# STATE OF MINNESOTA

# SIXTY-EIGHTH SESSION - 1974

# SEVENTY-FIRST DAY

SAINT PAUL, MINNESOTA, MONDAY, JANUARY 21, 1974

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

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

A quorum was present.

Graw; Johnson, R.; and Munger were excused. Berglin was excused until 4:15 p.m. Ferderer was excused until 3:00 p.m.

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

### ELECTION OF OFFICER

Nelson placed the name of Reverend Tomas E. Meeks in nomination for Chaplain.

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

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

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

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

### OATH OF OFFICE

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

### REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2605, 577, 1426, 2715, and 2789 and S. F. Nos. 825, 1074, 1434, 1805, 1865, 1887, 1900, 2203, 2206, and 2353 have been placed in the members' files.

S. F. No. 2206 and H. F. No. 2170, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 2170, page 2, lines 24 and 25 read as follows: "The fee for a certificate is (\$2) \$1 for each

name certified to and \$1 for each lien certified to. Upon request the" whereas S. F. No. 2206, page 2, lines 24 and 25 read: "The fee for a certificate is fifty cents for each name appearing on the certificate with a minimum fee of \$2. Upon".

S. F. No. 2206, page 3, line 17 contains the language:

"Sec. 3. This act is effective April 1, 1974." whereas H. F. No. 2170, does not contain this language.

### SUSPENSION OF RULES

Eckstein moved that the rules be so far suspended that S. F. No. 2206 be substituted for H. F. No. 2170 and that the House File be indefinitely postponed. The motion prevailed.

# REPORTS OF STANDING COMMITTEES

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

H. F. No. 2587, A bill for an act relating to polygraph tests of police officers; prohibiting the use thereof; repealing Laws 1973, Chapter 667, Section 3.

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

The report was adopted.

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

H. F. No. 1690, A bill for an act relating to health; licensing and regulation of plumbers; amending Minnesota Statutes 1971, Sections 326.38 and 326.40; repealing Minnesota Statutes 1971, Section 326.45.

Reported the same back with the following amendments:

Page 1, line 10, strike the comma.

Page 1, line 10, strike "village".

Page 1, line 11, strike ", borough,".

Page 1, line 18, strike ", village, borough,".

Page 1, line 20, restore the stricken ", except cities".

Page 1, line 20, restore the stricken "which,".

Page 1, line 21, restore the stricken language.

Page 1, line 22, restore the stricken "of plumbers".

Page 1, line 22, strike ", village, borough,".

Page 3, after line 6 add the following:

- "Sec. 3. Any person now engaged in the occupation of a master plumber or journeyman plumber on the effective date of this act in any city or town which has not heretofore been subject to the provisions of sections 326.37 to 326.45, who shall furnish to the board within 120 days, satisfactory evidence that he was actually engaged in the business of a master plumber or journeyman plumber for a period of at least four years prior to the effective date of this act is entitled to receive a license as a master plumber or journeyman plumber, respectively, without examination, upon payment of the prescribed fees.
- Sec. 4. Minnesota Statutes 1971, Section 326.58, is amended to read:
- 326.58 [LOCAL REGULATIONS.] Any city(, VILLAGE, BOROUGH,) or town (WITH A POPULATION OF 5,000 OR MORE PERSONS) may, by ordinance, adopt local regulations providing for water conditioning permits, bonds, approval of plans, and inspections of water conditioning installations and servicing, which regulations shall not be in conflict with the water conditioning standards on the same subject prescribed by the state board of health. No such city(, VILLAGE, BOROUGH,) or town shall prohibit water conditioning contractors or installers licensed by the state board of health from engaging in or working at the business.
- Sec. 5. Minnesota Statutes 1971, Section 326.60, Subdivision 1, is amended to read:
- [WATER CONDITIONING CONTRACTORS AND 326.60INSTALLERS MUST BE LICENSED.1 Subdivision 1. ANY CITY, VILLAGE, BOROUGH, OR TOWN NOW OR HEREAFTER HAVING A POPULATION OF 5,000 OR MORE ACCORDING TO THE LAST FEDERAL OR STATE CEN-SUS,) No person, firm or corporation shall engage in or work at the business of water conditioning installation or servicing (AFTER JANUARY 1, 1970,) unless (a) at all times a person licensed as a water conditioning contractor by the state board of health shall be responsible for the proper water conditioning installation and servicing work of such person, firm, or corporation, and (b) all installations, other than exchanges of portable equipment, are actually made by a licensed water conditioning contractor or licensed water conditioning installer. Anyone not so licensed may do water conditioning work which com-

