

## STATE OF MINNESOTA

## SIXTY-EIGHTH SESSION - 1974

## EIGHTY-FOURTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, FEBRUARY 12, 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:

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

A quorum was present.

Adams, S.; DeGroat; Esau; Haugerud; and Salchert were excused. McCarron and Pavlak, R. L., were excused until 3:10 p.m. Bennett and Mann were excused until 3:20 p.m.

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

## REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2280, 2458, 2577, 2833, 2919, 2926, 3021, 1539, 2027, 2182, 2607, 2644, 2710, 2717, 2799, and 2985 have been placed in the members' files.

## REPORTS OF STANDING COMMITTEES

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

H. F. No. 1962, A bill for an act relating to the park and recreation board of the city of Minneapolis; providing a tax levy limit for the tree preservation and reforestation fund; amending Laws 1969, Chapter 593, Section 3.

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

The report was adopted.

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

H. F. No. 1964, A bill for an act relating to the park board of the city of Minneapolis; authorizing municipalities, other than the city of Minneapolis, to levy special assessments on property within such municipalities which has been benefitted by public improvements made by the park board of the city of Minneapolis and to pay over such money to such park board.

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

The report was adopted.

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

H. F. No. 2811, A bill for an act relating to the city of Upsala; validating certain proceedings of the city preliminary to and in the issuance and sale of certain general obligation bonds.

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

The report was adopted.

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

H. F. No. 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.

Reported the same back with the following amendments:

Page 2, strike lines 8 through 28.

Page 3, strike lines 1 through 25 and insert:

*"(b) It is hereby declared, that there exists in the city both within and without urban renewal and code enforcement areas a seriously inadequate supply of safe and sanitary dwelling accommodations for persons and families of low and moderate income; that such shortage constitutes an emergency and a menace to the health, safety, morals, welfare and comfort of citizens of the city; that there exist a number of dwellings which are inadequate, unsafe or unsanitary by reason of the absence of proper heating or plumbing facilities or by reason of the necessity for elimination of conditions dangerous to human life or detrimental to health which conditions can be corrected and which dwellings can be made adequate, safe and sanitary by the installation of appropriate heating and plumbing facilities and by rehabilitation and by the elimination of such inadequate, unsafe and unsanitary conditions; such rehabilitation cannot readily be provided by the ordinary unaided operation of private enterprise without public aid in the form of loans to owners of such dwellings for the purpose of accomplishing necessary rehabilitation; that the installation of proper heating and plumbing facilities in such dwellings or other rehabilitation for occupancy by persons of low and moderate income as provided in the regulations to be adopted as hereinafter provided is a public use and a public purpose for which public money may be loaned; that housing assistance programs provided by the Federal Government are inadequate both in the amount of housing assistance given and the number of dollars available for assistance; that it will not be possible to meet the housing needs of low and moderate income families in Minnesota without state action to supplement the federal programs; that the provision of an adequate supply of housing for low and moderate income families will be enhanced by the rehabilitation of existing housing which would thereby reduce the need for demolition and removal of existing structures and the construction of new structures; that such conditions require the rehabilitation loan program herein enacted; and the necessity in the public interest for this program is hereby declared as a matter of legislative determination.*

*Therefore, in the event that the city, by resolution of the city council, determines that sufficient money is not available from the United States government or from other public or private sources within or without urban renewal or code enforcement areas to persons of low and moderate income, then the city may from time to time issue its general obligation bonds in such amount as it shall from time to time determine for the purpose of making such rehabilitation loans. Prior to making any rehabilitation loans, the city council or its designee shall adopt regulations which comply substantially with the provisions of the said Section 312 of Title III of the Federal Housing Act of 1964 and acts supplemental thereto insofar as that section relates to the determinations to be made as a condition precedent to the making of rehabilitation loans under said act."*

Page 4, line 8, strike "*the capital grant moneys not so provided by the*".

Page 4, line 9, strike "*United States of America*" and insert "*such project costs, provided that bonds shall be issued under this subdivision only if federal capital grant moneys shall be refused, reduced, terminated, or determined by the city to be otherwise unavailable for such project and then only in an amount necessary to meet the deficiency existing because of such circumstances; provided further that if the bonds issued should exceed such deficiency the validity of the bonds shall not be impaired thereby*".

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

The report was adopted.

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

H. F. No. 2888, A bill for an act relating to the city of Mantorville; authorizing the issuance of an on-sale liquor license.

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

The report was adopted.

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

H. F. No. 2935, A bill for an act authorizing the city of Silver Bay in Lake County to reimburse members for lost earnings; amending Laws 1971, Chapter 602, Section 1.

Reported the same back with the following amendments:

Page 1, line 15, after "Bay" insert "*exclusive of scheduled council and commission meetings*".

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

The report was adopted.

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

H. F. No. 3013, A bill for an act relating to the city of Beaver Bay; authorizing the issuance of on-sale liquor licenses.

