

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1974

NINETY-THIRD DAY

SAINT PAUL, MINNESOTA, THURSDAY, FEBRUARY 28, 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.	Eken	Jude	Moe	Schulz
Andersen, R.	Enebo	Kahn	Munger	Searle
Anderson, G.	Erdahl	Kelly	Myrah	Sherwood
Anderson, I.	Erickson	Kempe	Nelson	Sieben, H.
Becklin	Esau	Klaus	Newcome	Sieben, M.
Belisle	Faricy	Knickerbocker	Niehaus	Skaar
Bell	Ferderer	Knoll	Norton	Smith
Bennett	Fjoslien	Kostohryz	Ohnstad	Spanish
Berg	Forsythe	Kvam	Ojala	Stangeland
Berglin	Fudro	Laidig	Parish	Stanton
Biersdorf	Fugina	Larson	Pavlak, R.	Swanson
Braun	Graba	LaVoy	Pavlak, R. L.	Tomlinson
Brinkman	Graw	Lemke	Pehler	Ulland
Carlson, A.	Grove	Lindstrom, E.	Peterson	Vanasek
Carlson, D.	Hagedorn	Lindstrom, J.	Pieper	Vento
Carlson, L.	Hanson	Lombardi	Pleasant	Voss
Casserly	Hangerud	Long	Prahl	Weaver
Cleary	Heinitz	Mann	Resner	Wenzel
Connors	Hook	McArthur	Rice	Wigley
Culhane	Jacobs	McCarron	Ryan	Wohlwend
Cummiskey	Jaros	McCauley	St. Onge	Wolcott
Dahl	Johnson, C.	McEachern	Salchert	Mr. Speaker
DeGroat	Johnson, D.	McFarlin	Samuelson	
Dieterich	Johnson, J.	Menke	Sarna	
Dirlam	Johnson, R.	Miller, D.	Savelkoul	
Eckstein	Jopp	Miller, M.	Schreiber	

A quorum was present.

Adams, S.; Anderson, D.; Carlson, B.; Clifford; McMillan; Mueller; and Patton were excused. Quirin was excused until 5:00 p.m.

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 21, 2762, 2791, 3009, 3032, 3201, 3233, 3264, 3272, 3293, 3326, 3328, 3330, 3331, 3335, 3356, 24, 903, 2182, 2692, 2703, 2917, 2923, 2963, 3015, 3033, 3055, 3056, 3063, 3142, 3149, 3156, 3157, 3245, 3248, 3249, 3327, 3329, 3334, 3054, and 2812 and S. F. No. 3037 have been placed in the members' files.

S. F. No. 3037 and H. F. No. 2765, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Enebo moved that S. F. No. 3037 be substituted for H. F. No. 2765 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1974 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1974</i>	<i>Date Filed 1974</i>
	482	61	February 20	February 21
	483	62	February 21	February 21
	952	63	February 20	February 21
	1309	64	February 21	February 21
	1764	65	February 20	February 21
	2332	66	February 21	February 21

93rd Day]

THURSDAY, FEBRUARY 28, 1974

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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1974</i>	<i>Date Filed 1974</i>
	2502	67	February 20	February 21
	2735	68	February 20	February 21
	2902	69	February 20	February 21
2121		70	February 20	February 21
2248		71	February 20	February 21
2446		72	February 20	February 21

Sincerely,

ARLEN I. ERDAHL
Secretary of StateSTATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155The Honorable Martin O. Sabo
Speaker of the House of Representatives
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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1974</i>	<i>Date Filed 1974</i>
2823		73	February 22	February 22
2891		74	February 22	February 22
2892		75	February 22	February 22
2921		76	February 22	February 22

Sincerely,

ARLEN I. ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Martin O. Sabo
Speaker of the House of Representatives
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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1974</i>	<i>Date Filed 1974</i>
720		Resolution 1		February 25
2736		77	February 25	February 25

Sincerely,

ARLEN I. ERDAHL
Secretary of State

REPORTS OF STANDING COMMITTEES

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

H. F. No. 2323, A bill for an act relating to travel expenses of the state board of education; amending Minnesota Statutes 1971, Section 121.02, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 29, strike "all".

Page 1, line 30, after "duties" and before the period insert "in accordance with provisions of Minnesota Statutes, 1973 Supplement, Section 15A.211".

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

The report was adopted.

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

H. F. No. 2950, A bill for an act relating to the Minnesota housing finance agency; revising limitations upon agency bonds and notes; providing for rehabilitation loans and grants; appropriating money; amending Minnesota Statutes 1971, Sections 462A.02, by adding a subdivision; 462A.03, by adding a subdivision; 462A.04, Subdivision 1; 462A.05, by adding subdivisions; 462A.07, Subdivisions 2, 3, 10, and by adding subdivisions; 462A.20, by adding a subdivision; 462A.21, Subdivisions 1 and 5, and by adding a subdivision; Minnesota Statutes, 1973 Supplement, Sections 462A.03, Subdivisions 9 and 11; 462A.06, Subdivision 11; 462A.08, Subdivision 1; 462A.21, Subdivisions 2, 3 and 4; and 462A.22, Subdivision 1.

Reported the same back with the following amendments:

Page 1, after line 20, insert the following:

"Section 1. Minnesota Statutes 1971, Section 462A.02, Subdivision 3, is amended to read:

Subd. 3. It is further declared that continuing present patterns of providing housing in the state will limit the ability of the private building industry and the investment industry to produce without assistance, the needed construction of sanitary, decent and safe residential dwellings at prices or rentals which persons and families of low and moderate income can afford, (AND) will result in a failure to provide sufficient long term mortgage financing for housing for low and moderate income families, and will not assure that additional housing will be provided in sufficient quantity in the areas of need and demand.

Sec. 2. Minnesota Statutes 1971, Section 462A.02, Subdivision 6, is amended to read:

Subd. 6. It is further declared that it is a valid public purpose to construct housing for low and moderate income families who would otherwise be unable to obtain adequate housing at prices or rentals they could afford, *to encourage such construction in the areas of need and demand with a reasonable balance between non-metropolitan and metropolitan areas of the state,* and to assist in the elimination of substandard housing conditions and to prevent the recurrence of such conditions by housing persons of varied economic means and a wide range of incomes in the same developments and neighborhoods properly planned and related to public facilities and sources of employment and services and to provide the necessary powers to accomplish these public purposes."

Page 3, line 20, after the period insert "*No more than two public members shall reside in the area of jurisdiction of the*

metropolitan council as provided in Minnesota Statutes, Section 483B.02, Subdivision 1, and no more than one public member shall reside in any one of the development regions established under the provisions of Minnesota Statutes, Section 462.381 to 462.396."

Page 4, line 23, delete "*debts secured by a mortgage on the same property*" and insert "*existing indebtedness secured by the property*".

Page 5, line 5, after "*section*" delete "6" and insert "8".

Page 7, delete lines 1 to 4 and insert the following: "*(c) The agency may require from the seller of such residential housing, or the contractor responsible for the construction or rehabilitation of such housing, an agreement to reimburse the agency for any payments and expenditures made pursuant to this subdivision with respect to such residential housing.*".

Page 11, line 14, after "*sections*" delete "7 and 8" and insert "9 and 10".

Page 11, line 18, after "*as*" insert "*previously enumerated in this act as*".

Page 11, after line 19, add the following:

"Sec. 25. Minnesota Statutes 1971, Section 462A.21, is amended by adding a subdivision to read:

Subd. 6. Notwithstanding the provisions of subdivision 5, the agency shall not expend moneys in the fund for the purpose of making rehabilitation grants except by specific appropriation by the legislature."

Page 12, line 12, after "*appropriated*" insert "*from the general fund*".

Renumber the sections in sequence.

Further, amend the title as follows:

Page 1, line 7, after "*Sections 462A.02,*" add "*Subdivisions 3, 6, and*".

Page 1, line 19, strike "3 and 4" and insert "3, 4, and by adding a subdivision".

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

The report was adopted.

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

H. F. No. 2996, A bill for an act relating to government; aids to education; tax levies; distribution of tax revenues; appropriating money; amending Minnesota Statutes, 1973 Supplement, Sections 124.17, Subdivision 1; 124.20; 124.212, Subdivisions 7a and 10; 124.222, Subdivision 1; 124.30, Subdivision 2; 275.125, Subdivisions 2a and 3; Minnesota Statutes 1971, Sections 123.39, Subdivisions 1 and 5; 124.28, Subdivision 1; 270.11, Subdivision 2; 275.125, Subdivision 7; and repealing Minnesota Statutes 1971, Section 124.13.

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

The report was adopted.

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

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 following amendments:

Page 1, line 20, after "for" and before "aid" insert "*supplemental security income for the aged, blind and disabled, or*".

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

"Sec. 3. This bill is effective retroactive to January 1, 1974."

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

The report was adopted.

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

H. F. No. 2310, A bill for an act relating to intoxicating liquor; labeling required; providing a penalty; amending Minnesota Statutes 1971, Section 340.461, Subdivision 4, and by adding a subdivision.

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

The report was adopted.

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

H. F. No. 2938, A bill for an act relating to municipal industrial development; definitions; amending Minnesota Statutes, 1973 Supplement, Section 474.02, Subdivision 1.

Reported the same back with the following amendments:

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

"Section 1. Minnesota Statutes, 1973 Supplement, Section 474.02, is amended by adding a subdivision to read:

Subd. 1a. The term project shall also include any properties, real or personal, used or useful in connection with a revenue producing enterprise, or any combination of two or more such enterprises engaged in any business.

Sec. 2. Minnesota Statutes, 1973 Supplement, Section 474.06, is amended to read:

474.06 [MANNER OF ISSUANCE OF BONDS; INTEREST RATE.] Bonds authorized under sections 474.01 to 474.13 shall be issued in accordance with the provisions of chapter 475 relating to bonds payable from income of revenue producing conveniences, except that public sale shall not be required, and the bonds may mature at any time or times within 30 years from date of issue and may be sold at a price equal to such percentage of the par value thereof, plus accrued interest, and bearing interest at such rate or rates, as may be agreed by the lessee or vendee, the purchaser, and the municipality or redevelopment agency, notwithstanding any limitation of interest rate or cost or of the amounts of annual maturities contained in any other law. *When bonds authorized under sections 474.01 to 474.13 are issued, they shall state whether they are issued for a project defined in section 474.02, subdivision 1, or section 1 of this act."*

Further amend the title on page 1, line 3, after "definitions;" by inserting "issuance of bonds;" and by striking line 5 and inserting in lieu thereof "Sections 474.02, by adding a subdivision; and 474.06".

With the recommendation that when so amended 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. 3017, A bill for an act relating to mobile homes; providing for warranties on the sale of new mobile homes; prohibiting limitation of warranties; requiring honoring of warranties; providing remedies.

Reported the same back with the following amendments:

Page 2, line 4, strike "includes the following:" and insert "means".

Page 2, line 6, after the semicolon insert "or".

Page 2, line 8, after the semicolon insert "or".

Page 2, line 21, strike "is merchantable".

Page 2, line 22, strike "and".

Page 2, line 24, strike "where the seller has reason to know" and insert "by implied warranties of merchantability".

Page 2, strike lines 25 to 27.

Page 2, line 28, strike "implied warranty of" and insert "and".

Page 2, line 28, strike "is implied in the contract".

Page 2, line 28, after "for" insert "particular purpose".

Page 3, strike line 1.

Page 3, line 10, after "any" insert "rights under the".

Page 3, line 11, strike "of merchantability or fitness" and insert "guaranteed by section 2".

Page 3, line 14, strike "or" and insert "and".

Page 3, line 15, strike "or both" and insert ", jointly and severally,".

Page 3, line 15, after "repair" insert "within a reasonable time".

Page 3, line 16, after "warranty" insert ", express or implied,".

Page 3, line 17, strike "provided in section 2".

Page 3, line 17, after "breached" insert ", provided the buyer permits reasonable opportunity to repair or service."

Page 3, line 17, strike "and the buyer gives notice".

Page 3, strike lines 18 and 19.

Page 3, line 20, strike "duration of the".

Page 3, line 20, strike "warranty of" and insert "warranties".

Page 3, line 21, strike "merchantability and the implied warranty of fitness" and insert "guaranteed by section 2".

Page 3, line 21, after "shall" strike "," and insert in lieu thereof "be for a period of one year from the date of delivery. Notice of breach of any implied warranty shall be given in writing no later than ninety days after the expiration of the warranty."

Page 3, strike lines 22 to 28.

Page 4, strike lines 1 to 9.

Further amend the title on page 1, line 6, by striking "; providing remedies".

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

The report was adopted.

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

H. F. No. 3050, A bill for an act relating to food; certain frozen dairy foods; restrictions on the sale thereof; amending Minnesota Statutes 1971, Section 32.62, 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.

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

H. F. No. 2839, A bill for an act relating to crime and criminals; providing for training in investigation and prosecution of the crime of rape.

Reported the same back with the following amendments:

Page 1, line 12, after "." insert the following: "In promulgating rules and regulations concerning such sensitivity training, the attorney general shall utilize the expertise of women who have had experience in serving as advocates of rape victims."

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. 3124, A bill for an act relating to corrections; establishing a procedure and safeguards for the discipline of inmates at certain penal and correctional institutions.

Reported the same back with the following amendments:

Page 3, line 20, strike ", a brief" and insert after "hearing" the following ";

Page 3, strike line 21.

Page 3, strike line 22.

Page 3, line 28, strike the period and insert a semicolon.

Page 3, after line 28, insert the following:

"(d) A provision whereby the inmates may request the presence of adverse witnesses."

Page 4, line 3, strike "24 hours" and insert "3 days".

Page 4, line 11, strike "24 hours" and insert "3 days".

Page 8, after line 26, insert the following:

"Subd. 7. Every inmate charged with a rule violation is presumed innocent until the contrary is proved, and his failure to testify in such proceeding shall not create any presumption against him."

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

The report was adopted.

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

S. F. No. 1225, A bill for an act relating to corrections; regulating communication between inmates and the news media.

Reported the same back with the following amendments:

Page 2, line 10, after “,” and before “or” insert “national wire service.”.

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

The report was adopted.

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

H. F. No. 3432, A bill for an act relating to independent school district No. 535 at Rochester; permitting and providing an alley system for at large election of the school board; amending Laws 1969, Chapter 193, Section 3.

Reported the same back with the following amendments:

Page 1, line 18, delete “, *Incumbent John Doe*,”.

Page 1, line 19, delete “, *Incumbent Richard Poe*,”.

Page 1, line 25, delete “*to which John Doe was*”.

Page 1, line 26, delete “*elected for the regular term*”.

Page 1, line 28, delete “*to which Richard Poe was appointed for*”.

Page 1, line 29, delete “*the unexpired term*”.

Page 1, after line 29, insert the following: “*The names of the candidates for each seat shall be rotated on the ballots to avoid any appearance of preference for incumbents and incumbency shall not be indicated on the ballot.*”.

Page 1, delete line 30 in its entirety.

Page 2, delete all of lines 1 to 6.

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

The report was adopted.

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

H. F. No. 3433, A bill for an act relating to the city of Hanska and independent school districts Numbers 88, 837, and 840; authorizing the acquisition and leasing of properties for educational purposes; prescribing powers and duties in relation thereto; and authorizing the issuance of bonds.

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

The report was adopted.

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

H. F. No. 2477, A bill for an act relating to water pollution control; authorizing municipalities to let individual contracts for the joint design and construction of sewage treatment facilities; appropriating money.

Reported the same back with the following amendments:

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

"Section 1. [471.371] [CONTRACTS FOR CONSTRUCTION OF TREATMENT WORKS.] Subdivision 1. [POLICY.] The United States Environmental Protection Agency is in the process of promulgating rules and regulations under the Federal Water Pollution Control Act which authorize the award of grants for treatment works to be constructed under a contract providing for single source responsibility for the design and construction of the facilities. The legislature determines that such contracts should help prevent pollution, thereby protecting the public health and the environment, should encourage more effective use of existing technology and the development of new technology for waste treatment, should better assure that treatment works will be designed and built to meet applicable treatment standards, and should reduce the time interval between the initial application for a grant and the commencement of operation of the facilities.

Subd. 2. [AUTHORIZATION OF DESIGN AND CONSTRUCT CONTRACTS.] Notwithstanding the provisions of any law or charter to the contrary, any municipality or regional

agency authorized by law to enter into a contract for the design and/or construction of treatment works facilities may advertise for sealed bids for the design and construction thereof under a single contract. Prior to such advertisement the municipality or regional agency shall prepare contract documents which shall serve as a basis for the comparison of bids and any contract to be entered into. These documents shall be prepared by a professional engineer in sufficient detail to describe the probable cost, scope of work, process, equipment and materials of construction, and shall include performance standards for the construction and supervisory operation of the facilities which must be met for specified conditions and time periods, prior to final acceptance of the facilities by the municipality or regional agency and by the Minnesota pollution control agency. The contract documents shall require the bidder to furnish estimates of the annual operation and maintenance costs of the facility and may require the bidder to furnish preliminary design plans and specifications and any other information deemed relevant for contract award.

In awarding the contract, the municipality or regional agency shall take into consideration the performance guarantee, completion date, construction cost, capacity of the facility, estimated annual operation and maintenance cost, and other relevant factors.

The provisions of any law which require the Minnesota pollution control agency to approve all plans and specifications on a municipal or regional waste treatment facility prior to calling for construction bids shall not be applicable to contracts authorized by this act. However, after bids have been received and evaluated by the governing body and the best bid determined, a municipality or regional agency shall not award a contract until the award is approved by the Minnesota pollution control agency. Nothing in this section shall prohibit the Minnesota pollution control agency from giving consideration to any or all bids prior to the determination by the governing body of the best bid, provided that the Minnesota pollution control agency or the municipality or regional agency request that such consideration be given.

Upon award of the contract the bidder shall furnish to the municipality or regional agency detailed plans and specifications and provide for termination of the contract if such information is insufficient to permit the municipality or regional agency to satisfy the requirements of any federal or state grant.

Subd. 3. [LIMITATIONS.] The provisions of subdivision 2 shall not in any way limit the application and effect of laws governing the practice of architecture, professional engineering, or land surveying in this state, including Minnesota Statutes, Sections 326.02 to 326.16, and 541.051.

Subd. 4. [DEFINITIONS.] As used in this section, "municipality" has the meaning given to it in Minnesota Statutes, Section 471.345;

"Contract" includes not only construction work but also all necessary design services, including process and mechanical equipment, provisions for the start-up of the new facility, performance guarantee, and the other necessary and related items to make an operable plant; and "treatment works" has the meaning given to it in Section 212, Title II, of the Federal Water Pollution Control Act Amendments of 1972.

Subd. 5. [BID SECURITY AND INSURANCE.] Each design construct bid submitted shall include a bid bond, labor and materials bond, performance bond, and applicable federal wage determination and other appropriate executive orders related to requirements for the construction of wastewater treatment facilities under the construction grant program of the Federal Water Pollution Control Act and insurance as specified to provide for uniform and equitable bid review procedures.

Sec. 2. [SECURITY.] Subdivision 1. [BID BONDS.] A bid bond shall not be less than ten percent of bid price for all services including cost for start-up and an operational period guarantee. Bids of the three lowest bidders are to be retained until approval of design-construct detail plans by the Minnesota pollution control agency, Federal Environmental Protection Agency and municipality.

Subd. 2. [PERFORMANCE SECURITY.] Performance security shall be in the form of a certified check payable to the city or agency in the amount of ten percent of the contract price not including the operation expenses cost. Security shall be returned to contractor upon acceptance of the project by the municipality and Minnesota pollution control agency.

Sec. 3. [EFFECTIVE DATE.] This act shall become effective on the day following its final enactment."

And further amend the title as follows:

Page 1, line 6, strike "; appropriating".

Page 1, line 7, strike "money".

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

The report was adopted.

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

H. F. No. 2601, A bill for an act relating to natural resources; directing the commissioner of natural resources to acquire necessary easements to provide public access to a certain lake in St. Louis county; appropriating money therefor.

Reported the same back with the following amendments:

Page 1, line 15, after "Minnesota." strike the remainder of the line and all of lines 16 to 20.

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

The report was adopted.

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

H. F. No. 2824, A bill for an act relating to wild animals; clarifying certain provisions concerning fishing license exemptions and free fishing licenses; amending Minnesota Statutes, 1973 Supplement, Section 98.47, Subdivisions 1 and 8.

Reported the same back with the following amendments:

Page 2, after line 18, insert:

"Sec. 3. Minnesota Statutes 1971, Section 98.45, Subdivision 2, is amended to read:

Subd. 2. Every person to whom a license is issued shall have it upon his person while doing any act for which the license is required and while traveling to and from the grounds upon which such acts are performed, and upon the request of any conservation officer or peace officer shall exhibit the license issued to him. No receipt for license fees, copy of any evidence purporting to show the issuance of a license is valid evidence so as to entitle the holder to exercise the rights or privileges conferred by a license. *Every person who may take fish without a license by reason of his age being 65 years or over shall have on his person while taking fish and while traveling to and from the location where fish are taken a valid driver's license, nonqualification certificate, or other document showing proof of his age and residence, and upon the request of any conservation officer or peace officer shall exhibit such proof.*"

Renumber the remaining section.