plies with the provisions of the minimum standard prescribed by the state board of health on premises or that part of premises owned and actually occupied by him as his residence, unless otherwise forbidden to do so by a local ordinance.

Sec. 6. Minnesota Statutes 1971, Section 326.65, is amended to read:

326.65 [STATE LICENSE; EXAMINATION; APPLICATION; EXEMPTION.] The provisions of sections 326.57 to 326.66 which require the obtaining of licenses to engage in the work or business of water conditioning installation, and the provisions which provide for the examination of applicants for such licenses (SHALL ONLY APPLY TO WORK ACCOMPLISHED IN CITIES, VILLAGES, BOROUGHS, OR TOWNS HAVING POPULATIONS OF 5,000 OR MORE AND) shall not apply to master plumbers and journeymen plumbers licensed under the provisions of sections 326.37 to 326.45."

Page 3, renumber "Sec. 3." as "Sec. 7.".

Page 3, after line 8, add a new section as follows:

"Sec. 8. This act is effective January 1, 1975.".

Further amend the title as follows:

Page 1, line 3, after "plumbers" and before the semicolon insert "and water conditioning contractors and installers".

Page 1, line 5, delete "and 326.40;" and insert in lieu thereof ": 326.40; 326.58; 326.60, Subdivision 1; and 326.65;".

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

The report was adopted.

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

H. F. No. 2051, A bill for an act relating to counties; authorizing the use of county road and bridge funds in the construction and maintenance of bicycle paths; amending Minnesota Statutes 1971, Section 163.03.

Reported the same back with the following amendments:

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

"Section 1. Minnesota Statutes 1971, Chapter 163, is amended by adding a section to read:

[163.035] [BICYCLE PATHS.] The county board may in the interests of public safety expend road and bridge funds for the construction and maintenance of bicycle paths on road rights-of-way under county jurisdiction.".

Further amend the title as follows:

On line 6 delete the words "Section 163.03" and insert in lieu thereof "Chapter 163, by adding a section".

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

The report was adopted.

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

H. F. No. 2667, A bill for an act relating to taxation; reassessment of improperly valued property; amending Minnesota Statutes 1971, Section 270.18, Subdivision 2.

Reported the same back with the following amendments:

Page 1, line 12, strike "taxation" and insert "revenue".

Page 2, line 4, strike "taxation" and insert "revenue".

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

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2243, A bill for an act providing for the creation, organization, administration, and functions of a Hennepin-Scott Minnesota river bridge authority as a local government unit; authorizing the authority to acquire, construct, finance, operate, and maintain a bridge and the approaches thereto across the Minnesota river connecting state highway 101 and Hennepin county state aid highway 18.

Reported the same back with the following amendments:

Page 1, line 16, strike "village" and insert in lieu thereof "statutory city".

- Page 1, line 30, after "(c)" strike "Villages" and insert in lieu thereof "Statutory cities".
- Page 1. line 30, after the word "the" strike "villages" and insert in lieu thereof "statutory cities".
- Page 2, line 13, strike "villages" and insert in lieu thereof "statutory cities".
- Page 2, line 17, strike "villages" and insert in lieu thereof "statutory cities".
- Page 2, line 18, strike "village" and insert in lieu thereof "statutory city".
- Page 2, line 20, strike "villages" and insert in lieu thereof "statutory cities".
- Page 4, line 11, strike "villages" and insert in lieu thereof "statutory cities".
- Page 4, line 17, strike "179.77" and insert in lieu thereof "179.76". Î
- Page 4, line 22, strike the period and add the following: "unless they are at the time of employment by the authority a member of another public retirement system in which case they may elect to remain a member of such system.".
- Page 6, line 7, strike "villages" and insert in lieu thereof "statutory cities".