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

The report was adopted.

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

H. F. No. 3089, A bill for an act relating to the city of Detroit Lakes; authorizing the issuance of an on-sale liquor license.

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

The report was adopted.

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

H. F. No. 3015, A bill for an act relating to the powers of the attorney general; providing for investigation by the attorney general of suspected violations of business, commerce, trade and antitrust laws; prescribing penalties; providing for assurances of discontinuance and recovery of costs; amending Minnesota Statutes 1971, Sections 325.8021; 325.907, by adding subdivisions; and Minnesota Statutes, 1973 Supplement, Section 325.907, Subdivision 2.

Reported the same back with the following amendments:

Page 2, line 16, after "section 3" insert the following: "*and except that the attorney general shall apply and obtain leave of the district court in order to reduce the 15-day notice requirements of subdivision 2, clauses (b) and (c) and upon a showing of good cause by the attorney general, the district court shall order such a reduction*".

Page 2, line 22, strike the word "*five*" and insert in lieu thereof "*15*".

Page 2, line 27, strike the word "*five*" and insert in lieu thereof "*15*".

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:

H. F. No. 2853, A bill for an act relating to distinctions based upon sex; abolishing these distinctions in the law concerning the department of corrections, youth conservation, adult conservation, custody of mentally deficient or epileptic persons, county home schools, detention homes, county jails, lockups, and work-farms; amending Minnesota Statutes 1971, Sections 241.02, Subdivision 1; 241.07; 241.22; 241.23; 241.27, Subdivision 2; 242.19, Subdivision 1, as amended; 242.22; 242.47; 242.48; 242.51; 243.05; 243.17, Subdivision 1; 243.18; 243.20; 243.21; 243.211; 243.25; 243.26; 243.51, Subdivision 2; 243.54; 243.55; 243.57; 243.58; 243.59; 243.62; 243.66, as amended; 243.68; 243.84; 243.85; 243.90; 243.91; 243.92; 252.07; 260.094; 260.101; 641.07; 641.38; 642.08; 643.08; 643.15; 643.19; repealing Minnesota Statutes 1971, Sections 242.52; and 643.14.

Reported the same back with the following amendments:

Page 1, strike all of lines 26 through 39.

Page 2, strike lines 1 and 2.

Insert in lieu thereof:

"Section 1. [PUBLIC POLICY.] It is the policy of this state that the commissioner of corrections shall make all expeditious and diligent effort in the most economic manner feasible to provide each inmate of any state correctional institution equal opportunities for treatment, rehabilitation, education and vocational training, including on-the-job training, which opportunities shall not be denied or abridged on the basis of sex."

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:

H. F. No. 3052, A bill for an act relating to the interstate compact on juveniles; amending Minnesota Statutes 1971, Sections 260.53 and 260.55.

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:

H. F. No. 3053, A bill for an act relating to the interstate compact for the supervision of parolees and probationers; amending Minnesota Statutes 1971, Section 243.16, Subdivision 1.

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

The report was adopted.

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

H. F. No. 2758, A bill for an act relating to education; authorizing school districts to adopt a year-round school program under certain conditions; amending Minnesota Statutes 1971, Sections 120.10, Subdivision 1; 124.11; 124.19, Subdivision 1; 125.12, by adding a subdivision; 126.12; Chapter 120, by adding sections; and Laws 1973, Chapter 683, Section 11, Subdivision 3.

Reported the same back with the following amendments:

Page 1, line 24, strike "*this act*" and insert "*Minnesota Statutes, Sections 120.59 to 120.67*".

Page 1, line 26, strike "*year-round school*" and insert "*flexible school year*".

Page 1, line 27, strike "*year-round operation*" and insert "*flexible school year program*".

Page 2, line 4, strike "*Year-round school*" and insert "*Flexible school year*".

Page 2, line 5, strike "*approved by the state board*".

Page 2, line 6, strike "*of education*".

Page 2, line 9, after "*schools*" and before the period insert "*or residential facilities for handicapped children*".

Page 2, line 13, strike "*, with the approval of the state board of*".

Page 2, line 14, strike "*education,*".

Page 2, line 14, strike "*year-round school*" and insert "*flexible school year*".

Page 2, line 15, after "*schools*" insert "*or residential facilities for handicapped children*".

Page 2, line 19, strike "*year-round*" and insert "*flexible school year*".

Page 3, line 5, strike "*year-round*" and insert "*flexible*".

Page 3, line 6, before "*program*" insert "*year*".

Page 3, line 7, after "*teachers*" insert "*, principals and assistant principals*".

Page 3, line 8, after "*school*" and before the comma insert "*to the extent required by the public employment labor relations act*".

Page 3, line 8, strike "*in good faith in an effort to*".

Page 3, line 9, strike "*reach agreement*".

Page 3, line 11, strike "*one public hearing*" and insert "*three informational meetings*".