Further amend the title as follows:

Page 1, line 5, after "amending" insert "Minnesota Statutes 1971, Section 98.45, Subdivision 2; and".

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

The report was adopted.

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

H. F. No. 2981, A bill for an act relating to game and fish; contracts for removal of rough fish; amending Laws 1973, Chapter 720, Section 61, Subdivision 2.

Reported the same back with the following amendments:

Page 1, line 14, after "*qualifications*" strike "*and*" and insert "*and/or*".

Page 1, line 15, strike "*bidder*" and insert "*contractor*".

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

The report was adopted.

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

H. F. No. 3177, A bill for an act relating to predators; county or town bounties; amending Minnesota Statutes 1971, Section 348.12.

Reported the same back with the following amendments:

Page 1, line 10, after "*of*" insert "*skunks,*".

Page 1, line 11, after "*woodchucks,*" insert "*or*" and after "*rattlesnakes*" strike the comma and insert "*.*".

Page 1, line 12, strike "*crows, or blackbirds.*".

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

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 2848, A bill for an act relating to elections; providing a change in the method by which ballots are counted; amend-

ing Minnesota Statutes 1971, Sections 204.19, Subdivision 2; and 204.21, Subdivision 1.

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

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 2946, A bill for an act relating to elections; providing for the filing of nominating petitions; amending Minnesota Statutes 1971, Section 202.13.

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

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 2947, A bill for an act relating to elections; providing for the preparation, furnishing and disposition of election materials; amending Minnesota Statutes 1971, Sections 204.18, Subdivision 1; 204.24, Subdivision 1; and 204.25.

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

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 2948, A bill for an act relating to elections; stating the constitutional residency requirement for candidates; amending Minnesota Statutes, 1973 Supplement, Section 202.04, Subdivision 1.

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

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 3182, A bill for an act relating to energy conservation; appropriating money to the university of Minnesota for

the purpose of research into developing an alcohol supplement that can be blended with gasoline.

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. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 3214, A bill for an act relating to the game of bingo; associations permitted to conduct the game of bingo; increasing the compensation of persons rendering service during bingo sessions; amending Minnesota Statutes 1971, Section 349.03, 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. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 3395, A bill for an act relating to elections; vacancies in the legislature; amending Minnesota Statutes 1971, Section 203.45, Subdivision 3.

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. 1740, A bill for an act relating to state agencies; requiring a state agency when referring any person to another state agency to furnish the agency to which such person is referred with copies of all records or other information pertaining to the claim, problem or subject for which such person was referred.

Reported the same back with the following amendments:

Page 1, line 15, after "other" insert "public".

Page 1, line 15, strike "person" and insert "client".

Page 1, line 16, after "other" insert "public".

Page 1, line 17, after "other" insert "public".

Page 1, line 18, strike "person" and insert "client".

Page 1, line 20, strike "person" and insert "client".

Further amend the title, line 3, strike "person" and insert "client"; line 5, strike "person" and insert "client"; line 8, strike "person" and insert "client".

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. 1988, A bill for an act relating to manpower services; employment security information; amending Minnesota Statutes 1971, Section 268.12, Subdivision 12.

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. 2800, A bill for an act relating to workmen's compensation; defining family farm; amending Minnesota Statutes 1971, Section 176.011, Subdivision 11a, as added.

Reported the same back with the following amendments:

Page 1, line 7, delete "1971" and insert ", 1973 Supplement".

Page 1, line 8, delete "as added by Laws 1973, Chapter 657, Section".

Page 1, line 9, delete "1,".

Page 1, line 17, delete "work" and insert "*comparable work without compensation*".

Page 1, following line 20, add:

"Sec. 2. Minnesota Statutes, 1973 Supplement, Section 176.041, Subdivision 1, is amended to read:

176.041 [APPLICATION, EXCEPTIONS.] Subdivision 1. [EMPLOYMENT EXCLUDED.] This chapter does not apply to persons employed by any common carrier by railroad engaged in interstate or foreign commerce, domestic servants, persons employed by family farms, *parents and children, regardless of their age, of a farmer employer, employed by him or other farmers in the same community or members of their families exchanging comparable work without compensation with the farmer employer*, or persons whose employment at the time of the injury is casual, and not in the usual course of the trade, business, profession, or occupation of his employer; nor does it apply to officers or members of the veteran's organizations whose employment relationship arises solely by virtue of attending meetings or conventions of their organization, unless such veteran's organizations elect by resolution to provide coverage under this chapter for such officers or members. Professional athletes under contract for hire which contract gives compensation not less than that provided by this chapter are not subject thereto if a written consent not to be bound thereby, signed by the professional athlete and the employer and approved by the commission, is filed with the commission.

Sec. 3. Minnesota Statutes, 1973 Supplement, Section 176.051, is amended to read:

176.051 [ASSUMPTION OF LIABILITY.] An employer of (WORKERS ON A FAMILY FARM OR) domestics may assume the liability for compensation imposed by this chapter and such employer's purchase and acceptance of a valid insurance policy, which includes in its coverage a classification (OF WORKERS ON A FAMILY FARM OR) *for domestics constitutes an assumption by the employer of such liability. Liability for compensation imposed by this chapter may be assumed by the employing farmer for members of the immediate family, or for workers on a family farm by the purchase and acceptance of a valid insurance policy and by filing with the employing farmer's insurance company a form of such election as specified by the workmen's compensation commission. This assumption or election of liability takes effect and continues from the effective date of the policy and as long only as the policy remains in force. If during the life of any such insurance policy any employee, who is a worker on a family farm or domestic, suffers personal injury or death arising out of and in the course of his employment, the exclusive remedy of the employee or his dependents is under this chapter.*

Further amend the title, page 1, line 4, by deleting "1971, Section" and insert ", 1973 Supplement, Sections" and page 1, line 5, delete "; as added" and insert "; 176.041, Subdivision 1; and 176.051".

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. 2872, A bill for an act relating to public safety; providing for emergency measures to meet disasters; vesting certain powers in the governor and executive council; amending Minnesota Statutes 1971, Section 9.061.

Reported the same back with the following amendments:

Page 1, line 27, strike "*by concurrent resolution*".

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. 3027, A bill for an act relating to housing and redevelopment authorities; changing classification of certain regulated property and necessary findings; amending Minnesota Statutes 1971, Sections 462.421, Subdivision 11; and 462.425, Subdivision 1.

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 462.415, Subdivision 4, is amended to read:

Subd. 4. It is hereby declared that certain slum (, BLIGHT-ED,) or deteriorated areas, or portions thereof, require acquisition and clearance, as provided in sections 462.411 to 462.711, since the prevailing condition of decay may make impracticable reclamation of the area by conservation or rehabilitation, but other areas or portions thereof are, through the means provided in sections 462.411 to 462.711 susceptible of conservation or rehabilitation in such a manner that the conditions and evils hereinbefore enumerated may be eliminated, remedied or prevented; salvable slum (AND BLIGHTED) or deteriorated areas should be conserved and rehabilitated to the extent feasible through voluntary action and the regulatory process; and all powers conferred by sections 462.411 to 462.711, are for public uses and purposes for which public money may be expended and such other powers exercised; and the necessity in the public interest for the provisions of sections 462.411 to 462.711 is hereby declared as a matter of legislative determination. The municipality, to the greatest extent it determines to be feasible in carry-

ing out the provisions of sections 462.411 to 462.711, shall afford maximum opportunity, consistent with the sound needs of the municipality as a whole, to the rehabilitation or redevelopment of areas by private enterprise.

Sec. 2. Minnesota Statutes 1971, Section 462.421, Subdivision 11, is amended to read:

Subd. 11. "(BLIGHTED) *Deteriorated area*" means any area, including slum areas, with buildings or improvements which, by reason of dilapidation, obsolescence, overcrowding, faulty arrangement or design, lack of ventilation, light, and sanitary facilities, excessive land coverage or deleterious land use or obsolete layout, or any combination of these or other factors, are detrimental to the safety, health, morals, or welfare of the community.

Sec. 3. Minnesota Statutes 1971, Section 462.425, Subdivision 1, is amended to read:

462.425 [MUNICIPAL HOUSING AND REDEVELOPMENT AUTHORITY.] Subdivision 1. [PRELIMINARY MUNICIPAL FINDINGS AND DECLARATION.] There is hereby created in each municipality in this state a public body corporate and politic, to be known as the housing and redevelopment authority in and for that municipality; provided, however, that no such authority shall transact any business or exercise any powers until the governing body of the municipality shall, by proper resolution, find that in such municipality (1) substandard, slum, or (BLIGHTED) *deteriorated* areas exist which cannot be redeveloped without government assistance, (2) adequate housing accommodations are not available to veterans and servicemen and their families, or (3) there is a shortage of decent, safe, and sanitary dwelling accommodations available to persons of low income and their families at rentals they can afford, and shall declare that there is need for a housing and redevelopment authority to function in that municipality. In determining whether dwelling accommodations are unsafe or unsanitary, or whether substandard, slum, or (BLIGHTED) *deteriorated* areas exist, the governing body may take into consideration the degree of deterioration, obsolescence, or overcrowding, the percentage of land coverage, the light, air, space, and access available to inhabitants of such dwelling accommodations, the size and arrangement of rooms, the sanitary facilities, the extent to which conditions exist in such buildings which endanger life or property by fire or other causes, and the original land planning, lot layout, and conditions of title in the area.

Sec. 4. Minnesota Statutes 1971, Section 462.426, Subdivision 1, is amended to read:

462.426 [COUNTY AND MULTI-COUNTY HOUSING AND REDEVELOPMENT AUTHORITIES.] Subdivision 1.

[PRELIMINARY COUNTY FINDINGS AND DECLARATION.] There is hereby created in each county in this state other than the metropolitan counties of Hennepin, Ramsey, Scott, Carver, Anoka, Washington and Dakota and other than those counties in which a county housing authority has been heretofore created by special act, a public body corporate and politic, to be known as the housing and redevelopment authority in and for that county, hereinafter referred to as "county authority"; provided, however, that no such county authority shall transact any business or exercise any powers until the governing body of the county, by proper resolution, finds that there is need for a county authority to function in such county. The governing body shall give consideration as to the need for a county authority to function (1) on the governing body's own motion (2) or upon the filing of a petition signed by 25 qualified voters of the county asserting that there is need for a county authority to function in such county and requesting that the governing body so declare. The governing body shall adopt a resolution declaring that there is need for a county authority to function in the county if it shall find (a) that substandard, slum, or (BLIGHTED) *deteriorated* areas exist in such county which cannot be redeveloped without government assistance, or (b) that there is a shortage of decent, safe and sanitary dwelling accommodations available to persons of low income at rentals or prices they can afford.

If the governing body of each of two or more municipalities or counties, or combinations of municipalities and counties, by resolution declares that there is a need for one housing and redevelopment authority to be created for all of such municipalities or counties, or combinations thereof, hereinafter referred to as "political subdivisions", to exercise in such political subdivisions powers and other functions prescribed for a multi-county housing and redevelopment authority, a public body corporate and politic to be known as a multi-county housing and redevelopment authority, hereinafter called "multi-county authority", shall thereupon exist for all of such political subdivisions and shall exercise its powers and other functions in such political subdivisions in lieu of the authority for each such political subdivision. The governing body of each of two or more political subdivisions shall by resolution declare that there is a need for one multi-county authority to be created for all of such political subdivisions to exercise in such political subdivision powers and other functions prescribed for a multi-county authority, if such governing body finds (a) that substandard, slum, or (BLIGHTED) *deteriorated* areas exist in such political subdivision which cannot be redeveloped without government assistance, or there is a shortage of decent, safe and sanitary dwelling accommodations available to persons of low income at rentals or prices they can afford, and (b) that a multi-county authority would be a more effective, efficient or economical administrative unit than the housing and redevelopment authority of such political subdivision to carry out the purposes of sections 462.415 to 462.711, in such political subdivision.

In determining whether dwelling accommodations are unsafe or unsanitary a governing body may take into consideration the same factors as are elsewhere provided in sections 462.415 to 462.711, with respect to such determinations by governing bodies in connection with the function of housing and redevelopment authorities for municipalities.

Sec. 5. Minnesota Statutes 1971, Section 462.445, Subdivision 4, is amended to read:

Subd. 4. [ADDITIONAL POWERS.] An authority shall further have power:

(1) To make, or agree to make, such payments in lieu of taxes to the city or the county, the state or any political subdivision thereof, as it finds consistent with the purposes of sections 462.415 to 462.711;

(2) To cooperate with or act as agent for the federal government, the state or any state public body, or any agency or instrumentality of the foregoing, in carrying out any of the provisions of sections 462.415 to 462.711 or of any other related federal, state or local legislation; and upon the consent of the governing body of the municipality purchase, lease, manage, or otherwise take over any housing project already owned and operated by the government of the United States or any agency thereof;

(3) To make (i) plans for carrying out a program of voluntary repair and rehabilitation of buildings and improvements, and (ii) plans for the enforcement of laws, codes, and regulations relating to the use of land and the use and occupancy of buildings and improvements, and to the compulsory repair, rehabilitation, demolition, or removal of buildings and improvements. The authority is authorized to develop, test, and report methods and techniques, and carry out demonstrations and other activities, for the prevention and the elimination of slums and urban blight;

(4) To borrow money or other property and accept contributions, grants, gifts, services, or other assistance from the federal government, the state government, state public bodies, or from any other public or private sources;

(5) To include in any contract for financial assistance with the federal government any conditions which the federal government may attach to its financial aid of a project, not inconsistent with purposes of sections 462.415 to 462.711, including obligating itself (which obligation shall be specifically enforceable and not constitute a mortgage, notwithstanding any other laws) to convey to the federal government the project to which such contract relates upon the occurrence of a substantial default with respect to the covenants or conditions to which such authority is subject; to provide in such contract that, in case of such conveyance, the

federal government may complete, operate, manage, lease, convey or otherwise deal with the project until such defaults are cured if the federal government agrees in such contract to re-convey to the authority the project as then constituted when such defaults have been cured;

(6) To issue bonds, notes, or other evidences of indebtedness, as hereinafter provided, for any of its corporate purposes and to secure the same by mortgages upon property held or to be held by it or by pledge of its revenues, including grants or contributions;

(7) To invest any funds held in reserves or sinking funds, or any funds not required for immediate disbursement, in property or securities in which savings banks may legally invest funds subject to their control;

(8) Within its area of operation to determine where sub-standard, slum, or (BLIGHTED) *deteriorated* areas exist or where there is unsafe, unsanitary, or overcrowded housing;

(9) To establish and revise from time to time the maximum amount of income of tenants entitled to admission to housing projects of an authority, subject to the qualifications in sections 462.415 to 462.711 contained;

(10) To undertake and carry out studies and analyses of the housing and redevelopment needs within its area of operation and of the meeting of those needs (including data with respect to population and family groups and the distribution thereof according to income groups, the amount and quality of available housing and its distribution according to rentals and sales prices, employment, wages, desirable patterns for land use and community growth, and other factors affecting the local housing and redevelopment needs and the meeting thereof) and to make the results of those studies and analyses available to the public and building, housing and supply industries; and to engage in research and disseminate information on housing and redevelopment;

(11) When a local public body does not have a planning agency or when a comprehensive or general community development plan or plans is or are not already available by the planning agency, to make or cause to be made such plans as a guide in the more detailed planning of housing and redevelopment areas;

(12) To lease or rent any dwellings, accommodations, lands, buildings, structures, or facilities embraced in any project and (subject to the limitations contained in sections 462.415 to 462.711 with respect to the rental of dwellings in housing projects) to establish and revise the rents or charges therefor;

(13) To own, hold, and improve real or personal property and to sell, lease, exchange, transfer, assign, pledge, or dispose of any real or personal property or any interest therein;

(14) To insure or provide for the insurance of any real or personal property or operations of the authority against any risks or hazards;

(15) To procure or agree to the procurement of government insurance or guaranties of the payment of any bonds or parts thereof issued by an authority, including the powers to pay premiums on such insurance;

(16) To make such expenditures as may be necessary to carry out the purposes of sections 462.415 to 462.711;

(17) To enter into an agreement or agreements with any state public body to provide informational service and relocation assistance to families, individuals, business concerns and non-profit organizations displaced or to be displaced by the activities of any state public body or bodies.”.

Further, amend the title on page 1 by striking lines 6 and 7 and inserting in lieu thereof the following:

“1971, Sections 462.415, Subdivision 4; 462.421, Subdivision 11; 462.425, Subdivision 1; 462.426, Subdivision 1; and 462.445, Subdivision 4.”.

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. 3100, A bill for an act relating to retirement; revising the law governing the teachers retirement association and fund; amending Minnesota Statutes 1971, Sections 354.045; 354.05, Subdivisions 2, 8, 14, 15, 21, and 29, and by adding subdivisions; 354.06, Subdivisions 1 and 3; 354.09, Subdivisions 2 and 4; 354.10; 354.201; 354.33, Subdivision 6; 354.35; 354.43, Subdivisions 1 and 2; 354.44, Subdivisions 1 and 5; 354.46, Subdivisions 2 and 3; 354.47, Subdivision 1; 354.48, Subdivisions 4 and 10; 354.49, Subdivisions 1 and 3; 354.50, Subdivisions 1 and 2; 354.51, Subdivisions 1 and 3; 354.52, Subdivisions 2, 4, and 5; 354.55, Subdivision 11; and 354.58; and Chapter 354, by adding a section; and Minnesota Statutes, 1973 Supplement, Sections 354.07, Subdivision 5; 354.39; 354.42, Subdivisions 2 and 3; 354.44, Subdivisions 2, 6 and 7; 354.46, Subdivision 1; 354.48, Subdivision 3; 354.49, Subdivision 5; 354.50, Subdivision 4;

354.53, Subdivision 1; 354.55, Subdivisions 3, 12, 13, 16, and 17; 354.62, Subdivisions 2 and 5; and 354.63, Subdivision 2; repealing Minnesota Statutes 1971, Sections 354.05, Subdivision 18; 354.08; 354.11; 354.12; 354.13; 354.14; 354.145, Subdivisions 3 and 4; 354.33, Subdivisions 2, 3, 4, and 9; 354.34, Subdivision 1; 354.36; 354.37; 354.41, Subdivision 1; 354.42, Subdivisions 1 and 6; 354.46, Subdivision 4; 354.47, Subdivision 3; 354.50, Subdivision 3; 354.511; 354.52, Subdivision 1; 354.54; 354.55, Subdivisions 1, 4, 7, and 9; and 354.581; and Minnesota Statutes, 1973 Supplement, Sections 354.145, Subdivisions 1 and 2; 354.31; 354.32; 354.33, Subdivisions 1, 7, and 8; 354.34, Subdivision 2; 354.38; and 354.55, Subdivision 8.

Reported the same back with the following amendments:

By striking everything after the enacting clause and inserting in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 354.045, is amended to read:

354.045 [CITATION.] (LAWS 1969, CHAPTER 485) *This chapter may be cited as the teachers retirement (IMPROVEMENT) act (OF 1969).*

Sec. 2. Minnesota Statutes 1971, Section 354.05, Subdivision 2, is amended to read:

Subd. 2. [TEACHER.] The word "teacher" includes any person who has rendered, is rendering, or shall hereafter render, service as a teacher, supervisor, principal, superintendent, or librarian in the public schools of the state, located outside of the corporate limits of the cities of the first class, in the state colleges, or in any charitable or state institution including penal and corrective institutions supported, in whole or in part, by public funds, or who has been engaged, is engaged, or shall hereafter be engaged, in educational administration in connection with the state public school system, including the state colleges, but excluding the state university, whether the position be a public office or an employment, not including members of any general governing or managing board or body connected with such systems, or the officers of common, independent, special, or associated school districts, or unorganized territory. The term shall also include *an employee of the teachers retirement association employed subsequent to July 1, 1969, and any nurse, counselor, social worker or psychologist who has rendered, is rendering or shall hereafter render service in the public schools as defined above or in state colleges.* The term shall also include any person who renders teaching service on a part time basis and who also renders other services for a school district. In such cases, the teachers retirement association shall have the authority to determine whether all or none of such combined employment will be covered by the teachers retirement association. The term does

not mean any person who works for such school or institution as an independent contractor.

Sec. 3. Minnesota Statutes 1971, Section 354.05, Subdivision 8, is amended to read:

Subd. 3. [DEPENDENT CHILD.] "Dependent child" means any natural or adopted child of a deceased member who has not reached the age of 18 (BY JUNE 30, 1967), or who is under age 22 and is a full time student throughout the normal school year, unmarried and (ACTUALLY) dependent for more than one-half of his support upon such member and for a period of at least 90 days prior to the member's death. It also includes any child of the member conceived during his lifetime and born after his death (IN ANY CASE WHERE A MEMBER DIES AFTER JULY 1, 1967).

Sec. 4. Minnesota Statutes 1971, Section 354.05, Subdivision 14, is amended to read:

Subd. 14. [TOTAL AND PERMANENT DISABILITY.] "Total and permanent disability" means the inability to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment which can be expected to (RESULT IN DEATH OR TO) be of long continued and indefinite duration. An "indefinite duration" is a period of at least one year.