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

The report was adopted.

### SECOND READING OF HOUSE BILLS

H. F. Nos. 2587, 1690, 2051, and 2667 were read for the second time.

### SECOND READING OF SENATE BILLS

S. F. No. 2206 was read for the second time.

# INTRODUCTION OF BILLS

### Moe introduced:

H. F. No. 2863, A bill for an act relating to the claim of the city of St. Paul; arising from damage to a sidewalk of the city due to the construction of a highway overpass; appropriating money for the payment thereof.

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

Faricy, by request, introduced:

H. F. No. 2864, A bill for an act relating to the claim of Libby W. Swanson; arising from an injury sustained in a fall on snow and ice of Minnesota department of highways parking lot; appropriating money for the payment thereof.

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

### Dieterich introduced:

H. F. No. 2865, A bill for an act relating to the city of Lauderdale; authorizing a tax levy and expenditure for certain educational purposes.

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

Vento; Norton; Pavlak, R. L.; Ferderer; and Moe introduced:

H. F. No. 2866, A bill for an act relating to the city of Saint Paul; providing for and authorizing said city to issue its general obligation bonds for urban renewal development purposes and for rehabilitation loans; amending Laws 1963, Chapter 881, Sections 1, as amended; 2; and 3; and repealing Laws 1973, Chapter 395, Section 2.

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

# Pavlak, R. L., introduced:

H. F. No. 2867, A bill for an act relating to economic development; appropriating money to promote certain kinds of tourism.

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

Johnson, C.; Norton; Searle; Kostohyrz; and Johnson, R., introduced:

H. F. No. 2868, A bill for an act relating to education; establishing a Minnesota history and government learning center; appropriating money.

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

Hanson, Kahn, McCauley, Kostohryz, and Pavlak, R. L., introduced:

H. F. No. 2869, A bill for an act relating to the conservation of energy; prohibiting decorative gas lighting; prescribing penalties.

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

Hanson, Kahn, Kostohryz, McCauley, and Pavlak, R. L., introduced:

H. F. No. 2870, A bill for an act relating to energy conservation and pollution control; prohibiting unnecessary lighting for advertising; amending Minnesota Statutes 1971, Chapter 325, by adding a section.

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

LaVoy; Johnson, D.; Hanson; Sieben, M.; and Jaros introduced:

H. F. No. 2871, A bill for an act relating to game and fish; permanent fishing licenses for dependents of certain veterans; amending Minnesota Statutes 1971, Section 98.47, Subdivision 16.

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

Sieben, H.; Kelly; Bennett; Ferderer; and Menke introduced:

H. F. No. 2872, A bill for an act relating to public safety; providing for emergency measures to meet disasters; vesting certain powers in the governor and executive council; amending Minnesota Statutes 1971, Section 9.061.

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

Menke introduced:

H. F. No. 2873, A bill for an act relating to state government and its personnel department; providing for temporary rules.

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

Moe, Vento, and Johnson, R., introduced:

H. F. No. 2874, A bill for an act relating to bureau of health personnel of the city of St. Paul; amending Laws 1973, Chapter 767, Section 3, Subdivision 3.

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

Spanish; Fugina; Heinitz; Adams, S.; and Prahl introduced:

H. F. No. 2875, A bill for an act relating to the city of Hibbing; firemen's relief association dependency pensions; amending Laws 1935, Chapter 192, Section 1, as amended.

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

Stanton, Cummiskey, Fugina, and McCauley introduced:

H. F. No. 2876, A bill for an act relating to the state college board; including a student or recent graduate on its membership; amending Minnesota Statutes 1971, Section 136.12.

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

Andersen, R.; Bennett; Ferderer; Lombardi; and Laidig introduced:

H. F. No. 2877, A bill for an act relating to taxation; wheelage taxes in the seven county metropolitan area; providing that no county in the metropolitan area shall levy a wheelage tax after a certain date unless a majority of counties in the seven county metropolitan area impose a wheelage tax before that date; amending Minnesota Statutes 1971, Section 163.051, by adding a subdivision.

