

## STATE OF MINNESOTA

## SIXTY-EIGHTH SESSION - 1973

## SIXTIETH DAY

SAINT PAUL, MINNESOTA, MONDAY, MAY 14, 1973

The House convened at 10:00 a.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.	Dieterich	Johnson, J.	Miller, M.	Sarna
Adams, S.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	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	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Flakne	Larson	Parish	Stanton
Boland	Forsythe	LaVoy	Patton	Swanson
Braun	Fudro	Lemke	Paviak, R.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Paviak, R. L.	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graw	Lombardi	Peterson	Vento
Carlson, D.	Growe	Long	Pieper	Voss
Carlson, L.	Hagedorn	Mann	Pleasant	Weaver
Casserly	Hanson	McArthur	Prahl	Wenzel
Cleary	Haugerud	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Salchert	
DeGroat	Johnson, D.	Miller, D.	Samuelson	

A quorum was present.

Stangeland was excused. Andersen, R., was excused until 8:20 p.m.

The Chief Clerk proceeded to read the Journals of the preceding days, when on the motion of Mr. Kempe, the further reading was dispensed with and the Journals were approved as corrected.

## REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2484, 2485, 2491, 2360, 1197, 1755, 1253, 837, 986, 266, 1297,

1944, 2232, 2482, 2100, 701, 647, 1906, 568, 795, 1409, 1630, 1836, 1986, 2043, 2065, 2157, 2191, 2226, 2296, 2303, 2319, 2328, 2332, 2381, 2438, 2442, 2447, and 2473 and S. F. Nos. 1972, 526, 1314, 1633, 1949, 2170, 96, 1948, and 2058 have been placed in the members' files.

## PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA  
OFFICE OF THE GOVERNOR  
ST. PAUL 55155

May 11, 1973

The Honorable Martin O. Sabo  
Speaker of the House

Sir:

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

H. F. No. 7, An act providing compensation to those members of the armed forces who served during the Vietnam conflict; providing for a bond issue to finance; appropriating money; and providing a penalty.

H. F. No. 267, An act relating to actions; litigation costs and fees; authorizing proceedings in forma pauperis; and providing a penalty.

H. F. No. 678, An act relating to wild animals; eliminating second tags on beaver and otter trapped by licensed trappers; amending Minnesota Statutes 1971, Section 98.46, Subdivision 21.

H. F. No. 694, An act relating to the state zoological board; regulating the powers and duties of the state zoological board; appropriating money from the Minnesota zoological garden account in the general fund for the acquisition and betterment of public land, buildings, and improvements of a capital nature needed for the Minnesota zoological garden; authorizing the issuance and sale of bonds for this purpose under the provisions of Article IX, Section 6 of the Constitution, and appropriating money in connection therewith; creating a state zoological garden bond account in the Minnesota state bond fund; amending Minnesota Statutes 1971, Sections 85A.02, Subdivisions 2 and 5; 85A.03, by adding a subdivision; and 85A.04; Chapter 85A, by adding a section; and repealing Minnesota Statutes 1971, Section 85A.02, Subdivision 8.

H. F. No. 723, An act relating to motor vehicles; registration and taxation; vehicles exempt from license fees; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

H. F. No. 864, An act relating to transportation; appropriating money to the public service commission for the purpose of contracting for railroad passenger service.

H. F. No. 1162, An act relating to taxes on and measured by net income; income; education cost deduction; amending Minnesota Statutes 1971, Section 290.086, Subdivision 8.

H. F. No. 1201, An act relating to natural resources; authorizing the commissioner to charge fees for certain water permits and underground gas or liquid storage permits; amending Minnesota Statutes 1971, Sections 84.58, by adding a subdivision; 105.41, Subdivision 5; and 105.44, by adding a subdivision.

H. F. No. 1433, An act relating to plats and surveys in Dakota county; providing for approval by the county surveyor and providing a fee therefor.

H. F. No. 1434, An act relating to counties; authorizing the construction, improvement and maintenance of television translator towers by counties.

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

H. F. No. 1624, An act relating to voting machines; substituting secretary of state for the attorney general on the Minnesota voting machine commission; amending Minnesota Statutes 1971, Section 206.08.

Sincerely,

WENDELL R. ANDERSON  
Governor

STATE OF MINNESOTA  
OFFICE OF THE GOVERNOR  
ST. PAUL 55155

May 12, 1973

The Honorable Martin O. Sabo  
Speaker of the House

Sir:

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

H. F. No. 942, An act relating to natural resources; providing state recognition and implementation of the Lower St. Croix River Act of 1972; prescribing powers and duties of state and local governments in relation thereto; amending Minnesota Statutes 1971, Chapter 104, by adding a section.

Sincerely,

WENDELL R. ANDERSON  
Governor

## REPORTS OF STANDING COMMITTEES

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

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

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

The report was adopted.

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

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

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

The report was adopted.

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

H. F. No. 960, A bill for an act relating to manpower services; authorizing the summer employment of young persons for state service; appropriating money.

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

The report was adopted.

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

H. F. No. 1540, A bill for an act relating to veterans; the enforcement of veterans' preference rights by the commissioner of veterans affairs; authorizing the attorney general to represent veterans in certain cases; appropriating money; amending Minnesota Statutes 1971, Chapter 197, by adding a section.

Reported the same back with the following amendments:

Page 1, line 15, strike "*corporation*,".

Page 1, line 17, strike "*or any other law*".

Page 2, line 6, after "*to*" insert "*relevant*".

Page 3, line 26, after "*act*" strike the period and insert the following: "*for the biennium ending June, 1975*".

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

The report was adopted.

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

H. F. No. 2441, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

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. 47, A bill for an act relating to psychologists; providing for the licensure and regulation of the private practice of psychology; establishing a board of examiners and prescribing the powers and duties thereof; providing penalties; appropriating money; amending Minnesota Statutes 1971, Section 595.02; and repealing Minnesota Statutes 1971, Sections 148.79 to 148.86.

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

The report was adopted.

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

S. F. No. 325, A bill for an act relating to the claim of Carlton county; arising from agreement of highway department to participate in costs of improvement of county road 6; appropriating money for the payment thereof.

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. 1120, A bill for an act relating to manpower services; authorizing the summer employment of young persons for state service; appropriating money.

Reported the same back with the following amendments:

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

"Section 1. [DEVELOPMENT OF YOUTH EMPLOYMENT OPPORTUNITIES.] Subdivision 1. The legislature finds that

every summer thousands of Minnesota youths, 21 years of age and younger, are unable to find employment because of lack of jobs or because these youths are not qualified for employment due to age, lack of training, or readiness of skills. This is particularly true of youth, 21 years of age and younger, who come from low income families. The legislature further finds that without employment these youths have no way of satisfying their financial needs which creates a particular hardship for youths from low income families. The inability of youth to find employment creates boredom, frustration and resentment of the system which they see as the cause of their problems. The legislature, recognizing the problems created by lack of adequate summer employment of youths, declares it to be in the public interest to use every available resource to provide employment opportunities for these youths, and particularly disadvantaged youths.

Subd. 2. To the extent of funds provided herein, the commissioner of Minnesota manpower services, hereinafter referred to as "the commissioner" is authorized to hire young individuals up to 22 years of age for approximately ten weeks for work periods not to exceed 30 hours per week per individual, during each of the summers of the calendar years 1973 and 1974 for the purpose of placing such individuals in service with the Minnesota department of manpower services and with other departments, agencies, and instrumentalities of the state, county, local governments, and school districts, and nonprofit organizations whether incorporated or not.

Sec. 2. [RATE OF PAY.] Persons hired pursuant to this act shall be compensated at the prevailing rate for federal youth employment programs.

Sec. 3. [ELIGIBILITY FOR EMPLOYMENT AND PLACEMENT.] Subdivision 1. Eligibility for employment and placement pursuant to this act shall be governed by procedures established by the Minnesota department of manpower services. Any procedures or rules and regulations promulgated in connection therewith may be made by the Minnesota department of manpower services without compliance with any existing law or statutory provision except as provided in this act, relating to the hiring and to the promulgation of rules and regulations by departments, agencies or instrumentalities of the state.

Subd. 2. The commissioner shall give due regard to the entire employment needs of youth throughout the state by taking into account any other funds which are distributed by the state and which are available for youth employment opportunities other than those provided in this act, and shall establish the necessary procedures to provide for a credit of these funds against those provided in this act. Due regard shall also be given to the relative economic circumstance of competing job applicants.

Sec. 4. [EMPLOYMENT CONTRACTS WITH GOVERNMENTAL SUBDIVISIONS AND NONPROFIT ORGANIZATIONS.] Subdivision 1. The commissioner is authorized to administer the funds herein appropriated for the purpose of

placing youths in service with departments, agencies, and other instrumentalities of the state including county and local governments, and school districts, and nonprofit organizations whether incorporated or not.

Subd. 2. The commissioner is also authorized and encouraged to enter into arrangements with existing public and private nonprofit agencies with experience in administering summer youth employment programs to act on behalf of the department of manpower services in the recruiting, training, placement of youth for summer jobs, and the performance of other related administrative functions. The department of manpower services shall retain ultimate responsibility for the administration of the youth employment program, including but not limited to, approval of summer job opportunities, review of applicants therefore, the placement of youth in such jobs, subject to approval of the recipient agency, and the disbursements of funds. Any administrative costs incurred by any nonprofit agency, as outlined in this act, shall not be paid from this appropriation nor shall it be considered part of the matching funds outlined in section 5 if paid by any other unit of government.

Sec. 5. [DISBURSEMENT OF FUNDS.] Except for funds disbursed to pay compensation for state jobs, 50 percent of the funds disbursed by the department of manpower services to other recipient agencies shall be conditioned upon the recipient agency furnishing at least 25 percent in 1973 and at least 50 percent of the funds in 1974 required to compensate the youth from sources other than the state of Minnesota. Up to 50 percent of the matching fund requirement may be waived by the department of manpower services if the recipient agency demonstrates to the satisfaction of the department that the agency has exercised its best efforts to meet such requirements.

Sec. 6. [ESTABLISHMENT OF ADVISORY COMMITTEES.] All county boards of commissioners may establish county-wide or multi-county advisory committees, representative of affected public and private agencies and the public at large, composed of not less than five members and not more than 15 members, to review and evaluate job opportunities made available under this act within the county, to assist in raising funds to help meet matching fund requirements under the act, to assist and stimulate private industry in furnishing summer jobs for youth, and take such other voluntary actions as are deemed appropriate to provide meaningful summer employment opportunities for youth and to otherwise assist in carrying out the purposes of this act.

Sec. 7. [REPORT TO THE LEGISLATURE.] The commissioner of the department of manpower services shall initiate a research study program to evaluate the effectiveness of the youth employment program, taking into account the extent of other programs which are providing summer employment opportunities for youths 21 years of age and under, and shall report back to the legislature no later than January 15, 1974 with

an evaluation of the program and any recommendations for improvements.

Sec. 8. [APPROPRIATION.] There is hereby appropriated to the Minnesota Department of Manpower Services from the general fund, in the state treasury, the sum of \$3,000,000 to carry out the purposes of this act. This appropriation is effective upon enactment and shall be available until October 1, 1974."

Further, amend the title by striking it in its entirety and inserting in lieu thereof:

"A bill for an act relating to manpower services; authorizing the summer employment of young persons for state and local service; appropriating money."

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

The report was adopted.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

S. F. No. 1125, A bill for an act relating to peace officer training courses; eligibility; amending Minnesota Statutes 1971, Section 626.851.

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

The report was adopted.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

S. F. No. 1623, A bill for an act relating to privacy of communications; amending Minnesota Statutes 1971, Section 626A.05, Subdivision 2.

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

The report was adopted.

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

S. F. No. 1029, A bill for an act relating to local water and related land resources management; granting counties authority to undertake water and related land resource management programs; granting counties authority to establish subordinate service areas to finance water and related land resource management programs; granting authority to county boards to construct sewage systems in unincorporated areas; requiring municipalities and counties to recover the local share of the cost of constructing, operating and maintaining sewage disposal systems through an equitable system of user charges; amending Minnesota Statutes 1971, Sections 116A.01, by adding a subdivision;



361.25; 361.26, Subdivision 1, and by adding a subdivision; Chapter 378, by adding sections; 429.011, Subdivision 2a; 444.075; and Chapter 459, by adding a section; repealing Minnesota Statutes 1971, Sections 110.121 to 110.126; 115.15 to 115.17; 115.61 to 115.67; 440.33 to 440.36; 443.02; 444.09 to 444.14; 456.24 to 456.28; 457.03 to 457.08; 457.085; and Chapter 445.

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 361.25, is amended to read:

361.25 [REGULATIONS.] The commissioner shall adopt, in the manner provided in sections 15.0411 to 15.0422, and shall publish in the manner prescribed in section 97.53, subdivision 2, regulations relating to the application for, and form and numbering of watercraft licenses and the size, form, reflectorize material and display of watercraft license numbers which shall comply with the requirements of the federal watercraft numbering system, placement and regulation of docks, piers, buoys, mooring or marking devices and other structures in the waters of this state, rules of the road for watercraft navigation and standards for equipment used in the towing of persons on water skis, aqua planes, surfboards, saucers, and other devices, standards for lights, signals, fire extinguishers, bilge ventilation, and lifesaving equipment, standards of safe load and power capacity, accounting, procedural and reporting requirements for county sheriff, designation of and swimming or bathing areas, standards of safety for watercraft offered for rent, lease, or hire; *and in accordance with section 361.26 the commissioner shall by no later than January 1, 1975, adopt rules and regulations relating to the use of surface waters of this state by watercraft including but not limited to (1) standards and criteria for resolving conflicts in the use of water surfaces by watercraft, (2) procedures for dealing with problems involving more than one local governmental unit, (3) procedures for local enforcement and (4) procedures for carrying out the provisions of section 361.26, subdivision 2; and such other regulations as he deems necessary to carry out the provisions of chapter 361.*

Sec. 2. Minnesota Statutes 1971, Section 361.26, Subdivision 1, is amended to read:

361.26 [APPLICATION OF STATE LAW; LOCAL REGULATIONS; SURFACE USE REGULATIONS OF THE COMMISSIONER.] Subdivision 1. The provisions of chapter 361, and of other applicable laws of this state shall govern the operation, equipment, numbering and all other matters relating thereto whenever any vessel shall be operated on the waters of this state, or when any activity regulated by chapter 361 shall take place thereon. Nothing in chapter 361 shall be construed as limiting the authority of any political subdivision of this state to adopt regulations, not inconsistent with chapter 361 and the regulations of the commissioner, relating to the use of waters

(NOT INCLUDED IN THE DEFINITION OF WATERS SET FORTH IN SECTION 361.02, SUBDIVISION 12,) of this state which are wholly or partly within the territorial boundaries of (THE POLITICAL SUBDIVISION, EXCEPT THAT) a county, or entirely within the boundaries of a city, village, or borough. A city of the first class of over 200,000 or the park board thereof, may forbid the use of motorboats or boats with motors attached thereto on its lakes.

Sec. 3. Minnesota Statutes 1971, Section 361.26, is amended by adding a subdivision to read:

Subd. 1a. On or before January 1, 1975, the commissioner shall develop and publish guidelines to assist counties when adopting water surface use ordinances for waters within their jurisdiction.

Sec. 4. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.31] [WATER AND RELATED LAND RESOURCES MANAGEMENT.] Subdivision 1. In order to preserve and protect the lakes of the state of Minnesota and to increase and enhance the use and enjoyment of these lakes it is in the public interest that there is established a statewide lake improvement program to: preserve the natural character of lakes and their shoreland environment as feasible and practical; improve the quality of water in lakes; provide for reasonable assurance of water quantity in lakes, where feasible and practicable; and to assure protection of the lakes from the detrimental effects of man's activities and certain natural processes which are detrimental to protection of the lakes.

Subd. 2. The county board of every county shall have the powers set forth in this section with respect to any bodies of water situated wholly or partly within the boundaries of the county and not situated entirely within the boundaries of a single city, village, or borough. All programs undertaken pursuant to such powers shall be consistent with the statewide water and related land resources plan prepared under the direction of the commissioner of natural resources, and with regional water and related resources plans. No body of water shall be improved under this section unless the public has access to some portion of the shoreline thereof. The county boards shall have power:

Subd. 3. To acquire, in the name of the county, by gift or purchase or by condemnation under chapter 117, any existing dam or control works that may affect the level of such waters, and all other land and property needful for the purpose of improving any body of water pursuant to this section;

Subd. 4. To construct and operate water control structures when approved by the commissioner of natural resources pursuant to section 105.42;

Subd. 5. To undertake projects to change the course current or cross section of public waters when approved by the commissioner of natural resources pursuant to section 105.42;

Subd. 6. To contract with a board of managers of any watershed district within the county or the board of supervisors of any soil and water conservation district within the county for improvements under Minnesota Statutes, Chapter 40 and 112;

Subd. 7. To undertake research to determine the condition and development of the body of water and the water entering it and to transmit these studies to the pollution control agency and other interested authorities; to develop a comprehensive plan to eliminate water pollution; to conduct a program of water improvement and conservation; and to implement the comprehensive plan to eliminate water pollution, provided that construction of any water, sewer, or water and sewer system shall be undertaken in the manner provided by section 444.075 or other applicable laws and not pursuant to this section;

Subd. 8. To receive financial assistance from and join in projects or enter into contracts with federal and state agencies for the study and treatment of pollution problems and demonstration programs related to them;

Subd. 9. To maintain public beaches, public docks and other public facilities for access to the body of water;

Subd. 10. To make cooperative agreements with the United States or state government or any other county or city, village or borough for the purpose of effecting the provisions of this section;

Subd. 11. To require that any projects to change the course, current or cross section of public waters within unincorporated areas be approved by the county before submitting an application for a permit to the commissioner as required by section 105.42.

Sec. 5. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.32] [WATER SURFACE USE REGULATION.] Subdivision 1. The county board of every county may by ordinance regulate the surface use of any bodies of water situated wholly or partly within the boundaries of the county and not situated entirely within the boundaries of a single city, village, or borough, except that where a body of water lies in more than one county no such ordinance shall be effective until adopted by the county boards of all the counties in which the body of water lies pursuant to section 471.59 or placed into effect by order of the commissioner of natural resources pursuant to section 361.26. The regulation by the county of the surface use of any portion of a body of water situated within the boundaries of a city, village, or borough, shall be consistent with any regulation existing on the effective date of this act of the surface use of that portion of the body of water, by the city, village, or borough. After January 1, 1975, any such ordinance shall be consistent with the provisions of chapter 361 and rules and regulations of the commissioner promulgated pursuant to section 1 of this act. Within 30 days of the adoption of such an ordinance the county shall

*notify the commissioner of natural resources in writing that such an ordinance was adopted and shall furnish the commissioner with a copy of the ordinance. The county board shall have power:*

*Subd. 2. To regulate and police public beaches, public docks and other public facilities for access to the body of water, except that a county board may not regulate state accesses and a municipality may by ordinance forbid the exercise of this power within its jurisdiction;*

*Subd. 3. To regulate the construction, configuration, size, location and maintenance of commercial marinas and their related facilities including parking areas and sanitary facilities. The regulation shall be consistent with state law and the regulations of the department of natural resources, the pollution control agency, and the department of health, and with the applicable municipal building codes and zoning ordinances where the marinas are situated;*

*Subd. 4. To regulate the construction, installation and maintenance of permanent and temporary docks and moorings consistent with state and federal law and sections 105.42, 361.07 and 361.21;*

*Subd. 5. To regulate the construction and use of mechanical and chemical means of deicing the body of water and to regulate the mechanical and chemical means of removal of weeds and algae from the body of water consistent with the regulations of the department of natural resources;*

*Subd. 6. To regulate the type and size of watercraft, as defined in section 361.02, subdivision 7, permitted to use the body of water and set access fees;*

*Subd. 7. To limit the types and horsepower of motors used on the body of water;*

*Subd. 8. To limit the use of the body of water at various times and the use of various parts of the body of water;*

*Subd. 9. To regulate the speed of watercraft on the body of water and the conduct of other activities on the body of water to secure the safety of the public and the most general public use;*

*Subd. 10. To contract with other law enforcement agencies to police the body of water and its shore.*

**Sec. 6.** Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

**[378.33] [ADVISORY ASSISTANCE.]** *The county board, in connection with water use regulation and improvement, may invite any municipal council or town board or the soil and water conservation district board of supervisors or watershed district board of managers to designate a representative to advise and consult with the county board.*

**Sec. 7.** Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.34] [TAX LEVIES.] *The county board may levy taxes in order to implement the powers granted under this act upon all taxable property within the county, which shall not be subject to any statutory millage limitation and shall not affect the amount or rate of taxes which may be levied for other county purposes, and which may be in addition to any amounts levied within a lake improvement district.*

Sec. 8. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.35] [APPROPRIATIONS; GRANTS.] *Subdivision 1. The county board is authorized to appropriate money from the general revenue fund of the county for the purpose of carrying out the provisions of sections 4 to 21.*

*Subd. 2. The county board may apply for, receive, and disburse federal funds made available to the county by federal law or rules promulgated thereunder for any purpose related to the powers and duties of the county board. The county board shall comply with any and all requirements of federal law or rules and regulations promulgated thereunder in order to apply for, receive, and disburse the funds. The county board is authorized to accept any donations or grants from any public or private concern. All such moneys received by the county board shall be deposited in the county treasury and shall be appropriated for the purposes for which they are received.*

Sec. 9. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.41] [ESTABLISHMENT OF LAKE IMPROVEMENT DISTRICTS.] *Subdivision 1. In furtherance of the policy declared in section 4 of this act, the commissioner of natural resources shall coordinate and supervise a local-state program for the establishment of lake improvement districts by counties, cities and villages for lakes located within their boundaries based on state guidelines and regulations and compatible with all state, regional, and local plans where such plans exist.*

*In administration of this program the commissioner of natural resources shall consult with and obtain advice from other state agencies on those aspects of the program for which the agencies have specific legislative authority including but not limited to the department of health and the pollution control agency.*

*Subd. 2. The commissioner of natural resources, on or before July 1, 1974, shall promulgate in the manner provided by chapter 15, rules and regulations which provide guidelines, criteria and standards for establishment of lake improvement districts by counties, cities and villages.*

*Subd. 3. In order to finance the development and implementation of programs for water and related land resources management pursuant to sections 4 and 5 of this act, the county board of any county may designate areas within the county, including*

bodies of water and related land areas, as lake improvement districts.

Sec. 10. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.42] [CREATION BY COUNTY BOARD.] *Subdivision 1. The county board may establish a lake improvement district in a portion of the county by adoption of an appropriate resolution. The resolution shall specify the territorial boundaries of the area, which shall be consistent with natural hydrologic boundaries, the type or types of water and related land resource management programs to be undertaken in the area, a statement of the means by which the programs will be financed, and a designation of the county officer or agency who will be responsible for supervising the programs. Nothing in this act shall be construed to prohibit any county from establishing a lake improvement district after the effective date of this act, provided that after July 1, 1974, any established lake improvement district shall be consistent with the rules and regulations promulgated under Section 9.*

*Subd. 2. Before the adoption of such a resolution, the county board shall hold a public hearing on the question of whether or not a lake improvement district shall be established.*

Sec. 11. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.43] [PETITION FOR CREATION.] *Subdivision 1. A petition signed by five percent of the qualified voters within any portion of the proposed lake improvement district as specified in the petition may be submitted to the county board requesting the establishment of a lake improvement district to develop and provide a program of water and related land resources management. The petition shall specify the territorial boundaries of the area, which shall be consistent with natural hydrologic boundaries, the type or types of water and related land resource management programs to be undertaken in the area, a statement of the means by which the programs will be financed, and a designation of the county officer or agency who will be responsible for supervising the programs.*

*Subd. 2. Upon receipt of the petition, and verification of the signatures thereon by the county auditor, the county board shall, within 30 days following verification, hold a public hearing on the question of whether or not the requested lake improvement district shall be established.*

*Subd. 3. Within 30 days following the holding of a public hearing the county board by resolution shall approve or disapprove the establishment of the requested lake improvement district. A resolution approving the creation of the lake improvement district may contain modifications of the area's boundaries, functions, financing, or organization from what was set forth in the petition.*

Sec. 12. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.44] [JOINT ACTION.] *Where the natural hydrologic boundaries of an area extend into more than one county, the county boards of the counties affected may establish and maintain a lake improvement district jointly or cooperatively as provided in Minnesota Statutes, Section 471.59, either on their own motion or pursuant to petition.*

Sec. 13. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.45] [CREATION BY COMMISSIONER OF NATURAL RESOURCES.] *Subdivision 1. Where the county board of one or more of the counties affected has disapproved a petition for creation of a lake improvement district for the area, a petition for creation of a lake improvement district containing information of the kind required by section 11 may be submitted to the commissioner of natural resources.*

*Subd. 2. Upon receipt of the petition by the commissioner and verification of the signatures thereon by the county, the commissioner may, within 30 days following verification, hold a public hearing at the expense of the county board on the question of whether or not the requested lake improvement district shall be established. The commissioner, in determining whether or not to hold a public hearing, shall examine all facts relating to the petition, including the reasons why the petition was disapproved by the county.*

*Subd. 3. Within 30 days following the receipt of verification by the county if no hearing is to be held or within 30 days following the holding of a public hearing the commissioner by order shall approve or disapprove the establishment of the requested lake improvement district. If the commissioner determines that the establishment of the lake improvement district as requested in the petition would be for the public welfare and public interest, and that the purposes of section 9 would be served by the establishment of a lake improvement district, the commissioner shall by order approve the creation of the lake improvement district; otherwise, he shall by order disapprove the creation. An order approving creation may contain modifications of the area's boundaries, functions, financing, or organization from what was set forth in the petition.*

Sec. 14. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.46] [PUBLICATION AND EFFECTIVE DATE.] *Upon passage of a county board resolution or commissioner's order authorizing the creation of a lake improvement district, the county board or boards shall cause the resolution or order to be published once in the official newspapers. The lake improvement district shall be deemed established 30 days after publication or at such later date as may be specified in the resolution or order.*

Sec. 15. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.47] [REFERENDUM.] *Subdivision 1. Upon receipt of a petition signed by five percent of the qualified voters within the territory of the lake improvement district prior to the effective date of its creation as specified in section 14, the county board or boards shall hold the creation in abeyance pending referendum vote of all qualified electors residing within the boundaries of the proposed lake improvement district.*

*Subd. 2. The county board or boards shall make arrangements for the holding of a special election not less than 30 nor more than 90 days after receipt of such petition within the boundaries of the proposed lake improvement district.*

*If a general election will be held within the time specified, the vote on creation may be held as part of the general election. The county auditor shall administer the election. The question to be submitted and voted upon by the qualified voters within the territory of the proposed lake improvement district shall be phrased substantially as follows:*

*"Shall a lake improvement district be established in order to provide (water and related land resources improvements) financed by (revenue sources)?"*

*Upon certification of the vote by the county auditor, if a majority of those voting on the question favor creation of the proposed lake improvement district the lake improvement district shall be deemed created.*

Sec. 16. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.51] [BOARD OF DIRECTORS.] *Subdivision 1. After creation of a lake improvement district, the county board or boards may appoint persons to serve as a board of directors for the lake improvement district. The number, qualifications, terms of office, removal, and filling of vacancies of directors shall be as provided in the resolution creating the board of directors.*

*Subd. 2. The directors shall serve without compensation but may be reimbursed for their actual expenses necessarily incurred in the performance of their duties in the manner provided for county employees.*

*Subd. 3. When directed by resolution of the county board or boards creating it, the board of directors shall have, exercise, and perform the powers and duties of the county board under section 4 of this act, except the power to acquire property by eminent domain.*

Sec. 17. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.52] [FINANCING.] *Subdivision 1. The county board or boards in order to accomplish the purposes specified in the resolution or order creating a lake improvement district, may*



*impose service charges on the users of such services within the area and may levy an ad valorem tax solely on property situated within the lake improvement district, to be appropriated and expended solely on projects of special benefit to the area, or any combination of service charges and taxes.*

*Subd. 2. The tax provided for by subdivision 1 shall not be subject to any statutory limitation as to amount and shall not affect the amount or rate of taxes that may be levied for other county purposes. Such a tax may be in addition to any amounts levied upon all taxable property in the county for the same or similar purposes.*

*Subd. 3. Upon adoption of its annual budget, the county board or boards shall include appropriate provisions for the operation of the lake improvement district.*

Sec. 18. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.53] [VOTING.] *Where a lake improvement district has been established by order of the commissioner of natural resources under section 13, voting by county boards on joint actions of the lake improvement district shall be based on proportional representation for each county according to the proportion of the population of the lake improvement district residing within each county, and not on the basis of one vote per county or one vote per county board member unless each county or each board member represents substantially the same number of persons residing within the lake improvement district.*

Sec. 19. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.54] [ENFORCEMENT OF ORDINANCES.] *Where a lake improvement district has been established by order of the commissioner of natural resources under section 13, ordinances and regulations adopted by joint action of the affected county boards may be enforced in any part of the lake improvement district by personnel of any of the affected counties.*

Sec. 20. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.55] [EXPANSION OF THE BOUNDARIES OF A LAKE IMPROVEMENT DISTRICT.] *A county board, on its own motion or pursuant to petition, may enlarge any existing lake improvement district pursuant to the procedures specified in sections 9 to 15. In the event a referendum is required, only qualified voters residing in the area to be added shall be eligible to participate in the election; provided that if five percent of the qualified voters residing in the existing lake improvement district petition to participate therein, all qualified voters residing in the proposed lake improvement district shall be eligible.*

Sec. 21. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.56] [TERMINATION.] Subdivision 1. Upon receipt of a petition signed by ten percent of the qualified voters within the territory of the lake improvement district requesting the termination of the lake improvement district, or pursuant to its own resolution, the county board or boards shall make arrangements for the holding of a special election within the lake improvement district not less than 30 nor more than 90 days after receipt of such a petition. If a general election will be held within the time specified, the vote on termination may be held as part of the general election. The county auditor shall administer the election. The question to be submitted and voted upon by the qualified voters within the lake improvement district shall be phrased substantially as follows:

"Shall the lake improvement district heretofore established be terminated and the undertaking of additional water and related land resource improvements of the county as provided for within such lake improvement district be discontinued?"

