

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1974

EIGHTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, FRIDAY, FEBRUARY 15, 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.	DeGroat	Johnson, D.	Miller, D.	Sarna
Adams, S.	Dieterich	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Dirlam	Jopp	Moe	Schreiber
Anderson, I.	Eckstein	Jude	Munger	Schulz
Becklin	Eken	Kahn	Myrah	Searle
Belisle	Enebo	Kempe	Nelson	Sherwood
Bell	Erdahl	Klaus	Newcome	Sieben, H.
Bennett	Erickson	Knickerbocker	Niehaus	Sieben, M.
Berg	Esau	Knoll	Ohnstad	Skaar
Berglin	Faricy	Kostohryz	Ojala	Smith
Biersdorf	Ferderer	Laidig	Parish	Spanish
Braun	Fjoslien	Larson	Patton	Stanton
Brinkman	Fudro	LaVoy	Pavlak, R.	Swanson
Carlson, A.	Graba	Lemke	Pavlak, R. L.	Tomlinson
Carlson, B.	Graw	Lindstrom, E.	Pehler	Ulland
Carlson, D.	Grove	Lindstrom, J.	Peterson	Vanasek
Carlson, L.	Hagedorn	Lombardi	Pieper	Vento
Casserly	Hanson	Long	Pleasant	Voss
Cleary	Haugerud	Mann	Prahl	Wenzel
Clifford	Heinitz	McArthur	Quirin	Wigley
Connors	Hook	McCauley	Resner	Wohlwend
Culhane	Jacobs	McEachern	Rice	Wolcott
Cummiskey	Jaros	McMillan	Ryan	Mr. Speaker
Dahl	Johnson, C.	Menke	St. Onge	

A quorum was present.

Andersen, R.; Anderson, D.; Forsythe; Fugina; Johnson, J.; Kvam; McCarron; McFarlin; Mueller; Norton; Salchert; Samuelson; and Stangeland were excused. Kelly was excused until 2:35 p.m. Weaver was excused until 3:45 p.m.

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1866, 1962, 2194, 2935, and 1810 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

February 14, 1974

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 1566, An act relating to education; requiring all special and independent school districts to provide transportation to pupils living two miles or more from school; amending Minnesota Statutes 1971, Section 123.39, Subdivision 1.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

February 14, 1974

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 1939, An act relating to the uniform commercial code; the holding and transferring of investment securities;

amending Minnesota Statutes 1971, Sections 336.8-102; 336.8-320; and Chapter 520, by adding a section.

H. F. No. 1577, An act relating to the state board of electricity; compensation; amending Minnesota Statutes, 1973 Supplement, Section 326.241, Subdivision 3.

H. F. No. 285, An act relating to health; physicians, surgeons and osteopaths; examinations and licensing thereof; amending Minnesota Statutes 1971, Section 147.02, Subdivision 1.

H. F. No. 484, An act relating to the practice of medicine; practicing without license; prescribing penalties; amending Minnesota Statutes 1971, Section 147.10.

Sincerely,

WENDELL R. ANDERSON
Governor

REPORTS OF STANDING COMMITTEES

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

H. F. No. 3020, A bill for an act relating to insurance; authorizing insurers of personal property in case of loss to deduct for depreciation only in certain circumstances.

Reported the same back with the following amendments:

Page 1, line 10, after "property" and before the comma insert: "for which a specific value has been underwritten in the policy".

Page 1, after line 19, insert a section as follows:

"Sec. 2. This act takes effect on the day following final enactment."

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

The report was adopted.

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

H. F. No. 2726, A bill for an act relating to the city of International Falls; firemen's lump sum service benefits; amending Laws 1967, Chapter 831, Section 1.

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

The report was adopted.

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

H. F. No. 2764, A bill for an act relating to private pensions; imposing a tax upon certain employers who terminate pension plans; appropriating and providing for the disposition of revenues derived therefrom.

Reported the same back with the following amendments:

Page 1, line 9, strike the word "tax".

Page 1, line 13, after the word "people" insert "at least one of whom is employed".

Page 1, line 17, delete "12" and insert "14".

Page 1, line 23, delete "12" and insert "14".

Page 1, line 28, delete "12" and insert "14".

Page 1, line 30, after the word "who" insert "was formerly employed in this state, and".

Page 1, line 30, after "eligible" insert "or will be eligible without the earning of additional pension credits".

Page 2, line 26, after "state" insert "or at some other location outside this state as specified in any voluntary agreement authorized by section 10 of this act".

Page 2, line 28, after "eligible" insert "or will be eligible without the earning of additional pension credits".

Page 3, line 5, after the word "beneficiaries" insert "and which is designated as a qualified pension plan under section 401 of the United States Internal Revenue Code of 1954 as amended".

Page 3, after line 5, insert "This act shall not apply to any retirement fund or program providing benefits only for public employees of the federal government or the state government or a subdivision of the state, nor shall it apply to any pension plan established on behalf of a religious, charitable, or educational organization exempt from taxation under section 501 (c) (3) of the United States Internal Revenue Code of 1954 as amended. Further, this act shall not apply to any money purchase, profit sharing, or stock bonus plan in which no definitely determinable

level of benefits is stipulated to be given to qualified plan participants at normal retirement age or some other age.”.

Page 3, strike lines 12 to 28, and insert in lieu thereof:

“Subd. 10. “Accrued portion of the normal retirement benefit” with respect to employees with 10 or more years of covered service means the present value of the normal retirement benefit to which the employee would be entitled under the plan as in effect on the date of the cessation if he continued to earn pension credits based on the covered service he would have accumulated had he continued as a plan participant until normal retirement age or if he continued to earn annually until normal retirement age the same rate of compensation as that which he had been earning prior to cessation, upon which his pension credit would have been computed under the plan at the rate specified by the plan for the years subsequent to the cessation, multiplied by a fraction not to exceed one, the numerator of which is the total number of his years of covered service as of the date of cessation, and the denominator of which is the total number of years he would have actively participated in such plan as of normal retirement age if he had continued to be an active participant in the plan until attaining such age.