Sec. 5. Minnesota Statutes 1971, Section 354.05, Subdivision 15, is amended to read:

Subd. 15. [DEPENDENT SPOUSE.] "Dependent spouse" means (: (1)) the (WIDOW) *spouse* of a deceased member who has not remarried and was living with and dependent upon the member at the time of death (. OR (2) THE WIDOWER OF A DECEASED MEMBER WHO HAS ATTAINED THE AGE OF 65, HAS NOT REMARRIED, WAS LIVING WITH AND DEPENDENT UPON THE MEMBER AT THE TIME OF DEATH FOR MORE THAN ONE-HALF OF HIS SUPPORT; OR THE WIDOWER OF A DECEASED MEMBER WHO HAS NOT REMARRIED AND IS TOTALLY AND PERMANENTLY DISABLED).

Sec. 6. Minnesota Statutes 1971, Section 354.05, Subdivision 21, is amended to read:

Subd. 21. [RETIREMENT.] "Retirement" means the withdrawal of a member from active teaching service who is paid a retirement annuity thereafter and commences with the date designated by the retirement board when the retirement annuity shall first accrue to the former member after his withdrawal from active teaching service. This date shall determine any

rights specified in (SECTIONS 354.05 TO 354.14 AND 354.31 TO 354.55) *this chapter* which occur either before or after retirement, as the case may be.

Sec. 7. Minnesota Statutes 1971, Section 354.05, Subdivision 29, is amended to read:

Subd. 29. The term "social security receivable" means an amount equal to the request of transfer the trustees are authorized to make in section 355.46, subdivision 3 plus the amounts the (STATE AUDITOR) *commissioner of finance* shall determine as of July 1, 1971 that have been paid from the teachers retirement fund pursuant to section 355.46, subdivision 3(b) for which reimbursement has not already been made during the twelve-month period immediately preceding July 1, 1971.

Sec. 8. Minnesota Statutes 1971, Section 354.05, is amended by adding subdivisions to read:

Subd. 30. [COORDINATED MEMBER.] "*Coordinated member*" means any teacher covered by any agreement or modification made between the state and the secretary of health, education and welfare, making the provisions of the federal old age, survivors and disability insurance act applicable to such member.

Subd. 31. [BASIC MEMBER.] "*Basic member*" means any teacher not covered by any agreement or modification made between the state and the secretary of health, education and welfare.

Subd. 32. [FORMULA PROGRAM.] "*Formula program*" means a retirement program which provides benefits based on certain percentages multiplied by the years of service and average salary of a member as described in section 354.44.

Subd. 33. [VARIABLE ANNUITY PROGRAM.] "*Variable annuity program*" means a retirement program which provides benefits based on a member's variable account accumulations as described in section 354.62 and the annuity rates of an appropriate mortality table adopted by the board of trustees.

Subd. 34. [FORMULA AND VARIABLE PROGRAM.] "*Formula and variable program*" means a retirement program which is a combination of the programs defined in subdivisions 32 and 33 as described in Minnesota Statutes, Sections 354.44 and 354.62.

Sec. 9. Minnesota Statutes 1971, Section 354.06, Subdivision 1, is amended to read:

354.06 [BOARD OF TRUSTEES; MEMBERSHIP; DUTIES.] Subdivision 1. The management of the fund shall be

vested in a board of seven trustees to be known as the board of trustees of the teachers retirement fund. It shall be composed of the following persons: the commissioner of education, the state auditor, the commissioner of insurance, and four members of the fund who shall be elected by mail ballot for terms of four years by the members of the fund in a manner to be fixed by the board of trustees of the fund. (THE TERMS OF OFFICE OF ALL INCUMBENT ELECTIVE MEMBERS OF THE BOARD OF TRUSTEES ON JULY 1, 1963 SHALL TERMINATE ON THE FIRST DAY OF JULY 1965. IN 1965, THERE SHALL BE ELECTED FOUR MEMBERS OF THE BOARD OF TRUSTEES, FOR TERMS COMMENCING ON THE FIRST OF JULY 1965, TWO OF WHOM SHALL BE ELECTED FOR TERMS OF FOUR YEARS EACH, AND TWO FOR TERMS OF TWO YEARS EACH. THEREAFTER) In every odd numbered year there shall be elected two members of the board of trustees for terms of four years commencing on the first of July next succeeding their election. Each election shall be completed by June 1st of each succeeding odd numbered year. In the case of elective members, vacancies shall be filled by appointment by the remainder of the board, the appointee to serve until the members of the fund at the next regular election have elected a trustee to serve for the unexpired term caused by such vacancy. No member shall be appointed by the board, or elected by the members of the fund as a trustee who is not a member of the fund in good standing at the time of such appointment or election. It shall be the duty of the board of trustees to faithfully administer the law without prejudice and consistent with the expressed intent of the legislature. They shall act as trustees with a fiduciary obligation to the state of Minnesota which created the fund, the taxpayers which aid in financing it and the teachers who are its beneficiaries.

Sec. 10. Minnesota Statutes 1971, Section 354.06, Subdivision 3, is amended to read:

Subd. 3. The state treasurer shall be ex officio treasurer of the fund and his general bond to the state shall cover any liabilities for his acts as treasurer of the fund. He shall receive all moneys payable to the fund and pay out the same only on warrants issued by the (STATE AUDITOR) *commissioner of finance* upon (ABSTRACTS) *forms* signed by the secretary of the board.

Sec. 11. Minnesota Statutes, 1973 Supplement, Section 354.07, Subdivision 5, is amended to read:

Subd. 5. The board shall keep a record of the receipts and disbursements of the fund and a separate account with each member of the fund. The board shall also keep separate accounts for annuity payments, for employer contributions and all other necessary accounts and reserves. It shall determine annually the annual interest earnings of the fund which shall include realized capital gains and losses. Any amount in the capital reserve ac-

count on July 1, 1973 shall be transferred to the employer contribution's account. The annual interest earnings shall be apportioned and credited to the separate members' accounts except those covered under the provisions of section (354.33, SUBDIVISIONS 7 OR 8, OR SECTION) 354.44, subdivisions 6 or 7. The rate to be used in this distribution computed to the last full quarter percent shall be determined by dividing the interest earnings by the total invested assets of the fund. The excess of the annual interest earnings in the excess earnings reserve which was not credited to the various accounts shall be credited to the gross interest earnings for the next succeeding year.

Sec. 12. Minnesota Statutes 1971, Section 354.09, Subdivision 4, is amended to read:

Subd. 4. After July 1, 1969, payments made pursuant to subdivision 1, representing employee contributions, shall be accepted only if an equal additional amount, representing employer contributions, is received from the agency formerly employing such teacher. However, the teacher or the school district or institution which presently employs him, may pay such equal additional amount representing the employer contribution required by this subdivision. Interest shall be paid on both the employee and employer contribution at the rate of (FOUR) *six* percent per annum from the year on which such service was rendered to the first date of payment. For payments made prior to July 1, 1969, pursuant to subdivision 1 where the employer's contributions were not made, an additional amount representing employer's contributions may be paid together with interest at the rate of (FOUR) *six* percent per annum on this amount from the year such service was rendered to the first date of payment.

If the employee and employer contributions and interest thereon provided in this section are not paid in full the member's formula service credit shall be calculated by multiplying the number of years of out of state service by the ratio obtained by the total amount paid and the maximum amount payable provided herein.

The board may authorize the collection of these payments in the form of installments rather than a lump sum. Any school district or institution which desires to make the employer contribution herein provided, is hereby authorized to appropriate money for such purpose.

All payments into the fund pursuant to subdivision 1, shall be considered accumulations after July 1, 1957 for the purpose of computing any annuity provided in Extra Session Laws 1957, Chapter 16.

In no case shall the provisions of subdivision 1 apply to teachers who become members of the fund after (JULY 1) *June 30*, 1957.

In no case shall the provisions of subdivisions 1 or 4 apply to members who have accepted refunds of their accumulated deductions and again resumed teaching in schools to which chapter 354 applies after July 1, 1957.

Sec. 13. Minnesota Statutes 1971, Chapter 354, is amended by adding a section to read:

[354.091] [SERVICE CREDIT.] *In computing the time of service of a teacher, the length of a legal school year in the district or institution where such service was rendered shall constitute a year under sections 354.05 to 354.10, provided such year is not less than the legal minimum school year of this state. No person shall be allowed credit for more than one year of teaching service for any fiscal year. Commencing July 1, 1969 (1) if a teacher teaches only a fractional part of a day, credit shall be given for a day of teaching service for each five hours taught, and (2) if a teacher teaches at least 170 full days in any fiscal year credit shall be given for a full year of teaching service, and (3) if a teacher teaches for only a fractional part of the year credit shall be given for such fractional part of the year as the term of service rendered bears to 170 days.*

Sec. 14. Minnesota Statutes 1971, Section 354.10, is amended to read:

354.10 [FUND NOT SUBJECT TO ASSIGNMENT OR PROCESS; BENEFICIARIES.] The right of a teacher to avail himself of the benefits (OF SECTIONS 354.05 TO 354.10 AND 354.31 TO 354.55, AND ACTS AMENDATORY THEREOF) *provided by this chapter*, is a personal right only and shall not be assignable. All moneys to the credit of a teacher's account in the fund or any moneys payable to him from the fund shall belong to the state of Minnesota until actually paid to the teacher or his beneficiary pursuant to the provisions of (SECTIONS 354.05 TO 354.10 AND 354.31 TO 354.55, AND ACTS AMENDATORY THEREOF) *this chapter*. Any *power of attorney*, assignment or attempted assignment of a teacher's interest in the fund, or of the beneficiary's interest therein, by a teacher or his beneficiary shall be null and void and the same shall be exempt from garnishment or levy under attachment or execution and from all taxation by the state of Minnesota, except that none shall be exempt from taxation under chapter 291, unless transferred to a surviving spouse or minor or dependant child of the decedent or a trust for their benefit. Any beneficiary designated by a teacher under the terms of (SECTIONS 354.05 TO 354.10 AND 354.31 TO 354.55, AND ACTS AMENDATORY THEREOF) *this chapter*, may be changed or revoked by the teacher at his pleasure, in such manner as the board may prescribe. In case a designated beneficiary dies before the teacher designating him dies, and a new beneficiary is not designated, the teacher's estate shall be the beneficiary.

Sec. 15. Minnesota Statutes 1971, Chapter 354, is amended by adding a section to read:

[354.146] [RETIREMENT PROGRAMS.] *Subdivision 1. Every member who has rendered teaching service or was on an authorized leave of absence after June 30, 1972 is covered by the full formula program except that those members who have contributed to the variable annuity fund are covered by the combined formula and variable annuity program. A former member who does not return to teaching service prior to retirement shall have his benefit determined under the program in effect at the time of termination.*

Subd. 2. If a member had previously elected the total variable annuity program, a portion of his variable annuity account accumulations will be transferred to his formula account and become a part of his accumulated deductions. An equal amount of state contributions shall be transferred from the variable annuity fund to the teachers retirement fund. Such transfers shall be in an amount equal to four-sevenths of the value of the member's variable annuity account as of June 30, 1974, except that only one-half of the contributions made during the fiscal year ending June 30, 1974 shall be transferred.

Subd. 3. After June 30, 1974, every new teacher entering teaching service or resuming teaching service after previously accepting a refund shall be covered by the full formula program.

Sec. 16. Minnesota Statutes 1971, Section 354.201, is amended to read:

354.201 [STATE AID FOR BENEFITS.] *Subdivision 1. The provisions of this section apply to teachers retirement fund associations and the benefits provided thereby in cities of the first class in which the teaching body thereof has established and incorporated such an association under the provisions of sections 354.15 to 354.23.*

Subd. 2. Notwithstanding any of the provisions of section 354.20, before the proper officials of the association make the certification to the authorities having charge of levying taxes for school purposes as provided in section 354.20, and in no case later than September 15 of each year, it shall furnish a copy of the certification which it proposes to make to the (STATE AUDITOR) commissioner of finance and at the same time furnish the (STATE AUDITOR) commissioner of finance with the number of teachers in the association who are currently contributing to the fund of such association, the amount of the annual salary of each of such teachers, the amount of each teacher's contribution and such other information as the (STATE AUDITOR) commissioner of finance may from time to time require.

From such information the (STATE AUDITOR) commissioner of finance shall determine the state's obligation as prescribed

in subdivision 3 and shall pay the same to the association from the general fund in the state treasury and so much thereof as may be necessary to annually make such payment is hereby appropriated to the (STATE AUDITOR) *commissioner of finance* for such purpose. This payment shall be made no later than October 15 of each year. When the association receives such payment from the (STATE AUDITOR) *commissioner of finance* it shall deduct the amount thereof from the amount it proposes to certify to the proper authorities having charge of the levying of taxes for school purposes as provided for in section 354.20 and the amount necessary to raise by taxation in order to carry out the retirement plan of the association shall be reduced by the amount of the state's payment.

Subd. 3. The state's obligation under this section to a teachers retirement fund association in a city of the first class is an amount equal to the average amount, expressed as a percentage of payroll, that the state of Minnesota is required to pay annually for all contributing members of the state teachers retirement association including social security taxes. This percentage of payroll shall be based on annual estimated payroll amounts and certification information prepared by the state teachers retirement fund association for the current year, including social security taxes paid the previous year. This percentage of payroll shall be applied to total salary as reported in the annual salary information furnished by each teachers retirement association in a city of the first class to the (STATE AUDITOR) *commissioner of finance* in compliance with subdivision 2 to determine the state's obligation to each teachers retirement fund association in each city of the first class. Any amount by which subsequent actual experience may deviate from the amounts allocated through the foregoing estimates shall be adjusted on succeeding allocations to said associations in cities of the first class. In no event shall the state's obligation be in excess of the amount required to be certified by such associations under applicable law to the proper authorities who have charge of the levying of taxes for school purposes.

Subd. 4. The allocation of the (STATE AUDITOR) *commissioner of finance* to a teachers retirement fund association in a city of the first class as provided in subdivision 3 shall be reduced by an amount obtained by applying the percentage of payroll calculated in subdivision 3 to that portion of salaries paid from sources other than normal school operating funds as defined in section 354.05, subdivision 27. Before such allocation may be made, each teachers retirement fund association in a city of the first class shall furnish to the (STATE AUDITOR) *commissioner of finance* a satisfactory certification which shows the total of all salaries paid which are subject to teachers retirement deductions. Such certification shall also show the total amount of salaries paid from normal school operating funds and the total amount of salaries paid from sources other than normal school operating funds as defined in section 354.05, subdivision 27. For each individual salary included in the total of all salaries

paid from sources other than normal school operating funds as defined in section 354.05, subdivision 27, the certification shall show each person's name, his salary or related portion of salary and amount of employer contributions determined by applying the percentage of payroll calculated in subdivision 3 to such salary. Such amount of related employer contributions shall be remitted to the state teachers retirement association by the (STATE AUDITOR) *commissioner of finance* until the amount of these remittances and those described in section 354.43, subdivision 3 are equal to the social security receivable as defined in section 354.05, subdivision 29.

Sec. 17. Minnesota Statutes 1971, Section 354.33, Subdivision 6, is amended to read:

Subd. 6. When any person retires and whose annuity is computed (UNDER SECTION 354.33) *as a coordinated member* as a result of (1) his transfer from public school teaching to state college teaching, and/or; (2) not rendering teaching service within a fiscal year; shall have his annuity computed (UNDER SECTION 354.44) *as a basic member* for such service formerly (COVERED UNDER SECTION 354.44) *accrued as a basic member*.

Sec. 18. Minnesota Statutes 1971, Section 354.35, is amended to read:

354.35 [RETIREMENT BEFORE BECOMING ELIGIBLE FOR SOCIAL SECURITY.] Any *coordinated member* who retires before he is eligible for social security retirement benefits, may elect to receive retirement benefits from the association in an amount greater than his annuity computed on the basis of his age when he retires (PROVIDED IN SECTION 354.33). He shall exercise this option by making an application to the board on a form provided by the board. This greater amount shall be the actuarial equivalent of the member's annuity computed on the basis of his age when he retires. The greater amount shall be paid until the member reaches the age of 65 at which time the payment from the association shall be reduced. These annuities provided in this section shall be computed by an approved actuary.

Sec. 19. Minnesota Statutes, 1973 Supplement, Section 354.39, is amended to read:

354.39 [EFFECTIVE DATE; APPLICATION.] (SECTIONS 354.31 TO 354.39 TAKE EFFECT ON THE DATE ANY AGREEMENT OR MODIFICATION IS MADE BETWEEN THE STATE AND THE SECRETARY OF HEALTH, EDUCATION AND WELFARE MAKING SUCH AGREEMENT OR MODIFICATION APPLICABLE TO SERVICE PERFORMED IN POSITIONS COVERED BY THE TEACHERS RETIREMENT ASSOCIATION. SECTIONS 354.31 TO 354.39 SHALL

APPLY TO ANY COVERAGE GROUP CONSISTING OF MEMBERS OF THE TEACHERS RETIREMENT ASSOCIATION INCLUDED IN ANY SUCH AGREEMENT OR MODIFICATION EXCEPT THAT) After July 1, 1971, any member of the teachers retirement association employed in a new state college and other new institutions of higher learning not included in any agreement or modification made between the state and the secretary of health, education and welfare, making the provisions of the federal old age and survivors insurance act applicable to such members, shall be covered under the provisions of (SECTIONS 354.31 TO 354.39) *this chapter applicable to coordinated members.*

Sec. 20. Minnesota Statutes, 1973 Supplement, Section 354.42, Subdivision 2, is amended to read:

Subd. 2. The employee contribution to the fund shall be an amount equal to *four percent of the salary of every coordinated member and eight percent of the salary of every basic member.* This contribution shall be made by deduction from salary. Where any portion of a member's salary is paid from other than public funds, such member's employee contribution shall be based on the entire salary received. For purposes of financing the various options related to the variable annuity division, employee variable annuity contributions will be credited in accordance with section 354.62, subdivision 2.

Sec. 21. Minnesota Statutes, 1973 Supplement, Section 354.42, Subdivision 3, is amended to read:

Subd. 3. Prior to July 1, 1975 the employer contributions to the fund shall be an amount equal to *three and one-half percent of the salary of every coordinated member and seven percent of the salary of every basic member.* Effective July 1, 1975 the employer contribution to the fund shall be an amount equal to *four percent of the salary of each coordinated member and eight percent of the salary of each basic member.* This contribution shall be made in the manner provided in section 354.43. For purposes of financing the various options related to the variable annuity division employer contributions equal to the employee variable annuity contributions prescribed in section 354.62, subdivision 2, will be allocated at the same time to the employer variable annuity contribution account in section 354.62, subdivision 3.

Sec. 22. Minnesota Statutes 1971, Section 354.43, Subdivision 1, is amended to read:

354.43 [EMPLOYER CONTRIBUTIONS, FINANCING.] Subdivision 1. Except as provided in section 354.43, subdivision 3, at least once each month the (BOARD) *secretary* shall determine the amount of money necessary and presently needed to meet the state's obligation as provided in (SECTIONS 354.05 TO 354.14 AND 354.31 TO 354.61, AND ACTS AMENDATORY

THEREOF) *this chapter*, and shall certify the amount so determined to the (STATE AUDITOR) *commissioner of finance*. The amount so certified shall be transferred immediately to the teacher's retirement fund.

Sec. 23. Minnesota Statutes 1971, Section 354.43, Subdivision 2, is amended to read:

Subd. 2. To meet the state's obligation prescribed in subdivision 1, such moneys as are required therefor are appropriated annually to the (STATE AUDITOR) *commissioner of finance* from the general fund in the state treasury. The moneys appropriated hereby to the (STATE AUDITOR) *commissioner of finance* shall be deposited by him in the state treasury to the credit of the teachers retirement fund.

Sec. 24. Minnesota Statutes 1971, Section 354.44, Subdivision 1, is amended to read:

354.44 [RETIREMENT BENEFITS.] Subdivision 1. [REQUIREMENTS AS TO AGE AND SERVICE.] Any member or former member who ceases or has ceased to render teaching services (EITHER BEFORE OR AFTER JULY 1, 1959) in any school or institution covered by (MINNESOTA STATUTES, SECTIONS 354.05 to 354.14 AND 354.31 TO 354.55, AND ACTS AMENDATORY THEREOF) *the provisions of this chapter*, and who has attained the age of at least 55 years with not less than ten years allowable service, or who has received credit for not less than 30 years allowable service regardless of age, is entitled upon written application to a retirement annuity.

Sec. 25. Minnesota Statutes, 1973 Supplement, Section 354.44, Subdivision 2, is amended to read:

Subd. 2. [COMPUTATION OF MONEY PURCHASE ANNUITY.] The amount of retirement annuity is an amount equal to double the annuity which could be purchased by the member's accumulated deductions plus interest thereon. The annuity shall be determined by the member's age, his sex, double the amount of his accumulated deductions, double the interest earned on the accumulated deductions, and the appropriate mortality tables and interest rates. For the purpose of determining the amount of the annuity *for a basic member*, the accumulated deductions prior to July 1, 1957, and the accumulated deductions subsequent to July 1, 1957, shall be considered separately.