Page 3, line 13, after "*teachers*" insert "*, principals and assistant principals*".

Page 3, line 14, after "*affected.*" insert "*The purpose of said meetings is to inform the public of the proposed plan and solicit public testimony on the plan.*".

Page 3, line 18, strike "*year-round school*" and insert "*flexible school year*".

Page 3, line 25, strike "*year-round*" and insert "*flexible school year*".

Page 3, line 26, after "*than*" insert "*or less than*".

Page 3, line 27, after "*days*" insert "*in generally the same period of the calendar year*".

Page 3, line 28, strike "*year-round*" and insert "*flexible school year*".

Page 3, after line 28, insert *"In no event shall the tenure earned in a position be less than the tenure held the year preceding the program or if the year of teaching preceding the program were the end of a period in which the next succeeding year would result in securing tenure, then no less than the tenure normally acquired in that year of teaching experience."*

*Any school district operating a flexible school year shall enter into a contract with individual teachers governing the entire calendar year. If individual teachers agree to teach less than the usual nine months, such teachers shall be able to achieve tenure after 350 days of teaching within three calendar years or in cities of the first class 525 days in five calendar years. All other teachers who during a period of five calendar years from their first teaching experience in the school district teach in excess of 175 days shall be entitled to a six month or more teaching position, if available and in the order of seniority, upon written demand of the school district. In the event the flexible school year program is terminated, all teachers acquiring tenure to a position of less than nine months shall be construed as having tenure to a nine months position."*

Page 4, delete lines 1 through 27.

Page 5, line 7, strike *"year-round"* and insert *"flexible school year"*.

Page 5, line 9, strike the second *"and"*.

Page 5, line 10, strike *"approved"*.

Page 5, line 17, strike *"year-round"* and insert *"flexible school year"*.

Page 5, line 25, strike *"year-round"* and insert *"flexible"*.

Page 5, line 26, before *"program"* insert *"year"*.

Page 6, line 5, strike *"year-round"* and insert *"flexible school year"*.

Page 7, line 4, strike *"October 1"* and insert *"estimated current year's"*.

Page 7, line 4, strike the second *"October"* and insert *"latter"*.

Page 7, line 10, strike *"(1)"*.

Page 7, line 16, strike *"effective the 1970-71 school year and thereafter"* and insert *"or the equivalent"*.

Page 8, line 4, strike *","* and *(2)* expend for teachers' salaries not" and insert a period.

Page 8, strike all of lines 5 through 14.

Page 8, after line 14 insert:

"Sec. 11. Minnesota Statutes, 1973 Supplement, Section 124.20, is amended to read:

124.20 [EDUCATION; STATE AID; SUMMER SCHOOL AND FLEXIBLE SCHOOL YEAR CLASSES.] State aid for summer school classes which are not a part of the regular school term in hospitals, sanatoriums, home instruction programs, and inter-session classes of (YEAR-ROUND) *flexible school year* programs in elementary and secondary schools, and summer school instruction, in area vocational schools or teachers college laboratory schools or in the university laboratory school shall be paid at a proportionate rate for aids paid during the regular school term."

Page 8, strike line 15 and insert "Sec. 12. Minnesota Statutes, 1973 Supplement, Section 124.222,".

Page 8, line 19, strike "*year-round*" and insert "*flexible school year*".

Page 8, strike all of lines 25 through 28.

Page 9, strike all of lines 1 through 7.

Renumber sections accordingly.

Amend the title in line 3 by striking "*year-round*" and inserting "*flexible*".

Further amend the title in line 4 by inserting "*year*" after "*school*".

Further amend the title in line 7 by striking "125.12, by adding".

Further amend the title in line 8 by striking "a subdivision;".

Further amend the title in line 9 by striking "Laws 1973, Chapter".

Further amend the title in line 10 by striking all the language and inserting "amending Minnesota Statutes, 1973 Supplement, Sections 124.20; and 124.222, Subdivision 3."

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

The report was adopted.

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

H. F. No. 2200, A bill for an act relating to building facilities for handicapped persons; amending Minnesota Statutes 1971, Sections 471.465, Subdivision 2; 471.466; 471.467, Subdivision 1; and 471.468.

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

The report was adopted.

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

H. F. No. 1421, A bill for an act relating to the University of Minnesota board of regents; providing for student or recent graduate members; amending Minnesota Statutes 1971, Chapter 137, by adding a section.

Reported the same back with the following amendments:

Page 1, line 15, strike "1973" and insert "1975".

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

The report was adopted.

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

H. F. No. 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.

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. 2765, A bill for an act relating to labor relations; political activity as grounds for removal from office of mediator or employee; repealing Minnesota Statutes 1971, Section 179.03.