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

McArthur, Hook, Belisle, Lombardi, and Pleasant introduced:

H. F. No. 2878, A bill for an act relating to the metropolitan council; appointment of a council manager; prescribing powers and duties; abolishing the office of executive director; amending Minnesota Statutes 1971, Section 473B.02, Subdivisions 4 and 6, and by adding subdivisions.

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

Ferderer; Carlson, A.; Wenzel; Myrah; and Lombardi introduced:

H. F. No. 2879, A resolution memorializing Congress to adopt federal legislation on unit pricing, open dating and standard packaging of consumer commodities.

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

LaVoy, by request, and Jaros, by request, introduced:

H. F. No. 2880, A bill for an act relating to St. Louis county; providing for delayed assessment of improvements to residential real estate; amending Laws 1969, Chapter 1062, Section 1, as amended.

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

Lindstrom, E.; Johnson, J.; Stangeland; Kempe; and Pavlak, R., introduced:

H. F. No. 2881, A bill for an act relating to railroads; providing that only property owned by railroads shall be included in the gross earnings tax; amending Minnesota Statutes 1971, Section 295.02.

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

Ferderer, Savelkoul, Lombardi, Newcome, and Wenzel introduced:

H. F. No. 2882, A bill for an act relating to taxation; duties of assessors; amending Minnesota Statutes 1971, Section 273.08.

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

Pavlak, R.; Anderson, I.; Sieben, H.; Carlson, B.; and Weaver introduced:

H. F. No. 2883, A bill for an act relating to taxation, attached machinery aid; amending Minnesota Statutes, 1973 Supplement, Sections 124.04; 273.138, Subdivision 6, and by adding a subdivision; and Laws 1973, Chapter 650, Article XXIV, Section 6.

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

Adams, J.; Lemke; Johnson, R.; Anderson, D.; and Enebointroduced:

H. F. No. 2884, A bill for an act relating to snowmobiles; operating regulations; requiring the use of protective headgear; amending Minnesota Statutes 1971, Section 84.87, Subdivision 1.

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

Savelkoul, Patton, Searle, Culhane, and Biersdorf introduced:

H. F. No. 2885, A bill for an act relating to snowmobiles; authorizing the operation of snowmobiles on bridges under certain conditions; amending Minnesota Statutes 1971, Section 84.87, Subdivision 1.

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

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

# Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 679, A bill for an act relating to wild animals; regulating the public exhibition of wildlife; providing penalties; amending Minnesota Statutes 1971, Chapter 97, by adding a section, and Section 346.21, Subdivision 8.

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. 679 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 679, A bill for an act relating to wild animals; regulating the public exhibition of wildlife; providing penalties; amending Minnesota Statutes 1971, Chapter 97, by adding a section, and Section 346.21, Subdivision 8.

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

The question being taken on the repassage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

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. 2205, A bill for an act relating to drainage; providing that certain surpluses in ditch funds may be transferred to the general revenue fund by the county board; amending Minnesota Statutes 1971, Section 106.451, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

### CONCURRENCE AND REPASSAGE

Patton moved that the House concur in the Senate amendments to H. F. No. 2205 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2205, A bill for an act relating to drainage; providing that certain surpluses in ditch funds may be transferred to the general revenue fund by the county board; amending Minnesota Statutes 1971, Section 106.451, by adding a subdivision.

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

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

Those who voted in the affirmative were:

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

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

# Mr. Speaker:

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

S. F. No. 1591.

PATRICK E. FLAHAVEN, Secretary of the Senate

# FIRST READING OF SENATE BILLS

S. F. No. 1591, A bill for an act relating to agriculture, disposal of animal carcasses by renderers and pet food processors; amending Minnesota Statutes 1971, Section 35.82, Subdivision 2, and by adding a subdivision.