(1) For service rendered prior to July 1, 1957, the accumulated deductions for any member shall be carried forward at a fixed amount which is shown credited to his account as of that date. That fixed amount shall also include any payments in lieu of salary deductions which are to be made in the future and are actually so made pursuant to an agreement executed between the member and the board as authorized by section 354.50 or any

other authorized payments made by the member to the fund. The annuity granted with respect to such period shall be determined by the following:

(a) The fixed amount of the accumulated deductions for such period including the interest credited thereon as earned up to July 1, 1957.

(b) Annuity purchase rates based on the mortality tables and interest assumption used by the board prior to July 1, 1957 *in the case of basic members and an annuity purchase rate based on an appropriate annuity table of mortality with an interest assumption as provided in section 354.07, subdivision 1, in the case of coordinated members.*

(2) For service rendered subsequent to July 1, 1957, the accumulated deductions for any member shall consist of the amounts actually credited to his account by reason of salary deductions. The annuity granted with respect to such period shall be determined by the following:

(a) accumulated deductions for such period;

(b) interest credited on these accumulated deductions from July 1, 1957, to the date of retirement;

(c) interest credited on accumulated deductions including prior credited interest provided in paragraph (1) from July 1, 1957, to the date of retirement;

(d) after the amount available for an annuity granted with respect to such person is determined in accordance with the provisions of this subdivision, an additional amount equal to 20 percent of the sum of clause (2) (a) plus interest credited to members account from July 1, 1957 to date of retirement is to be added. This added amount is not to be doubled as provided for other amounts determined in this subdivision;

(e) annuity purchase rate based on an appropriate annuity table of mortality with an interest assumption as provided in section 354.07, subdivision 1.

((3) EACH MEMBER WHO IS COVERED UNDER THIS SUBDIVISION WHO ELECTS A VARIABLE ANNUITY OPTION SHALL HAVE THE SUM OF ANY BENEFITS PROVIDED HEREIN AND THE BENEFITS PROVIDED IN SECTION 354.62, SUBDIVISION 5.)

Sec. 26. Minnesota Statutes 1971, Section 354.44, Subdivision 5, is amended to read:

Subd. 5. [RESUMPTION OF TEACHING.] A teacher who (HAS PURCHASED AN ANNUITY) *retired* under any pro-

vision of any retirement law applicable to schools and institutions covered by (SECTIONS 354.05 TO 354.14 AND 354.31 TO 354.55 AND ACTS AMENDATORY THEREOF) *the provisions of this chapter* and has thereafter resumed teaching in any school or institution to which such sections apply shall continue to receive payments in accordance with such annuity except that during any quarter in which his income from such teaching service exceeds the sum of \$800; the amount in excess of \$800 shall be deducted from the annuity payable for the quarter immediately following the quarter in which the excess amount was earned. After a member has reached the age of 72 he shall receive his annuity in full regardless of the amount of income.

Sec. 27. Minnesota Statutes, 1973 Supplement, Section 354.44, Subdivision 6, is amended to read:

Subd. 6. [COMPUTATION OF FORMULA PROGRAM RETIREMENT ANNUITY.] (1) The formula retirement annuity hereunder shall be computed in accordance with the applicable provisions of the formula stated in clause (2) hereof on the basis of each member's average salary for the period of his formula service credit. For the purposes of computing the formula benefits (IN SUBDIVISIONS 6 AND 7) *under the formula and variable program*, if a combination of these formulas is used, the formula percentages used will be those percentages in each formula as continued for the respective years of service from one formula to the next.

For all years of formula service credit "average salary" for the purpose of determining the member's retirement annuity means the average salary upon which contributions were made and upon which payments were made to increase the salary limitation provided in section 354.511 for the highest five (CONSECUTIVE YEARS WITHIN THE LAST TEN) *successive* years of formula service credit.

(2) The average salary as defined in clause (1), (OF ANY MEMBER) multiplied by (TWO PERCENT PER YEAR OF FORMULA SERVICE CREDIT FOR THE FIRST TEN YEARS AND 2.5 PERCENT FOR EACH SUBSEQUENT) *the following percentages per year of formula service credit shall determine the amount of the annuity to which the member qualifying therefor is entitled(.)*:

	Coordinated Member	Basic Member
<i>Each year of service during first ten</i>	1.0 percent per year	2.0 percent per year
<i>Each year of service thereafter</i>	1.5 percent per year	2.5 percent per year

(3) Where any member retires prior to age 65 under a formula annuity, he shall be paid a retirement annuity in an amount equal to the normal annuity provided in subdivisions 6 and 7, reduced by one half of one percent for each month that the member is under age 65 to and including age 60 and reduced by one fourth of one percent for each month under age 60 at the time of retirement except that for any member who has 30 or more years of allowable service credit, such reduction shall be applied only for each month such member is under age 62.

Sec. 28. Minnesota Statutes, 1973 Supplement, Section 354.44, Subdivision 7, is amended to read:

Subd. 7. [COMPUTATION OF FORMULA AND VARIABLE PROGRAM RETIREMENT ANNUITY.] The benefits provided in this subdivision are the sum of the benefits provided by the following:

(1) The benefits provided in subdivision 6(2) for formula service credit to the effective date of the election of this subdivision, and

(2) The benefits for service credit subsequent to the effective date of the (ELECTION OF THIS SUBDIVISION) *formula and variable program* shall be the average salary as defined in subdivision 6, clause (1) of any member multiplied by (ONE PERCENT PER YEAR OF FORMULA SERVICE CREDIT FOR THE FIRST TEN YEARS AND 1.25 PERCENT FOR EACH SUBSEQUENT) *the following percentages per year of formula service credit, (AND)*

	Coordinated Member	Basic Member
<i>Each year of service during first ten</i>	<i>.5 percent per year</i>	<i>1.0 percent per year</i>
<i>Each year of service thereafter</i>	<i>.75 percent per year</i>	<i>1.25 percent per year, and</i>

(3) the benefits provided in section 354.62, subdivision 5.

Sec. 29. Minnesota Statutes, 1973 Supplement, Section 354.46, Subdivision 1, is amended to read:

354.46 [PAYMENTS AFTER DEATH.] Subdivision 1. [BENEFITS FOR SPOUSE AND CHILDREN OF TEACHER.] Upon the death of a *basic* member before retirement or upon the death of a former *basic* member who was disabled and receiving disability benefits pursuant to section 354.48 at the time of his death, who has had at least 18 months of allowable service, his surviving dependent spouse and dependent children

under the age of 18 shall receive the monthly benefit provided below. (WHERE A MEMBER DIED ON OR AFTER JULY 1, 1955, LEAVING ANY DEPENDENT CHILD, SUCH DEPENDENT CHILD SHALL RECEIVE THE BENEFITS PROVIDED IN THIS SUBDIVISION COMMENCING FROM AND AFTER THE EFFECTIVE DATE OF EXTRA SESSION LAWS 1957, CHAPTER 16.)

- (a) Surviving dependent spouse 30 percent of the *basic* member's monthly average salary (IN EFFECT OVER THE LAST FULL SIX MONTHS OF ALLOWABLE SERVICE) *paid in the last full fiscal year preceding death*
- (b) Each dependent child ten percent of the *basic* member's monthly average salary (IN EFFECT OVER THE LAST FULL SIX MONTHS OF ALLOWABLE SERVICE) *paid in the last full fiscal year preceding death*

Payments for the benefit of any dependent child under the age of (18) 22 years shall be made to the surviving parent, or if there be none, to the legal guardian of such child. The maximum monthly benefit shall not exceed (\$400) \$450 for any one family, and the minimum benefit per family shall not be less than 30 percent of the *basic* member's average salary, subject to the foregoing maximum. The surviving dependent spouse benefit shall terminate upon (HIS OR HER) remarriage, and the dependent children's benefit shall be reduced pro tanto when any child is no longer dependent.

If the *basic* member and the surviving dependent spouse are killed in a common disaster and if the total of all survivors benefits paid under this subdivision is less than the accumulated deductions plus interest payable, the surviving children shall receive the difference in a lump sum payment.

Any survivor of a *basic* member whose average salary was less than \$75 per month shall not be entitled to the benefits provided in this subdivision. If the survivor benefits provided in this subdivision exceed in total the monthly average salary of the deceased *basic* member, these benefits shall be reduced to an amount equal to the deceased *basic* member's monthly average salary.

(EFFECTIVE JANUARY 1, 1973) *Prior to payment of any survivor benefit herein described, the surviving dependent spouse's benefit provided herein may be waived but the benefits of a dependent child can only be waived by order of the district court. In the event all survivor benefits are waived, the member's accumulated deductions with interest shall be paid in a lump sum to the surviving spouse as provided in section 354.47, subdivision 1.*

Sec. 30. Minnesota Statutes 1971, Section 354.46, Subdivision 2, is amended to read:

Subd. 2. [SURVIVING SPOUSE.] If an election as provided in this subdivision has been made, upon the death of a member before retirement, his surviving (DEPENDENT) spouse shall be paid a joint and survivor annuity as provided in section 354.45 and computed as in section 354.44, subdivision 2, or in subdivisions 6 or 7. The joint and survivor annuity provided herein shall be elected by the member after he has attained the age of at least 55 with not less than 20 years of allowable service, or who has received credit for not less than 30 years of allowable service regardless of age. Except as otherwise provided in section 354.55, subdivision 2, the surviving (DEPENDENT) spouse of a *basic member* shall receive the benefits provided in subdivision 1 or the annuity provided in subdivision 2 but not both. If any member has made an election pursuant to this subdivision and elects to be covered under section 354.62, the annuity based on his variable account accumulations shall be calculated in accordance with the provisions of section 354.62, subdivision 5.

Sec. 31. Minnesota Statutes 1971, Section 354.46, Subdivision 3, is amended to read:

Subd. 3. [PAYMENT AFTER DEATH OF RETIREE.] If a former member dies after his retirement, there shall be paid to his (SURVIVING SPOUSE OR DEPENDENT CHILDREN IF NO SPOUSE SURVIVES, OR TO THE) designated beneficiary (IF THERE BE NO SPOUSE OR SURVIVING CHILDREN,) an amount equal to the annuity payment computed to the date of death if no optional or reversionary annuity was designated by the member. (IF MORE THAN ONE DEPENDENT CHILD QUALIFIES, THIS AMOUNT SHALL BE DIVIDED EQUALLY AMONG THE DEPENDENT CHILDREN.) *If an optional or reversionary annuity has been designated by the member, a death benefit shall be paid in accordance with the provisions of such annuity as described in section 354.45.*

Sec. 32. Minnesota Statutes 1971, Section 354.47, Subdivision 1, is amended to read:

354.47 [REFUND AFTER DEATH.] Subdivision 1. [DEATH BEFORE RETIREMENT.] (1) If a member dies before retirement and is covered under the provisions of section 354.44, subdivision 2, and neither an optional annuity, nor reversionary annuity, nor the benefit described in section 354.46, subdivision 1 is payable to the survivors of a *basic member*, there shall be paid to his surviving dependent spouse or if there is no surviving dependent spouse to his designated beneficiary an amount equal to his accumulated deductions with interest credited to his account to the date of death.

(2) If a member dies before retirement and is covered under the provisions of section 354.44, subdivisions 6 and 7, and neither

an optional annuity nor reversionary annuity, *nor the benefit described in section 354.46, subdivision 1* is payable to the survivors of a basic member, there shall be paid to his surviving dependent spouse or if there is no surviving dependent spouse to his designated beneficiary an amount equal to his accumulated deductions credited to his account as of June 30, 1957 and from July 1, 1957 to the date of death his accumulated deductions plus interest at the rate of three and one half percent per annum compounded annually.

(3) The amounts payable in clauses (1) or (2) are in addition to the amount payable in section 354.62, subdivision 5, for the member's variable annuity account.

Sec. 33. Minnesota Statutes, 1973 Supplement, Section 354.48, Subdivision 3, is amended to read:

Subd. 3. [COMPUTATION OF BENEFITS.] (1) The amount of the disability benefit granted to members covered under section 354.44, subdivision 2, clause (1) and (2) or clause (3) is an amount equal to double the annuity which could be purchased by the member's accumulated deductions plus interest thereon computed as though the teacher were age 65 at the time the benefit begins to accrue and in accordance with the law in effect when the disability application is received. *Any member who applies for a disability benefit after June 30, 1974 and who failed to make an election pursuant to Minnesota Statutes 1971, Section 354.145, shall have his disability benefit computed under section 354.44, subdivision 2 or subdivision 6, whichever is larger.*

The benefit granted shall be determined by the following:

- (a) The amount of the accumulated deductions;
- (b) Interest actually earned on these accumulated deductions to the date the benefit begins to accrue;
- (c) Interest for the years from the date the benefit begins to accrue to the date such member attains age 65 at the rate which is the average rate credited for the five years prior to the date the benefit begins to accrue;
- (d) Annuity purchase rates based on an appropriate annuity table of mortality with interest assumption as provided in section 354.07, subdivision 1.

In addition a supplementary monthly benefit shall be paid to *basic members only* in accordance with the following table:

Age When Benefit Begins to Accrue	Supplementary Benefit
Under Age 56	\$50
56	45
57	40
58	35
59	30
60	25
61	20
62	15
63	10
64	5

(2) The disability benefit granted to *basic* members covered under section 354.44, subdivision 6 or 7 shall be computed in the same manner as the annuity provided in subdivision 6 of the same section. *The disability benefit granted to coordinated members covered under section 354.44, subdivision 6 or 7 shall be computed in the same manner as the annuity provided in subdivision 6 or 7 of that section, whichever is applicable.* The disability benefit shall be the formula annuity without the reduction for each month the member is under age 65 at the time the benefit begins to accrue.

(3) The optional annuity benefit provided in section (354.34 AND SECTION) 354.45 does not apply to this section.

(4) For the purposes of computing a retirement annuity when the member becomes eligible, the amounts paid for disability benefits shall not be deducted from the individual member's accumulated deductions. If the disability benefits provided in this subdivision exceed the monthly average salary of the disabled member, the disability benefits shall be reduced to an amount equal to the disabled member's average salary. (ANY MEMBER WHO BEGAN TO RECEIVE DISABILITY BENEFITS BETWEEN JULY 1, 1957, AND JUNE 30, 1959, SHALL RECEIVE THE SUPPLEMENTARY MONTHLY BENEFIT PROVIDED IN ACCORDANCE WITH THE FOREGOING TABLE AND SUCH SUPPLEMENTARY MONTHLY BENEFIT SHALL BEGIN TO ACCRUE AFTER JUNE 30, 1959, AND SHALL CONTINUE AS LONG AS DISABILITY BENEFITS ARE PAID TO SUCH MEMBER.)

Sec. 34. Minnesota Statutes 1971, Section 354.48, Subdivision 4, is amended to read:

Subd. 4. [DETERMINATION BY THE BOARD.] The board shall have the member examined by at least two licensed physicians selected by the board. These physicians shall make written reports to the board concerning the member's disability including medical opinions as to whether or not the member is permanently and totally disabled within the meaning of (MINNESOTA STATUTES 1957,) section (135.01) 354.05, subdivision 14 (, AND ACTS AMENDATORY THEREOF). The board shall also obtain written certification from the last employer stating whether or not the member was separated from service because of a disability which would reasonably prevent further service to the employer and as a consequence the member is not entitled to compensation from the employer. If upon the consideration of the reports of the physicians and such other evidence presented by the member or others interested therein, the board finds the member totally and permanently disabled, it shall grant him a disability benefit. The fact that an employee is placed on leave of absence without compensation because of disability shall not bar him from receiving a disability benefit.

Sec. 35. Minnesota Statutes 1971, Section 354.48, Subdivision 10, is amended to read:

Subd. 10. [RETIREMENT STATUS AT AGE 65.] No person shall be entitled to receive *both* disability benefits and a (PUBLIC) retirement annuity (AT THE SAME TIME) *provided by this chapter*. The disability benefit paid to a person hereunder shall terminate when he reaches age 65 if he is still totally and permanently disabled. At that time he shall be deemed to be on retirement status and he may at his option be paid either a straight life retirement annuity as provided in section 354.44 or a straight life retirement annuity equal to the disability benefit paid to him before he reached age 65, whichever amount is greater. (IF HIS DISABILITY BENEFIT WAS COMPUTED PURSUANT TO SECTION 354.37, AT AGE 65 HE MAY AT HIS OPTION BE PAID EITHER A STRAIGHT LIFE RETIREMENT ANNUITY AS PROVIDED IN SECTION 354.33 OR A STRAIGHT LIFE RETIREMENT ANNUITY EQUAL TO THE DISABILITY BENEFIT PAID TO HIM BEFORE HE REACHED AGE 65, WHICHEVER IS GREATER.) He may instead of taking the straight life annuity provided herein, however, select an optional retirement annuity as provided in section (354.34 OR) 354.45 (, WHICHEVER IS APPLICABLE).

Sec. 36. Minnesota Statutes 1971, Section 354.49, Subdivision 1, is amended to read:

354.49 [REFUND.] Subdivision 1. Any person who ceases to render teaching service in any school or institution to

which (SECTIONS 354.04 TO 354.14 AND 354.31 TO 354.55) *the provisions of this chapter* apply shall be entitled to a (REFUNDMENT) *refund* provided in subdivision 2, or a deferred retirement annuity. Application for (REFUNDMENT) *refund* may be made no sooner than 30 days after termination of teaching service if the applicant has not again become a teacher. This payment will be made within 90 days after receipt of application for (REFUNDMENT) *refund* or upon completion of processing the report made pursuant to section 354.52, subdivisions 1 and 2 whichever is later.

Sec. 37. Minnesota Statutes 1971, Section 354.49, Subdivision 3, is amended to read:

Subd. 3. Any person who has attained the age of at least 65 with less than ten years of credited allowable service shall receive a (REFUNDMENT) *refund* in an amount equal to his accumulated deductions plus interest except those covered under the provisions of section (354.33, SUBDIVISIONS 7 OR 8, OR SECTION) 354.44, subdivisions 6 or 7 in which case the refund shall be an amount equal to his accumulated deductions credited to his account as of June 30, 1957 and after July 1, 1957 his accumulated deductions plus interest at the rate of three and one half percent compounded annually.

Sec. 38. Minnesota Statutes, 1973 Supplement, Section 354.49, Subdivision 5, is amended to read:

Subd. 5. If a person ceases to render teaching service in any school or institution to which (SECTIONS 354.05 TO 354.145 AND 354.31 TO 354.55) *the provisions of this chapter* apply and does not make application for (REFUNDMENT) *refund* within five years after June 30th of the fiscal year in which the last deduction was taken from his salary for the retirement fund and if his accumulated deductions are \$50 or less, such deductions and interest shall be credited to and become a part of the retirement fund. In the event such person returns to render teaching service in any school or institution to which (SECTIONS 354.05 TO 354.145 AND 354.31 TO 354.55) *the provisions of this chapter* apply and the deductions previously credited to the retirement fund are \$5 or more, such deductions and interest to date of restoration shall be restored to his individual account. If the deductions previously credited to the retirement fund are \$5 or more and such person applies for (A REFUNDMENT) *an annuity* pursuant to section 354.55, subdivision 3, such deductions credited to the retirement fund shall be restored to such person's individual account.

Sec. 39. Minnesota Statutes 1971, Section 354.50, Subdivision 1, is amended to read:

354.50 [TERMINATION OF SERVICE CREDITS.] Subdivision 1. When any member accepts a (REFUNDMENT)

refund provided in section 354.49, all existing service credits to which the member was entitled prior to the acceptance of such (REFUNDMENT) *refund* shall terminate and shall not again be restored until the former member acquires not less than (THREE) *two* years allowable service credit subsequent to taking his last (REFUNDMENT) *refund*. In that event he may repay such (REFUNDMENT) *refund*. If more than one (REFUNDMENT) *refund* has been taken, all (REFUNDMENTS) *refunds* must be repaid (EXCEPT THAT IN THE CASE OF A MEMBER WHO IS COVERED UNDER SECTION 354.33 BECAUSE OF PREVIOUSLY ACCEPTING A REFUNDMENT, SUCH MEMBER SHALL REPAY AN AMOUNT EQUAL TO THE CONTRIBUTION PROVIDED UNDER SECTION 354.32, SUBDIVISION 1 OF THE LAW IN EFFECT ON JUNE 30, 1969 FOR ANY SERVICE RENDERED PRIOR TO JUNE 30, 1969, AND ACCORDING TO SECTION 354.32, SUBDIVISION 1 FOR ANY SERVICE AFTER JULY 1, 1969).

Sec. 40. Minnesota Statutes 1971, Section 354.50, Subdivision 2, is amended to read:

Subd. 2. If a member desires to repay his (REFUNDMENTS) *refunds*, payment shall include (FOUR) *six* percent interest from date of withdrawal to the date payment is made and be credited to the fund.