With respect to employees with less than 10 years of covered service, the defining term means the present value of the total amount of pension benefits which have been vested on or prior to the date of cessation. Where the above formulas are inapplicable or inequitable the defined term means that portion of the normal retirement benefit to which the commissioner determines actuarially the employee should be entitled based on the covered service of the employee, as of the date of the cessation.”.

Page 4, line 1, strike all language.

Page 4, line 4, after the word “employer” insert “including predecessor employers as allowed in the section 7(1) of this act”.

Page 4, line 12, after the word “employer” insert “including predecessor employers as allowed in section 7(1) of this act”.

Page 5, line 27, strike “There is hereby imposed upon every” and insert “Every”.

Page 6, line 1, strike “a tax” and insert “shall owe to his employees covered by this act a pension funding charge”.

Page 6, lines 12 to 16, strike all language.

Page 6, line 17, strike “There is hereby imposed upon every” and insert “Every”.

Page 6, line 19, strike "a tax" and insert "shall owe to his employees covered by this act a pension funding charge".

Page 7, line 2, strike the words "There is hereby imposed upon every" and insert "Every".

Page 7, line 4, strike "a tax" and insert "shall owe to his employees covered by this act a pension funding charge".

Page 7, strike all of lines 15 to 19.

Page 7, line 20, strike "There is hereby imposed upon every" and insert "Every".

Page 7, line 22, strike "a tax" and insert "shall owe to his employees covered by this act a pension funding charge".

Page 8, after line 4, insert the following new section and renumber the remaining sections accordingly:

"Sec. 7. An employer shall not be liable for any pension funding charge under sections 3 to 6 of this act when (1) the employer ceases to operate a place of employment or a pension plan as a result of merger, consolidation, or acquisition of assets, if the successor to the employer continues the pension plan of the employer or establishes a comparable pension plan which covers all previously covered employees of the employer with no reduction in credited covered service for purposes of this act and no reduction in the value of the pension credits already earned by the employees; or (2) the employer ceasing to operate a place of employment or a pension plan has (a) in each of the five years prior to cessation made a contribution to the pension plan at least equal to the maximum contribution which would have been exempt from income taxation under section 404 of the United States Internal Revenue Code of 1954 as amended, or (b) in at least eight of the ten years immediately prior to cessation made a contribution to the pension plan at least equal to the maximum contribution which would have been exempt from income taxation under section 404 of the United States Internal Revenue Code of 1954 as amended, or (c) when the pension plan has been instituted less than five years prior to cessation, in every year since the institution of the plan, made a contribution to the pension plan at least equal to the maximum contribution which would have been exempt from income taxation under section 404 of the United States Internal Revenue Code of 1954 as amended."

Page 8, line 23, after "cessation," insert "the number of employees whose vested pension benefits have been or will be forfeited by such cessation,".

Page 9, line 20, strike "employee" and insert "employees".

Page 10, line 6, delete "commissioner of revenue" and insert "employer".

Page 10, line 9, strike "tax" and insert "pension funding charge".

Page 10, line 11, strike "The commissioner of" and insert "When the assets of an employer available for distribution under this act are less than the sum total of the pension funding charges owed to employees as calculated by the commissioner, the commissioner shall calculate the proportion of available assets owed to each employee so that the actual amount to be received by any covered employee at normal retirement age divided by the amount that employee would have received at normal retirement age had there been no shortage of assets available for distribution under this act is a ratio as constant as is possible from employee to employee. In seeking to keep such ratio constant the commissioner shall consider the amounts to be received by an employee from trust fund assets set aside for employee pension benefits but unavailable for distribution under this act."

Page 10, strike all of lines 12 and 13.

Page 10, line 14, strike "the amount of the tax."

Page 10, line 14, strike the second "tax" and insert "amount certified by the commissioner".

Page 10, line 15, strike "department of revenue" and insert "employees in the manner specified in section 12".

Page 10, line 19, strike "created after the date on which the" and insert "of the".

Page 10, strike all of lines 20 and 21, and insert "except those liens resulting from some unpaid tax liability or those liens authorized by law for the payment of unpaid wages or those obligations created more than six months before the employer ceased to operate a place of employment or a pension plan or those obligations created within six months of such cessation provided the creditor can conclusively and affirmatively show that he had no knowledge that a cessation was imminent and that he had no way of securing such knowledge."

Page 10, line 22, strike "a place of employment or a pension plan."

Page 10, line 22, strike "tax" and insert "pension funding charge".

Page 10, line 25, strike "tax" and insert "charge".

Page 10, line 27, strike "under" and insert "or in an appropriate federal court as provided for in section 13."

Page 10, strike all of line 28.

Page 10, after line 28, add a new section as follows and renumber the remaining sections accordingly:

"Sec. 12. The amount certified by the commissioner as due and payable to the employees shall be paid to the employees by the employer through the purchase of a single premium deferred annuity payable to the employee when he reaches normal retirement age or to his beneficiary upon the employee's death. Such purchase shall be made through a trust authorized by the United States Internal Revenue Service to make such purchases in a manner which exempts from Federal income taxation the money used to purchase the annuity and all income earned by such annuity up to the date of the distribution of the annuity amount."

Page 11, line 2, strike "of an employer taxed" and insert "owed a pension funding charge".

Page 11, line 2, insert a period after the word "act".

Page 11, strike all of lines 3 to 17, and insert "Ten days after any pension funding charge is due the commissioner shall tabulate all unpaid amounts and certify that figure to the attorney general who shall immediately take appropriate legal action as authorized in section 11 on behalf of all aggrieved employees in a class action suit."

Page 12, line 3, strike the period after "act" and insert a comma, and add "and may from time to time specify any appropriate actuarial assumptions necessary to effectuate the purposes of this act."

