

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1974

ONE HUNDRED-FIFTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MARCH 14, 1974

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

Prayer was offered by the Chaplain.

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

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

A quorum was present.

Hanson, Hook, and Jopp were excused. Haugerud was excused until 4:30 p.m. Menke was excused until 3:00 p.m.

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

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1069, 2992, 1834, 3276, 3347, 2243, 3035, 3105, 3313, and 3571 and S. F. Nos. 428, 2635, 2832, 3008, 3059, and 3428 have been placed in the members' files.

S. F. No. 2477 and H. F. No. 2505, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Anderson, I., moved that S. F. No. 2477 be substituted for H. F. No. 2505 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2850 and H. F. No. 3111, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 2850, page 1, line 13, reads: "issue not more than (FIVE ADDITIONAL) *ten* seasonal on-sale"; whereas, H. F. No. 3111, page 1, line 14, reads: "issue not more than (FIVE) *ten* additional seasonal on-sale".

Further, the title of S. F. No. 2850 reads:

"A bill for an act relating to St. Louis county; authorizing issuance of seasonal on-sale intoxicating liquor licenses; amending Laws 1973, Chapter 663, Section 1.";

whereas, the title of H. F. No. 3111 reads:

"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.".

SUSPENSION OF RULES

Fugina moved that the rules be so far suspended that S. F. No. 2850 be substituted for H. F. No. 3111 and that the House File be indefinitely postponed. The motion prevailed.

UNANIMOUS CONSENT

Quirin requested unanimous consent to offer a motion. The request was granted.

Quirin moved that S. F. No. 498 be unofficially engrossed and be reprinted for the House. The motion prevailed.

REPORTS OF STANDING COMMITTEES

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

H. F. No. 3159, A bill for an act relating to the coordination and integration of human services; prescribing powers and duties of the state planning agency; appropriating money.

Reported the same back with the following amendments:

Page 2, line 26, following "act." add the following: "Notwithstanding any law to the contrary this appropriation shall remain in effect until June 30, 1975."

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

The report was adopted.

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

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

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

The report was adopted.

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

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

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

The report was adopted.

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

S. F. No. 1759, A bill for an act relating to outdoor recreation, providing for a regional recreation open space system; establishing a metropolitan parks and open space commission; authorizing the issuance of bonds and the levy of taxes; authorizing grants to park districts, counties and municipalities for acquisition and development of the system; and appropriating money therefor.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. [PURPOSE.] The legislature finds that the pressure of urbanization and development threatens the most valuable remaining large recreational open space areas in the metropolitan area at the same time as the need for such areas is increased. Immediate action is therefore necessary to provide funds to acquire, preserve, protect and develop regional recreational open space for public use.

Sec. 2. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 8, the terms defined in this section have the meanings given them.

Subd. 2. "Metropolitan area" means the area comprising the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington.

Subd. 3. "Metropolitan council" means the metropolitan council created by Minnesota Statutes, Section 473B.02.

Subd. 4. "Park district" means a park district created under Minnesota Statutes, Chapter 398.

Subd. 5. "Regional recreation open space" means the land and water areas determined by the metropolitan council to be of regional significance in providing for a balanced system of public outdoor recreation for the metropolitan area, including but not limited to park reserves, major linear parks, and large recreation parks.

Subd. 6. "System plan" means a plan generally describing the extent, type and location of regional recreation open space needed for the metropolitan area and the timing of its acquisition and development.

Subd. 7. "Master plan" means a plan describing the boundaries of specific parks or other regional recreation open space and the nature of their development and use.

Subd. 8. "Municipality" means any city or town exercising municipal powers located in the metropolitan area, except where there exists in a city of the first class an elected park and recreation board having control of parks, parkways, playgrounds, and trees, for the purpose of this act, that board shall be considered a municipality.

Sec. 3. [REGIONAL RECREATION OPEN SPACE SYSTEM.] The metropolitan council, after consultation with municipalities, park districts and counties in the metropolitan area, and after appropriate public hearings, shall prepare and adopt

not later than January 1, 1975, and shall review and revise periodically, a system plan for regional recreation open space consistent with the council's metropolitan development guide. The system plan shall identify generally the areas which should be acquired by a public agency to provide a system of regional recreation open space comprising park district, county and municipal facilities which, together with state facilities, will reasonably meet the outdoor recreation needs of the people of the metropolitan area and shall establish priorities for acquisition and development. The system plan shall include a five year capital improvement program, which shall be revised periodically, and shall establish criteria and priorities for the allocation of funds for such acquisition and development.

Sec. 4. [MASTER PLAN.] Subdivision 1. [ADOPTION.] Each park district located wholly or partially within the metropolitan area, and each county in the metropolitan area not wholly within a park district, shall prepare, after consultation with all affected municipalities, and submit to the metropolitan council, and from time to time revise and resubmit to the council, a master plan and annual budget for the acquisition and development of regional recreation open space located within the district or county, consistent with the council's system plan.

Subd. 2. [COUNCIL REVIEW.] The metropolitan council shall review each master plan to determine whether it is consistent with the council's system plan. If it is not consistent, the council shall return the plan with its comments to the municipalities, park district or county for revision and resubmittal.

Sec. 5. [GRANTS.] The metropolitan council may make grants, from any funds available to it for recreation open space purposes, to any municipality, park district or county located wholly or partially within the metropolitan area to cover the cost, or any portion of the cost, of acquiring or developing regional recreation open space in accordance with the system plan; and all such agencies may enter into contracts for this purpose or rights or interests therein. The cost of acquisition shall include any payments required for relocation pursuant to Minnesota Statutes, 1973 Supplement, Sections 117.50 to 117.56. No more than 80 percent of the funds available under this act shall be used for acquisition of regional recreation open space and no more than 30 percent shall be used for development of regional recreation open space.

Sec. 6. [SALES OF BONDS.] Subdivision 1. The metropolitan council may by resolution authorize the issuance of general obligation bonds of the council such that the amount outstanding and undischarged at any time shall not exceed \$40,000,000, for which its full faith and credit and taxing powers shall be pledged, for the acquisition and betterment of regional recreation open space in accordance with this act. The metropolitan council may also issue general obligation bonds for the

purpose of refunding outstanding obligations issued hereunder. The amount of refunding bonds that may be issued from time to time shall not be subject to the dollar limitation contained in this subdivision nor shall such refunding bonds be included in computing the amount of bonds that may be issued within such dollar limitation.

Subd. 2. The metropolitan council shall sell and issue such bonds in the manner provided in Minnesota Statutes, Chapter 475, and shall have the same powers and duties as a municipality issuing bonds under that law, except that the approval of a majority of the electors shall not be required and the net debt limitations therein shall not apply. The terms of each series of such bonds shall be fixed so that the amount of principal and interest on all outstanding and undischarged bonds, together with the bonds proposed to be issued, due in any year shall not exceed .5 mills times the assessed value of all taxable property in the metropolitan area as last finally equalized prior to a proposed issue. The bonds shall be secured in accordance with Minnesota Statutes, Section 475.61, Subdivision 1, and any taxes required for their payment shall be levied by the council, shall not affect the amount or rate of taxes which may be levied by the council for other purposes, shall be spread against all taxable property in the metropolitan area and shall not be subject to limitation as to rate or amount. Any taxes certified by the council to the county auditors for collection shall be reduced by the amount received by the council from the state auditor or the federal government for the purpose of paying the principal and interest on bonds to which the levy relates. The council shall certify the fact and amount of all money so received to the county auditors, and the auditors shall reduce the levies thereto for made for such bonds in the manner and to the extent provided in Minnesota Statutes, Section 475.61, Subdivision 3.