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

# CONSENT CALENDAR

H. F. No. 2789, A bill for an act relating to elections; providing procedures for nominating petitions in elections in cities of the first class; amending Minnesota Statutes 1973 Supplement, Section 202.09, 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 129, and nays 0, as follows:

Those who voted in the affirmative were:

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

Sieben, H. Sieben, M. Skaar

Smith

Spanish Stangeland Stanton Swanson

Tomlinson Ulland<sup>\*</sup> Vanasek Vento

Voss Weaver Wenzel Wigley

Wohlwend Wolcott Mr. Speaker

The bill was passed and its title agreed to.

### ANNOUNCEMENT BY THE SPEAKER

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

Kahn, Bell, and Weaver,

### CALENDAR

H. F. No. 1426, A bill for an act relating to labor; providing that employers provide certain information with all pay checks: amending Minnesota Statutes 1971, Section 181.12.

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 2, as follows:

Moe

Mueller

Myrah

Nelson

Niehaus

Ohnstad

Norton

Ojala

Parish

Patton

Pehler

Pieper

Prahl

Quirin

Resner

Rice

Ryan

Sarna

St. Onge

Salchert

Samuelson

Savelkoul

Peterson

Pavlak, R. Pavlak, R. L.

Those who voted in the affirmative were:

Adams, J. Dirlam Adams, S. Anderson, D. Anderson, G. Anderson, I. Becklin Belisle Bell Bennett Berg Biersdorf Braun Brinkman Carlson, A. Carlson, B. Carlson, D. Carlson, L. Casserly Cleary Clifford Connors Culhane Cummiskey Dahl DeGroat Dieterich Jude

Eckstein Eken  $\mathbf{E}$ nebo Erdahl Erickson Esau Faricy Fjoslien Forsythe Fudro Fugina Graba Growe Hagedorn Hanson Haugerud Heinitz Hook Jacobs Jaros Johnson, C. Johnson, D. Johnson, J.  $_{
m Jopp}$ 

Kahn Kelly Kempe Klaus Knickerbocker Newcome Knoll Kostohryz Kvam Laidig Larson LaVoy Lemke Lindstrom, E. Lindstrom, J. Lombardi Long Mann McArthur McCarron McCaulev McEachern McFarlin McMillan Menke Miller, D.

Miller, M.

Schreiber Schulz Searle Sherwood Sieben, H. Sieben, M. Skaar SmithSpanish Stangeland Stanton Swanson Tomlinson Ulland Vanasek Vento Voss Wenzel Wigley Wohlwend

Wolcott

Mr. Speaker

Those who voted in the negative were:

Andersen, R. Pleasant

The bill was passed and its title agreed to.

H. F. No. 438, A bill for an act relating to highway traffic regulations; authorizing the use of tires with metal studs by authorized emergency vehicles and U.S. route mail carriers; amending Minnesota Statutes 1971, Section 169.72, 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 115, and nays 12, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Andersen, R. Bell Lindstrom, E. Pleasant Resner
Anderson, D. Carlson, A. McArthur Quirin
Belisle McFarlin

The bill was passed and its title agreed to.

H. F. No. 1647 was reported to the House. The bill was read for the third time.

Haugerud moved that H. F. No. 1647 be continued until Wednesday, January 23, 1974. The motion prevailed.

H. F. No. 1524, A bill for an act relating to the metropolitan council; requirements to be met by the council in reviewing applications of governmental units, independent commissions, boards or agencies for federal programs; amending Minnesota Statutes 1971, Section 473B.06, Subdivision 8.

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 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Andersen, R.	Faricy	Pleasant	Rice	Schreiber
Rerg	Jaros			

The bill was passed and its title agreed to.

Miller, D., was excused at 3:35 p.m.

### GENERAL ORDERS

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

Pursuant to Rule 12, a roll call was taken on the motion of Culhane that H. F. No. 119 be indefinitely postponed.

There were yeas 41, and nays 78.