Page 12, strike all of lines 4 to 6.

Page 12, line 12, strike "tax" and insert "pension funding charge".

Page 12, after line 14, add a new sentence: "Provided that this act shall become null and void upon the institution of a mandatory plan of termination insurance guaranteeing the payment of a substantial portion of an employee's vested pension benefits pursuant to any law of the United States."

Further amend the title:

Page 1, line 2, strike the "a" and insert "an".

Page 1, line 3, strike "tax" and insert "obligation".

Page 1, line 4, strike "appropriating and" and insert "providing for the enforcement and method of payment of such obligations."

Page 1, lines 5 and 6, strike all language.

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

The report was adopted.

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

H. F. No. 2908, A bill for an act relating to reimbursable examinations and audits by the state auditor; authorizing contracting for accounting and technical personnel and permitting the use of the revolving fund therefor; amending Minnesota Statutes 1971, Section 215.225.

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

The report was adopted.

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

H. F. No. 2986, A bill for an act relating to the city of Minneapolis; disability, retirement, and survivor benefits for city employees; providing for adjustments in cost, benefits and contributions; amending Laws 1973, Chapter 133, Sections 8, Subdivision 2, as amended; 10, Subdivision 1; and 15, Subdivision 1, as amended.

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

The report was adopted.

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

H. F. No. 2987, A bill for an act relating to the city of Minneapolis; retirement; disability benefits for city employees; amending Laws 1973, Chapter 133, Section 18, Subdivisions 2, and 3 as amended.

Reported the same back with the following amendments:

Page 1, line 30, strike the language after "or".

Page 2, line 1, strike all of line 1, and insert *"an amount equal to two percent of final average compensation for each year of allowable service for the first ten years, and thereafter 2.5% of final average compensation per year of allowable service,"*.

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

The report was adopted.

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

H. F. No. 2989, A bill for an act relating to the city of Minneapolis; retirement; survivors benefits for dependents of city employees; amending Laws 1973, Chapter 133, Section 23, Subdivisions 2, 3, and 9.

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

The report was adopted.

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

H. F. No. 3023, A bill for an act relating to retirement; actuarial valuations and experience studies of various public retirement funds; amending Minnesota Statutes 1971, Chapter 356, by adding a section; and Sections 356.22, Subdivisions 1 and 3; and 356.23; repealing Minnesota Statutes 1971, Sections 356.21, as amended; 356.211; and 356.212.

Reported the same back with the following amendments:

Page 4, line 1, strike *"survey"* and insert *"valuation"*.

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

The report was adopted.

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

H. F. No. 3026, A bill for an act relating to the city of Minneapolis; retirement; disability, retirement and survivor benefits for city employees; amending Laws 1973, Chapter 133, Sections 6, Subdivisions 1, 3, 5 as amended, 6, and by adding a subdivision; 9, Subdivision 2 as amended, and 3; 11, Subdivision 1; 12, Subdivision 2; 16, Subdivisions 1, and 8; 18, Subdivision 1; and 23, Subdivision 1; repealing Laws 1973, Chapter 133, Section 25.

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

The report was adopted.

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

H. F. No. 3058, A bill for an act relating to the state board of investment; investments applicable to the invested treasurer's cash fund and retirement funds; amending Minnesota Statutes, 1973 Supplement, Sections 11.10, Subdivision 1; 11.16, Subdivision 13; and 11.19, Subdivision 2; and Minnesota Statutes 1971, Sections 11.18, Subdivisions 1, 4, and 5, and by adding a subdivision; 11.20; and 11.21.

Reported the same back with the following amendments:

Page 11, following line 5, insert:

"Sec. 10. Minnesota Statutes, 1973 Supplement, Section 69.77, Subdivision 2, is amended to read:

Subd. 2. Subdivision 1 does not apply to an association described in subdivision 1 under the following circumstances:

(1) Each member of the association pays into the retirement funds of the association during his term of covered employment from and after January 1, 1970, a contribution for retirement and survivorship benefits of not less than six percent of the maximum rate of salary from which retirement and survivorship credits and amounts of benefits are determined, and that such contributions of a member are deducted from his salary by his governmental employer, transmitted to the association, and deposited to the credit of the proper fund thereof, provided that to avoid undue increase in the amount of employee contributions in any one year, any increase in the amount of contributions required by this section may be spread over several years, but the increase in rate of contribution in each year commencing in 1970 shall not be less than one percent until the appropriate levels of required employee contributions have been reached. This paragraph shall not apply to members who are volunteer firemen, provided that the local governing body shall have given their approval to the exemption following consideration of the most recent actuarial survey.

(2) The officers of the association determine on or before September 1 of each year commencing in 1970 the financial requirements and minimum obligation of the association for the following calendar year in accordance with the following requirements:

Until a later actuarial survey is prepared in accordance with sections 69.71 to 69.76, the association shall determine its finan-

cial requirements by basing the same on the actuarial survey prepared as of December 31, 1967, copies of which are on file with the legislative retirement study commission, the chief clerk of the house of representatives, and the secretary of the senate; thereafter the financial requirements are determined by the most recent actuarial survey prepared in accordance with sections 69.71 to 69.76.

The normal level cost expressed as a percent of covered payroll determined from the actuarial survey shall be applied to the estimated covered payroll of the membership for the following year to determine the dollar amount of normal cost for said following year.

To the dollar amount of normal cost thus determined shall be added the amount of one year's interest at five percent on the amount of the (deficit) unfunded liability found by the actuarial survey of the fund.

The total of these two amounts represents the financial requirements of the association for the following year.