Reported the same back with the following amendments:

Page 1, strike lines 8 and 9 and insert in lieu thereof the following new section:

"Section 1. Minnesota Statutes 1971, Section 179.03, is amended to read:

179.03 [POLITICAL ACTIVITIES FORBIDDEN.] Any mediator (OR EMPLOYEE), under the provisions of sections 179.01 to 179.17, who exerts his influence, directly or indirectly, to induce any other person to adopt his political views, or to favor any particular candidate for office, or to contribute funds for political purposes shall forthwith be removed from his office or position by the authority appointing him; provided, that before removal the director of mediation services shall be entitled to a hearing before the governor, and any other employee shall be entitled to a similar hearing before the director of mediation services."

Further amend the title as follows:

Page 1, line 4, strike "or employee".

Page 1, line 5, strike "repealing" and insert in lieu thereof "amending".

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

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 1962, 1964, 2811, 2866, 2888, 2935, 3013, 3089, 3015, 2853, 3052, 3053, 2758, 2200, 1421, 2876, and 2765 were read for the second time.

## INTRODUCTION OF BILLS

Carlson, L.; Sieben, M.; Wigley; Braun; and Lindstrom, J., introduced:

H. F. No. 3238, A bill for an act relating to agriculture; requiring labeling of certain plants and flowers; providing a penalty.

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

Eckstein; Mann; Anderson, D.; Hagedorn; and Johnson, C., introduced:

H. F. No. 3239, A bill for an act relating to aeronautics; appropriating and transferring certain funds.

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

Cassery, Norton, Samuelson, Sabo, and Becklin introduced:

H. F. No. 3240, A bill for an act relating to the legislature; Indian affairs commission; raising the per diem pay of members; amending Minnesota Statutes 1971, Section 3.922, Subdivision 3.

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

Schulz introduced:

H. F. No. 3241, A bill for an act relating to the claim of Mrs. Josephine M. Brow; arising from damage done to an automobile as a result of its being stolen by escapees of the state training school at Red Wing; appropriating money for the payment thereof.

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

Berglin; Carlson, A.; Knoll; Rice; and Sarna introduced:

H. F. No. 3242, A bill for an act relating to the city of Minneapolis; increasing the membership of the city of Minneapolis housing and redevelopment authority, and providing terms therefor.

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

Heinitz and Bell introduced:

H. F. No. 3243, A bill for an act relating to special assessments against governmental units; amending Minnesota Statutes 1971, Section 435.19, Subdivision 1.

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

Hanson, Ferderer, Ryan, Norton, and Pavlak, R. L., introduced:

H. F. No. 3244, A bill for an act relating to the city of St. Paul; authorizing the issuance of licenses for the sale of intoxicating liquor at the old federal courts building.

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

LaVoy, Ulland, Jaros, and Munger introduced:

H. F. No. 3245, A bill for an act authorizing the city of Duluth to issue general obligation bonds in excess of the net debt limitations imposed in Minnesota Statutes, Section 475.53 and not subject to the provisions of Minnesota Statutes, Section 475.58, to provide the local funds needed to match state or federal grant funds.

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

Stanton, Jaros, Cleary, Lombardi, and Prah! introduced:

H. F. No. 3246, A bill for an act relating to health clubs, social referral clubs and buying clubs; permitting members to cancel contracts under certain circumstances; limiting the term of membership; providing for bonding; and prescribing penalties.

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

Berglin, Smith, Moe, Forsythe, and DeGroat introduced:

H. F. No. 3247, A bill for an act relating to crime prevention; providing for antique registration in crime information network; amending Minnesota Statutes 1971, Chapter 299C, by adding a section.

The bill was read for the first time and referred to the Committee on Crime Prevention and Corrections.

Swanson, Quirin, Kelly, Laidig, and Wigley introduced:

H. F. No. 3248, A bill for an act relating to education; area vocational-technical schools; providing for traffic and parking regulation by the school boards or joint school boards; providing a penalty.

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

Carlson, B., introduced:

H. F. No. 3249, A bill for an act relating to education; school aids; changing the adjusted assessed valuation of Independent School District No. 93 and No. 99 for the use of the equalization aid review committee.

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

Tomlinson, Bennett, Kostohryz, Vento, and Ferderer introduced:

H. F. No. 3250, A bill for an act relating to waters; creating the Battle Creek watershed district; comprised of lands within the counties of Ramsey and Washington.

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

Johnson, D.; Ojala; Fugina; and Biersdorf introduced:

H. F. No. 3251, A bill for an act relating to game and fish; authorizing use of portable fish houses within the boundary waters canoe area.

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

Hanson; Munger; Carlson, A.; Andersen, R.; and Casserly introduced:

H. F. No. 3252, A bill for an act relating to pollution; regulating the details of hazardous waste control; providing a penalty; amending Minnesota Statutes 1971, Sections 116.06, by adding a subdivision; 116.07, Subdivisions 4 and 4a; 400.03, by adding a subdivision; 473D.02, by adding a subdivision; 473D.03, Subdivision 1; 473D.04; 473D.07, by adding a subdivision; Chapter 116, by adding sections; 400, by adding a section; 473D, by adding a section; and Minnesota Statutes, 1973 Supplement, Section 116.07, Subdivision 2.