Those who voted in the affirmative were:

Erdahl Anderson, D. Kostohryz Ohnstad Stangeland Anderson, G. Erickson, Kvam Peterson Weaver Becklin Pieper Wenzel Esau Larson Belisle Fioslien Lindstrom. E. Schulz Wigley Braun Forsythe Long Searle Wolcott McFarlin Clifford Hagedorn -Sherwood Culhane Hook Miller, M. Skaar Myrah Niehaus DeGroat Smith Jopp Dirlam Klaus Spanish

Those who voted in the negative were:

Faricy Mueller Adams, J. Kelly Samuelson Andersen, R. Ferderer Knickerbocker Nelson Sarna Savelkoul Fudro Knoll Norton Anderson, I. Schreiber Bennett Fugina Laidig Ojala Sieben, H. Sieben, M. Berg Graba LaVoy Pàrish Biersdorf Growe Lemke Patton Pavlak, R. Carlson, A. Hanson Lindstrom, J. Stanton Carlson, B. Lombardi Pehler Swanson Haugerud Cleary Heinitz Pleasant Tomlinson Mann Connors Jacobs McArthur Prahl Ulland Cummiskev Vanasek Jaros McCarron Quirin Johnson, C. McCauley Resner Voss Dahl Johnson, D. Wohlwend Dieterich McEachern Rice McMillan Eckstein Johnson, J. Ryan Mr. Speaker Menke St. Onge Eken Jude Enebo Kahn Moe Salchert

The motion did not prevail.

Pursuant to Rule 12, a roll call was taken on the motion of Stanton to recommend passage of H. F. No. 119.

There were yeas 54, and nays 66.

Those who voted in the affirmative were:

Menke Salchert Adams, J. Enebo Kahn Anderson, I. Sieben, H. Moe Faricy Kelly Bennett Ferderer Knoll Nelson Sieben, M. Fudro Kostohryz Ojala Stanton Berg Brinkman Fugina LaVoy Patton Tomlinson Casserly Growe Lemke Pehler Vanasek Vento Cleary Hanson McArthur Quirin Voss Connors Haugerud McCarron Resner Wohlwend Cummiskey Jacobs McCauley Rice . Jaros McEachern Mr. Speaker Dieterich Ryan McMillan Eckstein Jude St. Onge

Those who voted in the negative were:

Andersen, R.	Becklin	Braun	Clifford	Dirlam
Anderson, D.	Belisle	Carlson, B.	Culhane	Eken
Anderson, G.	Biersdorf	Carlson, L.	$\mathbf{DeGroat}$	Erdahl

The motion did not prevail.

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

- H. F. Nos. 568, 2191, 47, 1973, 210, 2185, 2338, 2405, 2387, 2410, 2502, 2517, 862, and 2605 which it recommended to pass.
- S. F. Nos. 2206, 296, 871, 1802, 2272, 516, 993, 1138, 1191, 1960, 2011, 481, and 1523 which it recommended to pass.
- H. F. Nos. 951, 2550, 119, 2499, 2516, and 2715 upon which it recommended progress.
- S. F. Nos. 1877, 944, 2243, 2244, 2246, 152, and 781 upon which it recommended progress.
- S. F. No. 1463 upon which it recommended progress until Friday, January 25, 1974.
  - S. F. No. 583 which it recommended be indefinitely postponed.
- S. F. No. 1858 upon which it recommended progress until Wednesday, January 23, 1974.
- H. F. Nos. 2328, 2024, and 1981 upon which it recommended progress until Monday, January 28, 1974.
- S. F. No. 1741 which it recommended be indefinitely post-poned.
- H. F. No. 2425 upon which it recommended progress until Wednesday, January 30, 1974.
- H. F. No. 2027 upon which it recommended progress until Wednesday, February 6, 1974.
- H. F. No. 956 upon which it recommended progress until Thursday, January 24, 1974.
- H. F. No. 2554 and S. F. No. 1310 upon which it recommended progress until Wednesday, January 23, 1974.

- S. F. No. 1060 upon which it recommended progress until Tuesday, February 5, 1974.
- H. F. No. 1124 upon which it recommended progress until Monday, January 28, 1974.
- H. F. No. 2332 upon which it recommended to pass with the following amendment offered by Kahn:

The printed bill, as follows:

Page 1, line 5, delete "120" and insert in lieu thereof "90".