Except as otherwise provided in this paragraph, the minimum obligation of the governmental subdivision shall be the financial requirements of the association less member contributions herein provided from covered salary and less one year's estimated receipts expected from the state of Minnesota through state collected insurance premium taxes or other state aids. The minimum obligation may, by vote of the governing body of the governmental subdivision, be reduced to the amount levied in the preceding year for purposes of the association, plus the following percentage of the difference between that levy and the amount of the minimum obligation determined without benefit of this sentence: for the levy made in 1971, 10 percent; in 1972, 20 percent; in 1973, 30 percent; in 1974, 40 percent; in 1975, 50 percent; in 1976, 60 percent; in 1977, 70 percent; in 1978, 80 percent; and in 1979, 90 percent. Commencing with the levy made in 1980, there shall be no reduction in the minimum obligation pursuant to this paragraph.

(3) The foregoing determination of the obligation of a governmental subdivision shall be submitted to its governing body not later than September 1 of each year so that it may ascertain if it has been prepared in accordance with law.

(4) The governmental subdivision shall provide and pay as promptly as funds are available to the association at least the amount of the minimum obligation each year. Any portion of this amount not paid to the association at the end of any calendar year shall be increased at the rate of six percent per annum until so paid. On September 1 of any year the unpaid amount subject to interest shall be added to the obligation of the governmental subdivision.

(5) The governmental subdivision shall provide in its annual budget at least its minimum obligation and may levy taxes for the payment thereof without limitation as to rate or amount and irrespective of limitations imposed by other provisions of law upon the rate or amount of taxation when the balance of any fund of the association has attained a specified level; the levy of such taxes shall not cause the amount of other taxes levied or to be levied by the governmental subdivision, which are subject to any such limitation, to be reduced in any amount whatsoever. If the governmental subdivision does not include the full amount of the minimum obligation in its levy for any year, the association may certify that amount to the county auditor, who shall spread a levy in the amount of such obligation.

(6) Moneys paid by the governmental subdivision to the association in excess of the minimum amount so required shall be applied to the reduction in the unfunded liabilities of the association.

(7) The funds of the association shall be invested in securities which are proper investments for funds of the Minnesota state retirement system, except that up to \$10,000 may be invested in the stock of any one corporation in any account of such small size that the three percent stock limitation applicable to the Minnesota state retirement system would necessitate a lesser investment. Securities held by the association before July 1, 1971, which do not meet the requirements of this paragraph may be retained after that date if they were proper investments for the association on the date of enactment of this section. The governing board of the association may select and appoint investment agencies to act for and in its behalf or may certify funds for investment by the state board of investment under the provisions of section 11.21, provided that there be no limit to the amount which may be invested in the income share account described in section 11.18, subdivision 2, *or in the fixed-return account described in section 4 of this act*, and that up to 20 percent of that portion of the assets of the association invested in the Minnesota supplemental retirement fund may be invested in the growth share account described in section 11.18, subdivision 3.

(8) The association shall procure an actuarial survey showing the condition of its fund as of December 31, 1970, and not less frequently than each four years thereafter. Such survey shall be filed with the chief clerk of the house of representatives, the secretary of the senate, the governing body of the municipality in which the association is organized, and the secretary of any legislative committee or commission duly created and having within its jurisdiction the study of pension plans and pension funds, not later than June 1 of the following year in the manner described in sections 69.71 to 69.76.

Sec. 11. Minnesota Statutes, 1973 Supplement, Section 69.775, is amended to read:

69.775 [INVESTMENTS.] The special fund assets of the relief associations governed by sections 69.771 to 69.776 shall be invested in securities which are proper investments for funds of the Minnesota state retirement system, except that up to five percent of the special fund assets, or a minimum of \$10,000, may be invested in the stock of any one corporation. Securities held by the associations before January 1, 1972, which do not meet the requirements of this section may be retained after that date if they were proper investments for the association on May 14, 1971. The governing board of the association may select and appoint investment agencies to act for and in its behalf or may certify funds for investment by the state board of investment under the provisions of section 11.21, provided that there be no limit to the amount which may be invested in the income share account described in section 11.18, subdivision 2, *or in the fixed-return account described in section 4 of this act*, and that up to 20 percent of that portion of the assets of the association invested in the Minnesota supplemental retirement fund may be invested in the growth share account described in section 11.18, subdivision 3.

Sec. 12. Minnesota Statutes, 1973 Supplement, Section 352D.03, is amended to read:

352D.03 [TRANSFER OF ASSETS.] A sum of money representing the assets credited to each employee exercising the option contained in section 352D.02, plus an equal employer contribution together with interest for the employment period at the actuarially assumed rates during this period, compounded annually, shall be used for the purchase of shares on behalf of each employee in the (TWO) accounts of the supplemental retirement fund established by section 11.18. Any employer's contribution to amortize the deficit in the state employee's retirement fund shall not, however, be used for the purchase of shares.

Sec. 13. Minnesota Statutes, 1973 Supplement, Section 352D.04, Subdivision 1, is amended to read:

352D.04 [INVESTMENT OPTIONS.] Subdivision 1. An employee exercising his option to participate in the retirement program provided by this chapter may elect to purchase shares in (EITHER THE INCOME SHARE ACCOUNT) *one* or a combination of the income share account (AND), the growth share account *or the fixed-return account* of the supplemental retirement fund in accordance with one of the following options:

- (1) 100 percent invested in the income share account;
- (2) 75 percent invested in the income share account and 25 percent invested in the growth share account; (OR)
- (3) 50 percent invested in the income share account and 50 percent invested in the growth share account (.);

(4) 100 percent invested in the fixed-return account; or

(5) 75 percent invested in the fixed-return account and 25 percent invested in the growth share account.

Prior to July 1 of each year, each participant may indicate in writing on forms provided by the Minnesota state retirement system his choice of options for subsequent purchases of shares. For that year and thereafter until a different written indication is made by such participant the executive director shall purchase shares in the supplemental fund as selected by the participant. If no initial option is chosen, 100 percent income shares shall be purchased for a participant."

Renumber the remaining section.