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

Culhane and Vanasek introduced:

H. F. No. 3253, A bill for an act relating to Rice county; probate judge's service and retirement contributions; appropriating money for refunds.

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

Kahn, Wolcott, Casserly, Fudro, and Sarna introduced:

H. F. No. 3254, A bill for an act relating to the city of Minneapolis; disability, retirement and survivor benefits for city employees; amending Laws 1973, Chapter 133, Section 16, Subdivision 8.

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

McCauley introduced:

H. F. No. 3255, A bill for an act relating to the city of Winona; placing the chief of police under the public employees police and fire fund.

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

Kahn, Dahl, Vanasek, McArthur, and Prahl introduced:

H. F. No. 3256, A bill for an act relating to children; substituting the term born outside of wedlock for the term illegitimate.

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

Lindstrom, J.; Berg; Vento; Savelkoul; and Vanasek introduced:

H. F. No. 3257, A bill for an act relating to courts; probate; bond requirements for representatives of estates; amending Minnesota Statutes 1971, Section 525.32 and Chapter 525, by adding a section.

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

Sherwood; Johnson, C.; Schreiber; Adams, S.; and Eckstein introduced:

H. F. No. 3258, A bill for an act relating to public employment labor relations; rights and obligations of employees; amending Minnesota Statutes, 1973 Supplement, Section 179.65, Subdivision 2.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Johnson, D., introduced:

H. F. No. 3259, A bill for an act relating to the county of Lake, authorizing the county to issue its general obligation bonds in an amount not to exceed \$350,000 for various county purposes and granting the county certain powers with respect thereto.

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

Dahl, Jacobs, Braun, Cleary, and Niehaus introduced:

H. F. No. 3260, A bill for an act relating to the county of Wright; authorizing the county of Wright to appropriate money for the collection, preservation, publication and dissemination of historical material.

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

Resner; Quirin; Miller, D.; Lemke; and Haugerud introduced:

H. F. No. 3261, A bill for an act relating to Olmsted county; taxation; county legal assistance; appropriating money.

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

Berg, Parish, Knoll, and Faricy introduced:

H. F. No. 3262, A bill for an act relating to Hennepin county; providing for the support and maintenance of the county law library; amending Laws 1933, Chapter 291, Section 12.

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

Fugina, Sabo, Vento, Dirlam, and Anderson, I., introduced:

H. F. No. 3263, A bill for an act relating to the legislature; establishing the office of state demographer; appropriating money.

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

Carlson, L.; Kostohryz; Knoll; Stangeland; and Schulz introduced:

H. F. No. 3264, A bill for an act relating to taxes on and measured by net income; credits against tax, amending Minnesota Statutes 1971, Section 290.0601, Subdivision 9, as amended.

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

Pavlak, R.; Sabo; Anderson, I.; Johnson, R.; and Newcome introduced:

H. F. No. 3265, A bill for an act relating to taxation; classifying all real property in two classes; providing an income tax credit for certain property taxes; appropriating money; amending Minnesota Statutes 1971, Sections 273.111, Subdivision 4; 273.112, Subdivision 4; 273.13, Subdivision 9; 273.135, Subdivision 1; 290.06, by adding a subdivision; and Minnesota Statutes, 1973 Supplement, Section 273.13, Subdivisions 7 and 7c; repealing Minnesota Statutes 1971, Sections 273.13, Subdivisions 7a, 7b, 8a, 10, 11, 12, 13, 14, 14a, 15a, 16, 17a, 18 and 19; 273.133; 273.135, Subdivision 5; 290.0601, Subdivisions 1, 2, 3, 4, 5, 7 and 8; 290.0602; 290.0603; 290.0605; 290.0606; 290.0608; 290.0609; 290.0611; 290.0612; 290.0614; 290.0615; 290.0616; 290.981; 290.984; 290.985; 290.986; 290.987; 290.988; 290.989; 290.991; and 290.992; and Minnesota Statutes, 1973 Supplement, Sections 273.13, Subdivisions 4, 6, 17, 17b and 20; 290.0601, Subdivisions 6 and 9; 290.0604; 290.061; and 290.0618.

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

Hanson; Laidig, by request; Tomlinson; and Kostohryz introduced:

H. F. No. 3266, A bill for an act relating to highways; directing the department of highways to utilize a certain corridor in Washington county for the construction of interstate highway marked No. I 94.

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

Haugerud; Mann; Anderson, D.; and Eckstein introduced:

H. F. No. 3267, A bill for an act relating to aeronautics; reimbursement of municipalities for operational and maintenance costs of airports; amending Minnesota Statutes, 1973 Supplement, Section 360.305, Subdivision 4.