Subd. 3. [IMMEDIATE LOANS.] The metropolitan council shall have the power, after the authorization of bonds pursuant to this section, to provide funds immediately required for the purposes of this act, by effecting temporary loans upon such terms as it shall by resolution determine, evidenced by notes due in not exceeding 24 months from the date thereof, payable to the order of the lender or to the bearer, to be repaid with interest from the proceeds of such bonds when issued and delivered to the purchaser thereof. Such temporary loans may be made without public advertisement.

Subd. 4. In the event that the full faith and credit pledge of the metropolitan council for the payment of principal and interest on the bonds issued under this section is superseded and replaced by the full faith and credit pledge of the state of Minnesota, by binding and irrevocable legislation, such action shall extinguish the full faith and credit pledge theretofore made for all bonds and the interest thereon issued pursuant to this section.

Subd. 5. [INTERIM APPROPRIATION.] Of the funds appropriated by Laws 1973, Chapter 720, Section 43, Subdivision 2, Paragraph h, which could be used for grants in aid for recreational and natural areas located within the jurisdiction of the council not committed for such purposes on April 1, 1974, the amount needed, but not to exceed \$2,000,000.00, is hereby reappropriated to the council for the fiscal year commencing July 1, 1974, to pay principal and interest coming due in such fiscal year on bonds issued pursuant to this section.

Sec. 7. [LOCAL ACQUISITION.] Any park district or municipality wholly or partially within the metropolitan area, and any county in the metropolitan area not wholly within a park district, may acquire, develop and manage any land or water area, or any interests, easements or other rights therein, comprising regional recreation open space in the same manner as it is authorized to do for other park and recreation purposes, and such area or other rights shall constitute a part of the park and recreation system of the acquiring agency.

Sec. 8. [COUNCIL ACQUISITION.] The metropolitan council may acquire by gift or purchase any land or water area, or any interests, easements or other rights therein, which are included in the system plan whenever such areas have not been acquired for recreation open space purposes within the period of time hereinafter specified. Before proceeding with the acquisition of any such area or other rights, the council shall by resolution offer a grant covering the full cost of acquisition to the park district, municipality or county in which the area or other rights are situated. If the acquisition process has not been initiated within 60 days or other rights have not been acquired within one year after the adoption of the resolution, the council may by resolution offer such a grant to another park district or county or to a municipality in the metropolitan area. If the acquisition process has not been initiated within 60 days or the area or other rights have not been acquired within six months after the adoption of the resolution, the council may proceed with acquisition. The council may, in its discretion, contract with a municipality, park district or county for such services as may be needed to complete such acquisition. The council shall manage such areas so as to preserve them for future recreation open space purposes and may contract with a municipality, park district or county for such management. The council shall convey such areas to a municipality, park district or county for development and operation consistent with an approved recreation open space master plan.

Sec. 9. [TAX EQUIVALENTS.] In each of the four years after the metropolitan council or park district, county or municipality acquires fee simple title to any real property included in the regional recreation open space system, the metropolitan council shall pay to the municipality or township in which the property is situated an amount equal to the total amount of the taxes

levied thereon for municipal or township purposes for collection in the year in which title passed, diminished by 20 percent for each subsequent year to and including the year of payment; provided that for any year in which taxes on the property, or on the privilege or using or possessing it, are paid this tax equivalent shall not be paid. All amounts paid pursuant to this section are costs of acquisition of the property with respect to which they are paid.”.

Further amend the title as follows:

Page 1, line 4, after “system;” strike “establishing a”.

Page 1, strike lines 5 and 6.

Page 1, line 7, strike “bonds and the levy of taxes” and insert the following: “authorizing the metropolitan council to issue bonds therefor and levy taxes”.

Page 1, line 10, after “system;” insert “authorizing a tax levy therefor”.

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

The report was adopted.

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

S. F. No. 2661, A bill for an act relating to the Gillette hospital authority; classification of employees continuing under the authority; transfer of bequests, endowments, gifts, and personal property; reappropriating money from the site determination study to the authority; amending Minnesota Statutes, 1973 Supplement, Section 250.05, Subdivision 3, and by adding a subdivision; and Laws 1973, Chapter 540, Section 2.

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

The report was adopted.

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

S. F. No. 2015, A bill for an act relating to snowmobiles; operation and regulation; contests; amending Minnesota Statutes 1971, Section 84.87, Subdivision 1a.

Reported the same back with the recommendation that 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:

S. F. No. 2295, A bill for an act relating to game and fish; closing the season to taking of beaver in a certain area; amending Minnesota Statutes 1971, Section 100.27, Subdivision 4.

Reported the same back with the following amendments:

Page 1, line 16, strike "45" and insert "120".

Page 1, line 20, strike "1974 and".

Page 2, line 1, after "*Duluth*" and before the period insert the following: "*; provided further that in the portion of the state lying northerly and easterly of the line previously described that beaver may be taken in the calendar year 1976 and following, in the manner and subject to regulations described above, but only for a period, or periods, not exceeding a total of 45 days between November 1 and May 31 following*".

Further amend the title as follows:

Page 1, line 4, after "area;" insert "changing the length of seasons;"

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:

S. F. No. 3212, A bill for an act relating to game and fish; eligibility for free fishing licenses; amending Minnesota Statutes, 1973 Supplement, Section 98.47, Subdivision 8.

Reported the same back with the recommendation that 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:

S. F. No. 3406, A bill for an act relating to historic sites; designating additional historical sites and historic districts; amending Minnesota Statutes 1971, Sections 138.081; 138.52, Subdivision 1, and by adding a subdivision; 138.53, by adding subdivisions; 138.54, by adding a subdivision; 138.58, by adding subdivisions; and 138.73, by adding subdivisions.

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

The report was adopted.

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

H. F. No. 3677, A bill for an act relating to employment services; unemployment compensation; defining unemployment; amending Minnesota Statutes 1971, Section 268.04, Subdivision 23.

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

The report was adopted.

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

S. F. No. 2252, 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 and be placed on the Consent Calendar.

The report was adopted.

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

S. F. No. 2350, A bill for an act relating to the county of Ramsey; providing for the retirement of employees thereof; providing certain benefits therefor; and authorizing the levy of certain taxes; amending Laws 1963, Chapter 852, Section 3, as amended.

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

The report was adopted.

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

S. F. No. 2739, A bill for an act relating to hazardous and sub-standard buildings; expenses of repairing or removing such buildings; including attorney fees in such expenses; amending Minnesota Statutes 1971, Section 463.22.

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

The report was adopted.

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

S. F. No. 3129, A bill for an act relating to the state arts council; providing the lieutenant governor shall be an ex-officio member of the governing board in lieu of the governor; amending Minnesota Statutes 1971, Section 139.02.

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

The report was adopted.

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

S. F. No. 3311, A bill for an act relating to cities of the first class; the municipal housing and redevelopment act; authorizing a redevelopment company to be organized as a limited partnership; amending Minnesota Statutes 1971, Sections 462.421, Subdivision 20; and 462.605.

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

The report was adopted.

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

S. F. No. 3352, A bill for an act relating to the city of Richfield, and the offices of fire chief and assistant fire chief therein.

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

The report was adopted.

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

S. F. No. 423, A bill for an act relating to St. Louis county; revising the composition of the county welfare board; amending Laws 1907, Chapter 222, Section 1, Subdivisions 1, 2 and 3, as amended; amending Minnesota Statutes 1971, Section 393.01, Subdivision 5.

Reported the same back with the following amendments:

Page 2, line 10, strike "1974" and insert "1975".

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

The report was adopted.

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

S. F. No. 2177, A bill for an act relating to welfare; prohibiting restriction of foster homes by zoning; providing for notice to affected municipalities and political subdivisions; amending Minnesota Statutes 1971, Section 257.101, by adding subdivisions.

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

The report was adopted.