Subd. 2. Upon certification of the vote by the county auditor, if a majority of those voting on the question favor the termination the lake improvement district shall be terminated. No additional water and related land resource management programs shall be undertaken with money raised by a special tax within the district, and no additional special water and related land resource management taxes shall be levied within the district. When money raised by past special tax levies within the district has been exhausted, further operation and maintenance of existing programs may be financed by appropriations from the general revenue fund of the county.

Sec. 22. Minnesota Statutes 1971, Section 429.011, Subdivision 2a, is amended to read:

Subd. 2a. "Municipality" also includes a county in the case of construction, reconstruction or improvement of a county state-aid highway or county highway including curbs and gutters and storm sewers outside of the boundaries of any city, village or borough and includes a county exercising its powers and duties under section 444.075, subdivision 1.

Sec. 23. Minnesota Statutes 1971, Section 444.075, is amended to read:

444.075 [WATERWORKS SYSTEMS, MAIN SEWERS, SEWAGE DISPOSAL PLANTS.] Subdivision 1. [AUTHORIZATION.] Any city, except cities of the first class operating under a home rule charter, or any village is hereby authorized and empowered to build, construct, reconstruct, repair, enlarge, improve, or in any other manner obtain waterworks systems, including mains, valves, hydrants, service connections, wells, pumps, reservoirs, tanks, treatment plants, and other appurtenances of a waterworks system, and sewer systems, sewage treatment works, disposal systems, and other facilities for disposing of sewage, industrial waste, or other wastes, all hereinafter called facilities, and to maintain and operate the same inside or

outside its corporate limits, and to acquire by gift, purchase, lease, condemnation or otherwise any and all land and easements required for that purpose. The authority hereby granted shall be in addition to all other powers with reference to such facilities otherwise granted by the laws of this state or by the charter of any such city. *Counties, except counties in the seven-county metropolitan area, shall have the same authority granted to cities by this subdivision except for areas of the county organized into cities or villages and areas of the county incorporated within a sanitary district established by special act of the legislature.*

Subd. 2. [FINANCING.] For the purpose of paying the cost of building, constructing, reconstructing, repairing, enlarging, improving, or in other manner obtaining such facilities or any portion thereof, any such city (OR), village or county may issue and sell its general obligations, which may be made payable primarily from taxes or from special assessments to be levied to pay the cost of the facilities or from net revenues derived from water or sewer service charges or from any other nontax revenues pledged for their payment under charter or other statutory authority, or from any two or more of such sources; or it may issue special obligations, payable solely from such taxes or special assessments or from such revenues, or from any two or more of such sources. *Real estate tax revenues should be used only, and then on a temporary basis, to pay general or special obligations when the other revenues are insufficient to meet the obligations.* All such obligations shall be issued and sold in accordance with chapter 475. When special assessments are pledged for the payment of such obligations, they shall be authorized and issued in accordance with the further provisions of chapter 429, or of the municipality's charter if it authorizes such obligations and the governing body determines to proceed thereunder. When net revenues are pledged to the payment of the obligations, together with or apart from taxes and special assessments, such pledge shall be made in accordance with the further provisions of subdivision 3.

Subd. 3. [CHARGES; NET REVENUES.] For the purpose of paying for the construction, reconstruction, repair, enlargement, improvement, or other obtainment and the maintenance, operation and use of such facilities, the governing body of any such city (OR), village or county shall have authority to impose just and equitable charges for the use and for the availability of such facilities and for connections therewith and to make contracts for such charges as hereinafter provided. Such charges may be imposed with respect to facilities made available by agreement with other municipalities (OR), *counties or private corporations or individuals, as well as those owned and operated by the city (OR), village or county itself.* Charges made for service directly rendered shall be as nearly as possible proportionate to the cost of furnishing the same, and sewer charges may be fixed on the basis of water consumed, or by reference to a reasonable classification of the types of premises to which service is furnished, or by reference to the quantity, pollution qualities and

difficulty of disposal of sewage produced, or on any other equitable basis including, but without limitation, any combination of those referred to above. Minimum charges for the availability of water or sewer service may be imposed for all premises abutting on streets or other places where municipal or county water mains or sewers are located, whether or not connected thereto. Charges for connections to the facilities may in the discretion of the governing body be fixed by reference to the portion of the cost thereof which has been paid by assessment of the premises to be connected, in comparison with other premises, as well as the cost of making or supervising the connection. The governing body may make any such charges a charge against the owner, lessee, occupant or all of them and may provide and covenant for certifying unpaid charges to the county auditor with taxes against the property served for collection as other taxes are collected. The governing body may fix and levy taxes for the payment of reasonable charges to the municipality or county itself for the use and availability of the facilities for fire protection and for maintaining sanitary conditions in public buildings, parks, streets, and other public places. In determining the reasonableness of the charges to be imposed, the governing body may give consideration to all costs of the establishment, operation, maintenance, depreciation and necessary replacements of the system, and of improvements, enlargements and extensions necessary to serve adequately the territory of the city (OR), village (,) or county including the principal and interest to become due on obligations issued or to be issued therefor. When net revenues have been appropriated to the payment of the cost of the establishment, or of any specified replacement, improvement, enlargement or extension thereof, or to pay the principal and interest due on obligations to be issued for such purpose, no charges imposed to produce net revenues adequate for such purpose shall be deemed unreasonable by virtue of the fact that the project to be financed has not been commenced or completed, if proceedings therefor are taken with reasonable dispatch and the project, when completed, may be expected to make service available to the premises charged which will have a value reasonably commensurate with such charges. All such charges, when collected, and all moneys received from the sale of any facilities or equipment or any by-products thereof, shall be placed in a separate fund, and shall be used first to pay the normal, reasonable and current costs of operating and maintaining the facilities. The net revenues from time to time received in excess of such costs may be pledged by resolutions of the governing body, or may be used though not so pledged, for the payment of principal and interest on obligations issued as provided in subdivision 2, or to pay such portion of said principal and interest as may be directed in such resolutions, and net revenues derived from any facilities of the types listed in subdivision 1, whether or not financed by the issuance of such obligations, may be pledged or used to pay obligations issued for other facilities of any such types. In resolutions authorizing the issuance of either general or special obligations and pledging net revenues thereto, the governing body may make such covenants for the protection of hold-

ers of the obligations and taxpayers of the municipality *or county* as it deems necessary, including, but without limitation, a covenant that the municipality *or county* will impose and collect charges of the nature herein authorized at the times and in the amounts required to produce, together with any taxes or special assessments designated as a primary source of payment of the obligations, net revenues adequate to pay all principal and interest when due on the obligations and to create and maintain such reserves securing said payments as may be provided in said resolutions. When such a covenant is made it shall be enforceable by appropriate action on the part of any holder of the obligations or any taxpayer of the municipality *or county* in a court of competent jurisdiction, and the obligations shall be deemed to be payable wholly from the income of the system whose revenues are so pledged, within the meaning of Minnesota Statutes, Sections 475.51 and 475.58.

Subd. 4. [LEVY ASSESSMENTS.] The governing body of any such city (OR), village *or county* may also levy assessments against property within the city (OR), village *or county* limits benefited by such facilities under the procedure authorized by law or charter with reference to other assessments for benefits of local improvements, may transfer and use for the purposes hereof surplus funds of the city (OR), village *or county* not specifically dedicated to any other purpose, and may levy taxes on property within the city (OR), village *or county* limits for such purposes within the limitations of section 275.11; except that of the taxes so levied, including taxes initially levied under section 475.61 for the payment of the bonds issued therefor and interest thereon, an amount equal to 35 percent of the total cost of the construction, reconstruction, repair, enlargement, improvement, or other obtainment of any such facilities, plus an amount sufficient to pay the interest on the bonds issued in an amount equal to 35 percent of the total cost of the construction, reconstruction, repair, enlargement, improvement, or other obtainment of any such facilities, shall not be included in computing the levies subject to the limitations of such section 275.11. Any such city (OR), village *or county* may contract with any person, company or corporation for the purposes and under the restrictions set forth in subdivision 5. Any such contract shall be binding upon the parties thereto for the full term agreed upon but in no event more than 30 years, and shall not be changed by either party without the consent of the other party.

Subd. 5. [CONNECTION WITH FACILITIES; CHARGES.] Any such city (OR), village *or county* is hereby authorized to permit any person, company or corporation located and doing business inside or outside the city (OR), village *or county* limits to connect with such facilities and make use of the same upon such terms and upon the payment of such fees and charges therefor as may be prescribed or contracted for by the city (OR), village *or county*, and to contract with any such person, company or corporation for the payment by such person, company or corporation of a part of the cost of construction, maintenance or use

of such facilities and to receive from such person, company or corporation doing business inside or outside of the city (OR), village or county limits payment in cash or installments of such portion of the cost of the construction, maintenance or use thereof as may be agreed upon or contracted for with the city (OR), village or county and devote the money so received to the purpose of such construction, maintenance or use. The proportionate cost of construction, maintenance or use of such facilities to be paid by such person, company, or corporation may be made payable in installments due at not greater than annual intervals for a period not to exceed 30 years. Any such person, company or corporation which may pay any part of the cost of construction, maintenance or use of such facilities in the manner aforesaid, shall thereafter have the right to use such facilities for the disposal or treatment of his, their or its sewage, industrial waste, or other wastes, by the city (OR), village or county upon the payment of reasonable charges for the use of such facilities or the charges contracted for in case there is a contract as herein provided. Any such city (OR), village or county may contract with any other city (OR), village or county for the joint or co-operative obtainment or use of such facilities without limitation of time.

Sec. 24. Minnesota Statutes 1971, Chapter 459, is amended by adding a section to read:

[459.20] [AUTHORITY OVER PUBLIC WATERS.] *The governing body of any city, village or borough in the state within which the whole of any body of water is situated, shall have all the powers to improve and regulate the use of such body of water as are conferred on county boards by sections 4 and 5 of this act, and to establish and administer lake improvement districts under sections 9 to 21 of this act. References in sections 4 to 21 to the county board shall mean also the appropriate governing body of a city, village, or borough.*

Sec. 25. Minnesota Statutes 1971, Section 116A.01, is amended by adding a subdivision to read:

Subd. 1a. *Any county board that has established a water or sewer system or combined water and sewer system under the provisions of this chapter may acquire the right to operate the system under and exercise all the rights and authority of section 23 of this act, instead of this chapter, upon the filing by the county board, in the office of the clerk of district court of the county, a petition to the court asking that the county board be granted such authority. The clerk of district court, as directed by the judge, shall thereupon fix a time and place for hearing upon the petition. Notice of the hearing shall be given by publication for two successive weeks in a newspaper published in the county. The clerk of district court shall give written notice of the hearing to the Minnesota pollution control agency. If at the hearing the court finds that it is for the best interests of the county board to be granted such authority, it may by order grant such petition. Thereafter the county board may operate and*

*maintain the water or sewer system or combined water and sewer system as provided in section 23 of this act.*

Sec. 26. *Minnesota Statutes 1971, Sections 110.121; 110.122; 110.123; 110.124; 110.125; 110.126; 440.33 to 440.36; 443.02; 444.09 to 444.14; 456.24 to 456.28; 457.03 to 457.08; 457.085 and Chapter 445 are repealed.*

Sec. 27. [EFFECTIVE DATE.] *This act is effective the day following its final enactment."*

Further, amend the title as follows:

Page 1, line 7, strike "subordinate service areas" and insert in lieu thereof "lake improvement districts".

Line 25, strike "115.15 to 115.17;".

Line 26, strike "115.61 to 115.67;".

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

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

S. F. No. 557, A bill for an act relating to taxation; wheelage taxes in the seven county metropolitan area; exempting certain vehicles from the wheelage tax; amending Minnesota Statutes 1971, Section 163.051, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 16, delete "a".

Page 1, delete lines 17 through 21.

Page 1, line 22, delete "purposes," and insert in lieu thereof "motorcycles as defined in section 169.01, subdivision 4,".

Page 1, after line 29, insert a new section to read:

"Sec. 2. Minnesota Statutes 1971, Section 163.051, Subdivision 5, is amended to read:

Subd. 5. [EFFECT ON ROAD AND BRIDGE LEVY.] The county auditor of each metropolitan county shall reduce the amount of the property taxes levied pursuant to law in (1971) 1973 for collection in (1972) 1974, by the board of commissioners of such county for the county road and bridge fund, by the following amount: Anoka county, (\$307,020) \$341,750; Carver county, (\$79,230) \$86,725; Dakota county (\$348,935) \$386,165; Hennepin county (\$2,884,955) \$2,728,425; Ramsey county, (\$1,390,850) \$1,276,815; Scott county, (\$112,840) \$104,805; Washington county, (\$204,975) \$227,220, and shall spread only the balance thereof on the tax rolls for collection in 1974. The county auditor shall also reduce the amount of such taxes levied

pursuant to law in 1974 and any subsequent year, for collection in the respective ensuing years, by the amount of wheelage taxes received by the county in the 12 months immediately proceeding such levy.”.

Further amend the title by deleting lines 5 through 7 and inserting in lieu thereof: “Wheelage tax; providing that the levy of property taxes shall be reduced by a stated amount; amending Minnesota Statutes 1971, Section 163.051, Subdivisions 1 and 5.”.

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

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

S. F. No. 879, A bill for an act relating to Ramsey county; providing for the commissioner districts, membership, and the removal of the mayor of the city of Saint Paul as a member and chairman of the board of commissioners; amending Special Laws 1891, Chapter 438, Section 1, as amended; and Special Laws 1871, Chapter 73, Section 4.

Reported the same back with the following amendments:

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

“Section 1. For the terms of office commencing in January, 1975 and thereafter the board of commissioners of Ramsey county shall consist of seven members. The present board shall determine the commissioner districts and the manner of selection of the commissioners according to law. The board shall re-apportion the commissioner districts according to law immediately following the 1980 federal decennial census and each such federal census thereafter.

Sec. 2. Special Laws 1891, Chapter 438, Section 1, as amended by Laws 1971, Chapter 386, Section 1, is repealed.

Sec. 3. This act shall take effect upon its approval by the board of county commissioners of Ramsey county, and upon compliance with Minnesota Statutes, Section 645.021.”.

Further, amend the title by striking it in its entirety and inserting in lieu thereof:

“A bill for an act relating to Ramsey county; providing for the election of the board of commissioners; repealing Special Laws 1891, Chapter 438, Section 1, as amended.”.

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. 1697, A bill for an act relating to taxation; private outdoor recreational, open space and park land tax; amending Minnesota Statutes 1971, Section 273.112, Subdivision 3.

Reported the same back with the following amendments:

Page 1, strike all of lines 7 through 21, and insert a new section to read as follows:

"Section 1. [WHEATON, CITY OF; SPECIAL TAXING PROVISIONS FOR REAL PROPERTY USED FOR RECREATIONAL SWIMMING.] Notwithstanding any law, regulation or ordinance to the contrary, the city of Wheaton is hereby authorized to provide special valuation, assessment and tax deferments for real estate within the corporate bounds of that city upon which is situated an establishment or facility that is actively and exclusively devoted to recreational swimming and other recreational uses. Except as otherwise provided in this act, the valuation, assessment and deferment of taxes for such real property shall be in accordance with the requirements and procedures set out in Minnesota Statutes 1971, Section 273.112."

Page 1, line 22, strike "This act is" and insert in lieu thereof "Notwithstanding the provisions of Minnesota Statutes 1971, Section 273.112, Subdivision 6, the provisions of section 1 are".

Page 1, after line 24, insert a new section to read as follows:

"Sec. 3. This act shall take effect only after its approval by a majority of the governing body of the city of Wheaton, and upon compliance with the provisions of Minnesota Statutes, Section 645.021."

Further, amend the title on page 1 by striking all of lines 2 through 5 and inserting in lieu thereof "relating to the city of Wheaton; authorizing special tax treatment for real properties used for recreational swimming."

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. 2056, A bill for an act relating to taxation; providing for use of cigarette tax stamping machines; amending Minnesota Statutes 1971, Section 297.03, Subdivision 6.

Reported the same back with the following amendments:

Page 2, lines 1 and 2, after the word "tax" delete "*and the cost to him of the stamps*,".

After line 3, add the following:

*"Sec. 2. The sum of \$30,000 is appropriated annually from the general fund in the state treasury to the Tax Department for the purchase of said heat-applied stamps."*

Renumber the remaining section in sequence.

Further, amend the title as follows: page 1, after line 3, add the following: "appropriating money;"

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

The report was adopted.

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

H. F. No. 2393, A bill for an act relating to St. Louis county; providing for its tax levy for health purposes; amending Laws 1967, Chapter 501, Section 1.

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:

H. F. No. 2434, A bill for an act relating to taxation; providing for a reduction in assessed value of apartment housing type I or II construction; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 27, strike "30" and insert "33 1/3".

Page 1, line 29, strike "1974" and insert "1975".

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. 226, A bill for an act relating to the city of Brainerd; authorizing a tax levy for recreational purposes; repealing Minnesota Statutes 1971, Section 471.192.

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. 1872, A bill for an act relating to counties; removing numerous limitations on tax levies; amending Minnesota Statutes 1971, Sections 12.26, Subdivisions 2 and 4; 18.022, Subdivision 2; 38.27, Subdivision 1; 38.36; 40.07, Subdivision 15; 121.712, Subdivision 2; 134.12, Subdivision 3; 145.51, Subdivisions 1 and 2; 163.05, Subdivision 1; 163.06, Subdivision 1; 193.145, Subdivision 2; 245.62; 245.65, Subdivision 1; 252.22; 252.24, Subdivision 4; 275.09, Subdivision 2; 282.38, Subdivision 2; 373.25, Subdivision 1; 373.27, Subdivisions 1 and 2; 375.33, Subdivisions 1 and 2; 376.19; 376.20; 376.28; 381.12, Subdivision 2; 398.33, Subdivisions 1 and 6; 399.07, Subdivision 2; 400.11; 471.16, Subdivision 2; 471.63, Subdivision 2; and Laws 1951, Chapter 289, Section 3; repealing Minnesota Statutes 1971, Sections 38.27, Subdivision 2; 163.05, Subdivisions 2, 3, 4 and 5; 400.12; and Laws 1969, Chapter 905, Section 2.

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. 1941, A bill for an act relating to sales and use taxes imposed by the city of Duluth; restricting the applicability of certain laws in relation thereto.

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

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 1540, 2441, 1697, 2393, and 2434 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 47, 325, 1120, 1125, 1623, 1029, 557, 879, 226, 1872, and 1941 were read for the second time.

## INTRODUCTION OF BILLS

Faricy, Ojala, Knickerbocker, Kelly, and McMillan introduced:

H. F. No. 2522, A bill for an act relating to utilities; requiring unit price disclosure on all utility bills.

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

Hagedorn introduced:

H. F. No. 2523, A bill for an act relating to the policemen's relief association in the city of Fairmont; membership in the public employees police and fire fund.

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

Dirlam, Newcome, Flakne, Weaver, and Myrah introduced:

H. F. No. 2524, A bill for an act relating to a joint convention of the senate and the house of representatives for the purpose of electing members of the board of regents of the University of Minnesota.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Vento, Dieterich, Bell, Norton, and Newcome introduced:

H. F. No. 2525, A bill for an act relating to Ramsey county; codifying the special laws relating to the county; amending Minnesota Statutes 1971, Sections 15A.20, Subdivision 2; 273.052; 273.063; 274.16; 375.12; 375.13; 393.03; 393.05; 393.06; 393.08, Subdivision 1; Laws 1969, Chapter 1063, Section 1 and Laws 1971, Chapter 632; and repealing General Statutes 1866, Chapter 8, Section 54; General Statutes 1878, Chapter 8, Section 59; General Statutes 1894, Section 596; Minnesota Statutes 1971, Sections 15.50, Subdivision 6(c); 282.323, Subdivision 3; 376.51; Chapter 391; and Sections 393.01, Subdivision 4; 636.16; Special Laws 1867, Chapter 87; Special Laws 1871, Chapter 73; Special Laws 1873, Chapter 46; Laws 1874, Chapter 101, Section 1; Special Laws 1875, Chapter 90; Special Laws 1881, Chapter 410; Special Laws 1889, Chapters 398, 408, 420, 438 and 439; Special Laws 1891, Chapter 438; Laws 1903, Chapter 339; Laws 1907, Chapter 139, as amended by Laws 1945, Chapter 420, as amended by Laws 1949, Chapter 53; Laws 1909, Chapter 196; Laws 1909, Chapter 361, as amended by Laws 1949, Chapter 68; Laws 1911, Chapter 366, as amended by Laws 1915, Chapter 119, as amended by Laws 1935, Chapter 11, as amended by Laws 1949, Chapter 58; Laws 1913, Chapter 83; Laws 1915, Chapter 104; Laws 1919, Chapter 60; Laws 1921, Chapter 492, Sections 5, 6, 7 and 8, as amended by Laws 1923, Chapter 63, Section 1, as amended by Laws 1927, Chapter 420, Section 4, as amended by Laws 1929, Chapter 339, Section 1, as amended by Laws 1931, Chapter 310, Section 1, as amended by Laws 1939, Chapter 214, Sections 1 and 2, as amended by Laws 1945, Chapters 53 and 471, as amended by Laws 1949, Chapter 75; Laws 1925, Chapter 248; Laws 1927, Chapters 223 and 348; Laws 1929, Chapter 371, as amended by Laws 1939, Chapter 178, as amended by

Laws 1967, Chapter 521; Laws 1937, Chapter 164, as amended by Laws 1949, Chapter 59; Laws 1939, Chapter 79, as amended by Laws 1949, Chapter 71; Laws 1939, Chapter 129; Laws 1941, Chapter 241, as amended by Laws 1949, Chapters 67 and 622; Laws 1941, Chapter 513, as amended by Laws 1943, Chapter 259, as amended by Laws 1947, Chapter 301, as amended by Laws 1947, Chapter 525, as amended by Laws 1949, Chapter 179, as amended by Laws 1951, Chapter 358, as amended by Laws 1955, Chapter 355, as amended by Laws 1955, Chapter 629, as amended by Laws 1957, Chapter 853, as amended by Laws 1963, Chapter 777, as amended by Laws 1967, Chapter 454, as amended by Laws 1967, Chapter 537, as amended by Laws 1969, Chapter 728, as amended by Laws 1969, Chapter 875, as amended by Laws 1969, Chapter 1107, as amended by Laws 1971, Chapter 287; Laws 1943, Chapter 2, as amended by Laws 1949, Chapter 55, as amended by Laws 1957, Chapter 217; Laws 1945, Chapter 54, Sections 1 and 2, as amended by Laws 1949, Chapter 66; Laws 1945, Chapter 561, as amended by Laws 1949, Chapter 64, as amended by Laws 1957, Chapter 855, as amended by Laws 1965, Chapter 628, as amended by Laws 1969, Chapter 667; Laws 1947, Chapter 457, as amended by Laws 1949, Chapters 56 and 178, as amended by Laws 1951, Chapter 592, as amended by Laws 1953, Chapter 499, as amended by Laws 1955, Chapter 66, as amended by Laws 1957, Chapter 109; Laws 1949, Chapters 52, 65, 171, 311 and 384; Laws 1951, Chapter 105, Section 1, Chapter 266; Laws 1951, Chapter 666, as amended by Laws 1955, Chapter 703, as amended by Laws 1971, Chapter 291, Section 2; Laws 1953, Chapters 48, 132, 244, 509 and 620; Laws 1955, Chapters 68, 69, 154, 354, 572 and 824; Laws 1957, Chapters 108, 111 and 251; Laws 1957, Chapter 448, as amended by Laws 1972, Chapter 291, Section 1; Laws 1957, Chapters 682, 897 and 938; Laws 1959, Chapters 236, 237, 238, 373, 451, 497, 523 and Extra Session Chapter 52; Laws 1961, Chapter 583, as amended by Laws 1967, Chapter 750, as amended by Laws 1971, Chapter 701; Laws 1961, Chapter 589, Sections 1 and 2; Laws 1961, Chapter 676, Section 1, as amended by Laws 1965, Chapter 784, Section 1, as amended by Laws 1971, Chapter 472, Section 1; Laws 1961, Chapter 677, as amended by Laws 1965, Chapter 706, as amended by Laws 1969, Chapter 756; Laws 1963, Chapters 419, 724, 745, 774 and 776; Laws 1963, Chapter 852, as amended by Laws 1965, Chapter 492, as amended by Laws 1969, Chapter 1040, as amended by Laws 1971, Chapter 555; Laws 1965, Chapters 342, 372 and Laws 1965, Chapter 707, Section 1, as amended by Laws 1969, Chapter 1096, as amended by Laws 1971, Chapter 772; Laws 1967, Chapters 69, 211, 354, 473, 534 and 546 and Laws 1967, Chapter 682, as amended by Laws 1969, Chapter 992; Laws 1969, Chapters 626, 835, 905, Sections 2 and 920; Laws 1969, Chapter 1055, as amended by Extra Session Laws 1971, Chapter 35; Laws 1969, Chapter 1104, as amended by Laws 1971, Chapter 556; and Laws 1971, Chapters 300, 310, 385, 388, 525, 579, 606, 611, and 950.

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

Larson and Skaar introduced:

H. F. No. 2526, A bill for an act relating to cooperative associations; requiring the inclusion of certain information in annual statements to patrons; amending Minnesota Statutes 1971, Section 308.12, by adding a subdivision.

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

Quirin, Newcome, Cummiskey, and Voss introduced:

H. F. No. 2527, A bill for an act relating to the operation of state government; changing the salary setting authority of certain unclassified positions in the executive branch of government; repealing Minnesota Statutes 1971, Sections 15A.021; 15A.031; 15A.041; and 15A.081.

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

Biersdorf; Kempe; Pavlak, R. L.; Spanish; and Prah! introduced:

H. F. No. 2528, A bill for an act relating to crimes and criminals; providing minimum sentences for certain felonies; amending Minnesota Statutes 1971, Section 609.11.

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

Johnson, R.; Lindstrom, E.; Savelkoul; Weaver; and Adams, S., introduced:

H. F. No. 2529, A bill for an act proposing an amendment to the Minnesota Constitution; adding an article to limit state and local taxing and spending authority.

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

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2530, A bill for an act relating to the organization and operation of state government; providing for public buildings of the state of Minnesota; authorizing the alteration, repair, rehabilitation of said buildings, the equipping and the replacement of equipment of certain of said buildings; appropriating money therefor.

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

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2531, A bill for an act relating to public buildings and public lands of the state of Minnesota; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature; the acquisition by gift, purchase, or condemnation of certain real property therefor; the equipping and replacement of equipment of certain said buildings; appropriating and reappropriating moneys therefor, including necessary expenses from the Minnesota state building fund; authorizing the issuance of the sale of bonds under the provisions of the constitution, article IX, section 6, to finance said fund appropriating moneys in connection therewith.

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

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 627, A bill for an act relating to probate proceedings; inventory and appraisal of estates in probate court; amending Minnesota Statutes 1971, Sections 525.33 and 525.331.

H. F. No. 704, A bill for an act relating to probate proceedings; sales, leases, and mortgages in connection with probate matters; amending Minnesota Statutes 1971, Section 525.64.

H. F. No. 906, A bill for an act relating to probate proceedings; liability of a representative or his surety for mismanagement or other misconduct; amending Minnesota Statutes 1971, Section 525.501.

H. F. No. 1515, A bill for an act relating to decedents' estates; revising a spouse's power to elect against a will; amending Minnesota Statutes 1971, Section 525.215.