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 Files, herewith returned:

H. F. No. 482, A bill for an act relating to health; occupations in protection thereof; registration; suspension, revocation or denial thereof; amending Minnesota Statutes 1971, Section 148.75; repealing Minnesota Statutes 1971, Section 147.08.

H. F. No. 952, A bill for an act relating to housing; requiring installation of fire extinguishers in apartments.

H. F. No. 1309, A bill for an act relating to financial institutions; regulating the investments of savings banks and insurance companies; amending Minnesota Statutes 1971, Sections 50.14, Subdivision 15; and by adding subdivisions; 60A.11, Subdivisions 2 and 5; and 61A.28, Subdivision 2.

H. F. No. 1764, A bill for an act relating to highways; designating and describing the route of the Voyageur highway; amending Minnesota Statutes 1971, Section 161.14, by adding a subdivision.

H. F. No. 2502, A bill for an act relating to Ramsey county; authorizing the board of county commissioners to create a revolving tort liability fund.

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

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. 892, A bill for an act relating to labor, veterans; encouraging the employment of Vietnam-era veterans by requiring the listing of job openings with the department of manpower services.

PATRICK E. FLAHAVEN, Secretary of the Senate

Knickerbocker moved that the House refuse to concur in the Senate amendments to H. F. No. 892, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 1530, 2231, 2498, 2682, 2736, 2875, and 2967.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 1530, A bill for an act relating to education; authorizing and prohibiting fees for public educations.

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

S. F. No. 2231, A bill for an act relating to the state building code act; clarifying application of the act; providing for municipal vacancies regarding certified building officials; allowing the commissioner of administration to establish the surcharge amount and for municipal retention of a portion thereof; clarifying parties responsible for permit fees and surcharges; amending Minnesota Statutes 1971, Sections 16.851; 16.861, by adding a subdivision; and 16.866; and Chapter 16, by adding a section.

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

S. F. No. 2498, A bill for an act relating to the city of Hibbing; taxation; levy for library purposes.

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

S. F. No. 2682, A bill for an act relating to the city of Upsala; validating certain proceedings of the city preliminary to and in the issuance and sale of certain general obligation bonds.

The bill was read for the first time.

Miller, M., moved that S. F. No. 2682 and H. F. No. 2811, now on the Technical Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2736, A bill for an act relating to education; providing for loans to medical and osteopathy students who agree to practice in rural communities; authorizing the issuance of revenue bonds; amending Minnesota Statutes, 1973 Supplement, Sections 147.30; 147.31; and 147.32; and Laws 1973, Chapter 727, Section 4.

The bill was read for the first time.

Mann moved that S. F. No. 2736 and H. F. No. 2831, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2875, A bill for an act relating to the city of Marshall; authorizing land acquisition and development to promote industry and alleviate unemployment.

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

S. F. No. 2967, A bill for an act relating to the city of Ellendale; authorizing it to issue bonds.

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

## CALENDAR

H. F. No. 2027, A bill for an act relating to natural resources, wild rice; providing for distinguishing labeling of naturally and commercially grown rice; 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 89, and nays 32, as follows:

Those who voted in the affirmative were:

Adams, J.	Cleary	Grove	Laidig	Ohnstad
Anderson G.	Connors	Hanson	LaVoy	Ojala
Becklin	Cummiskey	Jacobs	Lemke	Parish
Bell	Dahl	Jaros	Lindstrom, J.	Patton
Berg	Dieterich	Johnson, D.	McArthur	Pavlak, R.
Berglin	Eckstein	Johnson, J.	McEachern	Pehler
Biersdorf	Eken	Jopp	McMillan	Peterson
Braun	Enebo	Jude	Menke	Pieper
Brinkman	Faricy	Kahn	Miller, D.	Pleasant
Carlson, A.	Ferderer	Kelly	Moe	Prahl
Carlson, B.	Fudro	Kempe	Munger	Quirin
Carlson, D.	Fugina	Knickerbocker	Nelson	Resner
Carlson, L.	Graba	Knoll	Newcome	Rice
Cassery	Grav	Kostohryz	Norton	Ryan

St. Onge	Schulz	Spanish	Ulland	Wigley
Samuelson	Sherwood	Stanton	Vanasek	Wolcott
Sarna	Sieben, H.	Swanson	Vento	Mr. Speaker
Savelkoul	Sieben, M.	Tomlinson	Voss	

Those who voted in the negative were:

Andersen, R.	Erickson	Klaus	Miller, M.	Stangeland
Anderson, D.	Fjoslien	Kvam	Myrah	Weaver
Anderson, I.	Forsythe	Larson	Niehaus	Wenzel
Belisle	Hagedorn	Lindstrom, E.	Schreiber	Wohlwend
Clifford	Heinitz	Lombardi	Searle	
Dirlam	Hook	Long	Skaar	
Erdahl	Johnson, C.	McFarlin	Smith	

The bill was passed and its title agreed to.