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

S. F. No. 2715, A bill for an act relating to county welfare boards; providing for the selection of board members when two or more counties agree to combine existing individual boards into a single board; amending Minnesota Statutes 1971, Section 393.01, Subdivision 7.

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

The report was adopted.

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

S. F. No. 3325, A bill for an act relating to public health; requiring reporting of certain information by ambulance service operators; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

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

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORT
WAS RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

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

H. F. No. 3401, A bill for an act relating to the Minnesota state art council; establishing the office of poet laureate in Minnesota.

Reported the same back with the following amendments:

Page 1, line 24, strike "shall" and insert "may".

Page 1, line 26, after "employees" insert "by the state arts council".

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

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 3159, 3239, and 3267 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 2477, 2850, 1759, 2661, 2015, 2295, 3212, 3406, 2252, 2350, 2739, 3129, 3311, 3352, 423, 2177, 2715, and 3325 were read for the second time.

INTRODUCTION OF BILLS

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

H. F. No. 3709, A bill for an act appropriating moneys to the regents of the university of Minnesota for the mineral resource research center.

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

Munger; Anderson, I.; Sabo; Ulland; and Enebo introduced:

H. F. No. 3710, A bill for an act creating a legislative commission to study taxation of nonreturnable containers of all kinds.

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

Salchert and Johnson, R., introduced:

H. F. No. 3711, A bill for an act relating to taxation; sales and use tax; imposition; retail sales through coin-operated vending machines; amending Minnesota Statutes 1971, Section 297A.02.

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

Norton, for the Committee on Appropriations, introduced:

H. F. No. 3712, A bill for an act relating to claims against the state; appropriating moneys for the payment thereof; amending Minnesota Statutes 1971, Section 3.732, Subdivisions 2, 4 and 5.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 1952, A bill for an act relating to the construction, maintenance and repair of county ditches in Ramsey county; repealing Laws 1957, Chapter 682.

H. F. No. 1966, A bill for an act relating to the city of Minneapolis; authorizing compensation for members of the board of park commissioners.

H. F. No. 1967, A bill for an act relating to the library board of the city of Minneapolis; authorizing compensation for members.

H. F. No. 2144, A bill for an act relating to wild animals; affording protection to the wolverine; providing a penalty; amending Minnesota Statutes 1971, Section 97.55, Subdivision 8; and 100.27, Subdivision 1.

H. F. No. 2595, A bill for an act relating to the Minnehaha creek watershed district; providing for the establishment of a district water maintenance and repair fund; authorizing a tax levy for water maintenance and repair purposes.

H. F. No. 2833, A bill for an act relating to the appointment of a law clerk for the district judge assigned to hold court in the counties of Rice, Steele and Waseca; setting the salary thereof; amending Laws 1967, Chapter 355, Section 1, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 978, A bill for an act relating to tort liability of political subdivisions; extending governmental immunity from tort liability for certain towns; amending Minnesota Statutes 1971, Section 466.12, Subdivision 4.

The Senate has appointed as such committee Messrs. Wegener; Keefe, J.; and Humphrey.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 3202, A bill for an act relating to the city of Coon Rapids; authorizing the issuance of on-sale licenses for the sale of intoxicating liquor.

The Senate has appointed as such committee Messrs. Thorup, Anderson and Frederick.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2728, A bill for an act relating to state government; revising the civil service law; amending Minnesota Statutes 1971, Sections 15A.071; 43.05, Subdivision 2, as amended; 43.09, Subdivision 2, as amended; 43.12, Subdivisions 1 and 3, as amended; 43.121, Subdivisions 1, 2, as amended, and 3; 43.126, Subdivisions 2, 3, and 4; 43.14, Subdivision 2; 43.19, Subdivision 2, as amended; 43.20; 43.222; 43.25; 43.26, Subdivisions 1 and 2; 43.30; 43.31; and Laws 1973, Chapter 720, Section 78; repealing Minnesota Statutes 1971, Sections 15A.20, Subdivisions 4 and 5; 43.01, Subdivisions 3 and 4; and 43.22, Subdivision 8; and Laws 1973, Chapter 765, Section 23.

The Senate has appointed as such committee Messrs. Borden, Pillsbury and Kleinbaum.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 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 Senate has appointed as such committee Messrs. Willet, Schrom and Brown.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1866, A bill for an act relating to public welfare; providing for supplementary assistance payments to recipients; providing for the administration and agency and judicial review thereof.

The Senate has appointed as such committee Messrs. Moe, Tennesen and Kirchner.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1292, A bill for an act authorizing the Minnesota peace officer training board to set minimum standards of physical, mental, educational, and moral fitness which shall govern the recruitment of nonelective peace officers within the state; amending Minnesota Statutes 1971, Section 626.843, Subdivision 1.

The Senate has appointed as such committee Messrs. Nelson, Milton and Spear.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 1136, A bill for an act relating to unemployment compensation; benefits; disqualification; exception; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

The Senate has appointed as such committee Messrs. Perpich, A. J.; Arnold; and Kowalczyk.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 951, A bill for an act relating to ethics in government; regulating lobbyists, conflicts of interest and election expenses and contributions; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 211.01, Subdivision 3; 211.06; 211.20, Subdivision 3; 211.27, by adding a subdivision; and 290.06, by adding a subdivision; repealing Minnesota Statutes 1971, Sections 3.87; 3.88; 3.89; 3.90; 3.91; and 3.92.

The Senate has appointed as such committee Messrs. Keefe, S.; Ashbach; and Tennesen.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2926, A bill for an act relating to taxation; prescribing eligibility for rent and property tax credits; amending Minnesota Statutes, 1973 Supplement, Sections 290.0601, Subdivisions 6 and 9; and 290.061.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, D., moved that the House concur in the Senate amendments to H. F. No. 2926 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2926, A bill for an act relating to taxation; prescribing eligibility for rent and property tax credits; amending Minnesota Statutes, 1973 Supplement, Sections 290.0601, Subdivisions 6 and 9; and 290.061.

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

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

Those who voted in the affirmative were:

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

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

Mr. Speaker:

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

H. F. No. 3002, A bill for an act relating to motor vehicles; interstate registration and reciprocity, withdrawal of vehicle from fleet; refund; amending Minnesota Statutes 1971, Section 168.187, Subdivision 15.

PATRICK E. FLAHAVEN, Secretary of the Senate

Andersen, R., moved that the House refuse to concur in the Senate amendments to H. F. No. 3002, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in

which amendment the concurrence of the House is respectfully requested:

H. F. No. 1810, A bill for an act providing standards and procedures for tax increment financing; authorizing municipalities to create development districts; authorizing the issuance of bonds to carry out development programs in development districts; authorizing tax increment financing for the payment of principal and interest on such bonds; authorizing municipalities to assess the cost of operation against development districts; authorizing port authorities to segregate tax increments in industrial development districts; providing limitation on extent of districts to which tax increment financing applies; amending Minnesota Statutes 1971, Chapter 273, by adding sections; Sections 462.585, Subdivision 1; and 458.192, Subdivision 1 and adding new subdivisions to the section; and repealing Minnesota Statutes 1971, Sections 462.545, Subdivision 5; 462.585, Subdivisions 2 and 3; and 474.10, Subdivisions 2 and 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

Cummiskey moved that the House refuse to concur in the Senate amendments to H. F. No. 1810, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 2003, 2110, 2161, 2315, 2386, 2580, and 3434.

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. 2669, 2670, 2748, 2964, 3194, and 3407.

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. 3422 and 3210.

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. 3477.

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. 1769, 1879, 1963, 1999, 2731, 3181, 3198, and 3257.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2003, A bill for an act relating to education; approval of plans for school buildings; amending Minnesota Statutes 1971, Section 121.15.