Sec. 41. Minnesota Statutes, 1973 Supplement, Section 354.50, Subdivision 4, is amended to read:

Subd. 4. (NOTWITHSTANDING THE THREE YEAR SERVICE REQUIREMENT PROVIDED IN SUBDIVISION 1,) Any person who has received a (REFUNDMENT) *refund* from the teachers retirement association and who is a member of any public retirement fund referred to in section 354.60 may repay such (REFUNDMENT) *refund* with interest to the teachers retirement association. Repayment of the (REFUNDMENTS) *refunds* under the provisions of this subdivision will be in accordance with all the provisions of this section (EXCEPT FOR THE THREE YEAR SERVICE REQUIREMENT PROVIDED IN SUBDIVISION 1).

Sec. 42. Minnesota Statutes 1971, Section 354.51, Subdivision 1, is amended to read:

354.51 [PAYMENTS TO RECEIVE CREDIT FOR PRIOR SERVICE.] Subdivision 1. After July 1, 1961, no member shall be entitled to make payments in lieu of salary deductions to the retirement board to receive credit for any period of service prior to that date for which employee contributions were not deducted from his salary, except as provided in (SECTION) *sections* 354.09, subdivision 4, (354.38,) 354.50 (,) or 354.53.

Sec. 43. Minnesota Statutes 1971, Section 354.52, Subdivision 2, is amended to read:

Subd. 2. Each (COUNTY SUPERINTENDENT OR COUNTY ADMINISTRATOR,) board of education or managing body shall, on or before August 1, each year, report to the teachers retirement board giving an itemized summary of the total amount withheld from the salaries of teachers for regular teacher's retirement deductions and for variable annuity deductions, and such other information as the teacher's retirement board may require. *If such itemized summary is received after August 1 in any year, there shall be a penalty not to exceed \$25 for each month or portion thereof which the summary is delinquent, as determined by the board.*

Sec. 44. Minnesota Statutes 1971, Section 354.52, Subdivision 4, is amended to read:

Subd. 4. At least once a month, the treasurer of each employing school district and other managing bodies of schools and institutions to which (SECTIONS 354.05 TO 354.14 AND 354.31 TO 354.61 AND ACTS AMENDATORY THEREOF) *the provisions of this chapter* apply shall transmit all amounts due and furnish a signed statement indicating the amount due and transmitted, which signing of such statement shall have the force and effect of an oath as to the correctness of the amount due and transmitted, and shall transmit a statement of such other information as the board shall require. Any amount thus due and not transmitted, shall accrue interest at the rate of six percent compounded annually commencing 30 days after the date first due until transmitted and shall be paid by the employing school district or other managing institution. The state treasurer shall credit all money received or withheld pursuant to the provisions of (SECTIONS 354.05 TO 354.14 AND 354.31 TO 354.61 AND ACTS AMENDATORY THEREOF) *this chapter* to the fund and the reports and date received by him from each reporting agency shall be available for the board. Any person wilfully failing to perform any of the duties imposed upon him by this section shall be guilty of a misdemeanor.

Sec. 45. Minnesota Statutes 1971, Section 354.52, Subdivision 5, is amended to read:

Subd. 5. The state treasurer, the several county treasurers, and the treasurers of the various school districts and institutions to which (SECTIONS 354.05 TO 354.14 AND 354.31 TO 354.61 AND ACTS AMENDATORY THEREOF) *the provisions of this chapter* apply shall be officially liable for the receipt, handling, and disbursement of all moneys coming into their hands belonging to the fund and the sureties on the official bonds of each of these treasurers shall be liable for such moneys the same as for all other moneys belonging to the school funds of this state.

Sec. 46. Minnesota Statutes, 1973 Supplement, Section 354.53, Subdivision 1, is amended to read:

354.53 [MILITARY SERVICE CREDIT.] Subdivision 1. Any employee given a leave of absence to enter military service and who returns to teaching service upon discharge from military service as provided in section 192.262, shall obtain credit for his period of military service but he shall not receive credit for any voluntary extension of military service at the instance of the member beyond the initial period of enlistment, induct or call to active duty. Such member shall obtain such credit by paying into the fund an employee contribution based upon his salary at the date of return from military service. For service rendered prior to July 1, (1969) 1957, the amount of his contribution shall be an amount equal to six percent of his salary (MULTIPLIED BY THE NUMBER OF YEARS OF SUCH MILITARY SERVICE, TOGETHER WITH INTEREST THEREON AT THE RATE OF FOUR PERCENT PER ANNUM FROM THE TIME SUCH MILITARY SERVICE WAS RENDERED TO THE FIRST DATE OF PAYMENT. THE PAYMENTS HEREUNDER SHALL); not to exceed \$175 per year for any service rendered prior to July 1, 1953, \$216 per year for service rendered during the period July 1, 1953 through June 30, 1955, \$288 per year for service rendered during the period July 1, 1955 through June 30, 1957(, AND \$432 PER YEAR FOR SERVICE RENDERED DURING THE PERIOD JULY 1, 1957 THROUGH JUNE 30, 1967). For service rendered subsequent to July 1, (1969) 1957 the amount of this contribution shall be (AN AMOUNT EQUAL TO SEVEN PERCENT OF HIS SALARY MULTIPLIED BY THE NUMBER OF YEARS OF SUCH MILITARY SERVICE, TOGETHER WITH INTEREST THEREON AT THE RATE OF FOUR PERCENT PER ANNUM FROM THE TIME SUCH MILITARY SERVICE WAS RENDERED TO THE FIRST DATE OF PAYMENT.) as follows:

<i>Period</i>	<i>Basic Member</i>	<i>Coordinated Member</i>
<i>July 1, 1957</i>	<i>6 percent</i>	<i>3 percent</i>
<i>thru</i>	<i>not to exceed</i>	<i>not to exceed</i>
<i>June 30, 1967</i>	<i>\$432</i>	<i>\$216</i>
<i>July 1, 1967</i>		
<i>thru</i>	<i>6 percent</i>	<i>3 percent</i>
<i>June 30, 1969</i>		
<i>July 1, 1969</i>		
<i>thru</i>	<i>7 percent</i>	<i>3 1/2 percent</i>
<i>June 30, 1973</i>		
<i>July 1, 1973</i>		
<i>and</i>	<i>8 percent</i>	<i>4 percent</i>
<i>thereafter</i>		

The contributions specified in this subdivision shall be multiplied by the number of years of such military service together with interest thereon at the rate of six percent per annum from the time such military service was rendered to the first date of payment. In such cases the employer contribution and additional contribution provided in section 354.42 shall be paid by the state in the manner provided in section 354.43. Payment for military service which is part of any agreement signed by a member in accordance with section 354.51, subdivision 2, is not subject to the provisions of this section.

Sec. 47. Minnesota Statutes, 1973 Supplement, Section 354.55, Subdivision 3, is amended to read:

Subd. 3. Any person who ceased teaching service prior to July 1, 1957, who left his accumulated deductions in the fund for the purpose of receiving when eligible, a retirement annuity in accordance with the law in effect at the date such service terminated, shall have his annuity computed in accordance with the law in effect at the date he ceased teaching service, *except that if such person has ten or more years of allowable service credit, his retirement annuity shall be determined under the law in effect on June 30, 1969.*

Sec. 48. Minnesota Statutes 1971, Section 354.55, Subdivision 11, is amended to read:

Subd. 11. Any person covered under (SECTION 354.33, SUBDIVISIONS 7 AND 8, AND) section 354.44, subdivisions 6 and 7, who ceases or has ceased to render teaching service may leave his accumulated deductions in the fund for the purpose of receiving a deferred annuity at retirement. Eligibility for such an annuity shall be determined by the provisions of section 354.44, subdivision 1, or section 354.60.

The amount of the deferred retirement annuity shall be determined by section (354.33, SUBDIVISIONS 7 AND 8, AND SECTION) 354.44, subdivisions 6 and 7, and augmented as provided herein. The required reserves related to that portion of the annuity which had accrued at the time the member ceased to render teaching service shall be augmented by interest compounded annually from the first day of the month following the month during which the member ceased to render teaching service to the effective date of retirement. The rates of interest used for this purpose shall be (THE INTEREST ASSUMPTIONS WHICH WERE IN EFFECT DURING THE PERIOD FOR WHICH INTEREST IS COMPOUNDED) *five percent commencing July 1, 1971.* If a person has more than one period of uninterrupted service, the required reserves related to each period shall be augmented by interest pursuant to this subdivision. The sum of the augmented required reserves so determined shall be the basis for purchasing the deferred annuity. If a person does not render teaching service in any one or more consecutive fiscal years and

then resumes teaching service, the formula percentages used from date of resumption will be those applicable to new members. The mortality table and interest assumption contained therein used to compute such annuity will be determined by the law in effect at the time of the member's retirement. A period of uninterrupted service for the purposes of Laws 1971, Chapter 87 shall mean a period of covered teaching service during which the member has not been separated from such service for more than one fiscal year.

The provisions of (LAWS 1971, CHAPTER 87) *this subdivision* shall not apply to variable account accumulations as defined in section 354.05, subdivision 23.

In no case shall the annuity payable herein be less than the amount of annuity payable pursuant to (SECTION 354.33, SUBDIVISIONS 7 AND 8, CLAUSES (1) AND (2), AND) section 354.44, subdivisions 6 and 7 (, CLAUSES (1) AND (2)).

Sec. 49. Minnesota Statutes, 1973 Supplement, Section 354.55, Subdivision 12, is amended to read:

Subd. 12. When any member retires under the law in effect (ON JUNE 30, 1969) *prior to July 1, 1973* that portion of his annuity based on accumulations after June 30, 1957 under the provisions of *Minnesota Statutes 1971*, Section 354.44, Subdivision 2 and all accumulations under the provisions of *Minnesota Statutes 1971*, Section 354.33, Subdivision 1 shall be calculated using the same mortality table and interest assumption used to transfer the required reserves to the Minnesota adjustable fixed benefit fund. (THIS PROVISION SHALL APPLY TO ALL THOSE TEACHERS RETIRING AFTER JUNE 30, 1969.)

Sec. 50. Minnesota Statutes, 1973 Supplement, Section 354.55, Subdivision 13, is amended to read:

Subd. 13. (EXCEPT AS PROVIDED IN SECTION 354.145,) Any person who ceased teaching service prior to July 1, 1968, who has ten years or more of allowable service and left his accumulated deductions in the fund for the purpose of receiving when eligible a retirement annuity, shall have his annuity computed in accordance with the law in effect on June 30, 1969, except that the portion of his annuity based on accumulations after June 30, 1957, under the provisions of *Minnesota Statutes 1967*, Section 354.44, Subdivision 2, and all accumulations under the provisions of *Minnesota Statutes 1967*, Section 354.33, Subdivision 1, shall be calculated using the same mortality table and interest assumption used to transfer the required reserves to the Minnesota adjustable fixed benefit fund.

Sec. 51. Minnesota Statutes, 1973 Supplement, Section 354.55, Subdivision 16, is amended to read:

Subd. 16. Any member who ceased to render teaching service during the 1972-73 fiscal year whose application for retirement becomes effective after June 30, 1973, shall be eligible to receive the new retirement benefits provided in (SECTIONS 354.33, SUBDIVISIONS 1, 7 AND 8;) *section 354.44*, subdivisions 2, 6 and 7.

Sec. 52. Minnesota Statutes, 1973 Supplement, Section 354.55, Subdivision 17, is amended to read:

Subd. 17. ((1) TEACHERS WHO RETIRE AFTER JUNE 30, 1973 AND WHO FAILED TO MAKE AN ELECTION PURSUANT TO SECTION 354.145, SUBDIVISION 1, CLAUSE (1) SHALL HAVE THEIR ANNUITY AT RETIREMENT COMPUTED UNDER SECTION 354.33, SUBDIVISION 1 OR SUBDIVISION 7, WHICHEVER IS LARGER.)

((2)) Teachers who retire after June 30, 1973 and who failed to make an election pursuant to *Minnesota Statutes 1971*, Section 354.145, *Subdivision 1, Clause (1) and Subdivision 2, Clause (1)* shall have their annuity at retirement computed under *section 354.44*, subdivision 2 or subdivision 6, whichever is larger.

Sec. 53. Minnesota Statutes 1971, Section 354.55, is amended by adding a subdivision to read:

Subd. 18. Any member who has not retired and who made payments to the fund pursuant to Minnesota Statutes 1965, Section 354.511 shall be entitled upon request to receive a refund of such amounts.

Sec. 54. Minnesota Statutes 1971, Chapter 354, is amended by adding a section to read:

[354.092] [SABBATICAL LEAVE.] *If a member is granted a Sabbatical leave, he may receive allowable service credit not exceeding three years in any ten consecutive years toward a retirement annuity by paying into the fund employee contributions during the period of leave. The employee contribution shall be based upon the appropriate rate of contributions and the salary received during the year immediately preceding the leave. This payment must be made within one year following termination of leave of absence, and shall be without interest. A member shall not accrue more than three years allowable service by reason of this section unless the allowable service credit was paid for by the member prior to July 1, 1962. A Sabbatical leave for the purpose of this section must be compensated by a minimum of one third of the salary the member received during the prior fiscal year. If the employee contributions during the period of the leave are less than the contributions based on the salary received during the year immediately preceding the leave, his*

formula service credit shall be prorated according to section 354.05, subdivision 25, clause (4).

Sec. 55. Minnesota Statutes 1971, Section 354.58, is amended to read:

354.58 [SUPPLEMENTAL RETIREMENT ANNUITY.] A supplemental retirement annuity shall be paid only to a member who retires pursuant to sections 354.33, subdivision 1, or 354.44, subdivision 2, and the options related thereto as established in sections 354.34, 354.35, and 354.45. In establishing this supplemental retirement annuity the board shall ascertain the member's accumulated deduction including interest for the period of allowable service prior to July 1, 1957, and the member shall receive a retirement credit of 100 percent of this amount. The retirement credit so established shall be the basis for purchasing a supplemental retirement annuity using the 1937 standard annuity table of mortality set back two years with interest at the rate of three and one half percent and calculated separately as to sex. This supplemental retirement annuity shall be doubled. (EACH ANNUITANT WHO COMMENCED DRAWING HIS ANNUITY BETWEEN JULY 1, 1967 AND JUNE 30, 1969, OR THE BENEFICIARY OR BENEFICIARIES OF SUCH MEMBERS WHO WERE RECEIVING ANNUITY PAYMENTS ON JULY 1, 1969 UNDER MINNESOTA STATUTES 1967, SECTIONS 354.33 AND 354.34, OR 354.44 AND 354.45, SHALL HAVE HIS ANNUITY RECOMPUTED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 354.58 AND ANY ADDITIONAL ANNUITY SHALL BEGIN TO ACCRUE JULY 1, 1969.)

Sec. 56. Minnesota Statutes, 1973 Supplement, Section 354.62, Subdivision 2, is amended to read:

Subd. 2. [INDIVIDUAL ELECTION.] Each member of the teachers retirement association may elect to participate in the variable annuity division by filing a written notice with the board of trustees on forms provided by the board.

(1) Employee variable annuity contributions to the variable annuity division shall be (:)

((A) PURSUANT TO THE OPTIONS AVAILABLE IN SECTION 354.33, SUBDIVISION 1, CLAUSE (2), AND SECTION 354.33, SUBDIVISION 8, THE EMPLOYEE VARIABLE ANNUITY CONTRIBUTION SHALL BE AN AMOUNT EQUAL TO TWO PERCENT OF THE SALARY OF EVERY MEMBER.)

((B)) pursuant to the (OPTIONS) option available in (SECTION 354.44, SUBDIVISION 2, CLAUSE (3), AND) section 354.44, subdivision 7, the employee variable annuity contributions shall be an amount equal to *two percent of the salary of*

every coordinated member and four percent of the salary of every basic member.

((C) PURSUANT TO THE OPTION AVAILABLE IN SECTION 354.33, SUBDIVISION 9, THE EMPLOYEE VARIABLE ANNUITY CONTRIBUTION SHALL BE AN AMOUNT EQUAL TO FOUR PERCENT OF THE SALARY OF EVERY MEMBER.)

(2) Employer variable annuity contributions shall be an amount equal to the employee variable annuity contributions provided in clause (1). The deficiency in equal employer variable annuity contributions which shall exist prior to July 1, 1975 shall be recovered from the additional employer contributions made prior to July 1, 1975 pursuant to (SECTIONS 354.32, SUBDIVISION 3 AND) *section* 354.42, subdivision 5.

((3) SAID ELECTION SHALL BE MADE IN ACCORDANCE WITH SECTION 354.145, SUBDIVISIONS 1 AND 2. SAID ELECTION ONCE MADE IS IRREVOCABLE.)

((4)) (3) There shall be provided for members participating in the variable annuity division a separate account for each member which will show his variable account accumulations as defined in section 354.05, subdivision 23. The board shall establish such other accounts in the variable annuity division as it deems necessary for the operation of this provision.

(4) *After June 30, 1974 there shall be no new participants in this program.*

Sec. 57. Minnesota Statutes, 1973 Supplement, Section 354.62, Subdivision 5, is amended to read:

Subd. 5. [VARIABLE RETIREMENT ANNUITY.] (1) At retirement the amount of the member's variable account accumulation in the employee variable annuity contribution account, based on the valuation at the previous fiscal year end plus any contributions made by such person since such date, and an equal amount from the employer variable annuity contribution account shall be transferred to the variable annuity reserve account, and the variable retirement annuity for the member shall be determined by the member's age, and sex, and the amount transferred for the member to the variable annuity reserve account at the date of retirement. The amount of the annuity shall be calculated on the basis of an appropriate annuity table of mortality with an interest assumption as provided in section 354.07, subdivision 1.

(2) Whenever the admitted value of the annuity reserve account of the variable annuity division, as of June 30 of any year, exceeds or is less than the then present value of all variable annuities in force, determined in accordance with the rate of

interest and approved actuarial tables then in effect, by at least two percent of said present value, the amount of each variable annuity payment shall be proportionately increased or decreased for the following year.

(3) The death benefit payable in the event of a member's death prior to retirement will be the lump sum refund of a member's variable account accumulation, based on the valuation at the previous fiscal year end plus any contributions made by such person since such date, to the surviving dependent spouse, or if there is no surviving dependent spouse to his designated beneficiary. Except that if a member has made an election in accordance with section (354.36 OR) 354.46, then his surviving dependent spouse will receive a joint and survivor annuity as described in (SECTIONS 354.34 AND) *section* 354.44 and computed as provided in clause (1). An amount equal to the lump sum refund made in this clause shall be transferred from the employer contribution account to the variable annuity turnover account.

(4) Except as provided in (SECTIONS 354.33, SUBDIVISION 1, CLAUSE (2); 354.33, SUBDIVISIONS 8 AND 9; 354.44, SUBDIVISION 2, CLAUSE (3); AND) *section* 354.44, subdivision 7, any person who ceases to be a member by reason of termination of teaching service, shall be entitled to a lump sum refundment of his variable account accumulations, based on the valuation at the previous fiscal year and plus any contributions made by such person since such date. Application for a refundment may be made no sooner than 30 days after termination of teaching service if the applicant has not again become a teacher. Repayment of a refundment upon resumption of teaching is not permitted under this section. An amount equal to the refundment to the member shall be transferred from the employer contribution account to the variable annuity turnover account.

(5) If a member is determined to be totally and permanently disabled as provided in (MINNESOTA STATUTES 1967,) sections 354.05, subdivision 14; (354.37;) and 354.48, he shall be entitled to the annuity provided in this subdivision.

(6) Those members eligible for retirement as provided in (MINNESOTA STATUTES 1967,) Section 354.44, Subdivision 1 will upon application for the annuity provided therein be entitled to the annuity provided in this subdivision. The annuity elected in accordance with (MINNESOTA STATUTES 1967,) sections (354.33, 354.34,) 354.44, and 354.45 shall be the annuity applicable to this subdivision.

(7) Notwithstanding section 356.18, increases in annuity payments pursuant to this section will be made automatically unless written notice is filed by the annuitant with the teachers retirement association board requesting that the increase shall not be made.

(8) At retirement, a member may elect to have the amount of his variable annuity accumulation in the employee variable annuity contribution account and an equal amount from the employer variable annuity contribution account transferred to the Minnesota adjustable fixed benefit fund as provided in section 354.63, subdivision 2, clause (2). This election may also be made by a surviving dependent spouse who receives an annuity under clause (3) of this subdivision. Such election shall be made on a form provided by the board of trustees.

Sec. 58. Minnesota Statutes, 1973 Supplement, Section 354.63, Subdivision 2, is amended to read:

Subd. 2. [VALUATION OF ASSETS; ADJUSTMENT OF BENEFITS.] ((1) AS OF JUNE 30, 1969, THE PRESENT VALUE OF ALL ANNUITIES IN FORCE AS OF JUNE 30, 1969 AND AS AMENDED IN ACCORDANCE WITH LAWS 1969, CHAPTER 485, EXCEPT FOR THE ANNUITIES OF THOSE PERSONS WHO RETIRED PURSUANT TO LAWS 1915, CHAPTER 199, AS AMENDED, SHALL BE DETERMINED IN ACCORDANCE WITH THE 1937 STANDARD ANNUITY TABLE OF MORTALITY SET BACK TWO YEARS AND CALCULATED SEPARATELY AS TO SEX, WITH AN INTEREST ASSUMPTION OF THREE AND ONE HALF PERCENT, AND ASSETS REPRESENTING THE REQUIRED RESERVES FOR THESE ANNUITIES SHALL BE TRANSFERRED TO THE MINNESOTA ADJUSTABLE FIXED BENEFIT FUND, DURING A PERIOD OF ONE YEAR IN ACCORDANCE WITH PROCEDURES SPECIFIED IN SECTION 11.25.)