H. F. No. 1729, A bill for an act relating to the executive council; providing that the lieutenant governor be a member thereof; amending Minnesota Statutes 1971, Section 9.011, Subdivision 1.

H. F. No. 2072, A bill for an act relating to insurance; reinsurance by life insurance companies of aircraft risks; amending Minnesota Statutes 1971, Section 60A.09; Subdivision 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 833, A bill for an act relating to decedent's estates; requiring mailing of notice to a foreign consul in certain circumstances; amending Minnesota Statutes 1971, Section 525.83.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 443, A bill for an act relating to public welfare; appropriating money for The Rochester State Hospital Religious Activity Center, Inc.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1581, A bill for an act relating to the Minnesota housing finance agency; prescribing its powers and duties; providing for the financing thereof; appropriating money; amending Minnesota Statutes 1971, Sections 462A.02, by adding a subdivision; 462A.03, Subdivisions 2, 4, 7, 9, and 10, and adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, 9, 10, and adding subdivisions; 462A.06, Subdivisions 11 and 12; 462A.07, Subdivision 5; 462A.08, Subdivisions 1, 2 and 3; 462A.09; 462A.10, Subdivisions 2, 3, 4, 5, and 9; 462A.16; 462A.17, Subdivision 1; 462A.18, Subdivision 2; 462A.20, Subdivision 2; 462A.21, Subdivisions 2, 3, and 4; 462A.22; repealing Minnesota Statutes 1971, Sections 462A.06, Subdivisions 13, 14, 15 and 16; and 462A.23.

H. F. No. 2173, A bill for an act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Sections 275.11, by adding a subdivision; and 412.251.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1642, A bill for an act relating to Otter Tail county; authorizing a levy for county extension work.



The Senate has appointed as such committee Messrs. Olhoft; Hanson, R.; and Wegener.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1772, A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

The Senate has appointed as such committee Messrs. Keefe, J.; Hanson, R.; and Arnold.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

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.

The Senate has appointed as such committee Messrs. Spear, Tennessen, and Keefe, J.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

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.

The Senate has appointed as such committee Messrs. Thorup, Kowalczyk, and Spear.

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. 793, A bill for an act relating to corrections; voluntary uncompensated services to the department of corrections; amending Minnesota Statutes 1971, Section 241.01, Subdivision 6.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Pehler moved that the House concur in the Senate amendments to H. F. No. 793 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 793, A bill for an act relating to corrections; voluntary uncompensated services to the department of corrections; amending Minnesota Statutes 1971, Section 241.01, Subdivision 6.

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 86, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cleary	Jacobs	Mann	Ojala
Anderson, D.	Clifford	Jaros	McArthur	Parish
Anderson, G.	Connors	Johnson, C.	McEachern	Patton
Anderson, I.	Cummiskey	Johnson, D.	McFarlin	Pavlak, R.
Becklin	Dieterich	Johnson, J.	McMillan	Pavlak, R. L.
Belisle	Dirlam	Johnson, R.	Menke	Pehler
Bell	Enebo	Jopp	Miller, D.	Pieper
Bennett	Esau	Kempe	Miller, M.	Prahl
Berg	Ferderer	Knickerbocker	Moe	Rice
Biersdorf	Fjoslien	Kvam	Munger	Ryan
Boland	Fudro	Laidig	Myrah	Samuelson
Braun	Growe	Larson	Nelson	Sarna
Brinkman	Haugerud	LaVoy	Newcome	Savelkoul
Carlson, B.	Heinitz	Lemke	Niehaus	Schrelber
Carlson, L.	Hook	Lindstrom, E.	Ohnstad	Schulz

Sieben, H.	Spanish	Vento	Wohlwend	Mr. Speaker
Sieben, M.	Tomlinson	Wenzel		
Smith	Vanasek	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. 217, A bill for an act relating to the village of Roseville; firemen's relief association service pensions; amending Laws 1965, Chapter 598, Section 1, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Bell moved that the House concur in the Senate amendments to H. F. No. 217 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 217, A bill for an act relating to the village of Roseville; firemen's relief association service pensions; amending Laws 1965, Chapter 598, Section 1, Subdivision 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 93, and nays 0, as follows:

Those who voted in the affirmative were:

Anderson, D.	Cummiskey	Johnson, R.	Moe	Rice
Anderson, G.	DeGroat	Jopp	Mueller	Sarna
Anderson, I.	Dieterich	Kempe	Munger	Savelkoul
Becklin	Dirlam	Knickerbocker	Myrah	Schreiber
Belisle	Eckstein	Kvam	Nelson	Schulz
Bell	Enebo	Laidig	Newcome	Sherwood
Bennett	Esau	Larson	Niehaus	Sieben, H.
Berg	Ferderer	LaVoy	Norton	Sieben, M.
Berglin	Fjoslien	Lemke	Ohnstad	Smith
Boland	Fudro	Lindstrom, E.	Ojala	Spanish
Braun	Growe	Lombardi	Parish	Tomlinson
Brinkman	Haugerud	Mann	Patton	Vanasek
Carlson, A.	Heinitz	McArthur	Pavlak, R.	Vento
Carlson, B.	Hook	McEachern	Pavlak, R. L.	Wenzel
Carlson, L.	Jacobs	McFarlin	Pehler	Wigley
Casserly	Jaros	McMillan	Peterson	Wohlwend
Cleary	Johnson, C.	Menke	Pieper	Mr. Speaker
Clifford	Johnson, D.	Miller, D.	Pleasant	
Connors	Johnson, J.	Miller, M.	Prahl	

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. 1547, A bill for an act relating to Hennepin county; permitting county to lease real property for periods up to 15 years; amending Laws 1969, Chapter 476, Section 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Enebo moved that the House concur in the Senate amendments to H. F. No. 1547 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1547, A bill for an act relating to Hennepin county; permitting county to lease real property for periods up to 15 years; amending Laws 1969, Chapter 476, 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 99, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, J.	McMillan	Ryan
Anderson, D.	DeGroat	Johnson, R.	Menke	Samuelson
Anderson, G.	Dieterich	Jopp	Miller, D.	Sarna
Anderson, I.	Dirlam	Kelly	Miller, M.	Savelkoul
Becklin	Eckstein	Kempe	Moe	Schreiber
Belisle	Enebo	Klaus	Mueller	Schulz
Bell	Esau	Knickerbocker	Munger	Sherwood
Bennett	Faricy	Kvam	Myrah	Sieben, H.
Berg	Ferderer	Laidig	Nelson	Sieben, M.
Berglin	Fjoslien	Larson	Newcome	Skaar
Biersdorf	Forsythe	LaVoy	Niehaus	Smith
Boland	Graw	Lemke	Ohnstad	Spanish
Brinkman	Growe	Lindstrom, E.	Ojala	Tomlinson
Carlson, A.	Hanson	Lombardi	Parish	Vanasek
Carlson, B.	Haugerud	Long	Patton	Vento
Carlson, L.	Heintz	Mann	Pavlak, R.	Wenzel
Casserly	Hook	McArthur	Pavlak, R. L.	Wigley
Cleary	Jacobs	McCarron	Peterson	Wohlwend
Clifford	Jaros	McEachern	Pieper	Mr. Speaker
Connors	Johnson, D.	McFarlin	Prahl	

Those who voted in the negative were:

Pehler

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

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

S. F. No. 452, A bill for an act relating to city of St. Paul; providing for a change in the election of members of the council.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. North, Chenoweth and McCutcheon 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. FLAHAVEN, Secretary of the Senate

Vento moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 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. 452. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 1091, 1566, 1699, and 1742.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 1455 and 1653.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 1246 and 2115.

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. 2047.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 734 and 951.

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. 985.

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. 1893.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 1091, A bill for an act relating to health; authorizing the commissioner of public welfare to make grants to aid in the purchase, construction or remodeling of community residential facilities for the mentally retarded and cerebral palsied; directing the commissioner of public welfare to establish an advisory board on community residential facilities for the mentally retarded and cerebral palsied; appropriating money.

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

S. F. No. 1566, A bill for an act appropriating money to the state department of education for deficiencies in state aid for education programs for adults.

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

S. F. No. 1699, A bill for an act relating to education; veteran farmer cooperative training program; appropriating money.

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

S. F. No. 1742, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

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

S. F. No. 1455, A bill for an act relating to health; regulating alcohol and other drug abuse; establishing a state authority; providing for treatment of persons dependent on alcohol or other drugs; amending Minnesota Statutes 1971, Sections 197.603; 197.64, Subdivision 3; 198.01; 253A.03; 253A.04, Subdivisions 2 and 3; 253A.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695.

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

S. F. No. 1653, A bill for an act relating to education; the establishment of a pilot educational service area in southwest and west central Minnesota to provide educational services and programs on a regional basis; appropriating money therefor.

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

S. F. No. 1246, A bill for an act relating to elections; providing for the registration of voters; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 200.02, Subdivisions 22 and 25; 201.11; 201.12; 201.13; 201.14; 201.15; 201.18; 201.26; 201.27; 201.33; 203.27, Subdivision 2; 204.076; 204.08, Subdivision 1; 204.17, Subdivision 3; 207.02; 207.03; 207.08; and 207.19, Subdivision 1; Chapter 201, by adding sections; and Chapter 204, by adding a section; repealing Minnesota Statutes 1971, Sections 201.02 to 201.10; 201.16; 201.17; 201.19; 201.20; 201.21; 201.22; 201.23; 201.24; 201.25; 201.261; 201.28; 201.29; 201.30; 201.31; 201.32; 204.07; 204.075; 204.077; and 204.08, Subdivision 3.

The bill was read for the first time.

Tomlinson moved that S. F. No. 1246 and H. F. No. 1395, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2115, A bill for an act relating to the establishment of a power plant site and transmission line route selection authority in the environmental quality council; appropriating money; providing penalties.

The bill was read for the first time.

Sieben, H. moved that S. F. No. 2115 and H. F. No. 2069, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2047, A bill for an act relating to state government; establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; 15A.085; and 15A.101.

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

S. F. No. 734, A bill for an act relating to water resources; imposing certain duties in relation thereto on the commissioner of natural resources, counties, and municipalities; providing standards for permits for appropriation and use of public waters, and for changing the course, current, or cross-section of public waters; amending Minnesota Statutes 1971, Sections 105.41, Subdivision 1; 105.42; 105.44, by adding a subdivision; and 105.49; repealing Minnesota Statutes 1971, Sections 113.01 to 113.06.

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

S. F. No. 951, A bill for an act relating to food; providing for the regulation and control of its manufacture, distribution and sale; prescribing penalties; amending Minnesota Statutes 1971, Chapter 31, by adding sections; Sections 31.01, Subdivisions 2, 3, and 4, and by adding subdivisions; 31.02; 31.04; 31.05; 31.14; and 32.021, Subdivision 2; and repealing Minnesota Statutes 1971, Section 31.01, Subdivisions 5 and 19.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 985, A bill for an act relating to health; authorizing the establishment of health maintenance organizations and prescribing powers and duties; providing for financial assistance to certain health maintenance organizations; providing for open enrollment in certain health plans; appropriating money; and providing penalties.

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

S. F. No. 1893, A bill for an act relating to public welfare; authorizing the commissioner of public welfare, and certain counties and municipalities to make grants for child care service and for certain programs for child care; amending Minnesota Statutes 1971, Sections 245.83, Subdivisions 2 and 3, and by adding a subdivision; 245.84; 245.85; 245.86; and 245.87.

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



## PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Moe reported the progress of S. F. No. 34 now in Conference Committee.

Pursuant to Joint Rule No. 13, Boland reported the progress of S. F. No. 82 now in Conference Committee.

## CONSENT CALENDAR

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

Jaros moved to amend H. F. No. 2087, the printed bill, as follows:

Page 2, line 10, after "number." insert: "No less than 60 percent of the area of any such district shall consist of land which has been platted and developed. The area of such district shall not be enlarged after three years following the date of designation of such district. At the time of the adoption of the first development district in the municipality, the governing body shall by formal action adopt one of the three following alternative restrictive options. Once the choice is made, the municipality must use the same option for all succeeding development districts.

(a) The total acreage included in any one development district shall not exceed one percent of the total acreage of the municipality. At no time shall the total current acreage within development districts for which unrecovered cost of bonds remain exceed three percent of the total acreage of the municipality.

(b) The total market value of taxable real property of any one development district when adopted shall not exceed five percent of the total market value of taxable real property in the municipality as then most recently certified by the county auditor. At no time shall the current total market value of taxable real property within development districts for which unrecovered cost of bonds remain exceed ten percent of the total market value of taxable real property in the municipality as most recently certified by the county auditor.

(c) The governing body may adopt one development district which shall not exceed six acres in area. At no time shall another development district be adopted by the governing body until all cost of bonds for the previously adopted district has been paid."

Page 2, line 19, after "plazas," insert "malls,".

Page 2, line 23, after the period insert "The use of a public street or public right of way for pedestrian travel only constitutes a public use and shall not require a vacation of the street or right of way."

Page 2, line 32, strike "advice from" and insert in lieu thereof "consultation with".

Page 2, line 33, after "published" insert "in the official newspaper of the municipality, or if the municipality has no official newspaper,".

Page 3, line 2, after "domain." insert "In all such acquisitions the acquiring authority shall provide as a cost of acquisition the relocation assistance, services, payments and benefits required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Stat. 1894 (1971), 42 United States Code, Section 4601, et seq.

Page 3, line 24, after "and" strike "public" and insert "publicly owned".

Page 3, line 33, after "may" strike the remaining language in Sec. 6 and insert in lieu thereof the following: "authorize, issue, and sell bonds which shall mature within 30 years from date of issue to finance the acquisition and betterment of real and personal property needed to carry out the development program within the development district together with all relocation costs incidental hereto in accordance with Minnesota Statutes, Sections 475.51, 475.53, 475.54, 475.55, 475.56, 475.60, 475.61, 475.62, 475.63, 475.65, 475.66, 475.69, 475.70, and 475.71. All tax increments received by the municipality pursuant to section 7 shall be pledged for the payment of such bonds and used to reduce or cancel the taxes otherwise required to be extended for that purpose, and the bonds shall not be included when computing the municipality's net debt."

Page 4, line 13, strike "according to the original" and insert "in the proportion that the original taxable value bears to the current".

Page 4, line 14, after the word "collected," insert "referred to herein as the tax increment,".

Page 4, line 31, after "department" insert "or designate an existing department or office".

The motion prevailed and the amendment was adopted.

H. F. No. 2087, A bill for an act relating to the city of Duluth, authorizing the city of Duluth to create development districts within the city 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 in 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 operations 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 110, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 906, A bill for an act relating to disabled persons; enacting the uniform duties to disabled persons act; providing a penalty.

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 112, and nays 0, as follows:

Those who voted in the affirmative were:

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

Spanish	Tomlinson	Vento	Wohlwend	Mr. Speaker
Stanton	Ulland	Wenzel	Wolcott	
Swanson	Vanasek	Wigley		

The bill was passed and its title agreed to.

S. F. No. 1526 was reported to the House.

There being no objection, S. F. No. 1526 was laid over for one day.

S. F. No. 1972 was reported to the House.

Tomlinson moved to amend S. F. No. 1972, the printed bill, as follows:

Page 3, after line 8, add a new section to read:

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

The motion prevailed and the amendment was adopted.

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.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 979 was reported to the House.

There being no objection, S. F. No. 979 was laid over for one day.

S. F. No. 1809, A bill for an act relating to commerce; requiring the provision of certain information to consumers; providing remedies; amending Minnesota Statutes 1971, Chapter 325, by adding a section.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 471 was reported to the House.

Kempe moved that S. F. No. 471 be laid over until Thursday, May 17, 1973. The motion prevailed.

S. F. No. 1302 was reported to the House.

There being no objection, S. F. No. 1302 was laid over for one day.

S. F. No. 899 was reported to the House.

There being no objection, S. F. No. 899 was laid over for one day.

S. F. No. 903 was reported to the House.

There being no objection, S. F. No. 903 was laid over for one day.

S. F. No. 1781, A bill for an act relating to the Hennepin county municipal court and the city of Saint Paul municipal court;

amending Minnesota Statutes 1971, Section 488A.01, Subdivision 6; and 488A.18, Subdivision 7.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2320, A bill for an act relating to Ramsey county; providing for a park and open space system and recreational program; conferring power on the Ramsey county board to acquire land and personal property under certain conditions; authorizing the expenditure of county road and bridge funds for the construction and maintenance of bicycle paths on roads under county jurisdiction; amending Laws 1971, Chapter 950, Sections 2, by adding a subdivision; and 7.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 1906 was reported to the House.

Patton moved to amend H. F. No. 1906, the printed bill, as follows:

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

The motion prevailed and the amendment was adopted.

H. F. No. 1906, A bill for an act relating to the Minnesota highway patrolmen's retirement association; amending Minnesota Statutes 1971, Sections 352B.02; 352B.08, Subdivision 2; 352B.10; 352B.11, Subdivision 2; and Chapter 352B, by adding sections.

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 125, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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

H. F. No. 1409 was reported to the House.

Connors moved to amend H. F. No. 1409, the printed bill, as follows:

Page 2, line 5, after "Subdivision 1." delete the language remaining in the line.

Page 2, line 6, after "July 1, 1973" and before the word "be" strike the word "shall" and insert in lieu thereof the word "may".

The motion prevailed and the amendment was adopted.

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.

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 94, and nays 12, as follows:

Those who voted in the affirmative were:

Anderson, G.	Erdahl	Jopp	Moe	Sarna
Anderson, I.	Erickson	Jude	Mueller	Savelkoul
Belisle	Faricy	Kelly	Munger	Schreiber
Bell	Ferderer	Kempe	Myrah	Schulz
Berg	Flakne	Knickerbocker	Nelson	Sherwood
Boland	Fudro	Laidig	Norton	Sieben, H.
Braun	Fugina	Larson	Ohnstad	Sieben, M.
Brinkman	Graba	Lemke	Ojala	Smith
Carlson, A.	Grove	Lindstrom, E.	Parish	Spanish
Carlson, B.	Hagedorn	Lindstrom, J.	Patton	Stanton
Carlson, D.	Hanson	Lombardi	Paviak, R.	Swanson
Carlson, L.	Haugerud	Mann	Pehler	Tomlinson
Casserly	Heinitz	McArthur	Peterson	Ulland
Connors	Hook	McCarron	Pieper	Vanasek
Cummiskey	Jacobs	McEachern	Prahl	Vento
Dahl	Johnson, C.	McMillan	Quirin	Voss
Dieterich	Johnson, D.	Menke	Resner	Wenzel
Eckstein	Johnson, J.	Miller, D.	Ryan	Mr. Speaker
Eken	Johnson, R.	Miller, M.	Samuelson	

Those who voted in the negative were:

Adams, J.	Clifford	Fjoslien	Long	Paviak, R. L.
Becklin	Enebo	Jaros	Niehaus	
Berglin	Esau	LaVoy		

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

H. F. No. 2226, A bill for an act relating to retirement; dis-tribution 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.

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

The bill was passed and its title agreed to.

S. F. No. 496, A bill for an act relating to the city of Gilbert; placing new police officers of the city of Gilbert under the public employees retirement association.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 6, as follows:

Those who voted in the affirmative were:

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

Mann	Munger	Pehler	Savelkoul	Ulland
McArthur	Myrah	Peterson	Schreiber	Vanasek
McCarron	Nelson	Pieper	Schulz	Vento
McEachern	Newcome	Pleasant	Sherwood	Voss
McFarlin	Niehaus	Prahl	Sieben, H.	Wenzel
McMillan	Norton	Quirin	Skaar	Wigley
Menke	Ohnstad	Resner	Smith	Wohlwend
Miller, D.	Ojala	Rice	Spanish	Wolcott
Miller, M.	Parish	Ryan	Stanton	Mr. Speaker
Moe	Patton	Samuelson	Swanson	
Mueller	Pavlak, R.	Sarna	Tomlinson	

Those who voted in the negative were:

Adams, J.	Jaros	LaVoy	McCauley	Pavlak, R. L.
Bennett				

The bill was passed and its title agreed to.

S. F. No. 1128, A bill for an act relating to the policemen's relief association in the city of Red Wing; membership in the public employees police and fire fund.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 119, and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Clifford	Pavlak, R. L.
----------	---------------

The bill was passed and its title agreed to.

S. F. No. 1708, A bill for an act relating to the firemen's relief association in the city of Red Wing; membership in the public employees fire fund; repealing Laws 1953, Chapter 348, Sec-

tions 12, 17, and 20; Laws 1957, Chapter 10; Laws 1961, Chapter 300, Sections 2, 3, and 4; and Laws 1965, Chapter 604.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bennett      Clifford      Pavlak, R. L.

The bill was passed and its title agreed to.

S. F. No. 925, A bill for an act relating to the city of Chisholm; placing new employees of the department of public safety under the public employees police and fire fund.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 7, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Adams, J.	Clifford	LaVoy	Pavlak, R. L.	Rice
Bennett	Fjoslien			

The bill was passed and its title agreed to.

S. F. No. 1954, 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.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 8, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams, J.	Clifford	LaVoy	Rice	Samuelson
Bennett	Jaros	Pavlak, R. L.		

The bill was passed and its title agreed to.

## CALL OF THE HOUSE

On the motion of Mr. Lindstrom, E., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

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

Mr. Lindstrom, E., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

## MOTION FOR SPECIAL ORDER

Pursuant to notice given on Thursday, May 10, 1973, Lindstrom, E., moved that H.F. No. 469 be made a Special Order for today, Monday, May 14, 1973, at 3:00 p. m., or one hour after convening if the House is in recess at 3:00 p. m. today.

A roll call was requested and properly seconded.

The question was taken on the Lindstrom, E., motion.

Hagedorn moved that Stangeland be excused from voting. The motion prevailed.

The roll being called, there were yeas 92, and nays 40, as follows:

Those who voted in the affirmative were:

Adams, S.	Bennett	Casserly	Dieterich	Faricy
Anderson, D.	Biersdorf	Cleary	Dirlam	Ferderer
Anderson, G.	Boland	Clifford	Eken	Fjoslien
Becklin	Carlson, A.	Culhane	Erdahl	Flakne
Belisle	Carlson, D.	Dahl	Erickson	Forsythe
Bell	Carlson, L.	DeGroat	Esau	Graw

Growe	Klaus	McMillan	Pieper	Swanson
Hagedorn	Knickerbocker	Menke	Pleasant	Tomlinson
Hanson	Kvam	Miller, M.	Prahl	Ulland
Haugerud	Laidig	Munger	Quirin	Vanasek
Heinitz	Larson	Myrah	Resner	Vento
Hook	LaVoy	Nelson	Savelkoul	Voss
Jacobs	Lindstrom, E.	Newcome	Schreiber	Weaver
Jaros	Lindstrom, J.	Niehaus	Schulz	Wigley
Johnson, D.	Lombardi	Ohnstad	Searle	Wohlwend
Johnson, J.	Long	Ojala	Sherwood	Wolcott
Johnson, R.	McArthur	Patton	Skaar	
Jopp	McCauley	Pavlak, R. L.	Spanish	
Kempe	McFarlin	Pehler	Stanton	

Those who voted in the negative were:

Adams, J.	Cummiskey	Kahn	Mueller	Salchert
Anderson, I.	Eckstein	Kelly	Norton	Samuelson
Berg	Enebo	Lemke	Parish	Sarna
Berglin	Fudro	Mann	Pavlak, R.	Sieben, H.
Braun	Fugina	McCarron	Peterson	Sieben, M.
Brinkman	Graba	McEachern	Rice	Smith
Carlson, B.	Johnson, C.	Miller, D.	Ryan	Wenzel
Connors	Jude	Moe	St. Onge	Mr. Speaker

The motion prevailed.

### CONSENT CALENDAR, Continued

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.

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 115, and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams, J.	Niehaus	Pavlak, R. L.	Pleasant	Schreiber
Kvam				

The bill was passed and its title agreed to.

#### MOTION FOR RECONSIDERATION

Connors moved that the vote whereby H. F. No. 1409 was passed on the Consent Calendar today be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the Connors motion and the roll being called, there were yeas 30, and nays 82, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Kempe	Pavlak, R. L.	Sherwood
Belisle	Enebo	McCauley	Pieper	Sieben, M.
Bennett	Fjoslien	McFarlin	Rice	Skaar
Berglin	Fudro	McMillan	Ryan	Swanson
Carlson, L.	Fugina	Miller, D.	Salchert	Vento
Connors	Jaros	Newcome	Sarna	Wolcott

Those who voted in the negative were:

Adams, S.	Eken	Kelly	Myrah	Searle
Anderson, D.	Erdahl	Knickerbocker	Niehaus	Sieben, H.
Anderson, G.	Erickson	Kvam	Norton	Smith
Anderson, I.	Faricy	Laidig	Ohnstad	Spanish
Bell	Flakne	Larson	Ojala	Stanton
Berg	Forsythe	Lemke	Parish	Tomlinson
Biersdorf	Graba	Lindstrom, E.	Patton	Ulland
Boland	Growe	Lindstrom, J.	Pavlak, R.	Vanasek
Brinkman	Hagedorn	Lombardi	Pehler	Voss
Carlson, A.	Hanson	Long	Peterson	Weaver
Carlson, B.	Hook	Mann	Pleasant	Wenzel
Carlson, D.	Jacobs	McArthur	Prahl	Wigley
Casserly	Johnson, C.	Menke	Resner	Wohlwend
Culhane	Johnson, D.	Miller, M.	Sf. Onge	Mr. Speaker
Cummiskey	Johnson, J.	Moe	Savelkoul	
Dieterich	Johnson, R.	Mueller	Schreiber	
Eckstein	Jude	Munger	Schulz	

The motion to reconsider did not prevail.

#### MOTION FOR RECONSIDERATION

Parish moved that the vote whereby H. F. No. 1547, as amended by the Senate, was passed today be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the Parish motion and the roll being called, there were yeas 87, and nays 28, as follows:

Those who voted in the affirmative were:

Adams, S.	Bell	Boland	Casserly	Dirlam
Anderson, D.	Bennett	Braun	Cleary	Eckstein
Anderson, G.	Berg	Carlson, B.	Clifford	Eken
Becklin	Berglin	Carlson, D.	Connors	Erdahl
Belisle	Biersdorf	Carlson, L.	DeGroat	Erickson

Esau	Johnson, C.	Long	Parish	Sieben, H.
Faricy	Johnson, D.	Mann	Patton	Sieben, M.
Ferderer	Jopp	McCarron	Pavlak, R.	Skaar
Fjoslien	Jude	McCauley	Pavlak, R. L.	Smith
Forsythe	Kelly	McFarlin	Pehler	Swanson
Fugina	Klaus	McMillan	Peterson	Ulland
Graw	Knickerbocker	Menke	Pieper	Voss
Grove	Kvam	Miller, M.	Pleasant	Weaver
Hagedorn	Laidig	Moe	Prahl	Wenzel
Hanson	Larson	Newcome	Resner	Wohlwend
Heinitz	Lindstrom, E.	Niehaus	Savelkoul	
Hook	Lindstrom, J.	Ohnstad	Schreiber	
Jacobs	Lombardi	Ojala	Searle	

Those who voted in the negative were:

Adams, J.	Enebo	McEachern	St. Onge	Vento
Anderson, I.	Flakne	Miller, D.	Salchert	Wigley
Carlson, A.	Fudro	Mueller	Sarna	Wolcott
Cummiskey	Haugerud	Nelson	Schulz	Mr. Speaker
Dahl	Johnson, J.	Rice	Stanton	
Dieterich	Kahn	Ryan	Vanasek	

The motion to reconsider prevailed.

Parish moved that the vote whereby the House concurred in the Senate amendments to H. F. No. 1547 be now reconsidered. The motion prevailed.

Parish moved that the House refuse to concur in the Senate amendments to H. F. No. 1547, 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.

#### MOTION TO LIFT CALL OF THE HOUSE

Mr. Savelkoul moved that the call of the House be dispensed with. The motion did not prevail.

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.

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 110, and nays 10, as follows:

Those who voted in the affirmative were:

Adams, S.	Brinkman	Dirlam	Fudro	Johnson, D.
Anderson, D.	Carlson, A.	Eckstein	Fugina	Johnson, J.
Anderson, G.	Carlson, B.	Eken	Graw	Johnson, R.
Anderson, I.	Carlson, L.	Enebo	Grove	Jopp
Becklin	Casserly	Erdahl	Hagedorn	Jude
Belisle	Culhane	Erickson	Hanson	Kahn
Bell	Cummiskey	Esau	Haugerud	Kelly
Berg	Dahl	Fjoslien	Heinitz	Kempe
Berglin	DeGroat	Flakne	Jacobs	Klaus
Boland	Dieterich	Forsythe	Johnson, C.	Knickerbocker



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

Those who voted in the negative were:

Adams, J.	Clifford	Jaros	Pavlak, R. L.	Samuelson
Bennett	Connors	LaVoy	Rice	Wolcott

The bill was passed and its title agreed to.

