nelson	Sieben, M.
Anderson, D.	Eken	Kelly	Newcome	Skaar
Anderson, G.	Enebo	Klaus	Niehaus	Smith
Anderson, I.	Erdahl	Knickerbocker	Norton	Spanish
Relisle	Erickson	Ivam	Parish	Stangeland
Bell	Esau	Laidig	Patton	Stanton
Bennett	Faricy	Larson	Pavlak, R. L.	Swanson
Biersdorf	Fudro	Lindstrom, E.	Pehler	Tomlinson
Boland	Fugina	Lindstrom, J.	Peterson	Ulland
Brinkman	Graba	Lombardi	Quirin	Vanasek
Carlson, A.	Graw	Long	Resner	Vento
Carlson, B.	Grove	Mann	Rice	Voss
Carlson, L.	Hagedorn	McArthur	Ryan	Weaver
Casserly	Hanson	McEachern	St. Onge	Wenzel
Cleary	Haugerud	McFarlin	Salchert	Wigley
Connors	Hook	McMillan	Samuelson	Wohlwend
Culhane	Jaros	Menke	Sarna	Wolcott
Cummiskey	Johnson, C.	Miller, D.	Savelkoul	Mr. Speaker
Dahl	Johnson, D.	Miller, M.	Schreiber	
DeGroat	Johnson, J.	Moe	Schulz	
Dieterich	Johnson, R.	Munger	Searle	

Those who voted in the negative were:

Becklin	Clifford	Jacobs	McCarron	Pieper
Berg	Ferderer	Jude	Ohnstad	Sieben, H.
Carlson, D.	Heinitz	Kempe	Pavlak, R.	

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

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Friday, May 11, 1973. The motion prevailed.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to :

S. F. No. 1626, A bill for an act relating to education; school aids and levies; authorizing the issuance of bonds by independent school district No. 625; appropriating money; amending Minnesota Statutes 1971, Chapter 124, by adding sections; Sections 120.17, Subdivision 7, and by adding a subdivision; 124.17, by adding a subdivision; 124.212, Subdivision 8, and by adding subdivisions; 124.32, Subdivisions 1 and 5, and by adding a subdivision; and 275.125, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 3, 4, 6, and 7; 124.22, Subdivisions 1, 3, 4, and 6; 124.31; 124.32, Subdivision 3; and 275.125, Subdivisions 2 and 3.

And the Senate respectfully requests that a Conference Committee of 5 members be appointed thereon. Messrs. Anderson, Doty, Borden, Sillers and O'Neill have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVER, Secretary of the Senate

Graba moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 5 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 1626. The motion prevailed.

NOTICE FOR SPECIAL ORDER

Pursuant to Rule 14, Mr. Lindstrom, E., gave notice that on Saturday, May 12, 1973, he will move to make the following bill a Special Order for Saturday, May 12, 1973, at 11:00 a.m.; or if the House fails to convene on said date, this Notice For Special Order shall be continued until Monday, May 14, 1973, at 3:00 p.m.:

H. F. No. 469, A bill for an act relating to intoxicating liquor; prohibiting discrimination by importers; granting the liquor control commissioner subpoena powers; removing the residency requirement for obtaining a wholesaler's or manufacturer's license; changing the method of determining the number of "off-sale" licenses which can be issued in cities of the first class; regulating the advertising of intoxicating liquor; annually appropriating liquor excise taxes for detoxification centers; providing a penalty; amending Minnesota Statutes 1971, Chapter

340, by adding a section; Sections 340.09; 340.11, Subdivisions 2 and 13; 340.15; and 340.19; and repealing Minnesota Statutes 1971, Sections 340.97; 340.971; 340.972; 340.973; 340.974; 340.975; 340.976; 340.977; 340.978; 340.98; 340.981; 340.9815; 340.982; 340.983; and 340.985.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1626:

Graba; Berg; Johnson, D.; Adams, S.; and Esau.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 835:

Kahn, Weaver, and Bell.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1053:

Vento; Sieben, H.; and Kvam.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1772:

Connors, Berglin, and DeGroat.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 10:00 a.m., Friday, May 11, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Friday, May 11, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