((2)) (1) Effective July 1, 1973 for those members retiring pursuant to (SECTIONS 354.05 TO 354.14 AND 354.31 TO 354.61 AND ACTS AMENDATORY THEREOF) *this chapter*, the required reserves as determined in accordance with these sections shall be transferred to the Minnesota adjustable fixed benefit fund as of the date of retirement. An appropriate annuity table of mortality with an interest assumption as provided in section 354.07, subdivision 1, will be used to determine the amount to be transferred.

((3)) (2) Annuity payments shall be adjusted in accordance with the provisions of section 11.25, subdivisions 12 and 13.

((4)) (3) Notwithstanding section 356.18, increases in annuity payments pursuant to this section will be made automatically unless written notice is filed by the annuitant with the teachers retirement association board requesting that the increase shall not be made.

Sec. 59. Minnesota Statutes 1971, Sections 354.05, Subdivision 18; 354.08; 354.09, Subdivision 2; 354.11; 354.12; 354.13;

354.14; 354.145, Subdivisions 3 and 4; 354.33, Subdivisions 2, 3, 4, and 9; 354.34, Subdivision 1; 354.36; 354.37; 354.41, Subdivision 1; 354.42, Subdivisions 1 and 6; 354.46, Subdivision 4; 354.47, Subdivision 3; 354.50, Subdivision 3; 354.51, Subdivisions 2 and 3; 354.511; 354.52, Subdivision 1; 354.54; 354.55, Subdivisions 1, 4, 7, and 9; and 354.581; and Minnesota Statutes, 1973 Supplement, Sections 354.09, Subdivision 3; 354.145, Subdivisions 1 and 2; 354.31; 354.32; 354.33, Subdivisions 1, 7, and 8; 354.34, Subdivision 2; 354.38; and 354.55, Subdivision 8; are repealed.

Sec. 60. This act is effective July 1, 1974, except for section 53 which shall be effective the day following final enactment.”.

Further, strike the title in its entirety and insert in lieu thereof:

“A bill for an act relating to retirement; revising the law governing the teachers retirement association and fund; amending Minnesota Statutes 1971, Sections 354.045; 354.05, Subdivisions 2, 8, 14, 15, 21, and 29, and by adding subdivisions; 354.06, Subdivisions 1 and 3; 354.09, Subdivision 4; 354.10; 354.201; 354.33, Subdivision 6; 354.35; 354.43, Subdivisions 1 and 2; 354.44, Subdivisions 1 and 5; 354.46, Subdivisions 2 and 3; 354.47, Subdivision 1; 354.48, Subdivisions 4 and 10; 354.49, Subdivisions 1 and 3; 354.50, Subdivisions 1 and 2; 354.51, Subdivision 1; 354.52, Subdivisions 2, 4 and 5; 354.55, Subdivision 11, and by adding a subdivision; and 354.58; and Chapter 354, by adding sections; and Minnesota Statutes, 1973 Supplement, Sections 354.07, Subdivision 5; 354.39; 354.42, Subdivisions 2 and 3; 354.44, Subdivisions 2, 6 and 7; 354.46, Subdivision 1; 354.48, Subdivision 3; 354.49, Subdivision 5; 354.50, Subdivision 4; 354.53, Subdivision 1; 354.55, Subdivisions 3, 12, 13, 16, and 17; 354.62, Subdivisions 2 and 5; and 354.63, Subdivision 2; repealing Minnesota Statutes 1971, Sections 354.05, Subdivision 18; 354.08; 354.09, Subdivision 2; 354.11; 354.12; 354.13; 354.14; 354.145, Subdivisions 3 and 4; 354.33, Subdivisions 2, 3, 4, and 9; 354.34, Subdivision 1; 354.36; 354.37; 354.41, Subdivision 1; 354.42, Subdivisions 1 and 6; 354.46, Subdivision 4; 354.47, Subdivision 3; 354.50, Subdivision 3; 354.51, Subdivisions 2 and 3; 354.511; 354.52, Subdivision 1; 354.54; 354.55, Subdivisions 1, 4, 7, and 9; and 354.581; and Minnesota Statutes, 1973 Supplement, Sections 354.09, Subdivision 3; 354.145, Subdivisions 1 and 2; 354.31; 354.32; 354.33, Subdivisions 1, 7, and 8; 354.34, Subdivision 2; 354.38; and 354.55, Subdivision 8.”.

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. 3313, A bill for an act regarding concession facilities at the Minnesota zoological garden; amending Minnesota Statutes 1971, Section 85A.03, Subdivision 4.

Reported the same back with the following amendments:

Page 1, line 14, after "concessions" insert "*relative to food and transit*".

Page 1, after line 18, add a section:

"Sec. 2. This act shall take effect upon 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. 3314, A bill for an act relating to the organization of the Minnesota zoological garden with reference to its officers, agents and employees; amending Minnesota Statutes 1971, Section 85A.03, Subdivision 2.

Reported the same back with the following amendments:

Page 1, after line 19, add a section:

"Sec. 2. This act shall take effect upon 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:

S. F. No. 2860, A bill for an act relating to state lands; directing conveyance of certain state lands in Isanti county to Cambridge memorial hospital.

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. 2543, A bill for an act relating to the district court; second judicial district in Ramsey county and fourth judicial district in Hennepin county; amending Minnesota Statutes 1971, Sections 140.19; 140.20; 140.21; 140.23; 140.24; 140.25; 260.305; 485.01; 508.12; 508.74; 611.26, Subdivision 1; Laws 1923, Chapter 289, Sections 1, 2, 3, 4, 6, 11, and 13, as amended; Laws 1923, Chapter 77, Section 10, as amended; Laws 1951, Chapter 653, Section 1; Laws 1965, Chapter 469, Section 8; Laws 1965, Chapter 709, Section 1; Laws 1969, Chapter 838, Sections 1, 2, and 3; Laws 1969, Chapter 839, Section 1; and repealing Minnesota Statutes 1971, Section 485.015; Laws 1923, Chapter 77, Sections 1 to 9; and Laws 1925, Chapter 52.

Reported the same back with the following amendments:

Page 4, strike lines 15 to 28.

Page 5, strike lines 1 to 5.

Page 5, line 6, delete "1971" and insert in lieu thereof ", 1973 Supplement".

Page 5, line 11, after the first "the" delete "county" and insert in lieu thereof "state".

Page 9, line 4, before the first "(SUCH)" insert "*Ramsey*".

Page 9, line 4, reinsert the stricken word "county".

Page 9, line 4, strike "*the district*".

Page 9, line 12, before "(SUCH)" insert "*Ramsey*".

Page 9, line 12, reinsert the stricken word "county".

Page 9, line 12, strike "*the district*".

Page 9, line 20, reinsert the stricken language "(AS THE JUDGES MAY APPROVE)".

Page 9, line 20, strike "*in*".

Page 9, strike lines 21 to 25; insert in lieu thereof "*three principal assistants or division supervisors*".

Page 11, line 1, strike "*district*".

Page 11, line 1 before "(SUCH)" insert "*Ramsey*".

Page 11, line 1, reinsert the stricken word "(COUNTY)" and strike "*the*".

Page 11, line 2, strike "*district*".

Page 14, line 14, strike "Subdivision".

Page 14, line 15, strike "1."

Page 14, line 15, strike "all the" and insert in lieu thereof "*the three principal assistants or division supervisors*".

Page 14, line 16, strike "employees of the department".

Page 14, line 18, strike the "," and insert in lieu thereof ".".

Page 14 line 18, strike "*subject to Ramsey county*".

Page 14, strike lines 19 to 23.

Page 16, line 28, strike the word "Section" and insert in lieu thereof "*Sections 260.305 and*".

Renumber the remaining sections accordingly.

Further amend the title as follows: page 1, line 7, delete "260.305; 485.01;".

Further amend: page 1, line 8, after Subdivision 1; insert "amending Minnesota Statutes, 1973 Supplement, Section 485.01;".

Page 1, line 18, strike "Section" and insert "Sections 260.305 and".

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

The report was adopted.

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

H. F. No. 2295, A bill for an act relating to counties; limiting appointment of deputies by county officers; amending Minnesota Statutes 1971, Sections 384.08; 384.151, Subdivision 6; 385.02, Subdivisions 1 and 2; 385.373, Subdivision 6; 386.33; 387.14; 388.10; 388.18, Subdivision 5; and 389.02.

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

The report was adopted.

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

H. F. No. 2903, A bill for an act relating to towns; officers' compensation and mileage allowance; amending Minnesota Statutes 1971, Section 367.05, Subdivision 2.

Reported the same back with the following amendments:

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

"Section 1. Minnesota Statutes 1971, Section 367.05, Subdivision 2, is amended to read:

Subd. 2. [OFFICERS.] (THE FOLLOWING TOWN OFFICERS SHALL BE ENTITLED TO COMPENSATION FOR EACH DAYS SERVICE NECESSARILY RENDERED:)

(SUPERVISORS AND CLERKS NOT MORE THAN \$16 PER DAY, AS ESTABLISHED AT A TOWN MEETING WHEN THE SERVICE IS RENDERED WITHIN OR WITHOUT THE TOWN, AND MILEAGE AT A RATE NOT TO EXCEED TEN CENTS PER MILE FOR EACH MILE NECESSARILY TRAVELED ON OFFICIAL BUSINESS WITHIN OR WITHOUT THE TOWN AS ESTABLISHED BY A TOWN MEETING, BUT NOT EXCEEDING \$120 FOR SUCH MILEAGE FOR ANY ONE TOWN OFFICER IN ANY YEAR, BUT NO SUPERVISOR SHALL RECEIVE MORE THAN \$1,000 AS COMPENSATION IN ANY ONE YEAR, PROVIDED, THAT IN ANY TOWN CONTAINING OVER 50, BUT NOT MORE THAN 55, SECTIONS THE SALARY OF THE SUPERVISORS, IN ADDITION TO MILEAGE HEREIN ALLOWED, SHALL BE NOT MORE THAN \$16, PER DAY, AS ESTABLISHED AT A TOWN MEETING WHEN THE SERVICE IS RENDERED WITHIN OR WITHOUT THE TOWN BUT NO SUPERVISOR IN ANY SUCH TOWN SHALL RECEIVE MORE THAN \$1,000 AS COMPENSATION IN ANY ONE YEAR, PROVIDED FURTHER, THAN IN ANY TOWN IN THIS STATE SITUATED IN ANY COUNTY HAVING A POPULATION OF 550,000 OR MORE, EXCEPT AS OTHERWISE PROVIDED BY LAW EMBRACED WITHIN THE PROVISIONS AND HAVING THE POWERS AND AUTHORITY PURSUANT TO SECTION 368.01, UPON THE APPROVAL OF THE ANNUAL TOWN MEETING, THE COMPENSATION AND SALARY, IN ADDITION TO MILEAGE HEREIN ALLOWED MAY BE NOT MORE THAN \$16 PER DAY, AS ESTABLISHED AT A TOWN MEETING, FOR SERVICES RENDERED WITHIN OR WITHOUT THE TOWN, BUT NO SUPERVISOR IN ANY SUCH TOWN SHALL RECEIVE

MORE THAN \$1,000 AS COMPENSATION IN ANY ONE YEAR, EXCLUSIVE OF MILEAGE COMPENSATION;)

(FOR THE FOLLOWING SERVICES THE CLERK SHALL RECEIVE FEES, AND NOT A PER DIEM.)

((1) CERTIFYING EACH NOTICE OF ELECTION 25 CENTS;)

((2) POSTING NOTICES, EACH 25 CENTS AND TEN CENTS FOR EACH MILE NECESSARILY TRAVELED;)

((3) FILING EACH PAPER, TEN CENTS;)

((4) RECORDING ORDERS AND OTHER INSTRUMENTS, TEN CENTS PER FOLIO;)

((5) COPYING AND CERTIFYING ANY RECORD OR INSTRUMENT RECORDED OR FILED IN HIS OFFICE, TEN CENTS PER FOLIO, TO BE PAID BY THE PERSON APPLYING THEREFOR.)

At the annual town meeting the electors of any town shall by majority vote establish such compensation for supervisors as the electors deem proper, any other law notwithstanding. The town board of any town shall establish compensation for the clerk as the town board deems proper, any other law notwithstanding.

In addition to such compensation as shall be provided pursuant to this subdivision, supervisors and clerks shall be entitled to mileage at a rate not to exceed 15 cents per mile for each mile necessarily traveled on official business within or without the town as established by a town meeting.

The voters at any town meeting, after reading and disposing of the annual report, may by resolution fix the scale of wages and hours of employment of the road overseer and of any other person employed by any town on any town road.

(NOTHING HEREIN CONTAINED SHALL BE CONSTRUED TO REPEAL ANY LAW WHEREIN ANY TOWNS ARE CLASSIFIED FOR THE PURPOSE OF FIXING SALARIES, OR MAXIMUM SALARIES, OF ANY OF THEIR OFFICERS.)

(THIS SUBDIVISION SHALL NOT APPLY TO ANY COUNTY CONTAINING A CITY OF THE FIRST CLASS.)

Sec. 2. [REPEALER.] Minnesota Statutes 1971, Sections 367.05, Subdivision 4; 367.06; 367.07; and 367.08 are repealed.

Sec. 3. [EFFECTIVE DATE.] This act is effective the day following its final enactment.”.

Further, amend the title as follows:

On line 5 strike the period and add the words “; repealing Minnesota Statutes 1971, Sections 367.05, Subdivision 4; 367.06; 367.07; and 367.08.”.

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

The report was adopted.

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

H. F. No. 3081, A bill for an act relating to Ramsey county; providing for a park and open space system and recreational program; conferring power on the Ramsey county board to acquire land and personal property, to provide by regulation and ordinance for the governance of park, open space and recreational areas and to provide penalties for violation thereof, to preserve the natural drainage within the county, to make appropriations, levy taxes, borrow money and issue bonds therefor, and to expend funds for a park, open space and recreational system within or without Ramsey county; amending Laws 1971, Chapter 950, Section 1, Subdivision 1.

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

The report was adopted.

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

H. F. No. 3110, A bill for an act relating to St. Louis county; authorizing the issuance of additional on-sale liquor licenses.

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

The report was adopted.

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

H. F. No. 3111, A bill for an act relating to St. Louis county; authorizing issuance of additional seasonal on-sale intoxicating liquor licenses; amending Laws 1973, Chapter 663, Section 1.

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

The report was adopted.

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

H. F. No. 3188, A bill for an act relating to towns, local improvements, special assessments, amending Minnesota Statutes, 1973 Supplement, Section 429.011, Subdivision 2b.

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

The report was adopted.

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

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.

Reported the same back with the following amendments:

Page 1, line 14, strike "dump".

Page 1, line 31, after "property" insert "or any other revenues received in connection with the use of any of the properties or facilities described in section 1".

Page 2, line 5, after "required" strike "and the debt limitations of chapter 475, shall not".

Page 2, line 6, strike "apply to such bonds".

Page 2, line 6, after "any" insert "revenues,".

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

The report was adopted.

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

H. F. No. 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.

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

The report was adopted.

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

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

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

The report was adopted.

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

S. F. No. 2586, A bill for an act relating to Clay county; authorizing expenditure of federal revenue sharing funds for certain purposes.

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

The report was adopted.

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

S. F. No. 2886, A bill for an act relating to place of filing bonds of county officials; amending Minnesota Statutes 1971, Section 574.21.

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

The report was adopted.

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

H. F. No. 773, A bill for an act relating to highway traffic regulations; authorizing certain vehicles and combinations of vehicles under certain conditions to draw one additional two-wheel trailer for the sole purpose of transporting a livestock loading chute.

Reported the same back with the following amendments:

Page 1, after line 29, add a new section to read as follows:

"Sec. 2. This act shall not apply to the seven county metropolitan area."

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

The report was adopted.

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

H. F. No. 2505, A bill for an act adding a new route to the trunk highway system.

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

The report was adopted.

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

H. F. No. 2657, A bill for an act relating to highways; providing that a certain portion of a trunk highway route shall continue as a part of the trunk highway system; and prohibiting its abandonment, vacation, or reversion.

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. 3332, A bill for an act relating to the trunk highway system; adding a new route in substitution of an existing route.

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

The report was adopted.

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

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.

Reported the same back with the following amendments:

Page 1, line 10, after "*unit*" insert "*motor*".

Page 1, line 10, after "*vehicle*" insert "*, except truck cranes which shall not exceed 45 feet,*".

Page 4, line 8, strike "*and*" and insert "*for*".

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

The report was adopted.

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

S. F. No. 1069, A bill for an act relating to traffic regulations; motorcycle license requirements; amending Minnesota Statutes 1971, Section 169.974, 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. Carlson, B., from the Committee on Transportation to which was referred:

S. F. No. 1541, A bill for an act relating to highway traffic regulations; vehicle lighting; requiring use of lighted lamps under certain conditions; amending Minnesota Statutes 1971, Section 169.48.

Reported the same back with the following amendments:

Page 1, line 11, strike "a half hour after".

Page 1, line 12, strike "a half hour before".

Page 2, line 6, after "*devices.*" insert "*Parking lamps shall not be used in lieu of head lamps to satisfy the requirements of this section.*".

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

The report was adopted.

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

S. F. No. 3029, 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.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 2323, 2950, 2996, 3029, 2310, 2938, 3017, 3050, 2839, 3124, 3432, 3433, 2477, 2601, 2824, 3177, 2848, 2946, 2947, 2948, 3214, 3395, 1740, 1988, 2800, 2872, 3027, 3100, 3313, 3314, 2543, 2295, 2903, 3081, 3110, 3111, 3188, 3259, 3260, 3261, 773, 2505, 3332, and 3351 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 3037, 1225, 2860, 2586, 2886, 1069, 1541 and 3029 were read for the second time.

INTRODUCTION OF BILLS

Fudro, for the Committee on General Legislation and Veterans Affairs, introduced:

H. F. No. 3498, A bill for an act relating to commerce; requiring fuel information reporting; providing penalties; amending Minnesota Statutes, 1973 Supplement, Sections 325.811, Subdivision 2, and by adding subdivisions; 325.812, and by adding subdivisions.

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

Connors, Berglin, DeGroat, Searle, and Eckstein introduced:

H. F. No. 3499, A bill for an act relating to the Minnesota historical society; commissioning paintings, including one depicting Indian life; appropriating money.

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

Moe, McMillan, and Vento introduced:

H. F. No. 3500, A bill for an act relating to state employees; corrections ombudsman and deputy; setting salaries; amending Minnesota Statutes, 1973 Supplement, Section 15A.081, Subdivision 1.

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

Fudro introduced:

H. F. No. 3501, A bill for an act relating to the claim of David J. Byrne; arising from dental work performed on an inmate of the Minnesota state prison; appropriating money for the payment thereof.

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

Savelkoul and Erdahl introduced:

H. F. No. 3502, A bill for an act relating to the claim of John Sipple; arising from an injury sustained when an employee of the highway department struck a landowner while conversing about condemnation damages; appropriating money for the payment thereof.

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

Rice, Faricy, Moe, Berglin, and Jaros introduced:

H. F. No. 3503, A bill for an act relating to the organization and operation of the state government; regulating the bloc grant system of the department of public welfare; appropriating money; amending Laws 1973, Chapter 765, Section 2, Subdivision 2.

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

Samuelson; Sherwood; Anderson, I.; and Casserly introduced:

H. F. No. 3504, A bill for an act relating to the organization and operation of state government; appropriating money to the Indian affairs commission.

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

Anderson, I., introduced:

H. F. No. 3505, A bill for an act relating to registration of voters; voter registration in political subdivisions without permanent registration as of July 1, 1973; registration cards; amending Minnesota Statutes, 1973 Supplement, Sections 201.061, by adding a subdivision; and 201.071, Subdivisions 1 and 3.

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

Erdahl, Eken, Erickson, Voss, and Hanson introduced:

H. F. No. 3506, A bill for an act relating to the department of public safety, advancing the availability of appropriations for license plates, and appropriating additional moneys therefor.

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

Vento, Norton, Faricy, and Adams, S., introduced:

H. F. No. 3507, A bill for an act relating to education; education planning innovative developmental evaluative services and programs; modifying certain appropriations; amending Minnesota Statutes 1971, Section 3.926, Subdivision 2; and Laws 1973, Chapter 768, Section 2, Subdivisions 4, and 7.

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

Rice and Berglin introduced:

H. F. No. 3508, A bill for an act relating to the city of Minneapolis; providing residency requirements for employees thereof.

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

Pleasant; Pehler; Lindstrom, E.; and Sarna introduced:

H. F. No. 3509, A bill for an act relating to the city of Bloomington; authorizing municipal liquor stores therein.

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

Andersen, R., introduced:

H. F. No. 3510, A bill for an act relating to the city of New Brighton; authorizing issuance of two additional on-sale liquor licenses.