Further, amend the title in line 8, after "13;" by deleting "and" and in the same line, after "Subdivision 2;" by inserting "69.77, Subdivision 2; 69.775; 352D.03; and 352D.04, Subdivision 1;"

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

The report was adopted.

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

H. F. No. 3060, A bill for an act relating to retirement; transferring duties of the state auditor and treasurer in connection with legislator's, constitutional officer's and judge's retirement to the executive director of the Minnesota state retirement system; amending Minnesota Statutes 1971, Sections 3A.01, by adding a subdivision; 3A.02, Subdivision 3; 3A.03, Subdivision 2; 3A.04, Subdivisions 3 and 4; 3A.05; 352C.03, Subdivision 2; 352C.04, Subdivision 3; 352C.05; 352C.09; 490.025, Subdivision 8; 490.102, Subdivisions 4 and 8; and 490.12, Subdivisions 2 and 8; and Minnesota Statutes, 1973 Supplement, Sections 3A.02, Subdivisions 1 and 2; 3A.03, Subdivision 1; 3A.11, Subdivisions 1 and 4; and 490.025, Subdivision 2.

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

The report was adopted.

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

H. F. No. 3132, A bill for an act relating to retirement; service required for retirement of district court judges; amending Min-

nesota Statutes 1971, Sections 490.101, Subdivision 1; and 490.102, Subdivision 2.

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

The report was adopted.

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

H. F. No. 2331, A bill for an act relating to welfare; defining county of financial responsibility in medical assistance; amending Minnesota Statutes 1971, Section 256B.02, Subdivision 3.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

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

H. F. No. 3029, A bill for an act relating to public welfare; eligibility requirements for medical assistance for needy persons; amending Minnesota Statutes, 1973 Supplement, Section 256B.06, Subdivision 1; repealing Minnesota Statutes, 1973 Supplement, Section 256B.06, Subdivision 2.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 2553, A bill for an act relating to garnishment proceedings in certain municipal courts in Ramsey county; repealing Laws 1961, Chapter 649.

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

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 2854, A bill for an act relating to eminent domain proceedings; court appointed commissioners; amending Minnesota Statutes 1971, Section 117.075.

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

The report was adopted.

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

H. F. No. 1835, A bill for an act regulating public utilities furnishing at retail natural, manufactured or mixed gas, or electric service; prescribing the duties of the public service commission in relation thereto; prescribing penalties; increasing the membership of the public service commission; amending Minnesota Statutes 1971, Section 216A.03, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

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

H. F. No. 2654, A bill for an act relating to motorcycles; regulation and licensing thereof; requiring certain equipment thereon, and certain equipment for operators and passengers; requiring annual inspection; directing the commissioner of public safety to make certain studies; providing penalties; amending Minnesota Statutes 1971, Sections 169.09, Subdivision 8; 169.67, Subdivision 4; 169.974, Subdivisions 3, 4 and 5, and by adding a subdivision; 171.02; 171.04; and Chapter 169, by adding a section.

Reported the same back with the following amendments:

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

"Section 1. Minnesota Statutes 1971, Section 169.67, Subdivision 4, is amended to read:

Subd. 4. [SERVICE BRAKES ON ALL WHEELS; EXCEPTIONS.] Every new motor vehicle, trailer, or semi-trailer, sold in this state and operated upon the highways shall be equipped with service brakes upon all wheels of every such vehicle, except that (ANY MOTORCYCLE,) any semi-trailer of less than 1,500 pounds gross weight, a third wheel, of a swivel type, on a house trailer, a temporary auxiliary axle attached to a motor vehicle during the period of road restrictions for the purpose of relieving weight of another axle, when the temporary auxiliary axle and the axle to be relieved do not exceed the combined gross weight of 18,000 pounds, and the vehicle to which such temporary axle is attached meets the brake requirements of this section, need

not be equipped with brakes; and except, further, that brakes are not required on the front wheels of vehicles having three or more axles or upon more than one wheel of a motorcycle provided the brakes on the other wheels are adequate to stop the vehicle in accordance with the braking performance requirements of subdivision 5.

Sec. 2. Minnesota Statutes 1971, Section 169.974, Subdivision 4, is amended to read:

Subd. 4. [EQUIPMENT FOR OPERATORS AND PASSENGERS.] (a) When operating a motorcycle on the streets and highways of this state, the operator and passenger, if any, shall wear protective headgear that complies with standards established by the commissioner of public safety.

(b) If the motorcycle is not equipped with a windshield, the operator, while operating the vehicle, shall wear eye protective devices that comply with standards established by the commissioner of public safety.

(c) The operator shall wear enclosed shoes at all times while operating the vehicle.

((B)) (d) The provisions of this subdivision shall not apply to persons during their participation in a parade for which parade a permit or other official authorization had been granted by a local governing body or other governmental authority.

Sec. 3. Minnesota Statutes 1971, Section 169.974, Subdivision 5, is amended to read:

Subd. 5. [DRIVING RULES.] (a) An operator of a motorcycle shall ride only upon a permanent and regular seat which is attached to the vehicle for such purpose. No other person shall ride on a motorcycle; except that passengers may ride upon a permanent and regular operator's seat if designed for two persons, or upon additional seats attached to the vehicle to the rear of the operator's seat, or in a side car attached to the vehicle; provided, however, that the operator of a motorcycle shall not carry passengers in a number in excess of the designed capacity of the motorcycle or side car attached to it. No passenger shall be carried in a position that will interfere with the safe operation of the motorcycle or the view of the operator.

(b) No person shall ride upon any motorcycle as a passenger unless, when sitting astride his seat, he can reach the foot rests with both feet.

(c) No person, except passengers of sidecars or three-wheeled motorcycles, shall operate or ride upon a motorcycle except while sitting astride the seat, facing forward, with one leg on either side of the motorcycle.

(d) No person shall operate a motorcycle while carrying packages, bundles, or articles which prevent him from keeping both hands on the handlebars.