Page 2, after line 26, insert

- "Sec. 4. Minnesota Statutes 1971, Section 259.24, is amended by adding a subdivision to read:
- Subd. 7. [WITHHOLDING CONSENT; REASON.] Consent to an adoption shall not be unreasonably withheld by a guardian, who is not a parent of the child, by the commissioner or by an agency.".

Renumber the sections in order.

Page 5, line 3, strike "1973" and insert "1974".

Further, amend the title in line 2 after "and 2" and before "; 259.25" by inserting ", and by adding a subdivision".

S. F. No. 1840 upon which it recommended progress with the following amendment offered by Kahn and to be unofficially engrossed and reprinted:

The printed bill, as follows:

- Page 1, line 30, after "term" strike "also includes" and insert in lieu thereof "does not include".
- Page 2, line 1, after "Subd. 4." strike ""Department"" and insert in lieu thereof ""Commissioner"".
- Page 2, line 1, after "the" strike "department" and insert in lieu thereof "commissioner".
  - Page 2, line 5, strike "by the department".
- Page 2, line 8, strike "July 1, 1974" and insert in lieu thereof "January 1, 1975".

Page 2, line 9, strike "register the bicycle with the department by giving" and insert in lieu thereof "apply for registration of the bicycle to the commissioner, to any deputy registrar of motor vehicles acting pursuant to Minnesota Statutes, Section 168.33 or to any deputy registrar of bicycles appointed by the commissioner pursuant to section 11. Applications shall contain".

Page 2, line 14, before "may," strike "department" and insert in lieu thereof "commissioner".

Page 2, lines 14 and 15, strike "The department shall provide a suitable registration form to each registrant." and insert in lieu thereof "Applications shall be on a three part form provided by the commissioner. The original shall be retained by or immediately forwarded to the commissioner, the second copy shall be retained by the purchaser and the third copy shall be retained for one year by the deputy registrar, if any, who received the application. The commissioner shall designate a number to be stamped or otherwise permanently affixed on the frames of bicycles on which no serial number can be found, or on which the number is illegible or insufficient for identification purposes.".

Page 2, line 16, strike "July 1, 1974" and insert in lieu thereof "January 1, 1975".

Page 2, lines 19 and 20, strike "A violation of this subdivision is a petty misdemeanor.".

Page 2, lines 21 through 28, strike all of the language and insert in lieu thereof "Any person not required by this act to register his bicycle may do so voluntarily by applying for registration in the same manner as if the application had been required by subdivision 1 and by paying the fees imposed by section 4.".

Page 3, lines 1 and 2, strike all of the language.

Page 3, line 3, strike "insufficient for identification purposes.".

Page 3, line 18, strike "department" and insert in lieu thereof "commissioner".

Page 3, line 24, strike "department" and insert in lieu thereof "commissioner".

Page 3, line 26, strike "department" in both places it appears and insert in lieu thereof "commissioner".

Page 3, line 28, strike "July 1, 1974" and insert in lieu thereof "January 1, 1975".

- Page 4, line 4, strike "department" and insert in lieu thereof "commissioner".
- Page 4, lines 5 and 6, strike "A violation of this subdivision is a petty misdemeanor.".
- Page 4, line 9, strike "department" and insert in lieu thereof "commissioner".
- Page 4, line 11, strike "department" and insert in lieu thereof "commissioner".
- Page 4, line 16, strike "department" and insert in lieu thereof "commissioner".
- Page 4, line 18, after "by the" strike "department" and insert in lieu thereof "commissioner".
- Page 4, line 18, after "The" and before "shall," strike "department" and insert in lieu thereof "commissioner".
- Page 4, line 22, strike "department" and insert in lieu thereof "commissioner".
- Page 5, lines 1 and 2, strike "A violation of this section is a misdemeanor.".
  - Page 5, line 5, after "department" insert "of public safety".
  - Page 5, line 7, after "department" insert "of public safety".
  - Page 5, line 10, after "department" insert "of public safety".
- Page 5, line 11, strike "department of public safety" and insert in lieu thereof "commissioner".
- Page 5, line 20, strike "A violation of this section is a misdemeanor."
- Page 5, lines 21 through 26, strike all of the language and insert in lieu thereof the following:
- "Sec. 11. [DEPUTY REGISTRARS OF BICYCLES.] Subdivision 1. [APPOINTMENT.] Subject to the provisions of subdivision 2, the commissioner shall appoint as deputy registrars of bicycles any bicycle dealer, or agent or employee thereof, who applies for appointment in a manner prescribed by the commissioner; provided that concurrently there may be no more than one such deputy for each separate place of business of a bicycle dealer. Deputy registrars of bicycles shall act as agents of the commissioner and may accept registrations as provided in this