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

S. F. No. 2110, A bill for an act relating to metropolitan government; providing for the establishment of standards for the regulation of the subdivision, use and development of land and water; providing for adoption of ordinances therefor.

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

S. F. No. 2161, A bill for an act relating to mobile homes; providing for licensing and bonding of manufacturers and dealers and requirements for installation of mobile homes; providing penalties; amending Minnesota Statutes 1971, Sections 327.31, Subdivision 3, and by adding subdivisions; 327.32, Subdivision 5, and by adding a subdivision; 327.33, Subdivision 2; 327.34, Subdivisions 1 and 3, and by adding a subdivision; 168.011, Subdivision 4; 168.27, Subdivision 1; amending Minnesota Statutes 1971, Chapter 327 by adding a section.

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

S. F. No. 2315, A bill for an act relating to metropolitan government; creating a metropolitan sports commission and prescribing its powers and duties.

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

S. F. No. 2386, A bill for an act relating to enforcement of child support orders; amending Minnesota Statutes, 1973 Supplement, Section 393.07, Subdivision 9.

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

S. F. No. 2580, A bill for an act relating to education; establishing grounds and procedures for the suspension, exclusion, and expulsion of public school pupils; repealing Minnesota Statutes 1971, Section 127.071.

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

S. F. No. 3434, 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, Section 201.061, by adding a subdivision.

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

S. F. No. 2669, A bill for an act relating to the state planning agency; creating the position of state demographer; prescribing duties; appropriating moneys therefor; amending Minnesota Statutes 1971, Sections 4.11, by adding a subdivision; and 4.12, by adding subdivisions.

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

S. F. No. 2670, 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.

S. F. No. 2748, A bill for an act relating to public health in the towns of Moose Lake in Carlton county and Windemere in Pine county; providing for the creation of a sewer district and a sanitary sewer board to administer the district; providing for the collection, treatment, and disposal of sewage in the Moose Lake and Windemere area.

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

S. F. No. 2964, A bill for an act relating to welfare; alcohol and drug abuse; establishing an office of native American programs within the state authority on alcohol and drug abuse; appropriating money; amending Minnesota Statutes, 1973 Supplement, Section 254A.03.

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

S. F. No. 3194, A bill for an act relating to agriculture; licensing of livestock marketing agencies and livestock dealers; requiring bonds and providing for claims against bonds; requiring records and providing for inspection thereof; requiring livestock weighers and providing for a weighing service; providing penalties; amending Minnesota Statutes 1971, Section 239.27; repealing Minnesota Statutes 1971, Sections 239.05, Subdivisions 2, 3, 4, 5, and 6; 239.13; 239.14; 239.15; 239.16; 239.17; 239.18, as amended; 239.19; 239.21; 239.225; and 239.26.

The bill was read for the first time.

Eken moved that S. F. No. 3194 and H. F. No. 3168, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 3407, A bill for an act relating to agriculture; local pest control; amending Minnesota Statutes 1971, Section 18.022, Subdivision 1.

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

S. F. No. 3422, 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.

Tomlinson moved that S. F. No. 3422 and H. F. No. 3557, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 3210, A bill for an act relating to taxation; extending option to employ certified assessor; amending Minnesota Statutes, 1973 Supplement, Section 270.493.

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

S. F. No. 3477, A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted, unconstitutional and obsolete references and text; eliminating certain duplicitious and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Sections 3.85, Subdivision 9; 3.925; 6.18; 7.05; 15.38; 16.01; 17.10; 31.495, Subdivisions 4 and 5; 35.605, Subdivision 1; 43.24, Subdivision 2, as amended; 84.03; 85A.02, Subdivision 12; 86.11, Subdivision 5; 94.09, Subdivision 5; 115.42; 116.03, Subdivision 1; 122.02; 122.22, Subdivision 1; 122.23, Subdivision 1; 123.015; 124.76; 126.021; 136.601, Subdivisions 1 and 2; 136.62, Subdivision 4; 136.621, Subdivision 2; 136A.07; 144.71, Subdivision 3; 148.41; 148.75; 152.19, Subdivision 6; 154.16; 168.012, Subdivision 1, as amended; 168.013, Subdivisions 1g as amended, 2, 12 as amended, and 14; 168.014, as amended; 168.11, Subdivision 2; 169.123, Subdivisions 1, 2 as amended, 4, and 6; 169.305, Subdivision 1; 175.171; 176.131, Subdivision 1; 183.51, Subdivision 12; 215.22; 215.24; 252.24, Subdivision 1; 252.27, Subdivision 2; 260.251, Subdivision 3; 270.06; 326.241, Subdivision 3, as amended; 360.015, Subdivision 17; 362.15; 473A.12; 473B.04; 481.02, Subdivision 2; 482.09; 487.03, Subdivision 2, as amended; 517.03; 626A.17, Subdivision 3; Minnesota Statutes, 1973 Supplement, Sections 4.12, Subdivision 2; 80B.01, Subdivisions 8 and 9; 80B.02, Subdivision 1; 80B.03, Subdivision 5; 80B.06, Subdivision 5; 80B.07, Subdivision 1; 80B.13; 290.031, Subdivision 2; 290.0618; 298.22, Subdivision 2; 363.05, Subdivision 1; 412.018, Subdivision 1; Laws 1973, Chapters 561, Section 1, Subdivision 2; 628, Section 1, Subdivision 2; 638, Sections 62, 63, Subdivisions 1 and 3; 65, 67, and 68; 721, Section 3, Subdivision 7; and 744, Section 4, Subdivision 10; repealing Minnesota Statutes 1971, Section 471.47; Laws 1971, Chapters 680, Section 2; and 695, Section 6, Subdivision 3; Laws 1973, Chapters 35, Section 28; 54; 68, Sections 1 and 5; 83; 94, Section 4; 569, Section 5; 638, Sections 59 and 60; 676, Section 31; 725, Sections 3, 16, and 18; and 754, Section 7.

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

S. F. No. 1769, A bill for an act relating to the practice of chiropractic; prescribing minimum academic requirements for licensure and renewal of licensure; amending Minnesota Statutes 1971, Section 148.06.

The bill was read for the first time.

Vento moved that S. F. No. 1769 and H. F. No. 1842, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1879, A bill for an act relating to insurance; licensing and regulation of insurance premium finance companies; granting rule-making authority; and providing penalties.

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

S. F. No. 1963, A bill for an act relating to small loans; increasing the maximum limit on loans; providing charges for examination; amending Minnesota Statutes 1971, Sections 56.13, Subdivisions 1 and 5; and 56.15, Subdivision 1.

The bill was read for the first time.

Adams, J., moved that S. F. No. 1963 and H. F. No. 1827, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1999, A bill for an act relating to tax levies for county road and bridge purposes in St. Louis county.

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

S. F. No. 2731, A bill for an act relating to employment services; unemployment compensation; benefits; excluding from the term "employment" services performed by certain employees and appointees of political subdivisions; amending Minnesota Statutes, 1973 Supplement, Section 268.04, Subdivision 12.

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

S. F. No. 3181, A bill for an act relating to game and fish; authorizing use of portable fish houses within the boundary waters canoe area.

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

S. F. No. 3198, A bill for an act relating to tax forfeited lands; providing conditions for the sale of tax forfeited riparian lands; amending Minnesota Statutes, 1973 Supplement, Sections 9.071 and 282.018.

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

S. F. No. 3257, A bill for an act relating to highway traffic regulations; requiring certain motor vehicles to be equipped with safety belts; requiring operators and certain passengers of such motor vehicles to use safety belts with certain exceptions; prescribing penalties; suspending Minnesota Statutes 1971, Section 169.685, Subdivisions 1, 2 and 3 for a specified period of time.