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.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Clifford

The bill was passed and its title agreed to.

H. F. No. 2381, A bill for an act relating to retirement; bureau of health personnel in cities of the first class; repealing Laws 1971, Chapter 578, Section 2.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1994, A bill for an act relating to Independent School District No. 306; exempting the district from certain building requirements.

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 121, and nays 2, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Heinitz            Klaus

The bill was passed and its title agreed to.

S. F. No. 578, A bill for an act relating to group insurance for certain retired public officers and employees and their dependents; amending Minnesota Statutes 1971, Section 471.61, Subdivision 2a.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2221, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Afton state park.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Johnson, R. Wigley

The bill was passed and its title agreed to.

H. F. No. 2447, A bill for an act relating to the city of Minneapolis; disability, retirement, and survivor benefits for city employees; amending Laws 1973, Chapter 133, Sections 6, Subdivision 5; 8, Subdivision 2; 9, Subdivision 2; 15, Subdivisions 1, 2, and 3; 16, Subdivisions 2, 4, 7, 9, and by adding a subdivision; 18, Subdivision 3; 21, Subdivision 1; 22, by adding a subdivision; and 23, Subdivision 5.

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

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

Those who voted in the affirmative were:

Adams, J.	Becklin	Berglin	Carlson, A.	Cleary
Adams, S.	Belisle	Biersdorf	Carlson, B.	Clifford
Anderson, D.	Bell	Boland	Carlson, D.	Connors
Anderson, G.	Bennett	Braun	Carlson, L.	Culhane
Anderson, I.	Berg	Brinkman	Casserly	Cummiskey

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

The bill was passed and its title agreed to.

S. F. No. 1141, A bill for an act relating to Hennepin county municipal court; increasing the number of judges; amending Minnesota Statutes 1971, Section 488A.021, Subdivision 1.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2317, A bill for an act relating to Independent School District No. 709, St. Louis county; the payment of the net salary or wages of the employees; authorizing the "direct deposit" of said sums in a bank account in the name of the individual employee of the school district.

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 2, as follows:

Those who voted in affirmative were:

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

Those who voted in the negative were:

Kempe                      Klaus

The bill was passed and its title agreed to.

H. F. No. 2442, A bill for an act relating to the legislature; creating a joint coordinating committee and prescribing its duties; establishing the office of legislative research.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Berglin	Carlson, A.	Cleary
Adams, S.	Belisle	Biersdorf	Carlson, B.	Clifford
Anderson, D.	Bell	Boland	Carlson, D.	Connors
Anderson, G.	Bennett	Braun	Carlson, L.	Culhane
Anderson, I.	Berg	Brinkman	Casserly	Cummiskey

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

The bill was passed and its title agreed to.

H. F. No. 2296 was reported to the House.

Weaver moved that S. F. No. 1948 be recalled from the Committee on Rules and Legislative Administration and together with H. F. No. 2296, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

H. F. No. 2438, A bill for an act relating to the fees of the abstract clerk in Ramsey county; amending Laws 1945, Chapter 561, Section 4 as amended by Laws 1957, Chapter 855, Section 1; Laws 1965, Chapter 628, Section 2 and Laws 1969, Chapter 667, Section 1.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 2043, A bill for an act relating to the operation of state government; updating statutory references to printing; providing for more complete advance payments to state employees for travel expenses; clarifying the commissioner of administration's responsibility to supervise and control all state telecommunication facilities; enabling the commissioner of administration to dispose of lost or abandoned property in alternate ways; eliminating the requirement for contractor's bonds or security for negotiated state public work contracts; specifying certain services to be performed by the commissioner for other state departments or agencies; clarifying the state record disposition and record management functions; clarifying procedures for extending social security benefits to certain governmental entities; amending Minnesota Statutes 1971, Sections 3.21; 15.181; 16.02, by adding a subdivision; 16.022; 16.0231; 16.07, Subdivision 11; 94.10, Subdivision 1; 138.17, Subdivisions 1 and 7; 138.19; 138.20; 138.21; 331.09; and 355.17.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.



S. F. No. 2230, A bill for an act relating to the application of the state mobile homes building code; amending Minnesota Statutes 1971, Section 327.31, Subdivision 6.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2232, A bill for an act relating to state employees; deferred compensation plan; amending Minnesota Statutes 1971, Section 16.027, Subdivision 8.

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

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

Those who voted in the negative were:

Dieterich

The bill was passed and its title agreed to.

H. F. No. 2319, A bill for an act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 69, and nays 54, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Ojala	Sieben, H.
Adams, S.	Eckstein	Jude	Parish	Sieben, M.
Anderson, D.	Eken	Kahn	Pavlak, R.	Smith
Anderson, I.	Enebo	LaVoy	Pavlak, R. L.	Spanish
Bell	Fudro	Lemke	Peterson	Stanton
Bennett	Fugina	Lindstrom, J.	Prahl	Swanson
Biersdorf	Graba	Mann	Quirin	Tomlinson
Boland	Graw	McMillan	Resner	Ulland
Brinkman	Growe	Menke	Rice	Vanasek
Carlson, B.	Hanson	Miller, D.	Ryan	Vento
Carlson, L.	Jacobs	Miller, M.	St. Onge	Voss
Casserly	Jaros	Mueller	Salchert	Wenzel
Connors	Johnson, C.	Nelson	Samuelson	Mr. Speaker
Cummiskey	Johnson, D.	Norton	Sarna	

Those who voted in the negative were:

Anderson, G.	Esau	Kelly	McCarron	Pleasant
Becklin	Faricy	Kempe	McCauley	Savelkoul
Belisle	Ferderer	Klaus	McFarlin	Schreiber
Berg	Fjoslien	Knickerbocker	Moe	Schulz
Carlson, A.	Flakne	Kvam	Myrah	Searle
Clifford	Forsythe	Laidig	Newcome	Skaar
Culhane	Hagedorn	Larson	Niehaus	Weaver
DeGroat	Heinitz	Lindstrom, E.	Ohnstad	Wigley
Dirlam	Hook	Lombardi	Patton	Wohlwend
Erdahl	Johnson, J.	Long	Pehler	Wolcott
Erickson	Jopp	McArthur	Pieper	

The bill was passed and its title agreed to.

H. F. No. 795 was reported to the House.

Smith moved to amend H. F. No. 795, the printed bill, as follows:

Page 1, line 12, strike "*having cause to believe*" and insert in lieu thereof "*believing*".

The motion prevailed and the amendment was adopted.

Objection having been made by ten members, H. F. No. 795, as amended, was returned to General Orders.

H. F. No. 2303 was reported to the House.

There being no objection, H. F. No. 2303 was laid over for one day.

H. F. No. 2065 was reported to the House.

There being no objection, H. F. No. 2065 was laid over for one day.

H. F. No. 1630, A bill for an act relating to Hennepin county; retirement of county employees; amending Laws 1965, Chapter 855, Section 15, Subdivision 1.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Moe	Sarna
Adams, S.	Dirlam	Johnson, J.	Mueller	Savelkoul
Anderson, D.	Eckstein	Johnson, R.	Munger	Schreiber
Anderson, G.	Eken	Jopp	Myrah	Schulz
Anderson, I.	Enebo	Jude	Nelson	Searle
Becklin	Erdahl	Kelly	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	Fjoslien	Larson	Parish	Spanish
Biersdorf	Flakne	LaVoy	Patton	Stanton
Boland	Forsythe	Lemke	Pavlak, R.	Swanson
Brinkman	Fudro	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Fugina	Lombardi	Pehler	Ulland
Carlson, B.	Graba	Long	Peterson	Vanasek
Carlson, D.	Graw	Mann	Pieper	Vento
Carlson, L.	Grove	McArthur	Pleasant	Voss
Casserly	Hagedorn	McCarron	Prahl	Weaver
Cleary	Hanson	McCauley	Quirin	Wenzel
Clifford	Haugerud	McEachern	Resner	Wigley
Connors	Heinitz	McFarlin	Rice	Wohlwend
Culhane	Hook	McMillan	Ryan	Wolcott
Cummiskey	Jacobs	Menke	St. Onge	Mr. Speaker
Dahl	Jaros	Miller, D.	Salchert	
DeGroat	Johnson, C.	Miller, M.	Samuelson	

The bill was passed and its title agreed to.

S. F. No. 650, A bill for an act relating to the village of Bayport; authorizing the sale of certain state owned lands in Washington county which are no longer needed for state purposes.

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

The bill was passed and its title agreed to.

H. F. No. 2157 was reported to the House.

Weaver moved that S. F. No. 1949 be recalled from the Committee on Governmental Operations and together with H.F. No. 2157, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

## CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. Nos. 1037 and 929 and H. F. Nos. 2449 and 1372.

S. F. No. 1037, A bill for an act relating to water resources; revising certain provisions concerning dams, reservoirs, control structures, and waterway obstructions; providing for the orderly maintenance, repair or reconstruction of dams serving the public interest; prescribing powers and duties of the commissioner of natural resources; authorizing the commissioner to make grants to local governmental units; amending Minnesota Statutes 1971, Sections 105.37, by adding a subdivision; 105.38; 105.42; 105.52; and Chapter 105, by adding a section.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Carlson, D.

The bill was passed and its title agreed to.

S. F. No. 929, A bill for an act relating to natural resources; prescribing a stream maintenance program; setting forth powers and duties of the commissioner of natural resources; amending Minnesota Statutes 1971, Chapter 105, by adding a section.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Brinkman	Clifford	Dirlam
Adams, S.	Bennett	Carlson, A.	Connors	Eckstein
Anderson, D.	Berg	Carlson, B.	Culhane	Eken
Anderson, G.	Berglin	Carlson, D.	Cummiskey	Erdahl
Anderson, I.	Biersdorf	Carlson, L.	Dahl	Erickson
Becklin	Boland	Casserly	DeGroat	Esau
Belisle	Braun	Cleary	Dieterich	Faricy

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

The bill was passed and its title agreed to.

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

H. F. No. 2449, A bill for an act relating to the pollution control agency; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1971, Section 116.18, Subdivisions 1 and 4.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 1372 was reported to the House.

Dirlam moved to amend H. F. No. 1372, the printed bill, as follows:

Page 2, line 16, strike "\$24,000" and insert in lieu thereof "\$20,000".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Dirlam amendment and the roll being called, there were yeas 67, and nays 46, as follows:

Those who voted in the affirmative were:

Adams, S.	Eckstein	Johnson, J.	Munger	Sherwood
Anderson, D.	Erdahl	Johnson, R.	Myrah	Skaar
Anderson, G.	Erickson	Jopp	Newcome	Smith
Becklin	Esau	Klaus	Niehaus	Spanish
Belisle	Ferderer	Knickerbocker	Ohnstad	Swanson
Bell	Fjoslien	Laidig	Ojala	Voss
Biersdorf	Forsythe	Larson	Patton	Weaver
Braun	Fugina	Lindstrom, E.	Peterson	Wenzel
Carlson, D.	Graw	Lombardi	Pieper	Wigley
Cleary	Hagedorn	Long	Pleasant	Wohlwend
Clifford	Heinitz	McCauley	Savelkoul	Wolcott
Connors	Hook	McFarlin	Schreiber	
Culhane	Jacobs	Miller, M.	Schulz	
Dirlam	Johnson, C.	Mueller	Searle	

Those who voted in the negative were:

Adams, J.	Dahl	Kelly	Parish	Sarna
Bennett	Dieterich	Kempe	Pavlak, R.	Sieben, H.
Berg	Eken	McArthur	Pavlak, R. L.	Tomlinson
Boland	Faricy	McCarron	Pehler	Ulland
Brinkman	Flakne	McMillan	Prahl	Vanasek
Carlson, A.	Fudro	Menke	Quirin	Mr. Speaker
Carlson, B.	Graba	Miller, D.	Resner	
Carlson, L.	Growe	Moe	Rice	
Casserly	Johnson, D.	Nelson	Salchert	
Cummiskey	Kahn	Norton	Samuelson	

The motion prevailed and the amendment was adopted.

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 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.

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 101, and nays 26, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Becklin	Esau	Larson	Pieper	Wigley
Carlson, D.	Fjoslien	Lindstrom, E.	Savelkoul	Wohlwend
Clifford	Hagedorn	Lombardi	Schreiber	
Dirlam	Johnson, J.	Long	Skaar	
Erdahl	Jopp	Niehaus	Spanish	
Erickson	Klaus	Ohnstad	Weaver	

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

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of H. F. Nos. 1168 and 2484.

H. F. No. 1168, A bill for an act relating to taxation; providing for a definition of cigarettes subject to tax; amending Minnesota Statutes 1971, Section 297.01, Subdivision 2.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 89, and nays 41, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Heinitz	McArthur	Peterson
Anderson, G.	Dahl	Hook	McCarron	Quirin
Anderson, I.	Dieterich	Jacobs	McEachern	Resner
Becklin	Eken	Jaros	McFarlin	Ryan
Belisle	Enebo	Johnson, C.	McMillan	St. Onge
Bell	Erdahl	Johnson, D.	Menke	Samuelson
Berg	Erickson	Johnson, R.	Miller, D.	Sarna
Berglin	Faricy	Kahn	Miller, M.	Schreiber
Biersdorf	Flakne	Kelly	Moe	Schulz
Boland	Forsythe	Kempe	Munger	Sherwood
Brinkman	Fudro	Klaus	Nelson	Sieben, H.
Carlson, B.	Fugina	Knickerbocker	Norton	Sieben, M.
Carlson, D.	Graba	LaVoy	Ojala	Smith
Carlson, L.	Grove	Lindstrom, J.	Parish	Spanish
Casserly	Hanson	Lombardi	Pavlak, R.	Stanton
Connors	Haugerud	Mann	Pehler	Swanson



Tomlinson	Vanasek	Voss	Wohlwend	Mr. Speaker
Ulland	Vento	Wenzel	Wolcott	

Those who voted in the negative were:

Adams, S.	Dirlam	Jude	Newcome	Salchert
Anderson, D.	Eckstein	Laidig	Niehaus	Savelkoul
Bennett	Esau	Larson	Ohnstad	Skaar
Braun	Ferderer	Lemke	Patton	Weaver
Carlson, A.	Fjoslien	Lindstrom, E.	Pavlak, R. L.	Wigley
Cleary	Graw	Long	Pieper	
Clifford	Hagedorn	McCauley	Pleasant	
Culhane	Johnson, J.	Mueller	Prahl	
DeGroat	Jopp	Myrah	Rice	

The bill was passed and its title agreed to.

H. F. No. 2484 was reported to the House.

Ulland moved to amend H. F. No. 2484, the printed bill, as follows:

Page 1, line 10, strike "200" and insert in lieu thereof "250".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Ulland amendment and the roll being called, there were yeas 59, and nays 61, as follows:

Those who voted in the affirmative were:

Adams, S.	Clifford	Hagedorn	Long	Pleasant
Anderson, D.	DeGroat	Heinitz	McArthur	St. Onge
Anderson, G.	Dirlam	Hook	McCauley	Savelkoul
Becklin	Eken	Johnson, J.	McFarlin	Schreiber
Belisle	Erdahl	Johnson, R.	Moe	Searle
Bell	Erickson	Jopp	Mueller	Skaar
Bennett	Esau	Klaus	Myrah	Ulland
Biersdorf	Ferderer	Knickerbocker	Newcome	Weaver
Braun	Fjoslien	Laidig	Niehaus	Wigley
Carlson, A.	Flakne	Larson	Ohnstad	Wohlwend
Carlson, D.	Forsythe	Lindstrom, E.	Pavlak, R. L.	Wolcott
Cleary	Graw	Lombardi	Pieper	

Those who voted in the negative were:

Anderson, I.	Enebo	LaVoy	Pavlak, R.	Smith
Berg	Faricy	Lemke	Pehler	Stanton
Berglin	Fudro	Lindstrom, J.	Peterson	Swanson
Boland	Fugina	Mann	Prahl	Tomlinson
Brinkman	Graba	McCarron	Quirin	Vanasek
Carlson, B.	Grove	McMillan	Resner	Vento
Carlson, L.	Hanson	Menke	Rice	Voss
Casserly	Jacobs	Miller, D.	Ryan	Wenzel
Connors	Jaros	Miller, M.	Salchert	Mr. Speaker
Culhane	Johnson, C.	Nelson	Sarna	
Cummiskey	Johnson, D.	Norton	Schulz	
Dahl	Jude	Ojala	Sieben, H.	
Dieterich	Kelly	Parish	Sieben, M.	

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

H. F. No. 2484, A bill for an act relating to taxation of property devoted to temporary and seasonal residential occupancy;

amending Minnesota Statutes 1971, Section 273.13, 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 72, and nays 59, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Kahn	Norton	Sieben, H.
Anderson, G.	Enebo	Kelly	Ojala	Sieben, M.
Anderson, I.	Faricy	Kempe	Parish	Smith
Bell	Fudro	LaVoy	Pavlak, R.	Spanish
Berg	Fugina	Lemke	Pehler	Stanton
Berglin	Graba	Lindstrom, J.	Peterson	Swanson
Boland	Growe	Mann	Prahl	Tomlinson
Brinkman	Hanson	McCarron	Quirin	Vanasek
Carlson, B.	Haugerud	McMillan	Resner	Vento
Carlson, L.	Jacobs	Menke	Rice	Voss
Casserly	Jaros	Miller, D.	Ryan	Wenzel
Connors	Johnson, C.	Moe	Salchert	Mr. Speaker
Cummiskey	Johnson, D.	Mueller	Sarna	
Dahl	Jopp	Munger	Schulz	
Dieterich	Jude	Nelson	Sherwood	

Those who voted in the negative were:

Adams, S.	DeGroat	Heinitz	McCauley	St. Onge
Anderson, D.	Dirlam	Hook	McEachern	Samuelson
Becklin	Eken	Johnson, J.	McFarlin	Savelkoul
Belisle	Erdahl	Johnson, R.	Miller, M.	Schreiber
Bennett	Erickson	Klaus	Myrah	Searle
Biersdorf	Esau	Knickerbocker	Newcome	Skaar
Braun	Ferderer	Laidig	Niehaus	Ulland
Carlson, A.	Fjoslien	Larson	Ohnstad	Weaver
Carlson, D.	Flakne	Lindstrom, E.	Patton	Wigley
Cleary	Forsythe	Lombardi	Pavlak, R. L.	Wohlwend
Clifford	Graw	Long	Pieper	Wolcott
Culhane	Hagedorn	McArthur	Pleasant	

The bill was passed and its title agreed to.

Anderson, I., moved that the House recess until 7:00 p.m. The motion prevailed.

#### RECESS

#### RECONVENED

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

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

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

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

H. F. No. 223, A bill for an act relating to courts; increasing the number of associate justices on the supreme court; appropriating moneys; amending Minnesota Statutes 1971, Section 480.01.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 715, A bill for an act relating to metropolitan transit; exempting property not served by transit system from tax levies; amending Minnesota Statutes 1971, Section 473A.111, Subdivisions 1 and 2.

H. F. No. 988, A bill for an act relating to Hennepin county; tax levies for the purposes of the county park reserve district; amending Laws 1967, Chapter 721, Section 2, as amended; and Laws 1971, Chapter 954, Section 2.

H. F. No. 1639, A bill for an act authorizing the village of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1973; amending Laws 1971, Chapter 557, Section 1.

H. F. No. 2052, A bill for an act relating to St. Louis county; providing funds for the maintenance and support of county extension work in St. Louis county; amending Laws 1971, Chapter 370, Section 1.

H. F. No. 2127, A bill for an act relating to courts; setting the salary of the judge of municipal court in North St. Paul; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

H. F. No. 2234, A bill for an act relating to education; clarifying responsibilities of the higher education advisory council; amending Minnesota Statutes 1971, Section 136A.02, Subdivision 6.

H. F. No. 2294, A bill for an act relating to the issuance of bonds by the village of Emmons.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

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

H. F. No. 231, A bill for an act relating to the metropolitan sewer board; payment of annual credit to municipalities; amending Minnesota Statutes 1971, Section 473C.05, Subdivision 4.

H. F. No. 895, A bill for an act relating to the city of Wayzata; volunteer firemen's service pensions.

H. F. No. 1058, A bill for an act relating to education; extending the program of instruction review authority of the Minnesota higher education coordinating commission to include private collegiate and non-collegiate institutions offering post-secondary education; amending Minnesota Statutes 1971, Section 136A.04.

H. F. No. 1776, A bill for an act relating to hazardous buildings; amending Minnesota Statutes 1971, Chapter 463, by adding a section.

H. F. No. 2097, A bill for an act relating to Ramsey county; tax equalization procedure; repealing Special Laws 1876, Chapter 212, as amended.

H. F. No. 2270, A bill for an act relating to the village of North St. Paul; authorizing the construction and financing of certain awnings in the village pursuant to Minnesota Statutes, Chapter 429.

H. F. No. 2154, A bill for an act authorizing the city of Shakopee to appoint nonresidents of the city to its water, light, power and building commission under certain conditions.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 588, A bill for an act relating to trade regulations; hazardous toys and other articles; restricting the manufacture, sale, and other traffic of such articles in this state; granting regulatory, investigatory, and enforcement powers to the director of the consumer services section of the department of commerce; providing for the testing of such articles; providing penalties.

H. F. No. 1575, A bill for an act relating to insurance; variable contracts; amending Minnesota Statutes 1971, Sections 61A.13, Subdivision 1; 61A.14, Subdivision 5; 61A.15; 61A.17; 61A.19; 61A.21; and 61A.22.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1578, A bill for an act relating to retirement; firemen's service pensions in the village of Sauk Rapids.

H. F. No. 1844, A bill for an act relating to the city of Redwood Falls; authorizing payment of lump sum retirement benefits to firemen.

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

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

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

H. F. No. 2308, A bill for an act relating to the city of Saint Paul; providing for the contracting out to a private party of the operation and management of the parking ramps and other parking facilities owned by the city which are located within or adjacent to the city's civic center and auditorium; amending Laws 1967, Chapter 459, Section 4, as amended.

H. F. No. 2239, A bill for an act relating to Dakota county; housing and redevelopment authority; jurisdiction; amending Laws 1971, Chapter 333, Section 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 659, A bill for an act relating to the city of Willmar; authorizing land acquisition and development to promote industry and alleviate unemployment.

H. F. No. 666, A bill for an act relating to Independent School District No. 332; education; state aids and teacher contracts.

H. F. No. 1567, A bill for an act relating to education; state aids for summer school or year-round classes; amending Minnesota Statutes 1971, Section 124.20.

H. F. No. 1714, A bill for an act authorizing the issuance of bonds by Independent School District No. 877.

H. F. No. 1749, A bill for an act relating to Carver county; soil and water conservation; expenditures from general revenue fund.

H. F. No. 2002, A bill for an act relating to bonds; public officers; requiring that bonds of public officers be filed in the office of the register of deeds; amending Minnesota Statutes 1971, Sections 375.03; 382.10; 382.12; 386.01; 386.18; 388.01; 389.01, Subdivision 3; 390.01; 485.01; 488.10, Subdivision 2; 508.31;

525.04; 525.09; 525.10; 574.20; and repealing Minnesota Statutes 1971, Sections 382.09 and 382.11.

H. F. No. 2096, A bill for an act relating to county extension service; removing limitations on the levy and appropriation for extension activities; amending Minnesota Statutes 1971, Section 38.36.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2121, A bill for an act relating to taxation; providing for imposition of certain excise and ad valorem taxes; distribution of revenue derived; appropriating money; amending Minnesota Statutes 1971, Chapters 272, by adding a section; 273; 275; and 290, by adding sections; and Sections 93.52, Subdivision 2; 93.55; 93.58; 124.03, Subdivision 3; 124.212, Subdivision 3; 272.04, Subdivision 1; 273.13, Subdivisions 6 and 7, and by adding a subdivision; 273.17, Subdivision 1; 273.41; 275.50, Subdivisions 2, 4 and 5; 275.51, Subdivisions 1, 2, 3 and 4, and by adding a subdivision; 275.52, Subdivisions 2 and 3; 275.53, Subdivisions 1 and 3; 275.55; 287.12; 290.06, Subdivision 1; 290.0601, Subdivisions 6 and 9; 290.0604; 290.061; 290.081; 290.17; 290.19, Subdivision 1, and by adding a subdivision; 290.361, Subdivision 2; 290.982; 290.983, Subdivision 1; 290.99; 291.33, Subdivision 2; 297A.25, Subdivision 1; 297.13, Subdivision 1; 340.60, Subdivision 1; 414.01, by adding a subdivision; 477A.01, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 16 and 17; repealing Minnesota Statutes 1971, Sections 93.53; 93.54; 93.56; 93.57; 124.28; 124.281; 124.29; 276.15; 276.16; 276.17; 276.18; 290.0607; 290.0617; 290.361, Subdivision 4; 295.38; 297.13, Subdivisions 2, 3, 4, 5, 6, 7 and 8; 297.15; 297.16; 297A.252; 340.60, Subdivisions 2, 3, 4, 5, 6 and 7; 368.39; 368.40; 368.41; 368.42; 373.20; 373.21; 373.22; 373.23; 373.24; and 477A.01, Subdivisions 12 and 15.

The Senate has appointed as such committee Messrs. Perpich, A. J.; Coleman; Olson, A. G.; Conzemius; and McCutcheon.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consist-

ing of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2353, A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans of a detention center or centers.

The Senate has appointed as such committee Messrs. McCutcheon, Milton, and Schaaf.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 295, A bill for an act relating to public employees; giving public employees and employers certain rights and obligations; defining unfair practices; amending the public employment labor relations act of 1971; amending Minnesota Statutes 1971, Sections 179.63, Subdivisions 6, 8, 9, 13, and 18, and by adding a subdivision; 179.64, Subdivisions 1 and 7; 179.65, Subdivisions 2, 3, 5, 6 and 7; 179.66, Subdivisions 4 and 5; 179.66, by adding a subdivision; 179.67, Subdivisions 7, 11, and 12; 179.68; 179.69, Subdivisions 3, 5 and 6; 179.70, Subdivision 1; 179.71, Subdivision 3; 179.72, Subdivisions 1, 7, 9, and 10; 179.73, Subdivision 2; 179.74, Subdivisions 2, 4 and 5; 179.75, Subdivision 8; repealing Minnesota Statutes 1971, Sections 179.69, Subdivision 7; 179.72, Subdivisions 11 and 13; 179.73, Subdivisions 3, 4, and 5; 179.75, Subdivisions 1, 2, 3, 4, 5, 6, 7, and 9; and 179.77.

The Senate has appointed as such committee Messrs. Thorup; Hansen, Baldy; Doty; McCutcheon; and Ogdahl.

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. 2160, A bill for an act relating to state colleges; authorizing student governing associations to expend money assigned to them from the college student activity fund for funding a legal counseling and service program for students.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Cummiskey moved that the House concur in the Senate amendments to H. F. No. 2160 and that the bill be repassed as amended by the Senate. The motion prevailed.

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

The bill was read for the 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 84, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, R.	Munger	Schreiber
Andersen, R.	Dahl	Jude	Myrah	Schulz
Anderson, I.	DeGroat	Kahn	Norton	Sherwood
Becklin	Eckstein	Kelly	Ojala	Sieben, H.
Belisle	Faricy	Knickerbocker	Parish	Sieben, M.
Bell	Ferderer	LaVoy	Patton	Smith
Bennett	Forsythe	Lemke	Pavlak, R.	Spanish
Berg	Fudro	Lindstrom, J.	Pavlak, R. L.	Swanson
Boland	Fugina	Mann	Pehler	Tomlinson
Brinkman	Graba	McArthur	Peterson	Uiland
Carlson, A.	Graw	McCarron	Pleasant	Vanasek
Carlson, B.	Growe	McFarlin	Prahl	Vento
Casserly	Hanson	McMillan	Quirin	Voss
Cleary	Heinitz	Menke	Resner	Weaver
Clifford	Jaros	Miller, D.	Rice	Wenzel
Connors	Johnson, C.	Moe	Ryan	Mr. Speaker
Culhane	Johnson, D.	Mueller	Sarna	

Those who voted in the negative were:

Anderson, D.	Kempe	Long	Ohnstad	Wohlwend
Erdahl	Klaus	Miller, M.	Pieper	
Fjoslien	Laidig	Newcome	St. Onge	
Johnson, J.	Lindstrom, E.	Niehaus	Skaar	

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. 314, A bill for an act relating to the village of Grand Marais; authorizing the issuance of on-sale liquor licenses.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Johnson, D., moved that the House concur in the Senate amendments to H. F. No. 314 and that the bill be repassed as amended by the Senate. The motion prevailed.



H. F. No. 314, A bill for an act relating to the village of Grand Marais; authorizing the issuance of on-sale liquor licenses.