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

Adams, J., and Kahn introduced:

H. F. No. 3511, A bill for an act relating to the city of Minneapolis; providing for the position of assistant city comptroller to be in the unclassified service.

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

Vento, Hanson, and Faricy introduced:

H. F. No. 3512, A bill for an act relating to the city of St. Paul; increasing the maximum amount of severance pay; increasing the authorized tax levy for severance pay; amending Laws 1959, Chapter 690, Sections 2 and 3, as amended.

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

Voss, McCarron, Jacobs, and Menke introduced:

H. F. No. 3513, A bill for an act relating to mobile homes and mobile home parks; setting forth obligations of park owners and tenants; amending Minnesota Statutes, 1973 Supplement, Sections 327.42, by adding subdivisions; and 327.44.

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

Sieben, M., and Kahn introduced:

H. F. No. 3514, A bill for an act relating to commerce; certain real estate transactions; disclosure of substantial defects at time of sale; providing civil liabilities; appropriating money; and prescribing penalties.

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

Moe; Knoll; Carlson, A.; and Nelson introduced:

H. F. No. 3515, A bill for an act relating to corrections; providing immediate parole eligibility for certain inmates serving sentences imposed prior to September 1, 1963.

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

Samuelson introduced:

H. F. No. 3516, A bill for an act relating to the department of corrections; the select advisory committee on corrections; authorizing the committee to submit a report on January 2, 1975; amending Laws 1973, Chapter 765, Section 3, Subdivision 1.

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

Anderson, I., introduced:

H. F. No. 3517, A bill for an act relating to game and fish; prohibiting certain restrictions on commercial fishing on Rainy lake.

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

Pieper, Kempe, Mann, and Klaus introduced:

H. F. No. 3518, A bill for an act relating to game and fish; annual reports of fur dealers, taxidermists and others; amending Minnesota Statutes 1971, Section 98.51, Subdivision 3.

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

Savelkoul and Munger introduced:

H. F. No. 3519, A bill for an act relating to game and fish; requiring a migratory waterfowl stamp; providing for disposition of proceeds of sale.

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

McArthur, Moe, Norton, Swanson, and Kahn introduced:

H. F. No. 3520, A bill for an act relating to historic sites; designating additional historical sites; amending Minnesota Statutes 1971, Sections 138.53, by adding subdivisions; 138.54, by adding a subdivision; and 138.58, by adding subdivisions.

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

Savelkoul, Munger, and Searle introduced:

H. F. No. 3521, A bill for an act relating to game and fish; prescribing conditions for removal of minnows from the state by a nonresident; providing a penalty; amending Minnesota Statutes 1971, Section 97.45, Subdivision 15.

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

St. Onge; Braun; Carlson, D.; Eken; and Sherwood introduced:

H. F. No. 3522, A bill for an act relating to game and fish; regulating entry on agricultural lands for taking big game; providing a penalty; amending Minnesota Statutes 1971, Section 100.273.

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

Hanson, McFarlin, Munger, Sherwood, and Andersen, R., introduced:

H. F. No. 3523, A bill for an act relating to the Minnesota water resources board; department of natural resources; abolishing the board and transferring all the powers, duties and responsibilities of the board to the department of natural resources; amending Minnesota Statutes 1971, Sections 105.73; 105.74; 105.75; 105.751; 105.76; 105.77; 105.78; 105.79; 112.35, by adding a subdivision; 112.36; 112.37; 112.39; 112.40; 112.401; 112.411; 112.42, Subdivisions 1, 2 and 7; 112.43, Subdivisions 3 and 4; 112.46; 112.49, Subdivision 6; 112.71; 112.74; 112.76; 112.761; 112.78; 112.79; 112.801; 112.85; Minnesota Statutes, 1973 Supplement, Sections 112.38; 112.42, Subdivision 3; 112.48, Subdivision 3; 112.55; 112.69, Subdivision 1; and 112.86; repealing Minnesota Statutes 1971, Sections 105.71; and 112.35, Subdivision 4.

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

Hanson introduced:

H. F. No. 3524, A bill for an act relating to natural resources, waters; regulation of shoreline development; filling of low lying areas adjacent to public waters; amending Minnesota Statutes 1971, Section 105.485, Subdivision 3.

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

Johnson, D., introduced:

H. F. No. 3525, A bill for an act relating to the organization and operation of state government; transferring administrative responsibility for the Iron Range Trail from the commissioner of natural resources to the commissioner of iron range resources and rehabilitation; amending Minnesota Statutes 1971, Section 93.45, Subdivision 1; and Minnesota Statutes, 1973 Supplement, Section 298.22, by adding a subdivision.

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

Sieben, M., introduced:

H. F. No. 3526, A bill for an act relating to reclamation of land damaged by surface mining of sand and gravel; prescribing the powers and duties of state agencies and local governments; appropriating money.

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

Sieben, H.; Mann; and Brinkman introduced:

H. F. No. 3527, A bill for an act relating to savings and loan associations; records and investments; amending Minnesota Statutes 1971, Sections 51A.19, Subdivision 4; and 51A.35.

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

Tomlinson, Faricy, Berg, Kahn, and Dieterich introduced:

H. F. No. 3528, A bill for an act relating to elections; defining political parties and providing for the placement of their candidates on the partisan ballot; amending Minnesota Statutes 1971, Sections 200.02, Subdivision 7; and 203.33, by adding a subdivision; repealing Minnesota Statutes 1971, Section 203.33, Subdivision 3.

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

Cleary introduced:

H. F. No. 3529, A bill for an act relating to elections; registration of voters; amending Minnesota Statutes, 1973 Supplement, Section 201.061, Subdivisions 1 and 3.

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

Tomlinson introduced:

H. F. No. 3530, A bill for an act relating to elections; providing for the single joint vote for the governor and lieutenant governor; amending Minnesota Statutes, 1973 Supplement, Section 206.07, Subdivision 1; and Minnesota Statutes 1971, Section 206.07, by adding a subdivision.

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

Jacobs and Fudro introduced:

H. F. No. 3531, A bill for an act relating to athletics; authorizing boxing exhibitions on Sunday; amending Minnesota Statutes 1971, Sections 341.07 and 624.02.

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

McCauley; Connors; Carlson, A.; and Pleasant introduced:

H. F. No. 3532, A bill for an act relating to elections; removing the requirement that access be permitted to multiple unit dwellings for the purpose of campaigning; repealing Minnesota Statutes, 1973 Supplement, Section 211.41.

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

Sherwood introduced:

H. F. No. 3533, A bill for an act relating to the firemen's relief association of the city of Backus; providing that years of service with the Backus volunteer fire department shall be treated as years of service with the Backus firemen's relief association.

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

Quirin and Carlson, A., introduced:

H. F. No. 3534, A bill for an act relating to open meetings of public bodies; amending Minnesota Statutes, 1973 Supplement, Section 471.705, by adding a subdivision.

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

Quirin; Menke; Lindstrom, J.; Pehler; and Knoll introduced:

H. F. No. 3535, A bill for an act relating to state employees; including trainees among employees eligible for life and health benefit coverage; amending Minnesota Statutes, 1973 Supplement, Section 43.43; and Minnesota Statutes 1971, Section 43.47.

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

Faricy introduced:

H. F. No. 3536, A bill for an act relating to retirement; benefits payable to certain survivors by the public employees retirement association; amending Minnesota Statutes, 1973 Supplement, Section 353.84.

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

Parish; Lindstrom, J.; Larson; Johnson, R.; and Patton introduced:

H. F. No. 3537, A bill for an act relating to the authority of the board of trustees of the public employees retirement association to invest the assets of the public employees retirement association; amending Minnesota Statutes, 1973 Supplement, Section 353.06; and Chapter 353, by adding a section.

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

Haugerud; Andersen, R.; Cummiskey; Knickerbocker; and Voss introduced:

H. F. No. 3538, A bill for an act relating to economic development; restrictions upon public relations expenditures by the department of economic development; amending Laws 1973, Chapter 720, Section 31, Subdivision 2.

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

Prahl and Anderson, I., introduced:

H. F. No. 3539, A bill for an act relating to retirement; computation of service for certain probate judges; amending Minnesota Statutes 1971, Section 490.12, Subdivision 3.

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

Brinkman introduced:

H. F. No. 3540, A bill for an act relating to employments licensed by the state; architects, engineers and surveyors; raising the minimum public building cost for which services of a licensed architect, engineer or land surveyor are required; amending Minnesota Statutes 1971, Section 326.03, Subdivision 2.

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

Parish; Johnson, R.; Moe; Patton; and Larson introduced:

H. F. No. 3541, A bill for an act relating to retirement; setting a maximum amount for public retirement program benefits.

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

Parish; Johnson, R.; Moe; Patton; and Larson introduced:

H. F. No. 3542, A bill for an act relating to retirement; inclusion of certain teachers in coverage under retirement programs; amending Minnesota Statutes 1971, Sections 354.05, Subdivision 2; and 354.23.

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

Sieben, H., introduced:

H. F. No. 3543, A bill for an act relating to hospitals, nursing homes and related medical facilities; amending Minnesota Statutes 1971, Chapter 447, by adding a section.

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

Quirin, LaVoy, Kelly, McArthur, and Knickerbocker introduced:

H. F. No. 3544, A bill for an act relating to registered nurses; defining the practice of professional nursing; amending Minnesota Statutes 1971, Section 148.171.

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

Carlson, L.; Swanson; Ulland; Berglin; and Eken introduced:

H. F. No. 3545, A bill for an act relating to pharmacists; requiring the pharmacy posted drug lists to contain generic drug names; amending Minnesota Statutes, 1973 Supplement, Section 151.06, Subdivision 2a.

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

McFarlin, Tomlinson, Pleasant, Cleary, and Voss introduced:

H. F. No. 3546, A bill for an act relating to professional corporations; including architects, professional engineers and land surveyors within the definition of professional service for the purposes of formation of professional corporations; amending Minnesota Statutes, 1973 Supplement, Section 319A.02, Subdivision 2.

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

Kvam, Kempe, Laidig, Rice, and Dahl introduced:

H. F. No. 3547, A bill for an act relating to children; requiring the court to consider the best interests of the child in any proceeding to establish custody; amending Minnesota Statutes 1971, Chapter 257, by adding a section; and Section 518.17.

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

Heinitz and Clifford introduced:

H. F. No. 3548, A bill for an act relating to privacy; regulating the right of the news media to report on an individual's prior mental health record; creating a cause of action for defamation.

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

Carlson, L.; Dieterich; Ojala; Bell; and Berg introduced:

H. F. No. 3549, A bill for an act relating to the writ of mandamus; amending Minnesota Statutes 1971, Section 586.02.

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

Voss; Hook; Andersen, R.; Mann; and Knoll introduced:

H. F. No. 3550, A bill for an act relating to courts; establishing one general trial court having statewide jurisdiction; expanding the judicial council; conferring certain powers and duties on the supreme court and the chief justice; appropriating money; amending Minnesota Statutes 1971, Sections 276.02; 480.05; 480.051; 480.052; 480.054; 480.055, Subdivision 1; 480.056; 480.059, Subdivision 2; 480.12; 480.15, Subdivision 4; 480.19; 483.02; 483.03; 484.01; 484.29; 484.34; 487.28, Subdivision 1; and 487.34; Chapter 484, by adding sections; Minnesota Statutes, 1973 Supplement, Sections 487.30; and 15A.083; repealing Minnesota Statutes 1971, Sections 480.20; 484.015; 484.09 to 484.16; 484.18; 484.28; 484.33; 484.44 to 484.52; 484.55; 484.62; 484.64; 484.65; 487.02; 487.04; 487.07; 487.11 to 487.15; 487.20; 487.22; 487.32; 487.38; 547.17; 627.02; Minnesota Statutes 1971, as amended by Laws 1973, Sections 291.33; 484.17; 487.03; 487.09; 487.10; 487.16; 487.17; 487.18; 487.19; 487.21; 487.23; 487.25, Subdivisions 1 to 9; 487.26; 487.27; 487.31; 487.33; 487.39; 487.40; and Chapters 485; 486; 488 and 488A; Minnesota Statutes, 1973 Supplement, Sections 484.63; 487.01; 487.37; and 487.41; Laws 1961, Chapter 53; Laws 1963, Chapter 785; Laws 1965, Chapter 853; Laws 1967, Chapter 245; Laws 1965, Chapter 352; Laws 1955, Chapter 321; Laws 1961, Chapter 49; Laws 1965, Chapter 854; Laws 1955, Chapter 504; Laws 1961, Chapter 527; Laws 1969, Chapter 601; Laws 1957, Chapter 742; Laws 1961, Chapter 531; Laws 1963, Chapter 651; Laws 1957, Chapter 563; Laws 1969, Chapter 568; Laws 1971, Chapter 608; Laws 1969, Chapter 492; Laws 1973, Chapter 608; Laws 1971, Chapter 300; Laws 1957, Chapter 237; Laws 1969, Chapter 798; Laws 1969, Chapter 799; Laws 1955, Chapter 703; Laws 1971, Chapter 291; Laws 1955, Chapter 507; Laws 1967, Chapter 497; Laws 1955, Chapter 581; Laws 1959, Chapter 551; Laws 1957, Chapter 250; Laws 1965, Chapter 709; Laws 1965, Chapter 469; Laws 1955, Chapter 622; Laws 1967, Chapter 792; Laws 1971, Chapter 426; Laws 1963, Chapter 631; Laws 1969, Chapter 1008; Laws 1965, Chapter 876; Laws 1965, Chapter 25; Laws 1965, Chapter 261; Laws 1967, Chapter 814; and Laws 1959, Chapter 219.

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

Sieben, H., introduced:

H. F. No. 3551, A bill for an act relating to Dakota county; authorizing aid to towns and municipalities for road and bridge purposes; amending Laws 1959, Chapter 457, Section 2.

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

Brinkman and Larson introduced:

H. F. No. 3552, A bill for an act relating to certain counties; authorizing one or more bonds or undertakings to be furnished in lieu of individual bonds required to be furnished by county employees; amending Minnesota Statutes 1971, Section 382.154.

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

Parish, by request, introduced:

H. F. No. 3553, A bill for an act relating to natural resources; directing the release of certain lands and the conveyance of certain lands in Aitkin county.

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

Kostohryz; Dieterich; Faricy; Andersen, R.; and Bennett introduced:

H. F. No. 3554, A bill for an act relating to Ramsey county; providing that certain appointments be at the will and pleasure of the board of county commissioners.

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

Anderson, D., introduced:

H. F. No. 3555, A bill for an act relating to the West Pope county hospital district; authorizing the issuance of general obligation hospital bonds to be excluded from the net debt of the district.

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

Sieben, H., introduced:

H. F. No. 3556, A bill for an act relating to Dakota county; authorizing the Dakota county board to appropriate funds necessary to the effective operation of the Dakota county nursing service committee and establish per diem rates for members thereof.

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

Tomlinson, Vento, Ryan, Bennett, and Pavlak, R. L., introduced:

H. F. No. 3557, A bill for an act relating to Ramsey county; authorizing the board of county commissioners to issue general obligation bonds for the costs of architectural and professional services in the construction of an adult detention, and juvenile center, and security treatment facility at St. Paul-Ramsey hospital.

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

Anderson, I.; Sabo; and Quirin introduced:

H. F. No. 3558, A bill for an act relating to the joint coordinating committee; prescribing powers and duties; amending Minnesota Statutes, 1973 Supplement, Sections 3.303, by adding subdivisions; 3.304, Subdivision 2, and by adding a subdivision.

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

LaVoy, Ulland, Jaros, Prah, and Johnson, D., introduced:

H. F. No. 3559, A bill for an act relating to taxation; sales tax; excluding fuels and electricity used for home heating; amending Minnesota Statutes 1971, Section 297A.01, Subdivision 3; and Minnesota Statutes, 1973 Supplement, Section 297A.25, Subdivision 1.

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

Johnson, D.; Fugina; Ojala; Prah; and Spanish introduced:

H. F. No. 3560, A bill for an act relating to taxation; providing for reduction of tax of certain homesteads; amending Minnesota Statutes 1971, Section 273.135, Subdivision 1.

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

Hanson; Fugina; Dieterich; Pavlak, R.; and Savelkoul introduced:

H. F. No. 3561, A bill for an act relating to taxation; disallowing certain interest costs to determine occupation tax due; amending Minnesota Statutes 1971, Section 298.03.

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

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

H. F. No. 3562, A bill for an act relating to reimbursement of nonpublic school pupil expenditures in certain cases; amending Minnesota Statutes 1971, Section 290.086, by adding subdivisions.

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

Berglin; Carlson, A.; and Casserly introduced:

H. F. No. 3563, A bill for an act relating to valuation of property; amending Minnesota Statutes, 1973 Supplement, Section 273.11, Subdivision 2.

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

Hanson, Kostohryz, Ferderer, Dieterich, and Andersen, R., introduced:

H. F. No. 3564, A bill for an act relating to taxation; levy limitations; authorizing expenditure of money raised by the transportation services levy for the purpose of extraordinary traffic hazard preventive measures; amending Minnesota Statutes, 1973 Supplement, Section 275.125, Subdivision 3.

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

Quirin; Patton; Wigley; Anderson, G.; and Lemke introduced:

H. F. No. 3565, A bill for an act relating to the safety of school children; regulation of school bus transportation; amending Minnesota Statutes 1971, Sections 169.45; and 169.451, by adding a subdivision.

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

Carlson, B., introduced:

H. F. No. 3566, A bill for an act relating to highway traffic regulations; application thereof; amending Minnesota Statutes, 1973 Supplement, Section 169.03, as amended by Laws 1974, Chapter 23, Section 1.

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

Skaar introduced:

H. F. No. 3567, A bill for an act relating to Thief River Falls; providing for special elections to fill offices in certain cases.

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

Ulland introduced:

H. F. No. 3568, A bill for an act relating to independent school district No. 381; providing for a seventh school board member.

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

Enebo; Johnson, C.; Kvam; Andersen, R.; and Swanson introduced:

H. F. No. 3569, A resolution memorializing federal authorities to issue a Norwegian American 1975 Sesquicentennial Commemorative Postage Stamp.

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

Pavlak, R.; Sabo; Anderson, I.; Graba; and Dirlam introduced:

H. F. No. 3570, A bill for an act relating to appropriations; revenue department for development of computer assisted assessment methods to be available to political subdivisions; appropriating money.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 2812, A bill for an act relating to environment; solid waste user fee study; amending Laws 1973, Chapter 748, by adding a section; repealing Laws 1973, Chapter 748, Section 7.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 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.

H. F. No. 2746, A bill for an act relating to public employees; submission of disputes to arbitration; amending Minnesota Statutes 1971, Section 179.69, Subdivision 5, as amended.

H. F. No. 3038, A bill for an act relating to highway traffic regulations; weight limitations; weight increases authorized for haulers of raw and unfinished forest products in certain zones during certain periods of the year; amending Minnesota Statutes, 1973 Supplement, Section 169.83, Subdivision 1.

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.

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.

H. F. No. 3074, A bill for an act relating to labor; public employees; definitions; amending Minnesota Statutes 1971, Section 179.63, Subdivision 7.

H. F. No. 3076, A bill for an act relating to labor; public employees; negotiation procedures; amending Minnesota Statutes, 1973 Supplement, Section 179.69, Subdivisions 3 and 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has acceded to the request of the House, and has adopted the amendment by the House to Joint Rule 20 on February 22, 1974 to the Joint Rules of the Senate and House of Representatives for the Sixty-Eighth Session.

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. 2862, A bill for an act relating to highway traffic regulations; authorizing the executive department of government to reduce maximum highway vehicular speeds under certain circumstances; providing penalties.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

McCarron moved that the House concur in the Senate amendments to H. F. No. 2862 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2862, A bill for an act relating to highway traffic regulations; authorizing the executive department of government to reduce maximum highway vehicular speeds under certain circumstances; providing penalties.

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

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

Those who voted in the affirmative were:

Adams, J.	Carlson, D.	Eken	Graba	Johnson, J.
Anderson, G.	Carlson, L.	Enebo	Graw	Johnson, R.
Anderson, I.	Casserly	Erdahl	Hagedorn	Jopp
Becklin	Cleary	Erickson	Hanson	Jude
Belisle	Connors	Esau	Haugerud	Kelly
Berg	Culhane	Faricy	Heinitz	Kempe
Berglin	Cummiskey	Ferderer	Hook	Klaus
Biersdorf	Dahl	Fjoslien	Jacobs	Knickerbocker
Braun	Dieterich	Forsythe	Jaros	Kostohryz
Brinkman	Dirlam	Fudro	Johnson, C.	Kvam
Carlson, A.	Eckstein	Fugina	Johnson, D.	Laidig

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

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

Mr. Speaker:

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

S. F. No. 1858, A bill for an act relating to auxiliary forests; restricting the creation of new auxiliary forests and the extension of existing auxiliary forest contracts; amending Minnesota Statutes 1971, Chapter 88, by adding a section.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Chmielewski, Willet and Olson, J. L., have been appointed as such committee on the part of the Senate.