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

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as Special Orders for today, March 14, 1974, to be acted upon immediately following the Special Orders continued from Wednesday, March 13, 1974: S. F. Nos. 919, 2627, 2576, 306, 1679, 2447, 2977, 2004, 3024, 3068, 2740, 3060, 2687, 2857, 2918, 3160, 735, 3175, 3287, 2367, 2759, 2332, 3023, 3159, 3105, 2817, 2984, 3033, 2504, 3075, and 498.

The following conference committee report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1489

March 12, 1974

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

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1489, report that we have agreed upon the items in dispute and recommend as follows:

Page 1, lines 11 and 12, delete “, as provided in this act”.

Page 2, lines 3 and 4, delete “by the commissioner of education” and insert in lieu thereof “pursuant to Minnesota Statutes, Section 122.03”.

Page 2, line 21, delete “between” and insert in lieu thereof “among”.

Page 3, line 6, delete “Saturday”.

Page 4, line 4, after “the” and before “board” insert “center”.

Page 4, line 4, after “to” delete “the” and insert in lieu thereof “such”.

Page 4, line 11, after “district” delete the comma.

Page 5, line 11, after “subdivision 5” insert “, clause” and after “subdivision 4” insert “, clauses”.

Page 6, line 14, after “by” and before “majority” delete “the”.

Page 7, lines 7 and 8, delete "may upon application to the commissioner of education become" and insert in lieu thereof "shall be".

Page 7, line 9, after "subdivision 1." insert the following: "Any changes in center agreements necessary to comply with this act shall be completed within twelve months after the effective date of this act and filed with the state board by the administrator of each center."

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

House Conferees: JACK H. LAVOY, CARL M. JOHNSON, and WENDELL O. ERICKSON.

Senate Conferees: SAM G. SOLON, DOUGLAS H. SILLERS, and B. ROBERT LEWIS.

LaVoy moved that the report of the Conference Committee on H. F. No. 1489 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1489, A bill for an act relating to education; providing for establishment and operation of cooperative centers by independent school districts.

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

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

Those who voted in the affirmative were:

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

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

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

CONSENT CALENDAR

S. F. No. 3183, A bill for an act relating to the city of Duluth; Spirit Mountain recreation area authority; authorizing the issuance of bonds and allowing for the negotiated sale thereof; permitting mortgage liens on the property of the authority; authorizing the issuance of an on-sale liquor license to the Spirit Mountain recreation area authority; amending Laws 1973, Chapter 327, Section 7, Subdivisions 1 and 3; and 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 102, and nays 21, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Kelly	Myrah	Savelkoul
Andersen, R.	DeGroat	Kempe	Nelson	Schulz
Anderson, G.	Dieterich	Knickerbocker	Newcome	Sieben, H.
Anderson, I.	Dirlam	Knoll	Niehaus	Sieben, M.
Bell	Eckstein	Kostohryz	Norton	Smith
Bennett	Eken	LaVoy	Ohnstad	Spanish
Berg	Enebo	Lemke	Ojala	Stangeland
Berglin	Ferderer	Lindstrom, E.	Parish	Stanton
Biersdorf	Fjoslien	Lindstrom, J.	Patton	Swanson
Braun	Forsythe	Lombardi	Pavlak, R.	Tomlinson
Brinkman	Fudro	Mann	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	McArthur	Pehler	Vanasek
Carlson, B.	Graba	McCarron	Peterson	Vento
Carlson, D.	Graw	McCauley	Prahl	Wenzel
Carlson, L.	Growe	McEachern	Quirin	Wigley
Cassery	Heinitz	McFarlin	Resner	Wohlwend
Cleary	Jacobs	McMillan	Rice	Wolcott
Clifford	Jaros	Miller, D.	Ryan	Mr. Speaker
Connors	Johnson, C.	Miller, M.	Salchert	
Culhane	Jude	Moe	Samuelson	
Cummiskey	Kahn	Mueller	Sarna	

Those who voted in the negative were:

Anderson, D.	Esau	Klaus	Pieper	Weaver
Becklin	Faricy	Kvam	St. Onge	
Belisle	Hagedorn	Laidig	Searle	
Erdahl	Johnson, D.	Larson	Sherwood	
Erickson	Johnson, J.	Long	Skaar	

The bill was passed and its title agreed to.

S. F. No. 3218, A bill for an act relating to municipality, local improvements, special assessments; amending Minnesota Statutes, 1973 Supplement, Sections 429.011, Subdivision 2b; and 429.021, Subdivision 1.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 3271, A bill for an act relating to the county of Wright; authorizing the county of Wright to appropriate money in a limited amount to the Annandale Pioneer Transportation Museum.

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

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

Those who voted in the affirmative were:

Adams, J.	Anderson, D.	Becklin	Bennett	Biersdorf
Adams, S.	Anderson, G.	Belisle	Berg	Braun
Andersen, R.	Anderson, I.	Bell	Berglin	Brinkman

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

The bill was passed and its title agreed to.

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 third time and placed upon its final passage.

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2285, A bill for an act relating to the city of Duluth; expanding the subdivision control and regulatory power of the planning commission; modifying the procedure for approval of plats by such commission; making Minnesota Statutes, Section 462.358, Subdivision 4, applicable to the city; adopting additional building restrictions; amending Laws 1933, Chapter 93, Sections 1, 2, 4, 5, 6, 7 and 10.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2995 was reported to the House.

Objection having been made by ten members, S. F. No. 2995 was returned to General Orders.

S. F. No. 2840, A bill for an act legalizing foreclosure sales heretofore made and the records of mortgage foreclosure proceedings; limiting the time within which actions may be brought or defenses interposed; questioning the validity of foreclosure proceedings.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2973 was reported to the House.

There being no objection, S. F. No. 2973 was continued on the Consent Calendar until Monday, March 18, 1974.

S. F. No. 3176 was reported to the House.

Sieben, H., moved to amend S. F. No. 3176, as follows:

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

"Section 1. Notwithstanding provisions of Minnesota Statutes, Section 394.30, Subdivision 1, to the contrary, the Dakota county board of commissioners may, if it wishes to avail itself of the authority granted by Minnesota Statutes, Sections 394.21 to 394.37, create a planning advisory commission composed of two appointees from each Dakota county commissioner district. Such appointments shall be annual.

Sec. 2. This act takes effect when approved by a majority of the board of county commissioners of Dakota county, and upon compliance with Minnesota Statutes, Section 645.021."

The motion prevailed and the amendment was adopted.

S. F. No. 3176, A bill for an act relating to Dakota county; authorizing certain requirements for appointees to the Dakota county planning advisory commission.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 3239, A bill for an act relating to Hennepin county; providing for the support and maintenance of the county law library; amending Laws 1933, Chapter 291, Section 12.

The bill was read for the 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 108, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Kelly	Miller, M.	Schreiber
Adams, S.	DeGroat	Kempe	Moe	Schulz
Andersen, R.	Dieterich	Klaus	Munger	Searle
Anderson, D.	Dirlam	Knoll	Myrah	Sherwood
Anderson, G.	Eckstein	Kostohryz	Nelson	Sieben, H.
Anderson, I.	Erdahl	Kvam	Newcome	Sieben, M.
Becklin	Esau	Laidig	Norton	Smith
Bell	Faricy	Larson	Ojala	Spanish
Bennett	Ferderer	LaVoy	Parish	Stangeland
Berg	Fudro	Lemke	Patton	Stanton
Berglin	Fugina	Lindstrom, E.	Pavlak, R.	Swanson
Biersdorf	Graba	Lindstrom, J.	Pavlak, R. L.	Tomlinson
Braun	Growe	Long	Pehler	Ulland
Brinkman	Hagedorn	Mann	Peterson	Vento
Carlson, A.	Jacobs	McArthur	Pleasant	Voss
Carlson, B.	Jaros	McCarron	Prahl	Weaver
Carlson, D.	Johnson, C.	McCauley	Quirin	Wenzel
Carlson, L.	Johnson, D.	McEachern	Rice	Wigley
Casserly	Johnson, J.	McFarlin	Ryan	Wohlwend
Connors	Johnson, R.	McMillan	St. Onge	Mr. Speaker
Culhane	Jude	Menke	Sarna	
Cummiskey	Kahn	Miller, D.	Savelkoul	

Those who voted in the negative were:

Belisle	Eken	Fjoslien	Niehaus	Skaar
Cleary	Enebo	Heinitz	Ohnstad	
Clifford	Erickson	Knickerbocker	Pieper	

The bill was passed and its title agreed to.