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 94, and nays 13, as follows:

Those who voted in the affirmative were:

Anderson, G.	Dirlam	Johnson, R.	Myrah	Sarna
Anderson, I.	Eckstein	Jude	Nelson	Schreiber
Belisle	Eken	Kahn	Newcome	Schulz
Bell	Enebo	Kelly	Norton	Sieben, H.
Bennett	Faricy	Kempe	Ojala	Sieben, M.
Berg	Ferderer	Knickerbocker	Parish	Smith
Biersdorf	Fjoslien	LaVoy	Patton	Stanton
Boland	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Mann	Pehler	Ulland
Carlson, B.	Graw	McCarron	Peterson	Vanasek
Carlson, L.	Grove	McEachern	Pieper	Vento
Casserly	Hagedorn	McFarlin	Pleasant	Voss
Cleary	Hanson	McMillan	Prahl	Weaver
Clifford	Heinitz	Menke	Quirin	Wenzel
Connors	Jacobs	Miller, D.	Resner	Wohlwend
Culhane	Jaros	Miller, M.	Rice	Wolcott
Cummiskey	Johnson, C.	Mueller	Ryan	Mr. Speaker
Dahl	Johnson, D.	Munger	St. Onge	

Those who voted in the negative were:

Anderson, D.	Erdahl	Johnson, J.	Long	Skaar
Becklin	Erickson	Klaus	Niehaus	
Carlson, D.	Esau	Laidig	Sherwood	

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. 1104, A bill for an act relating to the cities of St. Louis Park and Winona; permitting city council to direct or serve on housing and redevelopment authority or to contract with other governmental units for services provided by such authority.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

McFarlin moved that the House concur in the Senate amendments to H. F. No. 1104 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1104, A bill for an act relating to the cities of St. Louis Park and Winona; permitting city council to direct or

serve on housing and redevelopment authority or to contract with other governmental units for services provided by such authority.

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 0, as follows:

Those who voted in the affirmative were:

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

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. 178, A bill for an act relating to peace officers; providing benefits to survivors of peace officers killed in the line of duty; establishing a peace officers' benefit account in the state treasury; providing an appropriation.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Smith moved that the House concur in the Senate amendments to H. F. No. 178 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 178, A bill for an act relating to peace officers; providing benefits to survivors of peace officers killed in the line of duty; establishing a peace officers' benefit fund in the state treasury; providing an appropriation.

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 114, and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bennett                  Clifford

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. 1664, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of William O'Brien state park.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

Laidig moved that the House concur in the Senate amendments to H. F. No. 1664 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1664, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of William O'Brien state park.

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 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Moe	Schreiber
Anderson, D.	Dieterich	Johnson, R.	Mueller	Schulz
Anderson, G.	Dirlam	Jude	Munger	Sherwood
Anderson, I.	Eckstein	Kahn	Myrah	Sieben, H.
Becklin	Enebo	Kelly	Nelson	Sieben, M.
Belisle	Erdahl	Kempe	Newcome	Skaar
Bell	Erickson	Klaus	Niehaus	Smith
Bennett	Esau	Knickerbocker	Norton	Spanish
Berg	Faricy	Laidig	Ohnstad	Stanton
Berglin	Ferderer	Larson	Ojala	Swanson
Biersdorf	Fjoslien	LaVoy	Parish	Tomlinson
Boland	Forsythe	Lemke	Patton	Ulland
Braun	Fudro	Lindstrom, E.	Pavlak, R.	Vanasek
Brinkman	Fugina	Lindstrom, J.	Pavlak, R. L.	Vento
Carlson, A.	Graba	Lombardi	Pehler	Voss
Carlson, B.	Graw	Long	Peterson	Weaver
Carlson, D.	Grove	Mann	Pieper	Wenzel
Carlson, L.	Hagedorn	McArthur	Pleasant	Wigley
Casserly	Hanson	McCarron	Prahl	Wohlwend
Cleary	Heinitz	McCauley	Quirin	Wolcott
Clifford	Hook	McEachern	Resner	Mr. Speaker
Connors	Jacobs	McFarlin	Rice	
Culhane	Jaros	McMillan	Ryan	
Cummiskey	Johnson, C.	Menke	St. Onge	
Dahl	Johnson, D.	Miller, M.	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. 959, A bill for an act relating to the town of Canosia; authorizing a tax levy for firemen's relief purposes.

PATRICK E. FLAHAVEN, Secretary of the Senate

#### CONCURRENCE AND REPASSAGE

LaVoy moved that the House concur in the Senate amendments to H. F. No. 959 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 959, A bill for an act relating to the town of Canosia; authorizing a tax levy for firemen's relief purposes.

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 120, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McMillan	Ryan
Anderson, D.	DeGroat	Johnson, D.	Menke	St. Onge
Anderson, G.	Dieterich	Johnson, J.	Miller, D.	Sarna
Anderson, I.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Becklin	Eckstein	Jude	Mueller	Schreiber
Belisle	Eken	Kahn	Munger	Schulz
Bell	Enebo	Kelly	Myrah	Sherwood
Bennett	Erdahl	Kempe	Nelson	Sieben, H.
Berg	Erickson	Klaus	Newcome	Sieben, M.
Berglin	Esau	Knickerbocker	Niehaus	Skaar
Biersdorf	Faricy	Laidig	Norton	Smith
Boland	Ferderer	Larson	Ohnstad	Stanton
Braun	Fjoslien	LaVoy	Ojala	Swanson
Brinkman	Forsythe	Lemke	Parish	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Patton	Ulland
Carlson, B.	Graba	Lindstrom, J.	Pavlak, R.	Vanasek
Carlson, D.	Graw	Lombardi	Pavlak, R. L.	Vento
Carlson, L.	Growe	Long	Pehler	Voss
Cassery	Hagedorn	Mann	Peterson	Weaver
Cleary	Hanson	McArthur	Pieper	Wenzel
Clifford	Heinitz	McCarron	Pleasant	Wigley
Connors	Hook	McCauley	Quirin	Wohlwend
Culhane	Jacobs	McEachern	Resner	Wolcott
Cummiskey	Jaros	McFarlin	Rice	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. 611, A bill for an act relating to public safety; division of highway patrol; providing salary adjustments for members of the highway patrol assigned to air patrol duty; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, H., moved that the House refuse to concur in the Senate amendments to H. F. No. 611, 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 that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 342, A bill for an act relating to motor vehicles; definition and length of trailers and vehicle combinations; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 13, 14, and 16; and 169.81, by adding a subdivision.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 342

May 2, 1973

Honorable Alec G. Olson  
President of the Senate

Honorable Martin O. Sabo  
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 342, report that we have agreed upon the items in dispute and recommend as follows:

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

"Section 1. Minnesota Statutes 1971, Section 168.011, Subdivision 13, is amended to read:

Subd. 13. [TRAILER.] "Trailer" means any vehicle designed for carrying property or passenger on its own structure and for being drawn by a motor vehicle *but shall not include a trailer drawn by a truck-tractor semitrailer combination.*

Sec. 2. Minnesota Statutes 1971, Section 168.011, Subdivision 14, is amended to read:

Subd. 14. [SEMI-TRAILER.] "Semi-trailer" means a vehicle of the trailer type so designed and used in conjunction with a truck-tractor that a considerable part of its own weight or that of its load rests upon and is carried by the truck-tractor *and shall include a trailer drawn by a truck-tractor semitrailer combination.*

Sec. 3. Minnesota Statutes 1971, Section 168.011, Subdivision 16, is amended to read:

Subd. 16. [GROSS WEIGHT.] "Gross weight" means the actual unloaded weight of the vehicle, either a truck or tractor, or the actual unloaded combined weight of a truck-tractor and semitrailer, *or of the truck-tractor, semitrailer and one additional semitrailer*, fully equipped for service, plus the weight of the maximum load which the applicant has elected to carry on such vehicle or combined vehicles. The term gross weight applied to a truck occasionally used for towing a trailer means the unloaded weight of the truck, fully equipped for service, plus the weight of the maximum load which the applicant has elected to carry on such truck, but not including the weight of such part of the trailer and its load as may rest upon the truck. The term gross weight applied to school buses means the weight of the

vehicle fully equipped with all fuel tanks full of fuel, plus the weight of the passengers and their baggage computed at the rate of 100 pounds per passenger seating capacity, including that for the driver. The term gross weight applied to other buses means the weight of the vehicle fully equipped with all fuel tanks full of fuel, plus the weight of passengers and their baggage computed at the rate of 150 pounds per passenger seating capacity, including that for the driver. For bus seats designed for more than one passenger, but which are not divided so as to allot individual seats for the passengers that occupy them, allow two feet of its length per passenger to determine seating capacity. The term gross weight applied to a truck-tractor used exclusively by the owner thereof for towing an equipment dolly shall be the actual weight of the truck-tractor alone, and the equipment dolly shall be separately licensed and taxed as a trailer, as provided in section 168.013, subdivision 1, paragraph 7. The term "equipment dolly" as used in this subdivision means a heavy semitrailer used solely by the owner thereof to transport his construction machinery, equipment, implements and other objects used on a construction project, but not to be incorporated in or to become a part of a completed project. The term gross weight applied to a truck-tractor or a truck used as a truck-tractor transporting unfinished forest products or used by the owner thereof to transport agricultural, horticultural, dairy, and other farm products, including livestock, produced or finished by the owner of the truck, and any other personal property owned by the farmer to whom the license for such truck is issued, from the farm to market, and to transport property and supplies to the farm of the owner, as described in section 168.011, subdivision 17, shall be the unloaded weight of the truck-tractor or converted truck plus the weight of the maximum load which the applicant has elected to carry on the truck, but in no case shall this be less than 21,000 pounds, whether hauling a semitrailer or not, and the semitrailer used for such hauling in conjunction with such truck-tractor or converted truck shall be registered and taxed separately as provided by section 168.013, subdivision 1, paragraph 7.

Sec. 4. Minnesota Statutes 1971, Section 169.81, Subdivision 3, is amended to read:

Subd. 3. [LENGTH OF COMBINATIONS AND SEMI-TRAILERS AND TRAILERS.] (a) No combination of vehicles coupled together unladen or with load, including truck trailers and semitrailers, shall (CONSIST OF MORE THAN TWO UNITS AND NO SUCH COMBINATION OF VEHICLES SHALL) exceed a total length of 55 feet, provided that this limitation shall not apply to the transportation of telegraph poles, telephone poles, electric light and power poles, piling, or pole length pulpwood, and subject to the following further exceptions: Said length limitations shall not apply to ((1)) vehicles when transporting pipe, or other objects by a public utility when required for emergency or repair of public service facilities or when operated under special permits as provided in this subdivision, but in respect to night transportation every such

vehicle and the load thereon shall be equipped with a sufficient number of clearance lamps and marker lamps on both sides and upon the extreme ends of any projecting load to clearly mark the dimensions of such load; ((2) HOUSE TRAILERS OR MOBILE HOMES WHEN COUPLED WITH A MOTOR VEHICLE BUT SUCH COMBINATION SHALL NOT EXCEED 55 FEET IN LENGTH. PROVIDED FURTHER THAT TWO VEHICLES IN TRANSIT BY THE DRIVE-AWAY METHOD IN SADDLE). Mount combinations may be drawn but such combinations may not exceed 55 feet in length. The state, as to state trunk highways, and any city, village, borough or town, as to roads or streets located therein, may issue permits authorizing the transportation of combinations of vehicles exceeding the limitations herein contained over highways, roads or streets within their boundaries.

(b) No single semitrailer or trailer shall have an overall length, inclusive of rear bumper, in excess of 40 feet, provided any semitrailer or trailer especially constructed and used to transport livestock or any unenclosed semitrailer or trailer especially constructed and used to transport boats or motor vehicles may exceed the length limitation set forth in this paragraph by not more than five feet. Any single semitrailer or trailer registered in this state which exceeded the length limitations set forth in this paragraph as of April 1, 1967, shall be entitled to a permit authorizing its operation within this state provided application therefor is made within 120 days from April 22, 1967. The state, as to state trunk highways, and any city, village, borough, or town, as to roads or streets located therein may issue such permits for highways, roads or streets within their jurisdictions.

Sec. 5. Minnesota Statutes 1971, Chapter 169, is amended by adding a section to read:

[169.861] [PERMITS FOR CERTAIN COMBINATIONS.]  
Subdivision 1. [APPLICATION.] *The commissioner shall issue an annual permit to enable a combination of vehicles between 55 and 65 feet in length to operate on the public highways. The permit shall entitle the combination of vehicles to operate only on divided highways having four or more lanes of travel, and on such other highways as may be designated by the commissioner of highways subject to Minnesota Statutes, Section 169.87, Subdivision 1, and subject to the approval of the authority having jurisdiction over such highway, for the purpose of providing access between such divided highways of four or more lanes of travel and truck terminals and marshalling yards or for the purpose of providing continuity of route. All vehicles operated under the provisions of this section shall conform to the standards for such vehicles as prescribed by the United States Department of Transportation, Federal Highway Administration, Bureau of Motor Carrier Safety, and as may be amended.*

Subd. 2. [DISPLAY.] *The permit issued under this section shall be displayed on the left side of the truck-tractor of the combination of vehicles, in the immediate vicinity of the painted,*



*printed, stenciled, or decalcomanic, numbering showing the gross registered weight of the combination of vehicles.*

*Subd. 3. [FEES.] The commissioner is authorized to charge a fee of \$75 for an annual permit for each combination exceeding 55 but not more than 60 feet in length; and \$200 for each combination exceeding 60 but not more than 65 feet in length. All such fees for permits issued by the commissioner shall be deposited in the state treasury and credited to the highway user tax distribution fund. This fee may be prorated in the same manner as registration fees are prorated pursuant to section 168.187 and for those vehicles not covered by section 168.187, a trip fee of \$10 for combinations exceeding 55 but not more than 60 feet in length and \$20 for combinations exceeding 60 but not more than 65 feet in length.*

Sec. 6. *This act is effective July 1, 1973."*

Further amend by striking the title in its entirety and inserting in lieu thereof the following:

"A bill for an act relating to motor vehicles; definition and length of trailers and vehicle combinations; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 13, 14, and 16; and 169.81, Subdivision 3; and Chapter 169, by adding a section."

We request adoption of this report and repassage of the bill in accordance therewith.

Senate Conferees: HAROLD G. KRIEGER, CLARENCE M. PURFEERST, and SAM G. SOLON.

House Conferees: JACK H. LAVOY, BERNARD O. CARLSON, and VERNE E. LONG.

LaVoy moved that the report of the Conference Committee on S. F. No. 342 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 342, A bill for an act relating to motor vehicles; definition and length of trailers and vehicle combinations; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 13, 14, and 16; and 169.81, by adding a subdivision.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 92, and nays 29, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Culhane	Ferderer	Johnson, R.
Anderson, G.	Carlson, A.	Dahl	Fjoslien	Jopp
Becklin	Carlson, B.	DeGroat	Forsythe	Jude
Belisle	Carlson, D.	Diriam	Graba	Kelly
Bell	Carlson, L.	Eckstein	Grove	Kempe
Bennett	Casserly	Eken	Hagedorn	Klaus
Berg	Cleary	Enebo	Heinitz	Knickerbocker
Biersdorf	Clifford	Erickson	Jacobs	Laidig
Braun	Connors	Esau	Jaros	Larson

LaVoy	McMillan	Patton	Salchert	Ulland
Lemke	Menke	Pavlak, R.	Sarna	Voss
Lombardi	Miller, D.	Pavlak, R. L.	Savelkoul	Weaver
Long	Miller, M.	Peterson	Schreiber	Wenzel
Mann	Mueller	Pieper	Schulz	Wigley
McArthur	Munger	Pleasant	Sieben, H.	Wohlwend
McCarron	Nelson	Prahl	Smith	Wolcott
McCauley	Niehaus	Quirin	Spanish	
McEachern	Ohnstad	Rice	Stanton	
McFarlin	Parish	Ryan	Swanson	

Those who voted in the negative were:

Adams, S.	Faricy	Johnson, D.	Myrah	Sieben, M.
Anderson, D.	Fudro	Johnson, J.	Newcome	Skaar
Boland	Fugina	Kahn	Norton	Tomlinson
Cummiskey	Graw	Lindstrom, E.	Pehler	Vanasek
Dieterich	Hanson	Lindstrom, J.	St. Onge	Vento
Erdahl	Hook	Moe	Sherwood	

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

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

S. F. Nos. 1213, 1979, and 2426.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 534, 1409, and 1845.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 944, 1404, and 1806.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 926, 968, and 2113.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 944, A bill for an act relating to education; permitting certain teachers to apply for and receive life or permanent certificates.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1404, A bill for an act relating to veterans; the enforcement of veterans' preference rights by the commissioner of veterans affairs; authorizing the attorney general to represent veterans in certain cases; appropriating money; amending Minnesota Statutes 1971, Chapter 197, by adding a section.

The bill was read for the first time.

Laidig moved that S. F. No. 1404 and H. F. No. 1540, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1806, A bill for an act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

The bill was read for the first time.

#### SUSPENSION OF RULES

Pursuant to Article IV, Section 20, of the Constitution of the state of Minnesota, Parish moved that the Rule therein be suspended and an urgency be declared so that S. F. No. 1806 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Parish moved that the rules of the House be so far suspended that S. F. No. 1806 be given its second and third readings and be placed upon its final passage. The motion prevailed.

The bill was read for the second time.

S. F. No. 1806, A bill for an act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

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

The question was taken on the passage of the bill.

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

The roll being called, there were yeas 44, and nays 61, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	LaVoy	Ojala	Sieben, M.
Anderson, D.	Dieterich	Lemke	Parish	Stanton
Braun	Eckstein	Lindstrom, J.	Pavlak, R.	Swanson
Brinkman	Fudro	Mann	Quirin	Tomlinson
Carlson, A.	Fugina	McMillan	Resner	Ulland
Carlson, B.	Haugerud	Menke	Rice	Vanasek
Casserly	Jacobs	Miller, D.	Ryan	Voss
Connors	Jaros	Nelson	Salchert	Mr. Speaker
Cummiskey	Johnson, D.	Norton	Sieben, H.	

Those who voted in the negative were:

Anderson, G.	Faricy	Kelly	Moe	Schulz
Becklin	Ferderer	Kempe	Mueller	Sherwood
Belisle	Fjoslien	Klaus	Myrah	Skaar
Bell	Forsythe	Knickerbocker	Niehaus	Spanish
Bennett	Graba	Laidig	Ohnstad	Weaver
Berg	Hagedorn	Larson	Pavlak, R. L.	Wenzel
Boland	Hanson	Lindstrom, E.	Pehler	Wigley
Carlson, D.	Heinitz	Lombardi	Peterson	Wohlwend
Clifford	Hook	Long	Pieper	Wolcott
Dirlam	Johnson, J.	McArthur	Pleasant	
Erdahl	Johnson, R.	McCarron	Prahl	
Erickson	Jopp	McCauley	Savelkoul	
Esau	Jude	McFarlin	Schreiber	

The bill was not passed.

#### FIRST READING OF SENATE BILLS, Continued

S. F. No. 926, A bill for an act establishing the Minnesota environmental education council; and describing the powers and duties thereof.

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

S. F. No. 968, A bill for an act relating to crimes and criminals; providing penalties for the receipt, purchase or concealment of stolen goods; and providing for civil redress; amending Minnesota Statutes 1971, Section 609.53.

The bill was read for the first time.

Smith moved that S. F. No. 968 and H. F. No. 795, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2113, A bill for an act relating to taxation; providing for a reduction in assessed value of apartment housing of type I or II construction; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

The bill was read for the first time.

Adams, J., moved that S. F. No. 2113 and H. F. No. 2434, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 534, A bill for an act relating to education; providing compensation for expenses for members of Minnesota education council; amending Minnesota Statutes 1971, Section 121.83.

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

S. F. No. 1409, A bill for an act relating to education; providing that members of the Minnesota higher education coordinating commission shall be reimbursed for expenses incurred in the performance of their duties; amending Minnesota Statutes 1971, Section 136A.02, Subdivision 4.

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

S. F. No. 1845, A bill for an act relating to claims, adjusted compensation for military service.

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

S. F. No. 1213, A bill for an act relating to public museums, galleries, and schools of arts or crafts in cities of the first class; tax levy; amending Minnesota Statutes 1971, Section 450.25.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1979, A bill for an act relating to the Minnesota state college board; appropriating money and authorizing a loan to the board for the refunding of outstanding revenue bonds; authorizing the issuance and sale of bonds under the provisions of Article IX, Section 6 of the Constitution to provide money for such loan, and appropriating money in connection with such bonds; amending Minnesota Statutes 1971, Section 136.40, by adding a subdivision.

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

S. F. No. 2426, A bill for an act authorizing conveyance of certain state lands in Lyon county to the Southwest Minnesota College Foundation.

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

The following Conference Committee Report was received:

## CONFERENCE COMMITTEE REPORT ON H. F. NO. 308

May 10, 1973

Honorable Martin O. Sabo  
Speaker of the House of Representatives

Honorable Alec G. Olson  
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 308, report that we have agreed upon the items in dispute and recommend as follows:

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

**"Section 1. [DEPARTMENT OF FINANCE; CREATION.]**

*Subdivision 1. The department of finance is hereby created under the control and supervision of the commissioner of finance, which office is hereby established. The commissioner is the chief accounting officer, the principal financial officer and the state controller.*

*Subd. 2. The commissioner of finance is appointed by the governor by and with the advice and consent of the senate. The commissioner so appointed shall have broad experience as an executive financial manager. The commissioner shall serve at the pleasure of the governor. A vacancy in the office of the commissioner shall be filled by the governor, with the advice and consent of the senate.*

*Subd. 3. The commissioner may appoint two deputy commissioners, and a confidential secretary, each of whom shall serve at the pleasure of the commissioner in the unclassified service. Except as may be otherwise provided for by law, the commissioner shall fix the compensation of each deputy. A deputy may perform and exercise a power, duty, or responsibility imposed by law on the commissioner when authorized so to do by the commissioner.*

*Subd. 4. Subject to the provisions of this act and to other applicable laws governing a state department or agency, the commissioner shall organize the department and employ such other officers, employees, and agents as he may deem necessary to discharge the functions of his department, define the duties of such officers, employees, and agents and to delegate to them any of his powers, duties, and responsibilities subject to his control and under such conditions as he may prescribe. Personnel employed pursuant to this subdivision are in the classified service of the state civil service.*

**Sec. 2. [TRANSFER OF DUTIES FROM STATE AUDITOR.]** *Subdivision 1. Except as otherwise provided for in this section, all the powers, duties, and responsibilities now vested in and imposed upon the state auditor are hereby transferred to, vested in, and imposed upon the department of finance.*

*Subd. 2. The state auditor shall continue to exercise the powers, duties, and responsibilities which heretofore have been or which may hereafter be by law vested in, and imposed upon him relating to certifying the state tax to the several county auditors, certifying the tax necessary to be levied in connection with the repayment of moneys borrowed by the state or its department and agencies or moneys loaned by the state as authorized by law; he shall also continue to exercise such powers, duties and responsibilities prescribed by the constitution and as a member of a governmental council, board or association.*

Sec. 3. Minnesota Statutes 1971, Section 6.21, is amended to read:

6.21 [DUTIES.] The (STATE AUDITOR) *commissioner of finance* shall (CONTINUE TO) exercise the rights, powers, and duties vested in and imposed upon his office. He shall have charge of the administration of the financial affairs of the state. He shall keep the general books of account of the state. The general books of account shall be on a double entry control basis, with such revenue, expenditure, asset and liability accounts as will give complete control over all financial and expenditure operations of the state and over all officials, departments, and agencies of the state government. Accounts shall be set both as to expenditures and revenue according to generally accepted practice in governmental accounting. The (AUDITOR, WITH THE ADVICE AND ASSISTANCE OF THE COMMISSIONER OF ADMINISTRATION AND THE PUBLIC EXAMINER,) *commissioner of finance* shall formulate and prescribe for all departments and other state agencies a system of uniform records, accounts, statements, estimates, revenue receipt forms, vouchers, bills, and demands with suitable instructions governing the installation and use thereof. The accounting system and form so prescribed shall be adopted and employed by all officials, departments, and agencies of the state government. The (AUDITOR, WITH THE ASSISTANCE OF THE PUBLIC EXAMINER,) *commissioner of finance* shall exercise constant supervision and control thereof. All accounting and financial records shall be kept on the fiscal year basis of 12 months ending at midnight between June 30 and July 1. The (AUDITOR) *commissioner of finance* and his designated agents shall at all times have free access to the books, records, accounts, and papers of the several departments and agencies. (THE COMMISSIONER OF ADMINISTRATION AND HIS DESIGNATED EMPLOYEES SHALL HAVE FREE ACCESS AT ALL TIMES TO THE BOOKS, RECORDS, ACCOUNTS, AND PAPERS OF THE STATE AUDITOR AND THE AUDITOR SHALL ALLOW THE COMMISSIONER AND HIS AGENTS SUFFICIENT DESK SPACE FOR USING AND INSPECTING THE SAME.)

Sec. 4. [TRANSFER OF POWERS FROM DEPARTMENT OF ADMINISTRATION.] *Subdivision 1. The department of finance shall prepare a biennial budget and a ten year cash receipts and disbursement projection in consultation with the com-*

*missioner of administration under the supervision of the governor. In even numbered years immediately before the inauguration of a new governor, such budget and a ten year cash receipts and disbursement projection shall be prepared under the supervision of the governor-elect.*

*Subd. 2. All the powers, duties, and responsibilities now vested in and imposed upon the commissioner of administration by Minnesota Statutes, Sections 3.30, relating to the contingent fund; 16.027, relating to payrolls; 16.138, relating to reimbursements; 16.14, 16.15, and 16.155 relating to budgets and the budget, are transferred to, vested in and imposed upon the department of finance.*

*Subd. 3. All the powers, duties, and responsibilities now vested in and imposed upon the commissioner of administration by Minnesota Statutes, Sections 16.20, 16.245, 16.25, 16.62, 16.63, 16.64 and any other law relating to the supervision and control of accounts and expenditures of the state government, its departments and agencies including but not limited to fees, payroll deductions, tax withholding, and compensation schedules, are hereby transferred to, vested in, and imposed upon the department of finance.*

*Subd. 4. The department of finance may make rules and regulations governing the powers, duties, and responsibilities transferred to it under the terms of this act.*

**Sec. 5. [TRANSFER OF CERTAIN APPROPRIATIONS.]**  
*The moneys heretofore appropriated to the commissioner of administration in the payroll clearance revolving fund in the state treasury is hereby reappropriated to the department of finance for the same purposes and uses as set forth in Minnesota Statutes, Section 16.80, Subdivision 1, Clause (g). Any accumulation in said fund from profits or otherwise is also reappropriated to the department of finance for such purposes.*

**Sec. 6. [DEPARTMENT OF FINANCE OTHER POWERS.]** *The commissioner of finance:*

*(1) Shall require each department in the executive branch to prepare financial reports in such form, and to be made at such intervals, as he may prescribe which will permit administrative and legislative comparisons of spending plans in relation to appropriations for programs and activities;*

*(2) Shall formulate and prescribe a system of measuring the effect of fund expenditures which will permit the evaluation and comparisons of the cost of functions or programs;*

*(3) Shall require each department to state in writing objectives of each activity or function authorized against which performance may be measured. The objectives shall be specific as to amount and time and for a period including the current and the following biennium and reported at such times and in such form as the commissioner shall direct;*



(4) Shall require the department of taxation and other departments in the executive branch to report at his designated intervals concerning estimates of income and receipts whether from taxes or otherwise, and use such information in evaluating the financial condition and affairs of the state;

(5) Shall make such reports concerning the financial affairs of the state as the governor or the commissioner of administration may direct in addition to such reporting as may be otherwise prescribed by law.

(6) Shall require such reports and other information of the state treasurer and other departments and agencies in the executive branch as will permit formulation of policy on all fiscal and financial matters of state government.

Sec. 7. [TRANSFER OF POWERS TO STATE AUDITOR.] Except as otherwise provided for in this act relating to the legislative auditor, all the powers, duties and responsibilities of the public examiner relating to audits of cities of all classes, villages, counties, towns, school districts, and other governmental subdivisions or bodies corporate and politic as contained in Minnesota Statutes, Sections 215.10, 215.11, 215.12, 215.13, 215.14, 215.16, 215.17, 215.19, 215.20, 215.21, 215.22, 215.225, 215.23, 215.24, 215.25, 215.26, 215.261, 215.31, 215.32, 215.33, 215.34, 215.35, 215.36, 215.37, 215.38, or any other law are hereby transferred to, vested in, and imposed upon the state auditor.

Sec. 8. Minnesota Statutes 1971, Section 9.031, is amended by adding a subdivision to read:

Subd. 13. [DEPOSIT OF FUNDS.] (a) Deposit of state funds in depositories by the treasurer under section 9.031 is subject to regulation by the commissioner of finance. He may determine the amount of funds to deposit in a depository and any other matter which he deems in the public interest. The treasurer shall comply with such regulations.