act, except that no deputy registrar of bicycles shall be required to register bicycles sold by other bicycle dealers nor those sought to be registered pursuant to section 3, subdivision 2. Deputy registrars of bicycles may charge and retain an additional 50 cents per registration granted for their services. All other registration fees collected by such deputies shall be processed, accounted for and transmitted to the state treasurer as required by the commissioner.

- [DENIAL, SUSPENSION OR REVOCATION OF Subd. 2. APPOINTMENTS.] The commissioner, without prior notice or hearing, may issue an order denying, suspending or revoking any appointment made or applied for pursuant to this section if he finds that the applicant or deputy registrar of bicycles has violated or failed to comply with any provision of this act or any rule or regulation adopted hereunder. Upon the entry of such an order the commissioner shall promptly serve a copy thereof on the subject applicant or deputy registrar of bicycles. The order shall state the reasons for its issuance and shall specify that upon the written request of the applicant or deputy registrar of bicycles the matter will be set for hearing within 15 days after the receipt of the request, provided that with the consent of the applicant or deputy registrar of bicycles a hearing may be held subsequent to the expiration of the period specified herein. If no hearing is requested, the order will remain in effect until it is modified or vacated by the commissioner. If a hearing is requested, the registrar, after notice and hearing in accordance with the provisions of Minnesota Statutes, Chapter 15, shall affirm, modify or vacate the order.".
- Page 6, line 8, strike "department" and insert in lieu thereof "commissioner".
- Page 6, line 10, strike "July 1, 1974" and insert in lieu thereof "January 1, 1975".
- Page 6, line 10, strike "department" and insert in lieu thereof "commissioner".
- Page 6, line 11, strike "July 1, 1974" and insert in lieu thereof "January 1, 1975".
- Page 6, lines 12 through 15, strike all of the language and insert in lieu thereof the following:
- "Sec. 14. [REGISTRATION BY POLITICAL SUBDIVI-SIONS.] After January 1, 1975, no political subdivision of the state may require the licensing or registration of bicycles; provided, however, that any political subdivision which required licensing or registration of bicycles prior to January 1, 1975, may, after such date, continue to maintain its licensing or registration records. In connection with the maintenance of such records a political subdivision may require the owner of record as

of January 1, 1975, of any bicycle registered therewith on or prior to that date to notify the political subdivision when he sells or otherwise transfers ownership of the bicycle.".

Page 7, lines 5 through 20, strike all of the language and insert in lieu thereof the following:

"Sec. 16. [EFFECTIVE DATE.] This act is effective the day following its final enactment.".

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

### MOTIONS AND RESOLUTIONS

Pavlak, R., moved that S. F. No. 2012 be recalled from the Committee on General Legislation and Veterans Affairs and together with H. F. No. 2516, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

Wenzel moved that H. F. No. 2361 be returned to its author. The motion prevailed.

Patton moved that the name of Flakne be stricken and the name of Dahl be added as third author on H. F. No. 1388. The motion prevailed.

Dieterich moved that the name of Jaros be added as an author on H. F. No. 1205. The motion prevailed.

Stanton moved that the name of Wohlwend be added as an author on H. F. No. 2876. The motion prevailed.

Ojala moved that the name of Fugina be added as an author on H. F. No. 2640. The motion prevailed.

Knickerbocker moved that the names of Norton, Berg, Cleary and Pehler be added as authors on H. F. No. 2425. The motion prevailed.

### ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the following changes in House Standing Committee assignments:

Financial Institutions and Insurance: Strike the name of Sieben, H.

Transportation: Add the name of Sieben, H.

# ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Tuesday, January 22, 1974.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