S. F. No. 3162, A bill for an act relating to the city of Minneapolis; survivor benefits for city employees; amending Laws 1973, Chapter 133, Section 23, Subdivision 7.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Erdahl	Johnson, D.	Lombardi
Adams, S.	Carlson, D.	Erickson	Johnson, J.	Long
Andersen, R.	Carlson, L.	Esau	Johnson, R.	Mann
Anderson, D.	Casserly	Faricy	Kahn	McArthur
Anderson, G.	Cleary	Ferderer	Kelly	McCauley
Anderson, I.	Clifford	Fjoslien	Kempe	McEachern
Becklin	Connors	Fudro	Klaus	McFarlin
Belisle	Culhane	Fugina	Knickerbocker	McMillan
Bell	Cummiskey	Graba	Knoll	Menke
Bennett	Dahl	Graw	Kostohryz	Miller, D.
Berg	DeGroat	Growe	Laidig	Miller, M.
Berglin	Dieterich	Hagedorn	Larson	Moe
Biersdorf	Dirlam	Heinitz	LaVoy	Mueller
Braun	Eckstein	Jacobs	Lemke	Munger
Brinkman	Eken	Jaros	Lindstrom, E.	Myrah
Carlson, A.	Enebo	Johnson, C.	Lindstrom, J.	Nelson

Newcome	Pehler	Sarna	Smith	Weaver
Niehaus	Peterson	Savelkoul	Spanish	Wenzel
Norton	Pieper	Schreiber	Stangeland	Wigley
Ohnstad	Pleasant	Schulz	Stanton	Wohlwend
Ojala	Prahl	Searle	Swanson	Wolcott
Parish	Quirin	Sherwood	Tomlinson	Mr. Speaker
Patton	Rice	Sieben, H.	Ulland	
Pavlak, R.	Ryan	Sieben, M.	Vento	
Pavlak, R. L.	St. Onge	Skaar	Voss	

Those who voted in the negative were:

Kvam

The bill was passed and its title agreed to.

S. F. No. 3417, A bill for an act relating to state lands; directing conveyance of a portion of the Gillette Children's Hospital property to the city of St. Paul.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, D.	Dieterich	Faricy	Kempe	Pleasant
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The bill was passed and its title agreed to.

S. F. No. 2971 was reported to the House.

Swanson moved to amend S. F. No. 2971, as follows:

Page 2, line 8, delete "*state*".

Page 2, line 8, delete "*of health*".

Page 2, line 15, delete "*state*".

Page 2, line 15, delete "*of health*".

Page 2, line 18, delete "*state*".

Page 2, line 19, delete "*of health*".

Page 5, line 5, after "*non-elective*" delete the comma.

Page 5, line 6, after "*emergency*" delete the comma and insert "*or*".

Page 5, line 6, after "*referral*" delete the comma.

Page 5, line 16, after "*enrollees*" insert a semicolon.

Page 5, line 19, after "*received*" delete the comma and insert a semicolon.

Page 5, line 19, after the second "*or*" insert a comma.

Page 5, line 20, after "*with*" insert "*prior*".

Page 5, line 20, after "*approval*" insert a comma.

Page 5, line 21, after "*hospital*" insert a comma.

The motion prevailed and the amendment was adopted.

S. F. No. 2971, A bill for an act relating to health maintenance organizations; regulating the details of operation; amending Minnesota Statutes, 1973 Supplement, Sections 62D.02, Subdivision 7; 62D.06, Subdivision 1; 62D.08, Subdivision 2; 62D.10, Subdivisions 2 and 4; 62D.11, Subdivision 1; 62D.12, Subdivisions 4 and 9; 62D.22, Subdivision 8; and 62D.28, Subdivision 3.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Clifford Faricy Heinitz

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

S. F. No. 3144, A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; providing benefits to qualified survivors of a basic member or a member of the police and fire fund; including members of the Association of Minnesota Counties in membership in the public employees retirement association; amending Minnesota Statutes 1971, Sections 353.01, Subdivisions 19 and 24; 353.05; 353.16; 353.32, by adding a subdivision; and 353.36, by adding a subdivision; and Chapter 353, by adding a section; and Minnesota Statutes, 1973 Supplement, Sections 353.01, Subdivisions 2b, 6, 10, 12, 16, and 20; 353.03, Subdivision 1; 353.27, Subdivisions 4 and 13; 353.29, Subdivision 2; 353.31, Subdivision 1; 353.32, Subdivision 1; 353.651, Subdivision 2; 353.657, Subdivision 3; and 353.71, Subdivision 2; repealing Minnesota Statutes, 1973 Supplement, Section 353.40.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 526 was reported to the House.

Savelkoul moved to amend S. F. No. 526, the printed bill, as follows:

Page 2, line 15, strike section 2.

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend S. F. No. 526, the printed bill, as amended, as follows:

Page 2, line 6, strike "1974" and insert "1975".

The motion prevailed and the amendment was adopted.

S. F. No. 526, A bill for an act relating to wild animals; providing authority for the commissioner of natural resources to charge a fee for permits for the destruction of harmful or unde-

sirable aquatic vegetation; amending Minnesota Statutes 1971, Section 98.48, Subdivision 9.

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 105, and nays 19, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, D.	Culhane	Esau	Long	Skaar
Becklin	DeGroat	Heinitz	Niehaus	Stangeland
Carlson, D.	Diriam	Johnson, R.	Ohnstad	Wenzel
Clifford	Erickson	Kvam	Schreiber	

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

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 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 90, and nays 23, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jude	Moe	St. Onge
Andersen, R.	Dieterich	Kahn	Mueller	Samuelson
Anderson, D.	Dirlam	Kelly	Munger	Sarna
Anderson, I.	Enebo	Kempe	Myrah	Savelkoul
Becklin	Faricy	Knickerbocker	Nelson	Schreiber
Belisle	Ferderer	Knoll	Norton	Schulz
Bell	Forsythe	Kostohryz	Ojala	Searle
Bennett	Fudro	Laidig	Parish	Sherwood
Berg	Fugina	LaVoy	Patton	Sieben, H.
Berglin	Graba	Lindstrom, E.	Pavlak, R.	Skaar
Biersdorf	Graw	Lindstrom, J.	Pavlak, R. L.	Smith
Carlson, A.	Grove	McArthur	Pehler	Stanton
Carlson, L.	Heinitz	McCarron	Peterson	Swanson
Cassery	Jacobs	McFarlin	Pleasant	Tomlinson
Cleary	Johnson, C.	McMillan	Quirin	Ulland
Connors	Johnson, D.	Menke	Resner	Weaver
Culhane	Johnson, J.	Miller, D.	Rice	Wohlwend
Cummiskey	Johnson, R.	Miller, M.	Ryan	Mr. Speaker

Those who voted in the negative were:

Anderson, G.	Erickson	Larson	Niehaus	Voss
Carlson, D.	Fjoslien	Lombardi	Ohnstad	Wenzel
Clifford	Hagedorn	Long	Pieper	Wigley
Eken	Jaros	Mann	Prahl	
Erdahl	Klaus	McCauley	Stangeland	

The bill was passed and its title agreed to.