(e) No person shall operate a motorcycle between lanes of moving or stationary vehicles headed in the same direction, nor shall any person drive a motorcycle abreast of or overtake or pass another vehicle within the same traffic lane, except that motorcycles may, with the consent of both drivers, be operated not more than two abreast in a single traffic lane.

(f) All motor vehicles including motorcycles are entitled to the full use of a traffic lane and no motor vehicle shall be driven or operated in such a manner so as to deprive any motorcycle of the full use of a traffic lane.

(g) Every person operating a motorcycle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to a motor vehicle as provided by law, except as to those provisions which by their nature can have no application.

(h) At all times that a motorcycle is operated on any street or highway of this state it shall display a lighted tail lamp and a lighted head lamp or head lamps if it has two head lamps. The operator may use, during daylight hours, the lowermost distribution of light specified in section 169.60.

((H)) (i) Clause (e) of this subdivision shall not apply to police officers in the performance of their official duties.

Sec. 4. Minnesota Statutes 1971, Section 171.02, is amended by adding a subdivision to read:

Subd. 3. Motorcycle endorsements shall be divided into two classes. Class 1 motorcycle endorsement shall be valid for any motorcycle up to 250 cc's and shall be issued to a holder of a driver's license who has qualified by examination to operate a motorcycle with an engine displacement of up to 250 cubic centimeters. Class 2 motorcycle endorsement shall be valid for all motorcycles and shall be issued to a holder of a driver's license who has qualified by examination to operate a motorcycle with an engine displacement of 251 cubic centimeters or above. The provisions of this subdivision do not apply to a person holding a license endorsed for motorcycle operation on the effective date of this act.

Sec. 5. Minnesota Statutes 1971, Section 171.04, is amended to read:

171.04 [PERSONS NOT ELIGIBLE FOR DRIVER'S LICENSES.] The department shall not issue a driver's license hereunder:

(1) To any person who is under the age of 16 years; to any person under 18 years unless such person shall have successfully completed a course in driver education, including both classroom and behind-the-wheel instruction, approved by the department of public safety or, in the case of a course offered by a private, commercial driver education school or institute employing driver education instructors, by the department of public safety, except when such person had completed a course of driver education in another state or has a previously issued valid license from another state or country; nor to any person under 18 years unless the application of license is approved by either parent when both reside in the same household as the minor applicant, otherwise the parent having custody or with whom the minor is living in the event there is no court order for custody, or guardian having the custody of such minor, or in the event a person under the age of 18 has no living father, mother or guardian, the license shall not be issued to such person unless his application therefor is approved by his employer. Behind-the-wheel driver education courses offered in any public school shall be open for enrollment to persons between the ages of 15 and 18 years residing in the school district or attending school therein. Any public school offering behind-the-wheel driver education courses may charge an enrollment fee for the behind-the-wheel driver education course which shall not exceed the actual cost thereof to the public school and the school district. *Any public school offering driver education courses shall also offer, as part of such program, classroom and behind-the-wheel instruction in motorcycle driving or provide the instruction through other state-approved programs.* The approval required herein shall contain a verification of the age of the applicant;

(2) To any person whose license has been suspended during the period of suspension except that a suspended license may be reinstated during the period of suspension upon the licensee furnishing proof of financial responsibility in the same manner as provided in the safety responsibility act;

(3) To any person whose license has been revoked except upon furnishing proof of financial responsibility in the same manner as provided in the safety responsibility act and if otherwise qualified;

(4) To any person who is an habitual drunkard as determined by competent authority or is addicted to the use of narcotic drugs;

(5) To any person who has been adjudged legally incompetent by reason of mental illness, mental deficiency, or inebriation, and has not been restored to capacity, unless the department is satisfied that such person is competent to operate a motor vehicle with safety to persons or property;

(6) To any person who is required by this chapter to take an examination, unless such person shall have successfully passed such examination;

(7) To any person who is required under the provisions of the safety responsibility laws of this state to deposit proof of financial responsibility and who has not deposited such proof;

(8) To any person when the commissioner has good cause to believe that the operation of a motor vehicle on the highways by such person would be inimical to public safety or welfare;

(9) To any person when, in the opinion of the commissioner, such person is afflicted with or suffering from such physical or mental disability or disease as will affect such person in a manner to prevent him from exercising reasonable and ordinary control over a motor vehicle while operating the same upon the highways; nor to a person who is unable to read and understand official signs regulating, warning, and directing traffic.

Sec. 6. [COMMISSIONER OF PUBLIC SAFETY TO MAKE STUDY.] The commissioner of public safety shall make an in-depth study of the laws relating to the regulation and licensing of motorcycles and operators thereof. He shall review the laws and regulations of other states on the same subject and recommend, on the basis of such study, changes in the laws of this state that in his judgment will further the safe operation of motorcycles on the streets and highways. A detailed written report of the study, together with recommended legislation, shall be submitted to the legislature on or before November 15, 1974."

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

"A bill for an act relating to motorcycles; regulation and licensing thereof; requiring certain equipment thereon, and certain equipment for operators and passengers; directing the commissioner of public safety to make certain studies; amending Minnesota Statutes 1971, Sections 169.67, Subdivision 4; 169.974, Subdivisions 4 and 5; 171.02, by adding a subdivision; and 171.04."

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 3020, 2726, 2764, 2908, 2986, 2987, 2989, 3023, 3026, 3058, 3060, 3132, 2553, 2854, and 2654 were read for the second time.

INTRODUCTION OF BILLS

Wigley; Johnson, C.; Johnson, R.; and Mann introduced:

H. F. No. 3337, A bill for an act relating to economic development; appropriating money for the promotion of Minnesota agriculture.

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

Eckstein; Lemke; Lindstrom, J.; Myrah; and Wigley introduced:

H. F. No. 3338, A bill for an act relating to agriculture; local pest control; amending Minnesota Statutes 1971, Section 18.022, Subdivision 1, and by adding a subdivision; and Chapter 18 by adding a section.