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

PATRICK E. FLAHAVEN, Secretary of the Senate

Prahl moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1858. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 196, 1427, 1569, 1679, 2264, and 2457.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 2817, 2818, and 3048.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 2842.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 2627, 2631, 2857, 2944, and 3054.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 2910 and 3017.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 196, A bill for an act relating to traffic regulations; traffic signals; regulating the right turn on a red semaphore signal; amending Minnesota Statutes 1971, Section 169.06, Subdivision 5.

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

S. F. No. 1427, A bill for an act relating to contracts; providing, on the termination of certain contracts, for the repurchase of implements, machinery, attachments and parts held for retail sale.

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

S. F. No. 1569, A bill for an act relating to labor; removing prohibition on certain employment of females under 16 years of age; amending Minnesota Statutes 1971, Section 181.40.

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

S. F. No. 1679, A bill for an act relating to the city of St. Cloud; contributions and benefits of members of the firemen's relief association.

The bill was read for the first time.

Patton moved that S. F. No. 1679 and H. F. No. 1900, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2264, A bill for an act authorizing the commissioner of administration to acquire certain lands for the commissioner of natural resources for wildlife management areas, spawning areas, and trout stream management and angling by the public.

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

S. F. No. 2457, A bill for an act relating to pollution control; regulating the display and distribution of certain lists setting forth the phosphorous content of certain products; amending Minnesota Statutes 1971, Section 116.28, Subdivisions 1 and 2.

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

S. F. No. 2817, A bill for an act relating to elections; providing for the filing of nominating petitions; amending Minnesota Statutes 1971, Section 202.13.

The bill was read for the first time.

Cleary moved that S. F. No. 2817 and H. F. No. 2946, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2818, A bill for an act relating to elections; stating the constitutional residency requirement for candidates; amending Minnesota Statutes, 1973 Supplement, Section 202.04, Subdivision 1.

The bill was read for the first time.

Cleary moved that S. F. No. 2818 and H. F. No. 2948, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 3048, A bill for an act relating to crimes and criminals; contraband articles forbidden in state institutions and county jails; penalties; amending Minnesota Statutes 1971, Sections 243.55; and 641.165.

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

S. F. No. 2842, A bill for an act relating to public health; authorizing school nurses and other qualified persons to take throat cultures for the purpose of detecting streptococcus infections.

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

S. F. No. 2627, A bill for an act relating to education; authorizing school districts to adopt a flexible school year program under certain conditions; amending Minnesota Statutes 1971, Sections 120.10, Subdivision 1; 124.11; 124.19, Subdivision 1; 126.12; Chapter 120, by adding sections; Minnesota Statutes, 1973 Supplement, Sections 124.20; and 124.222, Subdivision 3.

The bill was read for the first time.

Graba moved that S. F. No. 2627 and H. F. No. 2758, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2631, A bill for an act relating to game and fish; opening of migratory waterfowl seasons; amending Minnesota Statutes 1971, Section 97.48, Subdivision 23.

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

S. F. No. 2857, A bill for an act relating to wild animals; clarifying certain provisions concerning fishing license exemptions and free fishing licenses; amending Minnesota Statutes 1971, Section 98.45, Subdivision 2; and Minnesota Statutes, 1973 Supplement, Section 98.47, Subdivisions 1 and 8.

The bill was read for the first time.

Miller, M., moved that S. F. No. 2857 and H. F. No. 2824, now on Technical General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2944, A bill for an act relating to food; certain frozen dairy foods; restrictions on the sale thereof; amending Minnesota Statutes 1971, Section 32.62, Subdivision 2.

The bill was read for the first time.

Bell moved that S. F. No. 2944 and H. F. No. 3050, now on the Technical Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 3054, A bill for an act relating to game and fish; taking fish from dark houses; amending Minnesota Statutes 1971, Section 101.42, Subdivision 16.

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

S. F. No. 2910, A bill for an act relating to elections; providing for the preparation, furnishing and disposition of election materials; amending Minnesota Statutes 1971, Sections 204.18, Subdivision 1; 204.24, Subdivision 1; and 204.25.

The bill was read for the first time.

Cleary moved that S. F. No. 2910 and H. F. No. 2947, now on the Technical Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 3017, 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 first time.

Casserly moved that S. F. No. 3017 and H. F. No. 3332, now on the Technical Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Brinkman reported the progress of S. F. No. 96, now in Conference Committee.

CONSENT CALENDAR

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 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 120, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2718, A bill for an act directing the commissioner of natural resources to convey certain lands to Lake of the Woods county.

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

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

Those who voted in the affirmative were:

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

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

The bill was passed and its title agreed to.

H. F. No. 3009, A bill for an act relating to the city of Lake St. Croix Beach; authorizing the city to conduct a public or private sale of certain real property, whether or not dedicated to the public for park and recreational purposes, to use the net proceeds of such sale to pay existing debt service, and to acquire other real property for park and recreational purposes in substitution thereof.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 3142, A bill for an act relating to the city of Eden Prairie; authorizing the planning, construction and financing of a major center area ring road project.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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 without an election except where required by the city charter to provide the local funds needed to match state, private, or federal grant funds.

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 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, A.	Eken	Hagedorn	Kahn
Andersen, R.	Carlson, D.	Enebo	Hanson	Kelly
Anderson, G.	Carlson, L.	Erdahl	Haugerud	Kempe
Anderson, I.	Casserly	Erickson	Heinitz	Knickerbocker
Becklin	Connors	Esau	Hook	Knoll
Belisle	Culhane	Faricy	Jacobs	Kostohryz
Bennett	Cummiskey	Forsythe	Jaros	Laidig
Berg	Dahl	Fudro	Johnson, C.	Larson
Berglin	DeGroat	Fugina	Johnson, D.	LaVoy
Biersdorf	Dieterich	Graba	Johnson, J.	Lemke
Braun	Dirlam	Graw	Jopp	Lindstrom, E.
Brinkman	Eckstein	Growe	Jude	Lindstrom, J.

Lombardi	Moe	Peterson	Schulz	Ulland
Long	Munger	Pieper	Searle	Vanasek
Mann	Myrah	Pleasant	Sherwood	Vento
McArthur	Nelson	Prahl	Sieben, H.	Voss
McCarron	Newcome	Resner	Sieben, M.	Weaver
McCauley	Norton	Rice	Skaar	Wenzel
McEachern	Ojala	Ryan	Spanish	Wigley
McFarlin	Parish	St. Onge	Stangeland	Wohlwend
Menke	Pavlak, R.	Samuelson	Stanton	Wolcott
Miller, D.	Pavlak, R. L.	Sarna	Swanson	Mr. Speaker
Miller, M.	Pehler	Schreiber	Tomlinson	

Those who voted in the negative were:

Bell	Ferderer	Klaus	Niehaus	Savelkoul
Cleary	Fjoslien	Kvam	Ohnstad	

The bill was passed and its title agreed to.

H. F. No. 3272 was reported to the House.

There being no objection, H. F. No. 3272 was continued on the Consent Calendar for one day.

H. F. No. 3293, A bill for an act relating to the Seaway Port Authority of Duluth; authorizing issuance of \$1,500,000 of bonds by Seaway Port Authority of Duluth for the purpose of constructing a facility for handling cargo containers; providing for the pledge of the full faith, credit and resources of the city of Duluth for the payment of interest and principal on said bonds.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 3, as follows:

Those who voted in the affirmative were:

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

Sieben, H.	Spanish	Ulland	Weaver	Wolcott
Sieben, M.	Stangeland	Vanasek	Wenzel	Mr. Speaker
Skaar	Swanson	Vento	Wigley	
Smith	Tomlinson	Voss	Wohlwend	

Those who voted in the negative were:

Bell	Hook	Klaus
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The bill was passed and its title agreed to.

H. F. No. 3356, A bill for an act authorizing the city of Mankato to establish and maintain a traffic and ordinance violation bureau.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2684, A bill for an act authorizing the city of Fairmont to designate, regulate, maintain, and improve streets in the central business district as a mall and to levy special assessments and taxes and issue bonds for this purpose; amending Laws 1965, Chapter 70, Section 1, Subdivision 1, and by adding a subdivision; repealing Laws 1965, Chapter 70, Section 1, Subdivision 2, and Section 2, Subdivision 2.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 3055 was reported to the House.

There being no objection, H. F. No. 3055 was continued on the Consent Calendar for one day.

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.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Berg	Carlson, A.	Cleary
Andersen, R.	Belisle	Biersdorf	Carlson, D.	Connors
Anderson, G.	Bell	Braun	Carlson, L.	Culhane
Anderson, I.	Bennett	Brinkman	Casserly	Cummiskey

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

The bill was passed and its title agreed to.

H. F. No. 2703, A bill for an act relating to the White Bear Lake conservation district; imposing additional duties on the board of the district; providing for means of funding; establishing certain lake regulatory powers; amending Laws 1971, Chapter 355, Sections 3 and 4.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2762, A bill for an act relating to courts; terms of district courts in certain counties; amending Minnesota Statutes 1971, Sections 484.11, Subdivisions 5, 10, and 12.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

CALENDAR

H. F. No. 3125, A bill for an act relating to education; general powers of independent school districts; empowering school boards to authorize superintendents and business managers to enter into certain transactions; amending Minnesota Statutes 1971, Section 123.37, by adding a subdivision.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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.

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 78, and nays 43, as follows:

Those who voted in the affirmative were:

Adams, J.	Faricy	Kelly	Moe	Salchert
Anderson, I.	Ferderer	Kempe	Munger	Sarna
Bennett	Forsythe	Knickerbocker	Myrah	Savelkoul
Berg	Fudro	Knoll	Nelson	Schulz
Berglin	Fugina	Kostohryz	Norton	Sherwood
Biersdorf	Graba	Laidig	Ojala	Sieben, H.
Carlson, A.	Graw	LaVoy	Parish	Sieben, M.
Carlson, L.	Growe	Lindstrom, J.	Pavlak, R.	Spanish
Casserly	Hanson	McArthur	Pavlak, R. L.	Stanton
Cleary	Haugerud	McCarron	Pehler	Tomlinson
Culhane	Jaros	McCauley	Pieper	Vento
Cummiskey	Johnson, C.	McEachern	Pleasant	Wenzel
Dahl	Johnson, D.	McFarlin	Prahl	Wolcott
DeGroat	Johnson, J.	Menke	Resner	Mr. Speaker
Dieterich	Jude	Miller, D.	Rice	
Enebo	Kahn	Miller, M.	Ryan	

Those who voted in the negative were:

Anderson, G.	Eckstein	Johnson, R.	Mann	Smith
Becklin	Eken	Jopp	Newcome	Stangeland
Belisle	Erdahl	Klaus	Niehaus	Swanson
Bell	Erickson	Kvam	Ohnstad	Ulland
Braun	Esau	Larson	Peterson	Weaver
Brinkman	Fjoslien	Lemke	St. Onge	Wigley
Carlson, D.	Hagedorn	Lindstrom, E.	Schreiber	Wohlwend
Connors	Heinitz	Lombardi	Searle	
Dirlam	Hook	Long	Skaar	

The bill was passed and its title agreed to.

H. F. No. 3054 was reported to the House.

Vento moved to amend H. F. No. 3054, the printed bill, as follows:

Amend the title, line 2, after the word "free" strike the words "educational services" and insert in lieu thereof the word "admission".

The motion prevailed and the amendment was adopted.

H. F. No. 3054, A bill for an act relating to education; providing for free admission to age 18 and authorizing local boards of education to provide free admission for those between the ages of 18 and 21 years; amending Minnesota Statutes 1971, Sections 120.06, Subdivision 1; 120.08, Subdivision 1; 120.095, Subdivision 1.

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

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

Those who voted in the affirmative were:

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

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

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

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 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 85, and nays 35, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	Kelly	Munger	Schreiber
Anderson, I.	Faricy	Klaus	Nelson	Schulz
Becklin	Ferderer	Knickerbocker	Norton	Sherwood
Bennett	Fudro	Knoll	Ohnstad	Sieben, H.
Berg	Fugina	Kostohryz	Ojala	Sieben, M.
Berglin	Graba	Laidig	Parish	Skaar
Biersdorf	Graw	LaVoy	Pavlak, R.	Smith
Carlson, A.	Growe	Lemke	Pavlak, R. L.	Spanish
Carlson, D.	Hanson	Mann	Pehler	Stanton
Carlson, L.	Haugerud	McArthur	Prahl	Tomlinson
Casserly	Jacobs	McCarron	Resner	Ulland
Culhane	Jaros	McCauley	Rice	Vento
Cummiskey	Johnson, C.	McEachern	Ryan	Voss
Dahl	Johnson, D.	Menke	St. Onge	Wenzel
DeGroat	Johnson, J.	Miller, D.	Salchert	Wohlwend
Dieterich	Jude	Miller, M.	Samuelson	Wolcott
Eken	Kahn	Moe	Sarna	Mr. Speaker

Those who voted in the negative were:

Anderson, G.	Dirlam	Heinitz	Lombardi	Pieper
Belisle	Eckstein	Hook	Long	Pleasant
Bell	Erdahl	Jopp	McFarlin	Savelkoul
Braun	Erickson	Kvam	Myrah	Searle
Brinkman	Esau	Larson	Newcome	Swanson
Cleary	Forsythe	Lindstrom, E.	Niehau	Weaver
Connors	Hagedorn	Lindstrom, J.	Peterson	Wigley

The bill was passed and its title agreed to.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1858:

Prahl; Pavlak, R.; and Anderson, I.

SPECIAL ORDERS

H. F. No. 2797 was reported to the House.

Munger moved to amend H. F. No. 2797, the printed bill, as follows:

Page 3, line 25, after the word "decorative" insert the words "purposes or".

The motion prevailed and the amendment was adopted.

Pehler, Growe and Voss moved to amend H. F. No. 2797, the printed bill, as follows:

Page 3, line 26, after "offense." insert the following:

"Sec. 10. [APPLIANCE EFFICIENCY AND LABELING.] Subdivision 1. The commissioner shall, pursuant to chapter 15, promulgate standards for a level of operating efficiency, based on reasonable household use patterns as specified by the commissioner, for household refrigerators, freezers, ovens, air conditioners, hot water heaters, dishwashers and clothes dryers.

Subd. 2. The commissioner shall promulgate performance testing standards and procedures, based on typical operating conditions to measure household appliance efficiencies, and shall establish by regulation, labeling and advertising regulations. No new appliance shall be sold at retail in the state after January 1, 1976, that does not prominently display in a permanent manner the date of appliance manufacture, model number, and energy efficiency determined in accordance with the regulations on testing procedures established by the commissioner. No new appliance shall be advertised for retail sale in this state unless the energy efficiency shall be prominently printed or stated as part of the advertising for such appliance. Compliance with the appliance advertising regulations shall be the responsibility of the manufacturer of the appliance and not the owner, publisher or broadcaster of communication media. The regulation of advertising shall take effect for catalogs not earlier than January 1, 1976."

Renumber the remaining sections accordingly.

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

Fjoslien moved to amend H. F. No. 2797, the printed bill, as follows:

Page 4, lines 10 through 20, strike Subd. 4.

Renumber the subsequent subdivision accordingly.

A roll call was requested and properly seconded.

The question was taken on the Fjoslien amendment and the roll being called, there were yeas 34, and nays 63, as follows:

Those who voted in the affirmative were:

Anderson, G.	Eckstein	Jopp	Miller, D.	St. Onge
Becklin	Erdahl	Klaus	Miller, M.	Searle
Biersdorf	Erickson	Kvam	Myrah	Skaar
Carlson, D.	Esau	Larson	Niehaus	Stangeland
Culhane	Fjoslien	Lemke	Ohnstad	Weaver
DeGroat	Hagedorn	Lindstrom, E.	Pieper	Wohlwend
Dirlam	Heinitz	Mann	Pleasant	

Those who voted in the negative were:

Adams, J.	Dieterich	Jude	Moe	Savelkoul
Anderson, I.	Eken	Kahn	Munger	Sherwood
Belisle	Faricy	Kelly	Nelson	Sieben, H.
Bell	Ferderer	Kempe	Norton	Sieben, M.
Berg	Forsythe	Knoll	Ojala	Smith
Berglin	Fugina	Kostohryz	Pehler	Stanton
Brinkman	Graba	Laidig	Peterson	Swanson
Carlson, A.	Growe	LaVoy	Prahl	Tomlinson
Carlson, L.	Hanson	McCarron	Resner	Wenzel
Casserly	Haugerud	McCauley	Rice	Wolcott
Connors	Johnson, C.	McEachern	Ryan	Mr. Speaker
Cummiskey	Johnson, D.	McFarlin	Salchert	
Dahl	Johnson, J.	Menke	Samuelson	

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

Forsythe moved to amend H. F. No. 2797, the printed bill, as amended by the Munger amendment, as follows:

Page 3, line 25, after "for" strike "decorative purposes or outdoor illumination" and insert in lieu thereof "outdoor illumination used principally for decorative purposes".

A roll call was requested and properly seconded.

The question was taken on the Forsythe amendment and the roll being called, there were yeas 58, and nays 49, as follows:

Those who voted in the affirmative were:

Adams, J.	Esau	Johnson, R.	Lindstrom, J.	Myrah
Becklin	Forsythe	Jopp	Lombardi	Niehaus
Biersdorf	Fudro	Jude	Long	Ohnstad
Carlson, D.	Graw	Kempe	McCarron	Pavlak, R.
Connors	Growe	Klaus	McCauley	Pavlak, R. L.
DeGroat	Hagedorn	Knickerbocker	McEachern	Pieper
Dirlam	Haugerud	Kvam	McFarlin	Pleasant
Erdahl	Johnson, C.	Larson	Miller, D.	Ryan
Erickson	Johnson, J.	Lindstrom, E.	Miller, M.	St. Onge

Samuelson	Schreiber	Smith	Weaver	Wohlwend
Sarna	Searle	Stangeland	Wenzel	
Savelkoul	Skaar	Swanson	Wigley	

Those who voted in the negative were:

Anderson, G.	Cummiskey	Jaros	Moe	Schulz
Anderson, I.	Dahl	Johnson, D.	Munger	Sherwood
Belisle	Dieterich	Kahn	Nelson	Sieben, H.
Berg	Eckstein	Kelly	Norton	Sieben, M.
Berglin	Eken	Knoll	Ojala	Stanton
Braun	Enebo	Kostohryz	Parish	Tomlinson
Brinkman	Faricy	LaVoy	Pehler	Vanasek
Carlson, A.	Fugina	Lemke	Peterson	Wolcott
Carlson, L.	Graba	Mann	Resner	Mr. Speaker
Casserly	Hanson	Menke	Salchert	

The motion prevailed and the amendment was adopted.

CALL OF THE HOUSE

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

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

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

Samuelson, Ulland, and Wigley were excused for the remainder of today's session.

H. F. No. 2797, A bill for an act relating to energy conservation; providing for regulations to reduce wasteful and inefficient

energy use; providing for energy conservation education; providing penalties.

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 64, and nays 60, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Jude	Nelson	Sherwood
Andersen, R.	Eken	Kahn	Norton	Sieben, H.
Bell	Enebo	Kelly	Ojala	Sieben, M.
Berg	Faricy	Knoli	Parish	Smith
Berglin	Fudro	Kostohryz	Pavlak, R.	Spanish
Braun	Fugina	LaVoy	Pehler	Stanton
Brinkman	Graba	Mann	Prahl	Swanson
Carlson, A.	Growe	McCarron	Quirin	Tomlinson
Carlson, L.	Hanson	McFarlin	Resner	Vento
Casserly	Haugerud	Menke	Rice	Voss
Connors	Jacobs	Miller, D.	Ryan	Wenzel
Cummiskey	Jaros	Moe	Salchert	Mr. Speaker
Dahl	Johnson, D.	Munger	Sarna	

Those who voted in the negative were:

Anderson, G.	Erdahl	Johnson, R.	Long	Pleasant
Anderson, I.	Erickson	Jopp	McArthur	St. Onge
Becklin	Esau	Kempe	McCauley	Savelkoul
Belisle	Ferderer	Klaus	McEachern	Schreiber
Bennett	Fjoslien	Knickerbocker	Miller, M.	Schulz
Biersdorf	Forsythe	Kvam	Myrah	Searle
Carlson, D.	Graw	Laidig	Newcome	Skaar
Cleary	Hagedorn	Larson	Niehaus	Stangeland
Culhane	Heinitz	Lemke	Ohnstad	Vanasek
DeGroat	Hook	Lindstrom, E.	Pavlak, R. L.	Weaver
Dirlam	Johnson, C.	Lindstrom, J.	Peterson	Wohlwend
Eckstein	Johnson, J.	Lombardi	Pieper	Wolcott

The bill was not passed, as amended.

NOTICE OF INTENTION TO MOVE FOR RECONSIDERATION

Pursuant to Rule 47, Anderson, I., gave notice of his intention to move for reconsideration of the vote whereby H. F. No. 2797 was not passed on Special Orders today.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 2:00 p. m., Monday, March 4, 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, March 4, 1974.

EDWARD A. BURDICK, Chief Clerk, House of Representatives