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 third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 89, and nays 30, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, R.	Menke	Savelkoul
Adams, S.	Eckstein	Jude	Miller, M.	Schreiber
Andersen, R.	Eken	Kelly	Munger	Schulz
Anderson, D.	Enebo	Klaus	Myrah	Searle
Anderson, G.	Erdahl	Knickerbocker	Newcome	Sherwood
Becklin	Erickson	Kvam	Niehaus	Skaar
Belisle	Esau	Laidig	Norton	Spanish
Bell	Ferderer	Larson	Ohnstad	Stangeland
Bennett	Fjoslien	Lindstrom, E.	Parish	Stanton
Biersdorf	Forsythe	Lindstrom, J.	Patton	Swanson
Braun	Fudro	Lombardi	Pavlak, R.	Tomlinson
Carlson, A.	Graba	Long	Pavlak, R. L.	Vanasek
Carlson, D.	Graw	Mann	Peterson	Voss
Cleary	Grove	McArthur	Pleasant	Weaver
Clifford	Hagedorn	McCarron	Prahl	Wigley
Culhane	Heinitz	McCauley	Rice	Wohlwend
Cummiskey	Johnson, C.	McFarlin	Ryan	Mr. Speaker
DeGroat	Johnson, J.	McMillan	St. Onge	

Those who voted in the negative were:

Anderson, I.	Dieterich	Kempe	Nelson	Samuelson
Berg	Faricy	Knoll	Ojala	Sarna
Berglin	Fugina	Kostohryz	Pehler	Sieben, H.
Carlson, L.	Jaros	LaVoy	Pieper	Sieben, M.
Casserly	Johnson, D.	McEachern	Quirin	Ulland
Connors	Kahn	Moe	Resner	Wenzel

The bill was passed and its title agreed to.

S. F. No. 2501 was reported to the House.

There being no objection, S. F. No. 2501 was continued on the Consent Calendar for one day.

S. F. No. 2822, A bill for an act relating to county water management; clarifying the jurisdiction of lake conservation districts and counties over certain bodies of water; amending Minnesota Statutes, 1973 Supplement, Sections 378.31, Subdivision 2; and 378.32, Subdivision 1.

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Rice

The bill was passed and its title agreed to.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1810:

Cummiskey; Pavlak, R.; Berglin; Pleasant; and Savelkoul.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 3002:

Andersen, R.; Carlson, B.; and Hagedorn.

SPECIAL ORDERS

S. F. No. 3360, A bill for an act relating to independent school district No. 535 at Rochester; permitting and providing an alley system for a large election of the school board; amending Laws 1969, Chapter 193, Section 3.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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

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.

S. F. No. 2933 was reported to the House.

Pehler moved to amend S. F. No. 2933, the printed bill, as follows:

Page 1, line 18, after the word "basis" insert the following: "*excluding elective induced abortion procedures by any method.*".

Page 1, line 27, after the word "basis" insert the following: "*excluding elective induced abortion procedures by any method.*".

Page 2, line 2, after the word "surgery" insert the following: "*excluding elective induced abortion procedures by any method.*".

Page 2, after line 10, add the following: "*(4) If such facility is used to perform elective induced abortions by any method such facility shall be licensed by the board as an Abortion Facility as defined by the board of health.*".

Page 2, line 20, after the word "*surgery*" insert the following: "*, excluding elective induced abortion procedures by any method.*"

The motion prevailed and the amendment was adopted.

Quirin moved to amend S. F. No. 2933 as follows:

Page 2, line 11, strike Section 4 in its entirety and re-number Section 5 as Section 4.

The motion prevailed and the amendment was adopted.

Ojala moved to amend S. F. No. 2933, the printed bill, as amended, as follows:

Page 1, line 18, strike "*induced abortion*" and insert in lieu thereof "*surgical*".

Page 1, line 27, strike "*induced abortion*" and insert in lieu thereof "*surgical*".

Page 2, line 2, strike "*induced abortion*" and insert in lieu thereof "*surgical*".

Page 2, line 20, strike "*induced abortion*" and insert in lieu thereof "*surgical*".

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

S. F. No. 2933, A bill for an act relating to free-standing ambulatory surgery facilities; coverage for surgery in certain instances; amending Minnesota Statutes 1971, Chapter 62A, by adding a section; Section 62C.14, by adding a subdivision; Chapter 144, by adding a section; and Section 145.72, Subdivision 2.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 94, and nays 24, as follows:

Those who voted in the affirmative were:

Adams, J.	Bennett	Cleary	Erickson	Haugerud
Adams, S.	Berg	Connors	Esau	Jacobs
Andersen, R.	Biersdorf	Culhane	Farcy	Jaros
Anderson, D.	Braun	Cummiskey	Ferderer	Johnson, C.
Anderson, G.	Brinkman	Dahl	Fjoslien	Johnson, R.
Anderson, I.	Carlson, A.	Dirlam	Forsythe	Jude
Becklin	Carlson, B.	Eckstein	Fugina	Kempe
Belisle	Casserly	Erdahl	Graba	Klaus

Knoll	McCarron	Norton	Resner	Spanish
Kostohryz	McCauley	Ohnstad	Rice	Stanton
Kvam	McEachern	Parish	St. Onge	Swanson
Laidig	McFarlin	Patton	Samuelson	Tomlinson
LaVoy	Miller, D.	Pavlak, R.	Sarna	Vanasek
Lemke	Miller, M.	Pavlak, R. L.	Schreiber	Vento
Lindstrom, J.	Mueller	Pehler	Sherwood	Voss
Lombardi	Myrah	Peterson	Sieben, H.	Wenzel
Long	Nelson	Pieper	Sieben, M.	Wigley
Mann	Newcome	Prahl	Skaar	Wohlwend
McArthur	Niehaus	Quirin	Smith	

Those who voted in the negative were:

Bell	Dieterich	Johnson, D.	Moe	Stangeland
Berglin	Eken	Johnson, J.	Munger	Ulland
Carlson, D.	Enebo	Kahn	Ojala	Weaver
Clifford	Hagedorn	Lindstrom, E.	Savelkoul	Mr. Speaker
DeGroat	Heinitz	McMillan	Searle	

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

S. F. No. 3233, 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.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 3163 was reported to the House.

There being no objection, S. F. No. 3163 was continued on Special Orders for one day.

H. F. No. 3347 was reported to the House.

Carlson, D., moved to amend H. F. No. 3347, the printed bill, as follows:

Page 1, line 3, after "dentistry," insert "education,".

The motion prevailed and the amendment was adopted.

Fugina moved to amend H. F. No. 3347, the printed bill, as follows:

Page 1, line 6, strike "Beginning" and insert "Notwithstanding the provisions of Minnesota Statutes, 1973 Supplement, Section 363.03, Subdivision 5, clause (3), or any law to the contrary, beginning".

Page 1, line 10, strike "post".

The motion prevailed and the amendment was adopted.