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

McCauley introduced:

H. F. No. 3339, A bill for an act relating to the city of Winona; authorizing the transfer of interests in certain real property to the port authority of Winona.

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

Jude introduced:

H. F. No. 3340, A bill for an act relating to the city of Rogers; authorizing the issuance of on-sale licenses for the sale of intoxicating liquor.

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

Vento, Lombardi, Jacobs, Sherwood, and Mann introduced:

H. F. No. 3341, A bill for an act relating to obscenity; preventing the dissemination of obscene materials; prescribing penalties; amending Minnesota Statutes 1971, Sections 617.26; 617.27; 617.292, Subdivision 7; 617.295 and Chapter 609, by adding sections; repealing Minnesota Statutes 1971, Section 617.241.

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

Lombardi, Sherwood, Wolcott and Larson introduced:

H. F. No. 3342, A bill for an act relating to obscenity; preventing the dissemination or display of obscene materials to minors; prescribing penalties; amending Minnesota Statutes 1971, Chapter 609, by adding sections; repealing Minnesota Statutes 1971, Sections 617.291 to 617.297.

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

Lombardi, Sherwood, Jacobs, Wolcott, and Larson introduced:

H. F. No. 3343, A bill for an act relating to obscenity; preventing the dissemination of offensive sexual materials on television or radio; providing a penalty; amending Minnesota Statutes 1971, Chapter 609, by adding sections.

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

Munger, Savelkoul, Casserly, Vento, and Sabo introduced:

H. F. No. 3344, A bill for an act relating to state government; creating a council of land resources in the executive branch of state government; defining its powers and duties; creating an intergovernmental advisory committee on land resources and a land appeals board and prescribing the powers and duties of each; appropriating money; amending Minnesota Statutes 1971, Section 104.05; and Chapter 104, by adding a section; Minnesota Statutes, 1973 Supplement, Sections 104.34; 104.35; 104.36; 104.37; 104.38; 104.39; 105.485, Subdivision 3; 116C.52, Subdivision 2; 116C.53; 116C.55, Subdivision 1; 116G.03, Subdivision 2; and Laws 1973, Chapter 591, Section 19, Subdivision 4.

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

Johnson, R.; Pleasant; Clifford; Schreiber; and Laidig introduced:

H. F. No. 3345, A bill for an act relating to the legislature; setting the size of the legislature after 1976; amending Minnesota Statutes 1971, Section 2.021.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Dirlam; Long; Anderson, D.; Smith; and Mann introduced:

H. F. No. 3346, A bill for an act relating to health; exempting the university of Minnesota hospitals and other state hospitals and health care facilities from the requirement of obtaining a certificate of need prior to construction or modification of a health care facility; amending Minnesota Statutes 1971, Section 145.72, Subdivision 2.

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

Fugina, Faricy, Jaros, and Berglin introduced:

H. F. No. 3347, A bill for an act relating to education; providing for biennial reports on the percentages of men, women and racial minorities in professional programs.

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

Sieben, H., introduced:

H. F. No. 3348, A bill for an act relating to courts; civil procedure; eliminating certain statutory provisions which conflict with the rules of civil appellate procedure and the rules of civil procedure for the district courts; amending Minnesota Statutes 1971, Sections 50.12; 357.021, Subdivision 2; 357.08; 365.40; 373.07; 485.02; 540.12; 544.15; 546.25; 546.27; and 546.33; repealing Minnesota Statutes 1971, Sections 540.01; 540.02; 540.04; 540.06; 540.10; 540.16; 541.12; 543.01 to 543.07; 543.09 to 543.18; 544.01 to 544.04; 544.05 to 544.14; 544.16 to 544.20; 544.23 to 544.35; 546.01 to 546.06; 546.095; 546.14; 546.20; 546.21; 546.26; 546.29; 546.30; 546.34; 546.36; 546.38 to 546.41; 548.01 to 548.03; 549.10; 557.04; 576.02; 595.03; 595.05; and Chapters 545; 547; 585; 587; 596; 597; 598; 603; 605; and 607.

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

Berglin; Moe; Carlson, B.; Andersen, R.; and Bennett introduced:

H. F. No. 3349, A bill for an act relating to highways; state-aid system of highways; research accounts set aside from the county state-aid highway fund and municipal state-aid street fund; purposes; amending Minnesota Statutes 1971, Sections 162.06, Subdivision 4; and 162.12, Subdivision 4.

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

McCauley; Johnson, C.; Hanson; Connors; and Wohlwend introduced:

H. F. No. 3350, A bill for an act relating to motor vehicles; providing for the issuance of a single number plate for certain vehicles; amending Minnesota Statutes 1971, Sections 168.12, by adding a subdivision; and 169.79.

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

Menke; Carlson, B.; Miller, D.; and Mueller introduced:

H. F. No. 3351, A bill for an act relating to highway traffic regulations; length of vehicles; permits for certain vehicles; amending Minnesota Statutes, 1973 Supplement, Sections 169.81, Subdivisions 2 and 3; and 169.861.

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

CONSENT CALENDAR

S. F. No. 2256 was reported to the House.

Rice moved that S. F. No. 2256, on the Consent Calendar for today, be continued until Tuesday, February 19, 1974. The motion prevailed.

H. F. No. 2200 was reported to the House.

Carlson, A., moved to amend H. F. No. 2200, the printed bill, as follows:

Page 2, lines 10 through 16, restore the stricken language.

Page 2, line 16, after the stricken "writing" insert "*The exception may be disapproved by the commissioner of administration within 15 days after notification of such exception by the local authority.*".

The motion prevailed and the amendment was adopted.

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.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 112, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 2796, A bill for an act relating to special school district No. 1 of the city of Minneapolis; compensation of directors of the board of education; amending Laws 1959, Chapter 462, Section 3, Subdivision 1, as amended.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 114, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 3038 was reported to the House.