(b) All depositories with various noninterest bearing deposits which, as a group, total over \$100,000 shall report such balances as of the close of the previous business day by 9:00 a.m. daily to the treasurer and the commissioner of finance. The commissioner of finance shall record these daily balances, which shall be a matter of public record at the legislative reference library and reported monthly to the legislative audit commission.

(c) All state accounts shall be established by competitive bid among the designated depositories. The commissioner of finance shall send written notice of his intent to accept bids for the handling of the state account, or accounts, to all designated depositories. The notice shall specify such considerations, fiscal activities, and conditions as the commissioner may require. All such deposits shall be awarded by competitive bid to the lowest bidding depository which, in the opinion of the commissioner, has the capacity to discharge the required considerations, fiscal activities, and conditions.

(d) *In exceptional cases, the commissioner may dispense with the bid procedure. In such event, he shall report the circumstances and reasons therefor to the legislative audit commission within five days after establishing the account.*

(e) *All presently existing state accounts shall be closed, and new accounts shall be established in compliance with the bid procedure established in clause (c) no later than one year after the effective date of this act.*

(f) *Notwithstanding any provision in section 9.031 to the contrary, the commissioner of finance may agree to pay a depository a reasonable charge or keep appropriate compensating balances for handling state funds, for cashing state warrants, vouchers and the like. Such moneys as may be necessary for such purpose are hereby appropriated annually to the commissioner of finance.*

Sec. 9. Minnesota Statutes 1971, Section 11.10, Subdivision 1, is amended to read:

**11.10 [INVESTMENT OF MONEY IN STATE TREASURY NOT CURRENTLY NEEDED.]** Subdivision 1. **[INVESTMENT OF TREASURY FUND.]** *The state treasurer shall make a report to the commissioner of finance daily or at such other times as the commissioner of finance shall determine of the moneys in the state treasury together with such other information which the commissioner may prescribe. When there (SHALL BE ANY) is money in the state treasury (THAT) over and above the amount that the commissioner of finance has advised the treasurer is (NOT) currently needed, the state treasurer shall certify to the state board of investment the amount thereof. The board of investment may then invest said amount, or any part thereof, in the following:*

(a) Treasury bonds, certificates of indebtedness, bonds or notes of the United States of America or bonds, notes or certificates of indebtedness of the state of Minnesota, all of which must mature not later than three years from date of purchase.

(b) Bonds, notes, debentures or other obligations issued by any agency or instrumentality of the United States or any securities guaranteed by the United States government, or for which the credit of the United States is pledged for the payment of the principal and interest thereof, all of which must mature not later than three years from date of purchase.

(c) Commercial paper of prime quality, or rated among the top third of the quality categories, not applicable to defaulted paper, as defined by a nationally recognized organization which rates such securities as eligible for investment in the state employees retirement fund except that any non-banking issuing corporation, or parent company in the case of paper issued by operating utility or finance subsidiaries, must have total assets exceeding \$500,000,000. Such commercial paper may constitute no more than 30 percent of the book value of the fund at the time of purchase, and the commercial paper of any one corpora-

tion shall not constitute more than four percent of the book value of the fund at the time of such investment.

(d) Any securities eligible under the preceding provisions, purchased with simultaneous repurchase agreement under which the securities will be sold to the particular dealer on a specified date at a predetermined price. In such instances, all maturities of United States government securities, or securities issued or guaranteed by the United States government or an agency thereof, may be purchased so long as any such securities which mature later than three years from the date of purchase have a current market value exceeding the purchase price by at least five percent on the date of purchase, and so long as such repurchase agreement involving securities extending beyond three years in maturity be limited to a period not exceeding 45 days.

(e) *Shares of an investment company registered under the investment company act of 1940, whose shares are registered under the securities act of 1933, provided that the only investments of that company are in obligations of the United States government, in obligations fully guaranteed by the United States government or in obligations of instrumentalities of the United States government such as treasury bonds, certificates of indebtedness, bonds or notes of the United States of America, all of which must mature not later than three years from date of purchase; bonds, notes, debentures or other obligations issued by any agency or instrumentality of the United States or any securities guaranteed by the United States government, or for which the credit of the United States is pledged for the payment of the principal and interest thereof, all of which must mature not later than three years from date of purchase.*

Sec. 10. Minnesota Statutes 1971, Section 11.10, Subdivision 2, is amended to read:

Subd. 2. [COMMISSIONER OF FINANCE TO CERTIFY.] When it shall appear to the (STATE AUDITOR) *commissioner of finance* that any invested funds are needed for current purposes before the maturity dates of the securities held, he shall so certify and it shall then be the duty of the board of investment to order the sale or conversion into cash of securities of the amount so certified.

Sec. 11. [COMMISSIONER OF ADMINISTRATION; ADDITIONAL POWERS.] *Subdivision 1. In addition to the other powers, duties and responsibilities of the commissioner of administration, he may appoint two deputy commissioners, and a confidential secretary, each of whom shall serve at the pleasure of the commissioner in the unclassified service.*

Subd. 2. *The governor, unless otherwise provided by law, may delegate to the commissioner of administration the administration of such programs and projects of the office of the governor directed by either state or federal law, or which may be made available to the state under a grant of funds either public or private. Unless specifically prohibited by law, the governor*

may delegate to the commissioner of administration general supervision of any program or activity of any state department or agency the head of which is either appointed by the governor or by a gubernatorially appointed board. The provisions of this subdivision shall not be construed as authority to transfer programs or activities, or part of them, from one department to another.

Sec. 12. [AUDIT POLICY.] Subdivision 1. Continuous legislative review of the effect of grant-in-aid programs, the spending of public funds and their financing at all levels of government is required in the public interest to enable the enactment of appropriate legislation.

Subd. 2. [LEGISLATIVE AUDIT COMMISSION CREATION.] A legislative commission to be known as the legislative audit commission, designated herein as "the commission" is hereby created. The commission shall consist of the majority leader of the senate and the president pro-tempore of the senate, or their respective designees; the chairman of the senate committee on taxes or his designee, who shall be a member of the senate tax committee; the chairman of the senate committee on governmental operations or his designee, who shall be a member of the governmental operations committee; the chairman of the senate committee on finance or his designee, who shall be a member of the senate finance committee; and three members of the senate appointed by the senate minority leader; the speaker of the house and the chairman of the house committee on rules, or their respective designees; the chairman of the house committee on taxes or his designee, who shall be a member of the house tax committee; the chairman of the house committee on governmental operations or his designee, who shall be a member of the house governmental operations committee; the chairman of the house appropriations committee or his designee, who shall be a member of the house appropriations committee; and three members of the house appointed by the house minority leader. The appointed members of the commission shall serve for a term commencing upon appointment and expiring at the opening of the next regular session of the legislature in the odd numbered year and until a successor is appointed. A vacancy in the membership of the commission shall be filled for the unexpired term in such a manner as to preserve the representation established by this subdivision.

The commission shall elect its chairman and such other officers as it may determine necessary. It shall meet at the call of the chairman or at the call of its executive secretary. The members of the commission shall serve without compensation but shall be reimbursed for their reasonable expenses as members of the legislature. The commission may exercise the powers prescribed by Minnesota Statutes, Section 3.153.

Subd. 3. The department of public examiner is transferred from the executive to the legislature branch.

Subd. 4. *Until the expiration of his term the incumbent public examiner upon the effective date of this section shall continue in the legislative branch but as the legislative auditor. Thereafter, the commission shall appoint a legislative auditor. The legislative auditor is the executive secretary of the commission. After the expiration of the term of the incumbent public examiner the legislative auditor shall serve at the pleasure of the commission until May 1, 1977. Thereafter, the legislative auditor shall be appointed by the commission for a six year term. He shall serve in the unclassified service. He shall not at any time while in office hold any other public office. The legislative auditor appointed on May 2, 1977, shall not be removed from his office before the expiration of his term of service except for cause after public hearing.*

Subd. 5. *The legislative auditor may appoint a deputy legislative auditor and a confidential secretary each of whom shall serve at his pleasure in the unclassified service. Except as may be otherwise provided for by law the legislative auditor shall fix their salaries. The deputy may perform and exercise the powers, duties and responsibilities imposed by law on the legislative auditor and is authorized so to do by the legislative auditor. All other officers and employees of the legislative auditor shall continue to be in the classified civil service.*

Subd. 6. *All the powers, duties and responsibilities of the department of public examiner relating to the state of Minnesota, its departments and agencies as described in Minnesota Statutes 1971, Section 215.03, and any other law concerning powers, duties and responsibilities of the public examiner not otherwise dealt with by this act are hereby transferred to the legislative auditor. Nothing in this subdivision shall be deemed to supersede the powers conferred upon the commissioner of finance under Minnesota Statutes, Section 6.21.*

Subd. 7. *In addition to the legislative auditing duties concerning state financial matters, the legislative auditor shall also exercise and perform such duties as may be prescribed by rule or regulation of the legislature or either body thereof or by the commission. The legislative auditor shall review department policies and evaluate projects or programs requested by the commission. Any standing legislative committee having legislative jurisdiction may request the commission to review projects or programs.*

Subd. 8. *The legislature may provide by rule or regulation such testimonial powers as are conferred by law on legislative standing commissions or committees on the legislative auditor.*

Sec. 13. [EFFECT OF TRANSFER OF FUNCTIONS.]  
Subdivision 1. *With reference to the powers, duties, and responsibilities which by this act have been transferred to the department of finance, the department of finance is deemed to be the successor of the state auditor, and the commissioner of ad-*

*ministration and the matters within the jurisdiction of such former offices shall not be deemed to be a new authority.*

*Subd. 2. Any proceeding, court action, prosecution, or other business or matter undertaken or commenced prior to the passage of this act with reference to powers, duties, and responsibilities of the state auditor, or the commissioner of administration which by this act are transferred to the commissioner of finance are hereby assigned to the department of finance, and such pending matters may be continued and completed by the department of finance in the same manner and under the same terms and conditions and with the same effect as if such matters were undertaken, commenced and completed prior to the time of such transfer.*

*Subd. 3. With reference to the powers, duties, and responsibilities transferred by this act from the state auditor, and the department of administration to the department of finance, the state auditor, the state treasurer and the commissioner of administration shall transfer and deliver to the department of finance all contracts, books, maps, papers, notes, bonds, cash, securities, money, records, and other property of every description within their jurisdiction or control relating thereto. The commissioner of finance is directed to take possession of such matters which have been transferred to his department. The commissioner of finance may require the public examiner to make such audits as he may deem necessary in addition to those required by law in connection with this section.*

*Subd. 4. Whenever in any other general law, heretofore or hereafter adopted, or any document, record, or proceeding authorized by the same, any word or phrase is used in reference to or descriptive of any power, duty, or responsibility which by this act is transferred from the state auditor, or the commissioner of administration to the department of finance, such word, phrase, or reference shall hereafter, unless the context or provision of this act otherwise requires, be deemed to refer to, include or describe the department of finance.*

*Subd. 5. All unexpended funds appropriated to the state auditor, or the commissioner of administration for the purposes of any of the powers, duties, and responsibilities which by this act are transferred to the department of finance are hereby transferred and reappropriated to such department. Where unexpended funds appropriated to the state auditor or the department of administration include funds for powers, duties, and responsibilities which are not transferred, the governor shall allocate the appropriation between the state auditor, and the department of finance and the commissioner of administration and the department of finance, and the money so allocated is hereby reappropriated to the department of finance.*

*Subd. 6. Except as otherwise provided in this act, all persons in the classified service of the state and employed by the state auditor or the department of administration for the purposes*

of any of the powers, duties or responsibilities which are transferred by this act to the department of finance are hereby transferred to the department of finance.

Subd. 7. The state auditor is the successor of the public examiner as to such powers, duties, and responsibilities as have been transferred to him from the public examiner and not a new authority. The legislative auditor is the public examiner as to such powers, duties, and responsibilities which the public examiner will continue to perform but as the legislative auditor.

Subd. 8. All persons in the classified service of the state and employed by the public examiner in performing the duties transferred to the state auditor are transferred to the state auditor without loss of any right or privilege. All persons in the classified service of the state and employed by the public examiner in performing duties which will be performed by the public examiner as legislative auditor will continue in the classified service without loss of right or privilege.

Subd. 9. All unexpended funds appropriated to the public examiner shall be allocated by the governor between the state auditor and the legislative auditor to carry out the divisions of authority prescribed by this act governing such officers and such reallocated funds are appropriated accordingly.

Sec. 14. [INSTRUCTIONS TO REVISOR.] In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall make such changes in terminology so as to record the powers, duties, and responsibilities which are transferred by this act.

Sec. 15. [APPROPRIATION.] The sum of \$50,000 is appropriated to the department of finance from the general fund of the state treasury for the purpose of organizing the department of finance, to be available for expenditure as soon as a commissioner of finance is appointed. Notwithstanding the provisions of any other law, such appropriation is for salaries, supplies and expenses, shall not cancel and shall be available until expended.

Sec. 16. [OFFICE FACILITIES.] The commissioner of administration if necessary shall rearrange the offices and space allotted therefor to the state auditor, the state treasurer and the commissioner of administration in order to provide the department of finance with adequate and proper offices, and to that end may move the office facilities.

Sec. 17. Minnesota Statutes 1971, Section 16.141, Subdivision 2, is amended to read:

Subd. 2. [ESTABLISHMENT OF PROGRAM.] The commissioner of administration in consultation with the commissioner of finance shall develop (AND IMPLEMENT A SYSTEM OF PROGRAM BUDGETING) the budget process to accomplish the policy as stated in subdivision 1 for state departments and agencies (;), provided, that such (PROGRAM BUDGETS) process

need not comply with other provisions of law relating to the setting forth of expenditures by (FUNDS,) organizational units, character and objects of expenditure. The commissioner of *finance* shall promulgate regulations and instructions applicable to (PROGRAM) budget *preparation* governing the classification of expenditures and the content, (PREPARATION,) and submission of budget requests and appropriation measures. In order to assure an orderly development of sound budgeting methods, the commissioner of *administration* may continue to select agencies and departments to implement the (PROGRAM) budget system. The commissioner of (ADMINISTRATION) *finance* shall make recommendations to the legislature on the subject of any legislation or special appropriations which may be required for implementation of the (PROGRAM) budgeting system for all state departments and agencies. Such (PROGRAM) budget system shall, to the greatest extent practicable, emphasize alternative approaches in the program development and criteria for performance evaluation and measurement. All state departments and agencies shall cooperate with the (COMMISSIONER) *commissioners of administration and finance* to assure implementation of (PROGRAM) budgets which meet the requirements of the commissioner of *administration* and which give due regard to the requirements of the various departments and agencies involved. No state agency shall begin or install any system of program or programmatic budgeting until they have first secured the explicit permission of the commissioner of *administration*.

Sec. 18. Minnesota Statutes 1971, Section 16.141, Subdivision 3, is amended to read:

Subd. 3. Notwithstanding any other law to the contrary, the commissioner of (ADMINISTRATION) *finance* may waive the requirement for submitting a budget by object of expenditure for (NOT MORE THAN THREE) agencies and departments which are requesting programmatic appropriation.

Sec. 19. Minnesota Statutes 1971, Section 16.16, Subdivision 1, is amended to read:

16.16 [ALLOTMENT AND ENCUMBRANCE.] Subdivision 1. [ALLOTMENT PERIOD.] For the purposes of *operation* of the (QUARTERLY) allotment system, each fiscal year shall be (DIVIDED INTO FOUR QUARTERLY ALLOTMENT PERIODS, BEGINNING, RESPECTIVELY, ON THE FIRST DAYS OF JULY, OCTOBER, JANUARY, AND APRIL;) *one fiscal year of 12 months which shall end at midnight between each June 30 and July 1; provided, that (IN ANY CASE WHERE THE QUARTERLY ALLOTMENT PERIOD IS IMPRACTICABLE,) the commissioner of finance may prescribe a different period suited to the circumstances, not exceeding 12 months nor extending beyond the end of the fiscal year. This provision does not apply to allotments made with respect to appropriations made for constructions or permanent improvement.*

Sec. 20. Minnesota Statutes 1971, Section 16.16, Subdivision 3, is amended to read:



Subd. 3. [APPROPRIATIONS AVAILABLE FOR ALLOTMENT; SPENDING PLANS.] No appropriation to any agency shall become available for expenditure thereby during any allotment period until such agency shall have submitted to the commissioner of administration (AN ESTIMATE) a *spending plan* in advance, in such form as the commissioner of finance shall prescribe, for such allotment period next ensuing, of the amount required for each activity to be carried on and each purpose for which money is to be expended during that period, and until such (ESTIMATE) *spending plan* shall have been approved, increased, or decreased by the commissioner of administration and funds allotted therefor (, AS PROVIDED IN LAWS 1939, CHAPTER 431).

Sec. 21. Minnesota Statutes 1971, Section 16.16, Subdivision 4, is amended to read:

Subd. 4. [SPENDING PLANS WITHIN APPROPRIATION; APPROVAL; PROCEDURE.] If the (ESTIMATE) *spending plan* is within the terms of the appropriation as to amount and purposes, having due regard for the probable further needs of the agency for the remainder of the fiscal year or other term for which the appropriation was made, and if there is a need for such appropriation for the next ensuing allotment period, the commissioner of administration shall approve *after consultation with the commissioner of finance* (THE SAME AND ALLOT) the estimated amount for expenditure. Otherwise the commissioner of administration shall modify the (ESTIMATE) *spending plan* so as to conform with the terms of the appropriation and the prospective needs of the agency, and shall reduce the amount allotted accordingly. The commissioner of administration shall act promptly upon all (ESTIMATES) *spending plans*, and shall notify every agency of its allotments at least five days before the beginning of each allotment period, and shall notify the (STATE AUDITOR) *commissioner of finance*. The total amount allotted to any agency for the fiscal year or other terms for which the appropriation was made shall not exceed the amount appropriated for such year or term.

Sec. 22. Minnesota Statutes 1971, Section 16.16, Subdivision 5, is amended to read:

Subd. 5. [MODIFICATION.] The commissioner of administration shall also have authority at any time to modify or amend any (ALLOTMENT) *spending plan* previously (MADE) *approved* by him, upon application of or upon notice to the agency concerned, and upon a showing of emergency or other cause; provided, no deficit or undue reduction of funds to meet future needs of such agency will result therefrom.

Sec. 23. Minnesota Statutes 1971, Section 16.16, Subdivision 6, is amended to read:

Subd. 6. [REDUCTION.] In case the commissioner of finance shall discover at any time that the probable receipts from taxes or other sources for any appropriation, fund, or item will

be less than was anticipated, and that consequently the amount available for the remainder of the term of the appropriation or for any allotment period will be less than the amount estimated or allotted therefor, he shall (,) *notify the commissioner of administration who shall, with the approval of the governor, and after notice to the agency concerned, request the commissioner of finance to reduce the amount allotted or to be allotted so as to prevent a deficit. In like manner he shall (REDUCE) request reduction of the amount allotted or to be allotted to any agency by the amount of any saving which can be effected upon previous (ESTIMATES) spending plans through a reduction in prices or other cause.*

Sec. 24. Minnesota Statutes 1971, Section 16.16, Subdivision 7, is amended to read:

Subd. 7. [COMMISSIONER OF FINANCE; ACCOUNTING SYSTEM.] There shall be kept in the office of the (STATE AUDITOR) *commissioner of finance* an accounting system showing at all times, by funds and items, the amounts appropriated for and the estimated revenues of such agency, the amounts allotted and available for expenditure, the amounts of expenditures or obligations authorized to be incurred, actual receipts and disbursements, actual balances on hand, and the unencumbered balances after deduction of all actual and authorized expenditures.

Sec. 25. Minnesota Statutes 1971, Section 16.16, Subdivision 8, is amended to read:

Subd. 8. [PAYMENT WITHIN ALLOTMENT AND ENCUMBRANCE; EXCEPTIONS.] No payment shall be made and no obligation shall be incurred against any fund, allotment, or appropriation unless the (STATE AUDITOR) *commissioner of finance* shall first certify that there is a sufficient unencumbered balance in such fund, allotment, or appropriation to meet the same. Every expenditure or obligation authorized or incurred in violation of the provisions of Laws 1939, Chapter 431, shall be presumed invalid and shall be ineligible for payment until its validity is established as hereinafter provided. Every payment made in violation of the provisions of Laws 1939, Chapter 431, shall be deemed illegal, and every official authorizing or making such payment or taking part therein, and every person receiving such payment, or any part thereof, shall be jointly and severally liable to the state for the full amount so paid or received. If any appointive officer or employee of the state shall knowingly incur any obligation or shall authorize or make any expenditure in violation of the provisions of Laws 1939, Chapter 431, or take part therein, it shall be grounds for his removal by the officer appointing him, and, if the appointing officer be other than the governor and shall fail to remove such officer or employee, the governor may exercise such power of removal, after giving notice of the charges and opportunity for hearing thereon to the accused officer or employee and to the officer appointing him. Claims presented against existing appropriations without prior

allotment or encumbrance may, upon investigation, review, and approval by the commissioner of (ADMINISTRATION) *finance* be determined valid where the services, materials, and supplies for which payment is claimed have been actually rendered or furnished to the state in good faith without collusion and without intent to defraud. Thereafter the (STATE AUDITOR) *commissioner of finance* may draw his warrant in payment of such claims in the same manner in which other claims, properly allotted and encumbered prior to inception thereof, are paid.

Sec. 26. Minnesota Statutes 1971, Section 16.16, Subdivision 8a, is amended to read:

Subd. 8a. [PERIODIC ALLOTMENT.] In the case of appropriations made for construction or other permanent improvement, including acquisition of real estate, equipment, repair, rehabilitation, appurtenances or utility systems, which appropriations do not lapse until the purposes for which the appropriations were made shall have been accomplished or abandoned, the commissioner of (ADMINISTRATION) *finance* may dispense with periodic allotment and shall prescribe such regulations as will insure proper application and encumbrance of funds.

Sec. 27. Minnesota Statutes 1971, Section 215.04, is amended to read:

215.04 [POWERS AND DUTIES OF LEGISLATIVE AUDITOR.] (THE PUBLIC EXAMINER SHALL KEEP SUCH BOOKS OF ACCOUNT AS SHALL BE NECESSARY TO PROPERLY CARRY OUT THE PROVISIONS OF THIS CHAPTER AND FORMULATE AND PRESCRIBE FOR ALL DEPARTMENTS A SYSTEM OF UNIFORM RECORDS, ACCOUNTS, STATEMENTS, ESTIMATES, VOUCHERS, BILLS, AND DEMANDS, WITH SUITABLE BOOKS OF INSTRUCTION COVERING THE INSTALLATION AND USE THEREOF. THE ACCOUNTING SYSTEM AND FORMS SO PRESCRIBED SHALL BE ADOPTED AND EMPLOYED IN ALL SUCH DEPARTMENTS.) The (PUBLIC EXAMINER) *legislative auditor* shall post-audit and make a complete examination and verification of all accounts, records, inventories, vouchers, receipts, funds, securities, and other assets of all state departments, boards, commissions, and other state agencies at least once a year, if funds and personnel permit, and oftener if deemed necessary or as directed (BY THE GOVERNOR OR) by the legislature or the legislative audit commission. Audits may include detailed checking of every transaction or test checking as the (PUBLIC EXAMINER) *legislative auditor* deems best. The books of the state treasurer and (STATE AUDITOR) *commissioner of finance* may be examined monthly. The (PUBLIC EXAMINER) *legislative auditor* shall see that all provisions of law respecting the (INSTALLATION AND USE OF ACCOUNTING SYSTEMS, BOOKS, RECORDS, AND FORMS) *appropriate and economic use of public funds* are complied with by all departments and agencies of the state government.

(THE POWERS AND DUTIES OF THE BOARD OF AUDIT AND OF THE FORMER PUBLIC EXAMINER HERETOFORE TRANSFERRED TO, VESTED IN, AND IMPOSED UPON THE COMPTROLLER, ARE HEREBY TRANSFERRED TO, VESTED IN, AND IMPOSED UPON THE PUBLIC EXAMINER.) *A copy of all post-audits, reports and results of examinations made by the legislative auditor shall be deposited with the legislative reference library.*

Sec. 28. Minnesota Statutes 1971, Section 215.05, is amended to read:

215.05 [DUTIES AS TO STATE AGENCIES AND SEMI-STATE AGENCIES.] The (PUBLIC EXAMINER) *legislative auditor* shall (EXERCISE) *make a constant audit* (SUPERVISION OVER THE BOOKS AND ACCOUNTS OF THE SEVERAL PUBLIC OFFICES, INSTITUTIONS, PROPERTIES, INDUSTRIES, AND IMPROVEMENTS) *of all financial affairs of all departments and agencies of the state, and* (OVER) *of the financial records and transactions of public boards, associations, and societies supported, wholly or in part, by state funds.* (IN ALL OFFICES WHERE THE RECORDS OF SUCH PUBLIC AFFAIRS ARE KEPT AND THE FINANCES THEREOF HANDLED, HE SHALL ENFORCE CORRECT METHODS OF ACCOUNTANCY AND, IN HIS DISCRETION, PRESCRIBE AND INSTALL SYSTEMS OF ACCOUNTS AND FINANCIAL REPORTS.) Once in each year, if funds and personnel permit, without previous notice, he shall visit each of such (OFFICES, INSTITUTIONS, AND INDUSTRIES) *state departments and agencies, associations or societies* and, so far as practicable, inspect such (PROPERTIES AND IMPROVEMENTS) *agencies*, thoroughly examine the books and accounts thereof, verifying the funds, securities and other assets, check the items of receipts and disbursements with the voucher records thereof, ascertain the character of the official bonds for the officers thereof and the financial ability of the bondsmen, inspect the sources of revenue thereof, the use and disposition of state appropriations and property, investigate the methods of purchase and sale, the character of contracts on public account, (ENFORCE A) *ascertain proper custody and depository for the funds and securities thereof, verify the inventory of public property and other assets held in trust, and ascertain that all financial transactions and operations involving the public funds and property of the state comply with the spirit and purpose of the law,* (AND) *are sound by modern standards of financial management and are for the best protection of the public interest.*

Sec. 29. Minnesota Statutes 1971, Section 215.06, is amended to read:

215.06 [TO FILE WRITTEN REPORTS.] The (PUBLIC EXAMINER) *legislative auditor* shall file a written report covering his audits with the department, *agency, society, or association* concerned, (THE GOVERNOR, AND THE LEGISLATURE; AND, IF HE DEEMS NECESSARY, PRESENT SPE-

CIAL REPORTS TO THE LEGISLATIVE ADVISORY COMMITTEE) and the legislative audit commission for its consideration and action.

Such audit reports shall set forth:

(1) Whether all funds have been expended for the purposes authorized in the appropriations therefor;

(2) Whether all receipts have been accounted for and paid into the state treasury as required by law;

(3) All illegal and unbusinesslike practices, if any;

(4) (RECOMMENDATIONS FOR GREATER SIMPLICITY, ACCURACY, EFFICIENCY, AND ECONOMY, AND) *Assessment of the financial control practices used in the agency measurement of performance and recommendations for improved effectiveness; and*

(5) Such other data, information, and recommendations as the (PUBLIC EXAMINER) *legislative auditor* may deem advisable and necessary.

Sec. 30. Minnesota Statutes 1971, Section 215.07, is amended to read:

215.07 [DUTIES WHEN VIOLATIONS ARE DISCOVERED.] If any such (PUBLIC EXAMINER'S) *legislative auditor's* examinations shall disclose malfeasance, misfeasance, or non-feasance in office on the part of any officer or employee, a copy of such report shall be signed and verified, and it shall be the duty of the (PUBLIC EXAMINER) *legislative auditor* to file such report with the (SECRETARY OF THE) legislative (ADVISORY COMMITTEE) *audit commission* and the attorney general. It shall be the duty of the attorney general to institute and prosecute such civil proceedings against such delinquent officer or employee, or upon his official bond, or both, as may be appropriate to secure to the state the recovery of any funds or other assets misappropriated, and he shall cause such criminal proceedings to be instituted by the proper authorities as the evidence may warrant.