### GENERAL ORDERS

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

Pursuant to Rule 12, a roll call was taken on the following amendment to H. F. No. 2120 offered by Johnson, R.:

The printed bill as follows: page 1, line 5, strike "\$85" and insert in lieu thereof "\$70".

Page 1, line 8, strike "\$85" in the two places that it appears and insert in lieu thereof "\$70".

Page 2, line 4, strike "\$85" and insert in lieu thereof "\$70".

Page 2, line 15, strike "\$85" and insert in lieu thereof "\$70".

There were yeas 42, and nays 79.

Those who voted in the affirmative were:

Andersen, R.	Fjoslien	Kvam	Miller, M.	Skaar
Braun	Forsythe	Laidig	Myrah	Smith
Brinkman	Graw	Larson	Newcome	Stangeland
Cleary	Heinitz	Lindstrom, E.	Niehaus	Weaver
Clifford	Hook	Lombardi	Pavlak, R. L.	Wigley
Culhane	Johnson, C.	Long	Pieper	Wohlwend
Dirlam	Johnson, R.	McArthur	Pleasant	
Erdahl	Jopp	McFarlin	Schreiber	
Erickson	Klaus	Miller, D.	Searle	

Those who voted in the negative were:

Adams, J.	Belisle	Biersdorf	Carlson, L.	Dieterich
Anderson, G.	Bell	Carlson, A.	Casserly	Eckstein
Anderson, I.	Berg	Carlson, B.	Connors	Eken
Becklin	Berglin	Carlson, D.	Cummiskey	Enebo

Faricy	Kahn	McMillan	Peterson	Spanish
Ferderer	Kelly	Menke	Prahl	Stanton
Fudro	Kempe	Moe	Resner	Swanson
Fugina	Knickerbocker	Munger	Rice	Tomlinson
Graba	Knoll	Nelson	Ryan	Ulland
Growe	Kostohryz	Norton	St. Onge	Vanasek
Hagedorn	LaVoy	Ohnstad	Samuelson	Vento
Hanson	Lemke	Ojala	Sarna	Voss
Jacobs	Lindstrom, J.	Parish	Schulz	Wenzel
Jaros	McCarron	Patton	Sherwood	Wolcott
Johnson, D.	McCauley	Pavlak, R.	Sieben, H.	Mr. Speaker
Jude	McEachern	Pehler	Sieben, M.	

The amendment was not adopted.

Pursuant to Rule 12, a roll call was taken on the motion of Moe to recommend passage of H. F. No. 2120.

There were yeas 110, and nays 11.

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Dirlam	Johnson, R.	McFarlin	Weaver	Wigley
Erickson	Kvam	Searle		
Forsythe	Long	Stangeland		

The motion prevailed.

Pursuant to Rule 12, a roll call was taken on the following amendment to H. F. No. 401 offered by Carlson, D.:

The printed bill, as follows: page 1, line 3, after the word "than" restore the stricken word "one". Further in the line, strike the word "two". Further in the same line, restore the stricken language "bait attached thereto, nor with more".

Page 1, line 4, at the beginning of the line, restore the stricken language "than one line or rod". Further in the line, strike "rods and" and insert in lieu thereof "except that". Further in line 4, after the word "baits" and before the period, insert "may be used to take fish through the ice".

Page 1, line 7, after the word "lines," and before the word "transported" insert "when taken through the ice,".

Further, amend the title, line 1, after the word "lines" and before the semicolon, insert "through the ice".

There were yeas 55, and nays 65.

Those who voted in the affirmative were:

Becklin	Ferderer	Laidig	Mueller	Savelkoul
Berg	Fjoslien	Larson	Myrah	Searle
Carlson, A.	Forsythe	Lindstrom, E.	Nelson	Sherwood
Carlson, D.	Graba	Lindstrom, J.	Newcome	Skaar
Carlson, L.	Hanson	Lombardi	Niehaus	Smith
Clifford	Heinitz	Long	Norton	Stangeland
Dahl	Hook	McCauley	Ohnstad	Ulland
Dirlam	Johnson, R.	McFarlin	Ojala	Vanasek
Eken	Klaus	McMillan	Pavlak, R. L.	Weaver
Erdahl	Knickerbocker	Miller, D.	Pieper	Wigley
Erickson	Kvam	Miller, M.	Resner	Wohlwend

Those who voted in the negative were:

Adams, J.	Culhane	Jopp	Munger	Sarna
Andersen, R.	Cummiskey	Jude	Parish	Schreiber
Anderson, I.	Dieterich	Kahn	Patton	Schulz
Belisle	Eckstein	Kempe	Pavlak, R.	Sieben, H.
Bell	Enebo	Knoll	Pehler	Sieben, M.
Bennett	Faricy	Kostohryz	Peterson	Spanish
Berglin	Fudro	LaVoy	Pleasant	Stanton
Biersdorf	Fugina	Lemke	Prahl	Swanson
Braun	Grove	Mann	Quirin	Tomlinson
Brinkman	Hagedorn	McArthur	Rice	Vento
Carlson, B.	Jacobs	McCarron	Ryan	Voss
Casserty	Johnson, C.	Menke	St. Onge	Wenzel
Connors	Johnson, D.	Moe	Samuelson	Mr. Speaker

The amendment was not adopted.