Prahl moved that H. F. No. 3038, on the Consent Calendar for today, be continued until Monday, February 18, 1974. The motion prevailed.

H. F. No. 3039, A bill for an act relating to the trunk highway system; discontinuing and removing a route from the trunk highway system.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 3040, A bill for an act relating to the trunk highway system; adding a new route in substitution of an existing route.

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 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 3041, A bill for an act relating to aeronautics; defining certain terms; amending Minnesota Statutes 1971, Section 360.013, Subdivisions 11, 17, and 19.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

CALENDAR

Anderson, I., moved that the Calendar for today be continued until Monday, February 18, 1974. The motion prevailed.

Long was excused at 2:35 p.m. Hagedorn; Johnson, D.; and Newcome were excused at 3:10 p.m. Swanson was excused at 3:25 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 following amendment to H. F. No. 2681 offered by McCauley:

The printed bill, as follows:

Page 1, line 5, after "age of" and before "years" strike "16" and insert "17".

Page 2, line 2, after "age of" and before "years" strike "16" and insert "17".

There were yeas 67, and nays 45.

Those who voted in the affirmative were:

Adams, J.	Connors	Johnson, R.	Myrah	Sherwood
Adams, S.	Culhane	Jopp	Newcome	Skaar
Anderson, G.	Cummiskey	Jude	Niehaus	Spanish
Anderson, I.	DeGroat	Kempe	Ohnstad	Swanson
Becklin	Dirlam	Knickerbocker	Pavlak, R.	Tomlinson
Belisle	Erdahl	Kostohryz	Pavlak, R. L.	Ulland
Bennett	Erickson	Laidig	Peterson	Vanasek
Biersdorf	Esau	Larson	Pieper	Weaver
Braun	Fjoslien	Lindstrom, E.	Ryan	Wenzel
Carlson, A.	Graw	Lindstrom, J.	St. Onge	Wigley
Carlson, B.	Hagedorn	Lombardi	Savelkoul	Wohlwend
Carlson, D.	Haugerud	Mann	Schreiber	
Cleary	Hook	McCauley	Schulz	
Clifford	Jacobs	Miller, M.	Searle	

Those who voted in the negative were:

Bell	Berglin	Cassery	Dieterich	Eken
Berg	Carlson, L.	Dahl	Eckstein	Enebo

Faricy	Kelly	Miller, D.	Pehler	Sieben, M.
Ferderer	Klaus	Moe	Prahl	Smith
Graba	Knoll	Munger	Quirin	Stanton
Growe	LaVoy	Nelson	Resner	Vento
Jaros	McArthur	Ojala	Rice	Voss
Johnson, D.	McMillan	Parish	Sarna	Wolcott
Kahn	Menke	Patton	Sieben, H.	Mr. Speaker

The amendment was adopted.

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

H. F. Nos. 2655, 2680, 2746, 3074, 3076, 3077, 2710, 2280, 2799, 2577, and 2833 which it recommended to pass.

S. F. Nos. 1074, 2736, 951, 980, 283, 534, 1712, and 1859 which it recommended to pass.

H. F. Nos. 2589 and 3001 upon which it recommended progress.

S. F. Nos. 1591 and 767 upon which it recommended progress.

H. F. No. 1834 which it recommended re-referral to the Committee on Governmental Operations.

H. F. No. 2644 upon which it recommended progress until Friday, February 22, 1974.

H. F. No. 2681 upon which it recommended progress with the following amendment offered by McCauley:

The printed bill, as follows:

Page 1, line 5, after "age of" and before "years" strike "16" and insert "17".

Page 2, line 2, after "age of" and before "years" strike "16" and insert "17".

H. F. No. 2458 upon which it recommended to pass with the following amendment offered by Johnson, C.:

The printed bill, as follows:

Page 1, line 3, strike "cities, village, boroughs, (AND) counties, and soil and water conservation dis-".

Page 1, line 4, strike "tricts" and insert "political subdivisions".

Page 1, line 4, strike "respective".

Page 1, line 5, strike "municipal corporations or".

Page 1, line 5, strike "respectively".

Page 1, line 7, strike "*the operations of the municipal government*" and insert "*governmental operations*".

Page 1, strike line 8 in its entirety and insert "*Political subdivisions are*".

Page 1, line 9, after "activities" insert "of".

Page 1, line 10, strike "cities, villages, (AND) counties, and soil and water con-" and insert "*political subdivisions*".

Page 1, line 11, strike "*servation districts* respectively".

Page 1, line 13, after "claim." insert "*The governing bodies may maintain membership and pay expenses and membership dues only in the event the associations file annual financial statements showing detailed expenditures and receipts with the state auditor or in the case of school boards, with the commissioner of education no later than October 1 of each year on forms prescribed by him no later than July 15 of each year.*"

Sec. 2. Minnesota Statutes 1971, Section 471.96, Subdivision 2 is repealed."

Renumber the remaining section.

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

"A bill for an act relating to political subdivisions; conditioning authorization for expenditures in connection with membership in certain associations on the filing of financial statements; amending Minnesota Statutes 1971, Section 471.96, Subdivision 1; repealing Minnesota Statutes 1971, Section 471.96, Subdivision 2."

H. F. No. 2182 upon which it recommended progress with the following amendment offered by McArthur:

The printed bill, as follows:

Amend the title, line 1, after the word "education" and before the semicolon, insert "and political subdivisions". Further in line 1 of the title, after the word "districts" and before the word "to" insert "and political subdivisions".

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

MOTIONS AND RESOLUTIONS

Dirlam moved that H. F. No. 2953 be recalled from the Committee on Health and Welfare and be re-referred to the Committee on Governmental Operations. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 892:

Knickerbocker, LaVoy, and Laidig.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p.m., Monday, February 18, 1974. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, February 18, 1974.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