Sec. 31. Minnesota Statutes 1971, Section 215.08, is amended to read:

215.08 [INFORMATION COLLECTED FROM LOCAL GOVERNMENTS.] The (PUBLIC EXAMINER) *state auditor*, or his designated agent, shall collect annually from all city, village, county, and other local units of government, (EXCEPT TOWNS,) information as to the assessment of property, collection of taxes, receipts from licenses and other sources, the expenditure of public funds for all purposes, borrowing, debts, principal and interest payments on debts, and such other information as may be needful. The data shall be supplied upon blanks prescribed by the (PUBLIC EXAMINER) *state auditor*, and all public officials so called upon shall fill out properly and return promptly all blanks so transmitted. The (PUBLIC EX-

AMINER,) *state auditor* or his assistants, may examine local records in order to complete or verify the information. *Copies of all reports so received shall be forwarded by the state auditor to the legislative auditor.*

Sec. 32. Minnesota Statutes 1971, Section 215.09, is amended to read:

215.09 [ANNUAL REPORT.] The (PUBLIC EXAMINER) *state auditor* shall make and file, annually, in his office a summary report of the information collected, with such compilations and analyses and interpretations as may be deemed helpful. Copies of such report may be made and distributed to interested persons and governmental units. *A copy of the report shall be forwarded to the legislative auditor.*

Sec. 33. [REPEALER.] *Minnesota Statutes 1971, Sections 16.02, Subdivisions 11 and 12; 215.02 and 215.18 are hereby repealed.*

Sec. 34. [EFFECTIVE DATE.] *Except as otherwise provided herein, this act is in effect upon the appointment by the governor of a commissioner of finance. The transfer of powers, duties, and responsibilities from the state auditor, the state treasurer or the commissioner of administration, shall be accomplished as soon as the commissioner of finance advises the secretary of state in writing that his department is organized and ready to begin functioning. Until then the state auditor, the state treasurer and the commissioner of administration shall continue to exercise the powers, duties, and responsibilities which by this act are transferred to the department of finance. The sections creating a legislative audit commission, a legislative auditor and transferring powers of the public examiner to the state auditor are in effect September 1, 1973."*

Further, amend the title in line 4, after the semicolon, by striking "a", and by striking all of lines 5 through 12 and inserting in lieu thereof: "transferring the powers of the public examiner to the state auditor; creating a legislative audit commission and legislative auditor; appropriating money; amending Minnesota Statutes 1971, Sections 6.21; 9.031, by adding a subdivision; 11.10, Subdivisions 1 and 2; 16.141, Subdivisions 2 and 3; 16.16, Subdivisions 1, 3, 4, 5, 6, 7, 8, and 8a; 215.04; 215.05; 215.06; 215.07; 215.08; and 215.09; repealing Minnesota Statutes 1971, Sections 16.02, Subdivisions 11 and 12; 215.02; and 215.18."

We request adoption of this report and repassage of the bill in accordance therewith.

House Conferees: E. W. QUIRIN, IRVIN N. ANDERSON, WILLIAM N. KELLY, FRED C. NORTON, and THOMAS W. NEWCOME.

Senate Conferees: EDWARD J. GEARTY, GEORGE S. PILLSBURY, DAVID D. SCHAAF, JOHN MILTON, and WILLIAM MCCUTCHEON.

Quirin moved that the report of the Conference Committee on H. F. No. 308 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 308, A bill for an act relating to the organization and operation of the state government; creating a department of finance; transferring the powers of the public examiner to the state auditor; creating a legislative audit commission and legislative auditor; appropriating money; amending Minnesota Statutes 1971, Sections 6.21; 9.031, by adding a subdivision; 11.10, Subdivisions 1 and 2; 16.141, Subdivisions 2 and 3; 16.16, Subdivisions 1, 3, 4, 5, 6, 7, 8, and 8a; 215.04; 215.05; 215.06; 215.07; 215.08; and 215.09; repealing Minnesota Statutes 1971, Sections 16.02, Subdivisions 11 and 12; 215.02; and 215.18.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 100, and nays 22, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, J.	Miller, D.	Salchert
Adams, S.	Dahl	Johnson, R.	Miller, M.	Sarna
Anderson, G.	DeGroat	Jude	Moe	Savelkoul
Anderson, I.	Dieterich	Kahn	Mueller	Schreiber
Becklin	Dirlam	Kelly	Munger	Schulz
Belisle	Eckstein	Kempe	Nelson	Sieben, H.
Berg	Eken	Knickerbocker	Newcome	Sieben, M.
Berglin	Enebo	Laidig	Norton	Smith
Boland	Faricy	LaVoy	Parish	Stanton
Braun	Fudro	Lemke	Patton	Swanson
Brinkman	Graba	Lindstrom, E.	Pavlak, R.	Tomlinson
Carlson, A.	Graw	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Growe	Mann	Peterson	Vanasek
Carlson, D.	Hagedorn	McArthur	Pleasant	Vento
Carlson, L.	Hanson	McCarron	Prahl	Voss
Casserly	Heinitz	McCauley	Quirin	Weaver
Cleary	Jacobs	McEachern	Resner	Wenzel
Clifford	Jaros	McFarlin	Rice	Wohlwend
Connors	Johnson, C.	McMillan	Ryan	Wolcott
Culhane	Johnson, D.	Menke	St. Onge	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Ferderer	Jopp	Myrah	Skaar
Biersdorf	Fjoslien	Klaus	Niehaus	Wigley
Erdahl	Forsythe	Larson	Ohnstad	
Erickson	Fugina	Lombardi	Pavlak, R. L.	
Esau	Hook	Long	Pieper	

The bill was repassed, as amended by Conference, and its title agreed to.

## CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of H. F. Nos. 2482, 2485, and 2491; S. F. Nos. 992, 1101, 1194, 1847, and 1961; and H. F. No. 2100.

H. F. No. 2482, A bill for an act relating to taxation; providing for the correction of mill rates stated in Minnesota Statutes.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2485, A bill for an act relating to taxation; transferring administration of homestead property tax relief in tacomite and iron ore areas to commissioner of taxation; amending Minnesota Statutes 1971, Sections 273.135, Subdivisions 3 and 4; and 273.136, Subdivisions 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 126, and nays 1, as follows:

Those who voted in the affirmative were:

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



Those who voted in the negative were:

Dirlam

The bill was passed and its title agreed to.

H. F. No. 2491, A bill for an act relating to reassessment of improperly valued property; removing residency as a qualification for assessors; amending Minnesota Statutes 1971, Section 270.17.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 992, A bill for an act relating to taxation; providing for an exception to the application of tax in certain cases of cigarettes stored or used in Minnesota; amending Minnesota Statutes 1971, Section 297.22, Subdivision 3.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, I.	Bennett	Boland	Carlson, D.
Adams, S.	Becklin	Berg	Braun	Carlson, L.
Anderson, D.	Belisle	Berglin	Brinkman	Casserly
Anderson, G.	Bell	Biersdorf	Carlson, A.	Cleary

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

Those who voted in the negative were:

DeGroat

The bill was passed and its title agreed to.

S. F. No. 1101, A bill for an act relating to taxation; refunds or credits of taxes; amending Minnesota Statutes 1971, Section 270.07, by adding a subdivision.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Adams, S.      Fugina      Ojala

The bill was passed and its title agreed to.

S. F. No. 1194, A bill for an act relating to taxation; tax lists; extension of taxes; amending Minnesota Statutes 1971, Section 275.28, Subdivision 1.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1847, A bill for an act changing the name of the department of taxation to the department of revenue; amending Minnesota Statutes 1971, Section 270.02.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Brinkman	Clifford	Dirlam
Adams, S.	Bennett	Carlson, A.	Connors	Eckstein
Anderson, D.	Berg	Carlson, B.	Culhane	Eken
Anderson, G.	Berglin	Carlson, D.	Cummiskey	Enebo
Anderson, I.	Biersdorf	Carlson, L.	Dahl	Erdahl
Becklin	Boland	Casserly	DeGroat	Erickson
Belisle	Braun	Cleary	Dieterich	Esau

Faricy	Jopp	McEachern	Patton	Skaar
Forsythe	Jude	McFarlin	Pavlak, R.	Smith
Fugina	Kahn	McMillan	Pavlak, R. L.	Spanish
Graba	Kelly	Menke	Pehler	Stanton
Graw	Kempe	Miller, D.	Peterson	Swanson
Growe	Knickerbocker	Miller, M.	Prahl	Tomlinson
Hagedorn	Laidig	Moe	Quirin	Ulland
Hanson	Larson	Mueller	Resner	Vento
Haugerud	LaVoy	Munger	Rice	Voss
Heinitz	Lemke	Myrah	Ryan	Weaver
Hook	Lindstrom, E.	Nelson	St. Onge	Wenzel
Jacobs	Lindstrom, J.	Newcome	Salchert	Wigley
Jaros	Lombardi	Niehaus	Schreiber	Wohlwend
Johnson, C.	Long	Norton	Schulz	Wolcott
Johnson, D.	Mann	Ohnstad	Sherwood	Mr. Speaker
Johnson, J.	McArthur	Ojala	Sieben, H.	
Johnson, R.	McCarron	Parish	Sieben, M.	

Those who voted in the negative were:

Ferderer	Fudro	Pieper	Sarna	Vanasek
Fjoslien	Klaus	Pleasant		

The bill was passed and its title agreed to.

S. F. No. 1961, A bill for an act relating to taxes on and measured by net income; definition of gross income; amending Minnesota Statutes 1971, Section 290.01, Subdivision 20.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ulland

The bill was passed and its title agreed to.

H. F. No. 2100, A bill for an act relating to taxation; occupation and royalty taxes on ores; providing for change of dates for assessment, payment and collection; transferring certain administrative duties to commissioner of taxation; amending Minnesota Statutes 1971, Sections 298.01, Subdivisions 1 and 2; 298.10; 298.12; 298.13; 298.28, Subdivision 1; 298.282, Subdivisions 2, 3, and 4; 298.283; 299.012, Subdivision 3; 299.05; 299.06; 299.07; 299.08; 299.09; and 299.10.

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 126, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

### SPECIAL ORDERS

H. F. No. 1589, which had 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.

S. F. No. 1964 was reported to the House.

Kelly moved to amend S. F. No. 1964, the printed bill, as follows:

Page 8, line 24, after the word "managers" and before the period, insert ", provided, the engineer's preliminary estimated cost is not over \$200,000 for any project".

The motion prevailed and the amendment was adopted.

The hour designated having arrived, H. F. No. 469 was reported to the House.

Quirin moved to amend H. F. No. 469, the printed bill, as follows:

Page 2, line 31, at the beginning of the line, and before the words "The business", strike "A manufacturer's or wholesaler's license shall include the right to import."

The motion prevailed and the amendment was adopted.

Carlson, A., and Ojala moved to amend H. F. No. 469, the printed bill, as follows:

Page 4, line 8, after "sale" strike "*providing*"; and in line 9, strike "*such price advertisements are confined to the licensed premises, including windows therein*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Carlson, A., and Ojala amendment and the roll being called, there were yeas 49, and nays 79, as follows:

Those who voted in the affirmative were:

Andersen, R.	Cummiskey	Heinitz	Nelson	Sieben, M.
Anderson, I.	Dieterich	Hook	Norton	Spanish
Bell	Eckstein	Jacobs	Ojala	Stanton
Berg	Enebo	Jaros	Pavlak, R.	Tomlinson
Berglin	Faricy	Johnson, C.	Pieper	Ulland
Boland	Flakne	Johnson, D.	Pleasant	Vanasek
Carlson, A.	Fugina	Kahn	Prahl	Vento
Casserly	Grove	Knickerbocker	Samuelson	Voss
Cleary	Hagedorn	LaVoy	Schreiber	Mr. Speaker
Clifford	Hanson	Moe	Sieben, H.	

Those who voted in the negative were:

Adams, J.	DeGroat	Kelly	Miller, D.	St. Onge
Adams, S.	Dirlam	Klaus	Miller, M.	Salchert
Anderson, D.	Eken	Laidig	Mueller	Sarna
Anderson, G.	Erdahl	Larson	Munger	Savelkoul
Becklin	Erickson	Lemke	Myrah	Schulz
Belisle	Esau	Lindstrom, E.	Newcome	Searle
Bennett	Ferderer	Lindstrom, J.	Niehaus	Sherwood
Biersdorf	Fjoslien	Lombardi	Ohnstad	Skaar
Braun	Forsythe	Long	Parish	Smith
Brinkman	Fudro	Mann	Patton	Swanson
Carlson, B.	Graba	McArthur	Pehler	Weaver
Carlson, D.	Graw	McCarron	Peterson	Wenzel
Carlson, L.	Johnson, J.	McEachern	Quirin	Wigley
Connors	Johnson, R.	McFarlin	Resner	Wohlwend
Culhane	Jopp	McMillan	Rice	Wolcott
Dahl	Jude	Menke	Ryan	

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

Knickerbocker moved to amend House File 469, the printed bill, as follows:

Page 3, line 27, after "In" insert "*all*" and in the same line strike "*of the first class*".

Page 3, strike lines 31 through 34.

Page 3, line 35, strike "(3)" and insert in lieu thereof "(2)" and in the same line strike "clauses (1) and (2)" and insert "the above clause".

The motion prevailed and the amendment was adopted.

Faricy moved to amend H. F. No. 469, the printed bill, as follows:

Page 1, after line 1, insert

"[340.114] [UNLAWFUL DISCRIMINATIONS PROHIBITED.] *Subdivision 1. All licensed importers shall offer for sale on an equal basis to all licensed wholesalers and manufacturers all intoxicating liquor brought into the State of Minnesota.*

*Subd. 2. Without limiting subdivision 1, the following shall be deemed failures to offer intoxicating liquor for sale on an equal basis and are unlawful:*

(1) *A refusal to sell any intoxicating liquor to a wholesaler or manufacturer, which is offered for sale to any other wholesaler or manufacturer, except when a wholesaler or manufacturer is in arrears on payments for past purchases from the importer who refuses to sell.*

(2) *A sale of any intoxicating liquor to any wholesaler or manufacturer at a price different from that offered to any other wholesaler or manufacturer, exclusive of shipping costs, except that quantity discounts based upon actual cost savings may be uniformly offered to all wholesalers and manufacturers.*

(3) *A sale of any intoxicating liquor to any wholesaler or manufacturer on terms of purchase different from those offered any other wholesaler or manufacturer, except that when the importer reasonably believes that a wholesaler or manufacturer will be unable to comply with the existing terms of credit, then other terms may be employed, including denial of credit.*

(4) *Any discrimination among wholesalers and manufacturers in satisfying their respective demands for any intoxicating liquor.*

(5) *A sale conditioned upon an agreement which restricts the wholesaler or manufacturer with respect to customers, area for distribution, or resale price, or which otherwise restrains the wholesaler or manufacturer from competing in trade and commerce."*

Page 1, strike lines 2 through 10.

Page 2, strike lines 1 through 7.

Page 3, line 28, strike "the number of "off-sale" licenses to be issued shall be".

Page 5, line 7, strike "340.983".

Page 5, following line 7, insert new sections as follows:

"Sec. 8. Minnesota Statutes 1971, Chapter 340, is amended by adding a section to read:

[340.408] [JOINT PURCHASES.] *The joint purchase for resale to the general public of 300 or fewer bottles of intoxicating liquor by more than one person lawfully permitted to sell intoxicating liquor to the general public shall be lawful. No rule or regulation pursuant to chapter 340 shall prohibit a lawful purchase pursuant to this section.*

Sec. 9. Minnesota Statutes 1971, Section 340.983, is amended to read:

340.983 [FILING OF WHOLESALE PRICE SCHEDULE.] No brand owner or wholesaler of distilled liquor or wine shall sell, offer for sale, or solicit any order for distilled liquor or wine unless a schedule of wholesale prices, which (MAY) shall include varying volume prices, is filed with the commissioner on a form prescribed by him, and no sales shall be made except in accordance with such prices. The commissioner shall maintain such filings in such a manner as to make their contents easily accessible to the public. The filings required under this section shall be made not later than the tenth day of each month, and the schedule of filed prices shall be effective from that day until the tenth day of the next month, provided that any filing may be amended within 5 days after its filing. The commissioner shall provide copies of such filings to any person requesting them, and may charge a reasonable fee therefor. Any person may examine such filings in the office of the commissioner, and no charge shall be made for such examination.

*No volume price filed pursuant to this section shall be for a quantity in excess of 300 quarts."*

A roll call was requested and properly seconded.

The question was taken on the adoption of the Faricy amendment and the roll being called, there were yeas 114, and nays 10, as follows:

Those who voted in the affirmative were:

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



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

Those who voted in the negative were:

Braun	Fudro	Miller, D.	Quirin	Sarna
Brinkman	Menke	Miller, M.	St. Onge	Skaar

The motion prevailed and the amendment was adopted.

Faricy moved to amend H. F. No. 469, the printed bill, as follows:

Add a new section to read as follows:

"Sec. 10. Minnesota Statutes 1971, Section 340.47, is amended to read:

[340.47] [EXCISE TAX.] Subdivision 1. On intoxicating liquors. There shall be levied and collected on all intoxicating liquors manufactured, imported, sold or in possession of any person in this state, except as herein provided by sections 340.50 and 340.601, and except the natural fermentation of fruit juices in the home for family use the following excise tax:

(1) On all unfortified wines, the sum of (27) 26 cents per gallon;

(2) On all fortified wines from 14 to 21 percent of alcohol by volume, the sum of (79) 75 cents per gallon;

(3) On all fortified wines from 21 to 24 percent of alcohol by volume, the sum of (\$1.58) \$1.50 per gallon;

(4) On all fortified wines containing more than 24 percent of alcohol by volume, the sum of (\$3.08) \$2.93 per gallon;

(5) On all natural and artificial sparkling wines containing alcohol, the sum of (\$3.08) \$2.93 per gallon;

(6) On all other distilled spirituous liquors, liqueurs, cordials, and liquors designated as specialties regardless of alcoholic content, the sum of (\$4.53) \$4.30 per gallon, but not including ethyl alcohol; provided, that in computing the tax on any package of spirits a proportional tax at a like rate on all fractional parts of a gallon shall be paid except that all fractional parts of a gallon less than one-sixteenth shall be taxed at the same rate as shall be taxed for one-sixteenth of a gallon; provided, however, that the contents of miniatures containing two fluid ounces or less shall be taxed (12) 11 cents."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Faricy amendment.

Quirin moved that those not voting be excused from voting. The motion did not prevail.

The roll being called, there were yeas 58, and nays 74, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Hook	LaVoy	Savelkoul
Andersen, R.	Dieterich	Jaros	Lindstrom, E.	Schreiber
Belisle	Faricy	Johnson, C.	Lombardi	Schulz
Bell	Ferderer	Johnson, J.	McCauley	Ulland
Bennett	Fjoslien	Johnson, R.	McFarlin	Vanasek
Biersdorf	Flakne	Jopp	Myrah	Voss
Brinkman	Forsythe	Kelly	Niehaus	Weaver
Carlson, A.	Graw	Kempe	Pavlak, R. L.	Wigley
Carlson, B.	Hagedorn	Klaus	Pieper	Wohlwend
Cleary	Hanson	Knickerbocker	Pleasant	Wolcott
Clifford	Haugerud	Laidig	Prahl	
Culhane	Heinitz	Larson	Samuelson	

Those who voted in the negative were:

Adams, J.	Dirlam	Lemke	Newcome	Sarna
Anderson, D.	Eckstein	Lindstrom, J.	Norton	Searle
Anderson, G.	Eken	Long	Ohnstad	Sherwood
Anderson, I.	Enebo	Mann	Ojala	Sieben, H.
Becklin	Erdahl	McArthur	Parish	Sieben, M.
Berg	Erickson	McCarron	Patton	Skaar
Berglin	Esau	McEachern	Pavlak, R.	Smith
Boland	Fudro	McMillan	Pehler	Spanish
Braun	Fugina	Menke	Peterson	Stanton
Carlson, D.	Graba	Miller, D.	Quirin	Swanson
Carlson, L.	Grove	Miller, M.	Resner	Tomlinson
Casserly	Jacobs	Moe	Rice	Vento
Connors	Johnson, D.	Mueller	Ryan	Wenzel
Cummiskey	Jude	Munger	St. Onge	Mr. Speaker
Dahl	Kahn	Nelson	Salchert	

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

Casserly moved to amend H. F. No. 469, the printed bill, as follows:

Page 3, lines 35 and 36, delete all the language in the lines.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Casserly amendment and the roll being called, there were yeas 43, and nays 89, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Jacobs	Myrah	Skaar
Anderson, I.	Culhane	Johnson, C.	Ojala	Spanish
Belisle	Cummiskey	Johnson, J.	Parish	Stanton
Bell	Enebo	Kahn	Pavlak, R.	Vanasek
Bennett	Flakne	Laidig	Prahl	Vento
Berglin	Fugina	Lindstrom, J.	Salchert	Voss
Boland	Grove	Lombardi	Samuelson	Mr. Speaker
Casserly	Haugerud	Moe	Sieben, H.	
Cleary	Hook	Munger	Sieben, M.	

Those who voted in the negative were:

Adams, S.	Anderson, G.	Biersdorf	Carlson, A.	Carlson, L.
Andersen, R.	Becklin	Braun	Carlson, B.	Connors
Anderson, D.	Berg	Brinkman	Carlson, D.	Dahl

DeGroat	Hagedorn	Lindstrom, E.	Niehaus	Savelkoul
Dieterich	Hanson	Long	Norton	Schreiber
Dirlam	Heinitz	Mann	Ohnstad	Schulz
Eckstein	Jaros	McArthur	Patton	Searle
Eken	Johnson, D.	McCarron	Pavlak, R. L.	Sherwood
Erdahl	Johnson, R.	McCauley	Pehler	Smith
Erickson	Jopp	McEachern	Peterson	Swanson
Esau	Jude	McFarlin	Pieper	Tomlinson
Faricy	Kelly	McMillan	Pleasant	Ulland
Ferderer	Kempe	Menke	Quirin	Weaver
Fjoslien	Klaus	Miller, D.	Resner	Wenzel
Forsythe	Knickerbocker	Miller, M.	Rice	Wigley
Fudro	Larson	Mueller	Ryan	Wohlwend
Graba	LaVoy	Nelson	St. Onge	Wolcott
Graw	Lemke	Newcome	Sarna	

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

Johnson, J., moved to amend H. F. No. 469, the printed bill, as amended, as follows:

Page 3, line 27, after the word "in" strike the word "all". Further in line 27, after the word "cities" insert "*of the first class*". Also restore the stricken language in line 27.

Page 3, line 28, restore the stricken language and strike the new language.

Page 3, line 29, strike the new language.

Page 3, lines 31 through 34, reinsert the language as stricken by the Knickerbocker amendment.

Page 3, lines 35, strike "(2)" and insert in lieu thereof "(3)". Further in line 35, after "*notwithstanding*" strike "*the above clause*", and insert in lieu thereof "*clauses (1) and (2)*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Johnson, J., amendment and the roll being called, there were yeas 54, and nays 74, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Hanson	Lindstrom, E.	Salchert
Adams, S.	Dirlam	Heinitz	Long	Savelkoul
Anderson, D.	Erdahl	Johnson, C.	McCauley	Skaar
Becklin	Erickson	Johnson, J.	Munger	Smith
Belisle	Esau	Johnson, R.	Myrah	Tomlinson
Bell	Faricy	Jopp	Newcome	Ulland
Bennett	Fjoslien	Kelly	Niehaus	Vento
Berglin	Flakne	Kempe	Ohnstad	Weaver
Carlson, D.	Forsythe	Klaus	Parish	Wigley
Clifford	Fudro	Laidig	Pavlak, R. L.	Wolcott
Connors	Graw	Larson	Pieper	

Those who voted in the negative were:

Andersen, R.	Boland	Carlson, L.	DeGroat	Ferderer
Anderson, G.	Braun	Casserly	Dieterich	Fugina
Anderson, I.	Brinkman	Cleary	Eckstein	Graba
Berg	Carlson, A.	Cummiskey	Eken	Grove
Biersdorf	Carlson, B.	Dahl	Enebo	Hagedorn

Haugerud	Lindstrom, J.	Miller, M.	Prahl	Searle
Hook	Lombardi	Moe	Quirin	Sieben, H.
Jacobs	Mann	Mueller	Resner	Sieben, M.
Jaros	McArthur	Norton	Rice	Spanish
Johnson, D.	McCarron	Ojala	Ryan	Stanton
Jude	McEachern	Patton	St. Onge	Vanasek
Kahn	McFarlin	Pavlak, R.	Samuelson	Wenzel
Knickerbocker	McMillan	Pehler	Sarna	Wohlwend
LaVoy	Menke	Peterson	Schreiber	Mr. Speaker
Lemke	Miller, D.	Pleasant	Schulz	

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

H. F. No. 469, A bill for an act relating to intoxicating liquor; prohibiting discrimination by importers; granting the liquor control commission 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.

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 130, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 1964, as amended, was reported to the House.

Sherwood moved to amend S. F. No. 1964, the printed bill, as amended, as follows:

Page 5, lines 18-21, strike the new language and restore the stricken language.

Page 8, delete all of subdivision 4.

Page 10, line 13, strike the new language.

Page 10, line 20, strike the new language.

Page 11, line 15, strike the new language.

Page 11, line 16, strike the new language.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Sherwood amendment and the roll being called, there were yeas 53, and nays 48, as follows:

Those who voted in the affirmative were:

Anderson, G.	Casserly	Heinitz	Menke	Schulz
Becklin	Clifford	Jaros	Munger	Sherwood
Bell	Connors	Johnson, D.	Nelson	Stanton
Bennett	Culhane	Johnson, R.	Niehaus	Swanson
Berglin	Dieterich	Jude	Ohnstad	Tomlinson
Biersdorf	Erickson	Kahn	Ojala	Ulland
Boland	Fjoslien	Kempe	Parish	Vanasek
Brinkman	Fugina	Knickerbocker	Pavlak, R. L.	Vento
Carlson, A.	Graba	LaVoy	Pehler	Wohlwend
Carlson, D.	Growe	McCauley	Resner	
Carlson, L.	Hanson	McEachern	Ryan	

Those who voted in the negative were:

Adams, J.	DeGroat	Jacobs	Mann	Skaar
Adams, S.	Dirlam	Johnson, C.	McCarron	Smith
Andersen, R.	Eckstein	Johnson, J.	McFarlin	Voss
Anderson, D.	Eken	Jopp	McMillan	Weaver
Anderson, I.	Enebo	Kelly	Moe	Wenzel
Belisle	Esau	Klaus	Newcome	Wigley
Berg	Faricy	Laidig	Peterson	Wolcott
Braun	Flakne	Lemke	Pieper	Mr. Speaker
Carlson, B.	Fudro	Lombardi	Prahl	
Cummiskey	Hook	Long	Searle	

The motion prevailed and the amendment was adopted.

There being no objection, S. F. No. 1964, as amended, was continued on Special Orders for tomorrow.

H. F. No. 2034 was reported to the House.

There being no objection, H. F. No. 2034 was continued on Special Orders for tomorrow.

H. F. No. 1991 was reported to the House.

Salchert moved to amend H. F. No. 1991, the printed bill, as follows:

Line 1, after the word "contrary," delete all the language remaining in the line.

Line 2, delete all the language in the line.

Line 3, at the beginning of the line and before the words "The report", delete "ine the books of said hospital." and insert in lieu thereof the following: "any county or municipal hospital board may employ a certified public accountant to annually audit and examine the books of said hospital."

The motion prevailed and the amendment was adopted.

Dirlam moved to amend H. F. No. 1991, the printed bill, as amended, as follows:

Line 2, after "county" and before "hospital" insert "or municipal".

Further, amend the title after "county" and before "hospitals" by inserting "or municipal".

The motion prevailed and the amendment was adopted.

H. F. No. 1991, A bill for an act relating to county or municipal hospitals; permitting the use of certified public accountants to audit and examine their books in lieu of the public examiner.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Prahl                Voss

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

S. F. No. 384 was reported to the House.

Flakne moved to amend S. F. No. 384, the printed bill, as follows:

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

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

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

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

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

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

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

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

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

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

*Sec. 2. [NOTICE TO PATIENT.] The policy statement contained in section 1 of this act shall be posted conspicuously*

*in a public place in all facilities licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58. Copies of the policy statement shall be furnished the patient and resident upon admittance to the facility.*

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

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

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

Subd. 3. [ENFORCEMENT.] *With the exception of the department of public safety which has the exclusive jurisdiction to enforce state fire and safety standards, the state board of health is the exclusive state agency charged with the responsibility and duty of inspecting facilities required to be licensed under the provisions of sections 144.50 to 144.58 and enforcing the rules, regulations and standards prescribed by it.*

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

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

Subd. 6. [REINSPECTIONS; FINES.] *If upon reinspection it is found that the licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 has not*



*corrected the deficiency or deficiencies specified in the correction order, the licensee shall forfeit to the state within 15 days a sum of up to \$250 for each such deficiency not corrected. For each subsequent reinspection, the licensee may be fined an additional amount for each deficiency which has not been corrected. All forfeitures shall be paid into the state treasury and credited to the general fund.*

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

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

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

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

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

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

[144.543] [PROGRAM FOR VOLUNTARY MEDICAL AID.] *Licensed physicians may visit a facility required to be licensed under the provisions of sections 144.50 to 144.58 and examine patients and residents thereof under a program which shall be established by the state board of health and regulated and governed by rules and regulations promulgated by the state board of health pursuant to the administrative procedures act. Such rules and regulations shall protect the privacy of patients and residents of facilities. No patient or resident of any facility shall be required to submit to an examination under such pro-*

*gram. The state board of health shall consult with medical schools and other experts for the purpose of establishing the program. The state board of health shall encourage the active participation of all licensed physicians on a voluntary basis in such program.*

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

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

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

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

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

[256B.30] [HEALTH CARE FACILITY REPORT.] *Every facility required to be licensed under the provisions of sections 144.50 to 144.58 shall provide annually to the commissioner of public welfare such reports as may be required under law and under regulations adopted by the commissioner of public welfare under the administrative procedures act. Such regulations shall provide for the submission of a full and complete financial report of a facility's operations including:*

- (1) An annual statement of income and expenditures;*
- (2) A complete statement of fees and charges;*
- (3) The names of all persons other than mortgage companies owning any interest in the facility including stockholders with an ownership interest of ten percent or more of the facility.*

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

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

[256B.31] [HEALTH CARE FACILITIES; REIMBURSEMENT FOR WELFARE PATIENTS AND RESIDENTS; INCENTIVE PROGRAM.]