Pursuant to Rule 12, a roll call was taken on the motion of Johnson, D., to recommend passage of H. F. No. 401.

There were yeas 60, and nays 62.

Those who voted in the affirmative were:

Adams, J.	Bennett	Cummiskey	Fudro	Jaros
Andersen, R.	Biersdorf	Eckstein	Fugina	Johnson, D.
Anderson, G.	Braun	Eken	Grove	Jopp
Anderson, I.	Brinkman	Enebo	Hagedorn	Jude
Belisle	Connors	Faricy	Jacobs	Kahn

Kempe	Menke	Pavlak, R.	Ryan	Spanish
Knoll	Miller, D.	Pavlak, R. L.	St. Onge	Stanton
Kostohryz	Moe	Pehler	Samuelson	Tomlinson
LaVoy	Mueller	Peterson	Sarna	Vento
Lemke	Myrah	Pleasant	Schreiber	Voss
McArthur	Parish	Quirin	Sieben, H.	Wenzel
McCarron	Patton	Rice	Smith	Mr. Speaker

Those who voted in the negative were:

Becklin	Dirlam	Klaus	Nelson	Sieben, M.
Bell	Erdahl	Knickerbocker	Newcome	Skaar
Berg	Erickson	Kvam	Niehaus	Stangeland
Berglin	Ferderer	Laidig	Norton	Swanson
Carlson, A.	Forsythe	Lindstrom, E.	Ohnstad	Ulland
Carlson, D.	Graba	Lindstrom, J.	Ojala	Vanasek
Carlson, L.	Graw	Lombardi	Pieper	Weaver
Casserly	Hanson	Long	Prahl	Wigley
Cleary	Heinitz	Mann	Resner	Wohlwend
Clifford	Hook	McCauley	Savelkoul	Wolcott
Culhane	Johnson, J.	McFarlin	Schulz	
Dahl	Johnson, R.	McMillan	Searle	
Dieterich	Kelly	Miller, M.	Sherwood	

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. 2120, 2048, 2336, 2650, and 2595 which it recommended to pass.

S. F. Nos. 2248, 2121, 2446, and 1434 which it recommended to pass.

H. F. No. 401 upon which it recommended progress.

H. F. No. 1539 which it recommended to pass, as amended in the Committee of the Whole on Monday, February 11, 1974.

S. F. No. 1060 upon which it recommended progress until Monday, February 18, 1974, retaining its place on General Orders.

H. F. No. 2334 upon which it recommended to pass with the following amendment offered by Dahl:

The printed bill, as follows:

Page 1, after line 12, insert the following: "(c) Where waived by the court prior to placement where it appears to be for the best interest of the child and petitioners."

H. F. No. 2844 upon which is recommended to pass with the following amendment offered by Knickerbocker:

The printed bill, as follows:

Section 1, line 5, after the period and before "The" insert a new sentence as follows: "This levy is in lieu of, not in addition to, the levy contained in Minnesota Statutes 1971, Section 112.61, Subdivision 3 for the Minnehaha Creek Watershed district."

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

### MOTIONS AND RESOLUTIONS

Kostohryz moved that the name of Newcome be shown as chief author and Kostohryz as third author on H. F. No. 3209. The motion prevailed.

Brinkman moved that the names of Mann and Anderson, G., be added as authors on H. F. No. 3180. The motion prevailed.

Prahl moved that the name of Wolcott be added as an author on H. F. No. 2767. The motion prevailed.

Growe moved that the name of Carlson, L., be shown as chief author and Growe as fourth author on H. F. No. 2068. The motion prevailed.

Sieben, M., moved that the name of LaVoy be added as an author on H. F. No. 2771. The motion prevailed.

Casserly moved that the name of Voss be stricken and the name of Norton be added as an author on H. F. No. 1525. The motion prevailed.

Nelson moved that the name of Flakne be stricken and the name of Carlson, A., be added as an author on H. F. No. 1710. The motion prevailed.

Nelson moved that the name of Flakne be stricken and the name of Knoll be added as an author on H. F. No. 798. The motion prevailed.

Pleasant moved that the name of Growe be added as an author on H. F. No. 2594. The motion prevailed.

Connors moved that the name of Laidig be stricken and the name of McCauley be added as an author on H. F. No. 2772. The motion prevailed.

## 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., Wednesday, February 13, 1974.

EDWARD A. BURDICK, Chief Clerk, House of Representatives