*Subdivision 1. [REIMBURSEMENT PRINCIPLES.] In the event the commissioner of public welfare makes payments based on costs, the following principles shall be applied in determining costs of facilities:*

*(1) Except as provided in clause 2, as to facilities purchased prior to December 31, 1972, allowance for depreciation and earnings allowance shall be calculated on the basis of allocation of the full purchase price for land, building and equipment; and*

*(2) As to facilities purchased after December 31, 1972, or, at the owner's option, as to facilities purchased before December 31, 1972, the value for determining costs of a facility shall be the actual market value as determined by appraisal or by comparable sales. Any amounts in excess of said market value shall be deemed goodwill and not reimbursable to the provider; and*

*(3) For reimbursement purposes depreciation shall be calculated as beginning on January 1, 1973; and*

*(4) Rents and other charges and costs of leases entered in an arms-length transaction shall be allowed.*

*Subd. 2. [ALTERNATE REIMBURSEMENT PRINCIPLES.] The commissioner of public welfare is encouraged to investigate alternative methods of reimbursement consistent with providing reimbursement in an amount at least as much as in subdivision 1. Alternative methods should be directed toward reducing administrative expense and paying for quality care. Such alternative method should include a negotiated rate system, unit of service purchases, and similar methods.*

*Subd. 3. [INCENTIVE PROGRAM.] The commissioner of public welfare in consultation with the state board of health shall promulgate regulations under the administrative procedures act providing for financial incentives for quality care offered by facilities required to be licensed under the provisions of sections 144.50 to 144.58 to welfare residents and patients in excess of minimal care requirements required by law.*

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

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

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

*[626.555] [REPORTING OF MALTREATMENT OF PATIENTS AND RESIDENTS.] Subdivision 1. [DECLARATION OF PURPOSE.] The purpose of this section is to pro-*

vide for the protection of persons being cared for in facilities licensed pursuant to Minnesota Statutes, Sections 144.50 to 144.58, who have had physical injury inflicted upon them, by other than accidental means, when the injury appears to have been caused as a result of physical abuse or culpable neglect.

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

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

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

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

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

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

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

Further amend the title: Strike the title in its entirety and insert in lieu thereof the following:

"A bill for an act relating to nursing homes; providing for the regulation thereof; imposing certain duties on the state board of

health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; establishing certain boards and prescribing their powers and duties; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Sections 144.53; Chapters 144, by adding sections; 154, by adding a section; 256B, by adding sections; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583."

The motion prevailed and the amendment was adopted.

McCauley moved to amend S. F. No. 384, the printed bill, as amended, as follows:

Page 4 of the amendment, line 27, after the word "*within*" and before the word "*days*" strike "*15*" and add in lieu thereof "*45*".

Further in line 27, after the word "*to*" and before the word "*for*" strike "\$250" and insert in lieu thereof "\$75".

A roll call was requested and properly seconded.

The question was taken on the adoption of the McCauley amendment and the roll being called, there were yeas 25, and nays 96, as follows:

Those who voted in the affirmative were:

Anderson, D.	DeGroat	Erickson	Klaus	Niehaus
Biersdorf	Dirlam	Esau	Lemke	Pavlak, R. L.
Carlson, D.	Eckstein	Johnson, C.	Long	Pieper
Connors	Eken	Johnson, R.	McCauley	Prahl
Culhane	Erdahl	Kelly	Miller, M.	Skaar

Those who voted in the negative were:

Adams, J.	Dahl	Jopp	Norton	Sieben, M.
Adams, S.	Dieterich	Jude	Ohnstad	Smith
Andersen, R.	Enebo	Kahn	Ojala	Spanish
Anderson, G.	Faricy	Knickerbocker	Parish	Stanton
Anderson, I.	Ferderer	Laidig	Patton	Swanson
Becklin	Fjoslien	Larson	Pavlak, R.	Tomlinson
Belisle	Flakne	LaVoy	Pehler	Ulland
Bell	Forsythe	Lindstrom, E.	Peterson	Vanasek
Bennett	Fudro	Lindstrom, J.	Quirin	Vento
Berg	Fugina	Lombardi	Resner	Voss
Berglin	Graba	Mann	Rice	Weaver
Boland	Graw	McCarron	Ryan	Wenzel
Braun	Hanson	McEachern	St. Onge	Wigley
Brinkman	Haugerud	McFarlin	Salchert	Wohlwend
Carlson, A.	Heinitz	McMillan	Sarna	Wolcott
Carlson, B.	Hook	Menke	Savelkoul	Mr. Speaker
Carlson, L.	Jacobs	Miller, D.	Schulz	
Casserly	Jaros	Moe	Searle	
Clifford	Johnson, D.	Munger	Sherwood	
Cummiskey	Johnson, J.	Nelson	Sieben, H.	

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

Ojala moved to amend S. F. No. 384, the printed bill, as amended, as follows:

Page 10, line 4, strike "*culpably*".

Page 10, line 17, strike "*culpable*".

Page 10, line 25, strike "*culpable*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Ojala amendment and the roll being called, there were yeas 22, and nays 88, as follows:

Those who voted in the affirmative were:

Berglin	Fudro	LaVoy	Prahl	Ulland
Carlson, A.	Fugina	Moe	Sarna	Vento
Carlson, L.	Hanson	Nelson	Skaar	
Cummiskey	Jaros	Norton	Swanson	
Dieterich	Kahn	Ojala	Tomlinson	

Those who voted in the negative were:

Adams, J.	DeGroat	Jacobs	McEachern	Ryan
Adams, S.	Dirlam	Johnson, C.	McFarlin	St. Onge
Andersen, R.	Eckstein	Johnson, J.	McMillan	Salchert
Anderson, G.	Eken	Johnson, R.	Menke	Savelkoul
Anderson, I.	Enebo	Jopp	Miller, D.	Schreiber
Becklin	Erdahl	Jude	Miller, M.	Schulz
Belisle	Erickson	Kelly	Newcome	Sieben, H.
Bennett	Esau	Laidig	Niehaus	Smith
Berg	Faricy	Larson	Ohnstad	Spanish
Biersdorf	Ferderer	Lemke	Patton	Voss
Boland	Fjoslien	Lindstrom, E.	Pavlak, R.	Weaver
Brinkman	Flakne	Lindstrom, J.	Pavlak, R. L.	Wenzel
Carlson, B.	Forsythe	Lombardi	Pehler	Wigley
Carlson, D.	Graba	Long	Peterson	Wohlwend
Cassery	Graw	Mann	Pieper	Wolcott
Clifford	Growe	McArthur	Pleasant	Mr. Speaker
Connors	Heinitz	McCarron	Resner	
Culhane	Hook	McCauley	Rice	

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

Vento moved to amend S. F. No. 384, the printed bill, as amended by the Flakne amendment, as follows:

Page 7, of the amendment, line 7, strike the comma and insert a period.

Strike lines 8, 9, 10, 11, and 12.

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

Vento moved to amend S. F. No. 384, the printed bill, as amended by the Flakne amendment, as follows:

Page 8, of the amendment, line 24, strike "land,".

Page 8, of the amendment, strike lines 26, 27, and 28.

Page 9, of the amendment, strike lines 1, 2, 3, and 4.

Renumber subsequent paragraphs accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Vento amendment and the roll being called, there were yeas 53, and nays 67, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Jude	Nelson	Stanton
Anderson, D.	Enebo	Kahn	Norton	Swanson
Anderson, I.	Faricy	Kelly	Ojala	Tomlinson
Berg	Fudro	Klaus	Parish	Ulland
Berglin	Fugina	Knickerbocker	Patton	Vanasek
Boland	Grove	LaVoy	Pehler	Vento
Carlson, A.	Hanson	McCarron	Prahl	Voss
Carlson, B.	Jacobs	McCauley	Ryan	Wenzel
Culhane	Jaros	McEachern	Sarna	Mr. Speaker
Cummiskey	Johnson, C.	Moe	Sherwood	
Dieterich	Johnson, D.	Munger	Smith	

Those who voted in the negative were:

Adams, S.	DeGroat	Johnson, J.	Miller, D.	Salchert
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eken	Jopp	Myrah	Schreiber
Becklin	Erdahl	Kempe	Newcome	Searle
Belisle	Erickson	Laidig	Niehaus	Sieben, H.
Bennett	Esau	Lindstrom, E.	Ohnstad	Skaar
Biersdorf	Ferderer	Lindstrom, J.	Pavlak, R.	Spanish
Braun	Fjoslien	Lombardi	Pavlak, R. L.	Weaver
Carlson, D.	Flakne	Long	Peterson	Wigley
Carlson, L.	Forsythe	Mann	Pieper	Wohlwend
Casserly	Graw	McArthur	Pleasant	Wolcott
Cleary	Hagedorn	McFarlin	Quirin	
Clifford	Heinitz	McMillan	Resner	
Connors	Hook	Menke	Rice	

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

S. F. No. 384, A bill for an act relating to hospital, boarding care homes, and nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Chapters 144, by adding sections; 154, by adding a section; 256B, by adding a section; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583.

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 8, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Anderson, D.	Erdahl	Esau	Long	Skaar
Eken	Erickson	Klaus		

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

H. F. No. 970 was reported to the House.

Boland moved that S. F. No. 1004 be recalled from the Committee on Health and Welfare and together with H. F. No. 970, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Tuesday, May 15, 1973. The motion prevailed.

There being no objection the order of business reverted to Reports of Standing Committees.

## REPORTS OF STANDING COMMITTEES

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

H. F. No. 2444, A bill for an act relating to transportation; providing principal arterial highway funds for the appropriation of money to counties and municipalities of the state for the purposes of constructing and reconstructing the state's principal arterial highways, authorizing the issuance of state bonds for the purposes thereof and appropriating money in connection therewith; establishing the Minnesota state transportation fund for the appropriation of money to subdivisions of the state for public lands, buildings, and capital improvements needed for public transportation, authorizing the issuance of state bonds for the purposes of the transportation fund and appropriating money in connection therewith.

Reported the same back with the following amendments:

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



"Section 1. [PURPOSE.] It is determined that there is a critical need to preserve and improve transportation facilities throughout the state which cannot be met by local effort without state financial assistance. The rate of completion of the interstate portion and upgrading of the remainder of the state's highway system has fallen behind the rate of traffic growth, resulting in serious traffic hazards and delays that affect the personal safety, quality of life, and economic welfare of citizens. The highway traffic problem is accentuated by the deficiency in the quality and quantity of public transportation available in urban areas, large and small. This deficiency is itself largely caused by the inability of public transportation to compete economically with private automobiles, without financial support comparable to that given highway construction. Its most serious effect is to limit severely the life and liberty of many persons who because of age, physical or mental characteristics, or economic circumstances are unable to use automobiles. For many more it compels the use of automobiles, often more than one per family, for daily attendance at work and school and for transportation in emergencies, notwithstanding cost that may reduce remaining living resources below poverty levels, and notwithstanding unacceptable safety hazards often resulting from physical handicaps or inexperience. And for many high cost makes it impossible to acquire and maintain vehicles that can operate at acceptable safety and pollution control levels, thus aggravating the traffic and pollution hazards created by sheer numbers of vehicles. Capital cost of the principal arterial highways of this state cannot be adequately met from existing sources of funds. Similar costs of adequate public transportation in urban areas cannot be met by user fees without subsidy, or even with subsidy to the extent this is possible from property taxes or other resources available to local units of government. It is determined that state financial assistance in meeting the capital cost of public transportation in urban areas and constructing and reconstructing the state's principal arterial highways is a proper function of state government and is necessary to protect the safety and the personal and economic welfare of the citizens of the state at large.

Sec. 2. [PRINCIPAL ARTERIAL HIGHWAY BOND AUTHORIZATION AND APPROPRIATIONS.] Subdivision 1. The state auditor is authorized and directed, upon request of the commissioner of highways, to issue and sell Minnesota state principal arterial bonds in accordance with the provisions of section 3 of this act, and Article IX, Section 6, of the Constitution in an aggregate principal amount not to exceed \$120,000,000, which sum, or so much thereof as shall be required, is appropriated from the proceeds of such bonds to the commissioner of highways for grants to counties and municipalities for the acquisition and betterment of public land and other improvements of a capital nature needed to provide adequate principal arterial highways of this state. This appropriation shall not lapse or cancel until the purpose for which it is made has been accomplished or abandoned. The amount of each grant approved for

disbursement shall be and remain appropriated for that purpose until the grant is fully disbursed or part or all thereof is revoked by the department of highways.

Subd. 2. The department of highways shall promulgate regulations, standards, and priorities for the administration of grants authorized in accordance with subdivision 1, and these regulations, standards, and priorities are to be developed in consultation with the regional development commissions and the metropolitan council established under the provisions of Minnesota Statutes, Sections 462.381 to 462.396 and Chapter 473B.

Subd. 3. Applications by counties and municipalities for grants for the funds provided for by subdivision 1 shall be made through regional development commissions and the metropolitan council established under the provisions of Minnesota Statutes, Section 462.381 to 462.396 and Chapter 473B referred to in this section as regional planning agencies to the department of highways on forms requiring information prescribed by the regulations of the department of highways. The regional planning agency shall certify to the department of highways those applications which appear to meet the standards and criteria set forth by the department of highways and the regulations promulgated hereunder, and the department of highways shall direct grants to be disbursed on the basis of the standards, criteria and priorities established in its regulations and in this section; provided that no disbursement shall be made until and unless the regional planning agency has by resolution determined the total estimated cost of the project, and ascertained that its financing is assured by the appropriation of the proceeds of bonds or other funds of the counties and municipalities sufficient to pay the estimated cost in excess of the grant, including funds to be granted to it by the federal government if the department ascertains that such funds are then appropriated and allocated by the federal government to projects within the state and that the projects have complied with all conditions under federal law and regulations for a grant of the nature and in the amount involved.

Sec. 3. [PRINCIPAL ARTERIAL BONDS.] Subdivision 1. For the purpose of providing money appropriated to the counties and municipalities of the state from the principal arterial highway funds authorized by section 2 for the acquisition and betterment of public land and other improvement of a capital nature needed to provide adequate principal arterial highways, in accordance with section 2, when authorized by law and requested by the commissioner of highways, the state auditor shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a law specifying the purpose thereof and the maximum amount of the proceeds authorized to be expended for this purpose. Any act authorizing the issuance of bonds for this purpose, together with this section, constitutes complete authority

for such issue, and such bonds shall not be subject to restrictions or limitations contained in any other law.

Subd. 2. Upon request and authorization as provided in subdivision 1 the state auditor shall sell and issue Minnesota state principal arterial bonds in the aggregate amount requested, upon sealed bids and upon such notice, at such price, in such form and denominations, bearing interest at such rate or rates, maturing in such amounts and on such dates, without option of prepayment or subject to prepayment upon such notice and at such times and prices, payable at such bank or banks within or outside the state, with such provisions for registration, conversion, and exchange and for the issuance of notes in anticipation of the sale or delivery of definitive bonds, and in accordance with such further regulations as the auditor shall determine, subject to the approval of the attorney general, but not subject to the provisions of sections 15.0411 to 15.0422. The bonds shall be executed by the state auditor and attested by the state treasurer under their official seals. The signatures of the officers on the bonds and any appurtenant interest coupons and their seals may be printed, lithographed, engraved, or stamped thereon, except that each bond shall be authenticated by the manual signature on its face of one of the officers or of an officer of a bank designated by them as authenticating agent. The state auditor shall ascertain and certify to the purchasers of the bonds the performance and existence of all acts, conditions, and things necessary to make them valid and binding general obligations of the state of Minnesota, subject to the approval of the attorney general.

Subd. 3. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including but not limited to actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the state principal arterial funds, and the amounts necessary therefor are appropriated from those funds; provided that if any amount is specifically appropriated for this purpose in an act authorizing the issuance of bonds pursuant to this section, such expenses shall be limited to the amount so appropriated.

Subd. 4. The state auditor shall maintain in the state bond fund a separate bookkeeping account which shall be designated as the state principal arterial bond account, to record receipts and disbursements of money transferred to the fund to pay Minnesota state principal arterial bonds and income from the investment of such money, which income shall be credited to the account in each fiscal year in an amount equal to the approximate average return that year on all funds invested by the state treasurer, as determined by the treasurer, times the average balance in the account that year.

Subd. 5. The premium and accrued interest received on each issue of Minnesota state principal arterial bonds shall be credited to the bond account. In order to reduce the amount of taxes otherwise required to be levied, there shall also be credited to the bond

account from the general fund in the state treasury, on November 1 in each year, a sum of money sufficient in amount, when added to the balance then on hand therein, to pay all Minnesota state principal arterial bonds and interest thereon due and to become due to and including July 1 in the second ensuing year. All money so credited and all income from the investment thereof is annually appropriated to the bond account for the payment of such bonds and interest thereon, and shall be available in the bond account prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4. The state auditor and treasurer are directed to make the appropriate entries in the accounts of the respective funds.

Subd. 6. On or before December 1 in each year the state auditor shall levy on all taxable property within the state whatever tax may be necessary to produce an amount sufficient, with all money then and theretofore credited to the bond account, to pay the entire amount of principal and interest then and theretofore due and principal and interest to become due on or before July 1 in the second year thereafter on Minnesota state principal arterial bonds. This tax shall be levied upon all real property used for the purposes of a homestead, as well as other taxable property, notwithstanding the provisions of section 273.13, subdivisions 6 and 7, and shall be subject to no limitation of rate or amount until all such bonds and interest thereon are fully paid. The proceeds of this tax are appropriated and shall be credited to the state bond fund, and the principal of and interest on the bonds are payable from such proceeds, and the whole thereof, or so much as may be necessary, is appropriated for such payments. If at any time there is insufficient money from the proceeds of such taxes to pay the principal and interest when due on Minnesota state principal arterial bonds, such principal and interest shall be paid out of the general fund in the state treasury, and the amount necessary therefor is hereby appropriated.

Sec. 4. [TRANSPORTATION BOND AUTHORIZATION AND APPROPRIATION.] The state auditor is authorized and directed, upon request of the director of the state planning agency, to issue and sell Minnesota state transportation bonds in accordance with the provisions of section 6 of this act, and Article IX, Section 6 of the Constitution, in an aggregate principal amount not to exceed \$80,000,000 which sum, or so much thereof as shall be required, is appropriated from the proceeds of the bonds to the Minnesota state transportation fund created in section 5; and shall be used, with any other money in that fund, solely for the purpose of providing money which is hereby appropriated from that fund to the director of the state planning agency for grants to subdivisions of the state, according to the definition of "subdivision" in section 5, subdivision 1, for the acquisition and betterment of public land and buildings and other public improvements of a capital nature needed to provide adequate public transportation in urban areas, in accordance with the provisions of section 5. This appropriation shall not lapse until the purpose for which it is made has been accomplished or abandoned. The amount of each grant approved for

disbursement from the Minnesota state transportation fund shall be and remain appropriated for that purpose until the grant is fully disbursed or part or all thereof is revoked by the state planning agency.

Sec. 5. [MINNESOTA STATE TRANSPORTATION FUND.] Subdivision 1. A Minnesota state transportation fund is created as a separate bookkeeping account in the general books of account of the state, to record receipts of the proceeds of state bonds and any other money appropriated to the fund and grants disbursed from the fund to subdivisions of the state for the acquisition of betterment of public land and buildings and other public improvements of a capital nature needed to provide adequate public transportation in urban areas, in accordance with the long range state policies and purposes defined in subdivision 2, and in accordance with standards established in regulations to be adopted by the state planning agency pursuant to law, and to be prepared in consultation with the regional development commissions and the metropolitan council established under the provisions of Minnesota Statutes, Sections 462.381 to 462.396 and Chapter 473B, referred to in this section as "regional planning agencies", and in consultation with the "subdivisions" defined and referred to in this section. "Subdivisions" referred to in this section include the metropolitan transit commission created by Minnesota Statutes, Chapter 473A, and any other public body now or hereafter given power by law or a city charter to operate public transportation facilities in any defined area, and any city, village, or borough outside the area of operation of such a public body.

Subd. 2. It is the policy of the state to assist its subdivisions in providing, so far as possible, public transportation facilities in all urban areas within the state by providing state funding for public transportation capital improvements. The state planning agency and regional planning agencies are directed to prepare and revise annually a program of capital grants to subdivisions for specific projects which will implement this policy. Capital costs eligible to be paid from such grants shall include all expenses of the kinds enumerated in Minnesota Statutes, Section 475.65.

Subd. 3. The state planning agency shall promulgate regulations for the administration of grants authorized to be made from the fund.

Subd. 4. The regulations of the state planning agency shall provide that a high priority shall be given to applications from subdivisions which, because of limited tax base, excessive bonded indebtedness, or critical conditions of public transportation service, would face extreme financial hardship without assistance from the state transportation fund, and to applications for systems to serve more than one municipality.

Subd. 5. Applications by subdivisions for grants from the fund shall be made through regional planning agencies to the state planning agency, on forms requiring information pre-

scribed by the regulations of the state planning agency. The regional agency shall certify to the state planning agency those applications which appear to meet the program of capital grants and the standards and criteria set forth by the state planning agency and the regulations promulgated hereunder, and the state planning agency shall direct grants to be disbursed from the fund on the basis of the standards, criteria and priorities established in its regulations and in this section; provided that no disbursement shall be made until and unless the regional planning agency has by resolution determined the total estimated cost of the project, and ascertained that its financing is assured by the appropriation of the proceeds of bonds or other funds of the subdivision sufficient to pay the estimated cost in excess of the grant, including funds to be granted to it by the federal government if the state planning agency ascertains that such funds are then appropriated and allocated by the federal government to projects within the state and that the subdivision has complied with all conditions under federal law and regulations for a grant of the nature and in the amount involved.

Sec. 6. [MINNESOTA STATE TRANSPORTATION BONDS.] Subdivision 1. For the purpose of providing money appropriated to subdivisions of the state from the Minnesota state transportation fund for the acquisition and betterment of public land, buildings, and improvements of a capital nature needed to provide adequate public transportation in urban areas in accordance with the provisions of section 5, when authorized by law and requested by the director of the state planning agency, the state auditor shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a law specifying the purpose thereof and the maximum amount of the proceeds authorized to be expended for this purpose. Any act authorizing the issuance of bonds for this purpose, together with this section, constitutes complete authority for such issue, and such bonds shall not be subject to restrictions or limitations contained in any other law.

Subd. 2. Upon request and authorization as provided in subdivision 1 the state auditor shall sell and issue Minnesota state transportation bonds in the aggregate amount requested, upon sealed bids and upon such notice, at such price, in such form and denominations, bearing interest at such rate or rates, maturing in such amounts and on such dates, without option of prepayment or subject to prepayment upon such notice and at such times and prices, payable at such bank or banks within or outside this state, with such provisions for registration, conversion, and exchange and for the issuance of notes in anticipation of the sale or delivery of definitive bonds, and in accordance with such further regulations, as the auditor shall determine, subject to the approval of the attorney general, but not subject to the provisions of sections 15.0411 to 15.0422. The bonds shall be executed by the state auditor and attested by the state treasurer under their

official seals. The signatures of the officers on the bonds and any appurtenant interest coupons and their seals may be printed, lithographed, engraved, or stamped thereon, except that each bond shall be authenticated by the manual signature on its face of one of the officers or of an officer of a bank designated by them as authenticating agent. The state auditor shall ascertain and certify to the purchasers of the bonds the performance and existence of all acts, conditions, and things necessary to make them valid and binding general obligations of the state of Minnesota, subject to the approval of the attorney general.

Subd. 3. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including but not limited to actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the state transportation fund, and the amounts necessary therefor are appropriated from that fund; provided that if any amount is specifically appropriated for this purpose in an act authorizing the issuance of bonds pursuant to this section, such expenses shall be limited to the amount so appropriated.

Subd. 4. The state auditor shall maintain in the state bond fund a separate bookkeeping account which shall be designated as the state transportation bond account, to record receipts and disbursements of money transferred to the fund to pay Minnesota state transportation bonds and income from the investment of such money, which income shall be credited to the account in each fiscal year in an amount equal to the approximate average return that year on all funds invested by the state treasurer, as determined by the treasurer, times the average balance in the account that year.

Subd. 5. The premium and accrued interest received on each issue of Minnesota state transportation bonds shall be credited to the bond account. In order to reduce the amount of taxes otherwise required to be levied, there shall also be credited to the bond account from the general fund in the state treasury, on November 1 in each year, a sum of money sufficient in amount, when added to the balance then on hand therein, to pay all Minnesota state transportation bonds and interest thereon due and to become due to and including July 1 in the second ensuing year. All money so credited and all income from the investment thereof is annually appropriated to the bond account for the payment of such bonds and interest thereon, and shall be available in the bond account prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4. The state auditor and treasurer are directed to make the appropriate entries in the accounts of the respective funds.

Subd. 6. On or before December 1 in each year the state auditor shall levy on all taxable property within the state whatever tax may be necessary to produce an amount sufficient, with all money then and theretofore credited to the bond account, to pay the entire amount of principal and interest then and theretofore

due and principal and interest to become due on or before July 1 in the second year thereafter on Minnesota state transportation bonds. This tax shall be levied upon all real property used for the purposes of a homestead, as well as other taxable property, notwithstanding the provisions of section 273.13, subdivisions 6 and 7, and shall be subject to no limitation of rate or amount until all such bonds and interest thereon are fully paid. The proceeds of this tax are appropriated and shall be credited to the state bond fund, and the principal of and interest on the bonds are payable from such proceeds, and the whole thereof, or so much as may be necessary, is appropriated for such payments. If at any time there is insufficient money from the proceeds of such taxes to pay the principal and interest when due on Minnesota state transportation bonds, such principal and interest shall be paid out of the general fund in the state treasury, and the amount necessary therefor is hereby appropriated.

Sec. 7. [SEVERABILITY.] The invalidity of any provision of this act shall not affect the validity of the remainder of the act.

Sec. 8. [EFFECTIVE DATE.] This act is effective on the day following final enactment."

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

The report was adopted.

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

S. F. No. 672, A bill for an act relating to corrections; establishing an office of ombudsman; definitions; granting the ombudsman certain enforcement powers of investigation, action on complaints, publication of opinions and recommendations; amending Minnesota Statutes 1971, Chapter 241, by adding sections.

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. 1252, A bill for an act relating to state parks; establishing the St. Croix Wild River state park in Chisago county; appropriating money; amending Minnesota Statutes 1971, Sections 85.012, Subdivision 1; and 85.012, by adding a subdivision.

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. 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.

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. 257, A bill for an act relating to highways; authorizing the commissioner of highways to lease certain real estate acquired for trunk highway purposes, and providing for the distribution of rents therefor; amending Minnesota Statutes 1971, Section 161.23, 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. 261, A bill for an act relating to taxation; income tax deductions for adoption expenses; amending Minnesota Statutes 1971, Section 290.09, Subdivision 27.

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. 752, A bill for an act relating to taxation; qualification of homesteads under the agricultural property tax law; amending Minnesota Statutes 1971, Section 273.111, Subdivision 3.

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. 962, A bill for an act relating to taxation; real estate taxes upon state owned residential property.

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. 1025, A bill for an act relating to taxation; real property; providing for taxation of townhouse property; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

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. 1296, A bill for an act relating to taxes on and measured by net income; exempting public pensions, benefits and allowances from gross income; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

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

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. No. 2444 was read for the second time.

## SECOND READING OF SENATE BILLS

S. F. Nos. 672, 1252, 2119, 257, 261, 752, 962, 1025, and 1296 were read for the second time.

## ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 611:

Sieben, H.; Growe; and Bennett.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 452:

Vento, Faricy, and Pavlak, R. L.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 10:00 a.m., Tuesday, May 15, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Tuesday, May 15, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