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

The bill was read for the 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 69, and nays 57, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Kelly	Norton	Samuelson
Anderson, I.	Enebo	Kempe	Ohnstad	Sarna
Bell	Faricy	Knoll	Ojala	Sherwood
Berg	Ferderer	Kostohryz	Parish	Sieben, H.
Berglin	Fudro	LaVoy	Patton	Sieben, M.
Braun	Fugina	Lemke	Pavlak, R.	Spanish
Brinkman	Graba	Lindstrom, J.	Pehler	Stanton
Carlson, A.	Growe	Mann	Pleasant	Tomlinson
Carlson, B.	Haugerud	McArthur	Prahl	Ulland
Carlson, D.	Jacobs	McMillan	Quirin	Vanasek
Carlson, L.	Jaros	Menke	Resner	Vento
Casserly	Johnson, C.	Moe	Rice	Voss
Cleary	Johnson, D.	Munger	Ryan	Mr. Speaker
Dahl	Kahn	Nelson	St. Onge	

Those who voted in the negative were:

Adams, S.	Dirlam	Johnson, R.	McFarlin	Searle
Andersen, R.	Eckstein	Jude	Miller, M.	Skaar
Anderson, D.	Eken	Klaus	Mueller	Smith
Anderson, G.	Erdahl	Kvam	Myrah	Stangeland
Becklin	Erickson	Laidig	Newcome	Swanson
Belisle	Esau	Larson	Niehaus	Weaver
Bennett	Fjoslien	Lindstrom, E.	Pavlak, R. L.	Wenzel
Biersdorf	Forsythe	Lombardi	Peterson	Wigley
Clifford	Graw	Long	Pieper	Wohlwend
Connors	Hagedorn	McCarron	Savelkoul	
Culhane	Heinitz	McCauley	Schreiber	
DeGroat	Johnson, J.	McEachern	Schulz	

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

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

H. F. No. 1951 was reported to the House.

Pavlak, R., moved to amend H. F. No. 1951, the printed bill, as follows:

Page 3, lines 22 through 36, strike section 7.

Page 4, lines 1 through 9, strike section 8.

Further, amend the title, line 3, after "revenues" strike: "; amending Minnesota Statutes 1971, Section 287.05, Subdivision 1; and Minnesota Statutes, 1973 Supplement, Section 287.12".

A roll call was requested and properly seconded.

The question was taken on the amendment and the roll being called, there were yeas 83, and nays 35, as follows:

Those who voted in the affirmative were:

Adams, S.	Eckstein	Jude	Miller, D.	Samuelson
Anderson, D.	Eken	Kelly	Mueller	Savelkoul
Anderson, G.	Erdahl	Kempe	Munger	Schreiber
Anderson, I.	Erickson	Klaus	Myrah	Schulz
Becklin	Esau	Kvam	Newcome	Sieben, H.
Belisle	Ferderer	Laidig	Niehaus	Skaar
Bennett	Fjoslien	Larson	Ohnstad	Smith
Biersdorf	Forsythe	Lemke	Parish	Spanish
Braun	Graba	Lindstrom, E.	Patton	Stangeland
Brinkman	Graw	Lindstrom, J.	Pavlak, R.	Swanson
Carlson, D.	Hagedorn	Lombardi	Pavlak, R. L.	Vanasek
Cleary	Heinitz	Long	Pehler	Weaver
Clifford	Jacobs	Mann	Peterson	Wenzel
Connors	Johnson, C.	McCarron	Pieper	Wigley
Culhane	Johnson, D.	McCauley	Pleasant	Wohlwend
DeGroat	Johnson, J.	McFarlin	Prahl	
Dirlam	Johnson, R.	McMillan	St. Onge	

Those who voted in the negative were:

Adams, J.	Dahl	Jaros	Nelson	Sarna
Andersen, R.	Dieterich	Kahn	Norton	Sherwood
Berg	Enebo	Knoll	Ojala	Stanton
Berglin	Faricy	Kostohryz	Quirin	Tomlinson
Carlson, A.	Fudro	LaVoy	Resner	Vento
Carlson, L.	Fugina	McArthur	Rice	Voss
Casserly	Growe	Moe	Ryan	Mr. Speaker

The motion prevailed and the amendment was adopted.

H. F. No. 1951, A bill for an act relating to the metropolitan council; granting the metropolitan council the powers of a municipal housing and redevelopment authority in the metropolitan area, subject to municipal approval; providing for revenues; amending Minnesota Statutes 1971, Section 287.05, Subdivision 1; and Minnesota Statutes, 1973 Supplement, Section 287.12.

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 98, and nays 23, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, D.	Savelkoul
Andersen, R.	DeGroat	Johnson, D.	Miller, M.	Schreiber
Anderson, D.	Dieterich	Johnson, J.	Moe	Sherwood
Anderson, G.	Dirlam	Jude	Mueller	Sieben, H.
Anderson, I.	Eckstein	Kahn	Munger	Sieben, M.
Belisle	Eken	Kelly	Nelson	Skaar
Bell	Enebo	Knoll	Newcome	Spanish
Bennett	Erdahl	Kostohryz	Norton	Stanton
Berg	Erickson	Laidig	Ojala	Swanson
Berglin	Faricy	LaVoy	Patton	Tomlinson
Biersdorf	Ferderer	Lemke	Pehler	Ulland
Braun	Forsythe	Lindstrom, J.	Peterson	Vento
Brinkman	Fudro	Lombardi	Pleasant	Voss
Carlson, A.	Fugina	Long	Quirin	Weaver
Carlson, L.	Graba	Mann	Resner	Wenzel
Casserly	Graw	McArthur	Rice	Wigley
Clifford	Growe	McCarron	Ryan	Wohlwend
Connors	Heinitz	McCauley	St. Onge	Mr. Speaker
Culhane	Jacobs	McEachern	Samuelson	
Cummiskey	Jaros	McMillan	Sarna	

Those who voted in the negative were:

Adams, S.	Esau	Kvam	Ohnstad	Smith
Becklin	Fjoslien	Larson	Pavlak, R.	Stangeland
Carlson, B.	Hagedorn	Lindstrom, E.	Pavlak, R. L.	Vanasek
Carlson, D.	Kempe	McFarlin	Pieper	
Cleary	Klaus	Niehaus	Prahl	

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

S. F. No. 919 was reported to the House.

Lindstrom, J., moved to amend S. F. No. 919, as amended by the House and as printed in the House Journal for March 4, 1974, as follows:

Journal, page 5346, before Section 1, insert:

"Sec. 1. Minnesota Statutes 1971, Section 340.07, Subdivision 13, is amended to read:

Subd. 13. "Exclusive liquor store" is an on-sale or off-sale, or combination on-sale and off-sale, establishment used exclusively for the sale of intoxicating liquor at retail and under the control of an individual owner or manager and as an incident thereof may also sell cigars, cigarettes, ice, all forms of tobacco, non-intoxicating malt beverages, and soft drinks at retail. An exclusive liquor store includes an on-sale or combination on-sale and off-sale establishment operating a restaurant or selling food for consumption on the premises when authorized by the municipality issuing the license *or owning or operating the exclusive liquor store, as the case may be.*"

"Sec. . Minnesota Statutes 1971, Section 340.353, Subdivision 1, is amended to read:

340.353 [MUNICIPAL LIQUOR STORES; ESTABLISHMENT; OPERATION.] Subdivision 1. [ESTABLISHMENT.] In any city, village, or borough having a population of not more than 10,000, according to the most recent federal decennial census, the governing body may establish, own, and operate liquor stores for the dispensing of intoxicating liquor either "on-sale" or "off-sale" or both. Such liquor stores may also sell cigars, cigarettes, ice, all forms of tobacco, non-intoxicating malt beverages, and soft drinks at retail, *and may offer recorded or live entertainment.* The authority conferred by this subdivision is limited to the type of municipality named herein."

Journal, page 5347, Sec. 3. at the end of Clause 1, after the word "*both*" and before the period, insert: "*, or may resume operation of any municipal on-sale or off-sale store previously discontinued*".

Renumber the sections in sequence.

Journal, page 5347, Sec. 4, line 1, after "in" and before "this", insert "*sections 1 and 3 of*".

Journal, page 5347, the title amendment to lines 3 and 4, before "providing" insert "*exclusive liquor stores; entertainment;*"

Journal, page 5347, the title amendment to line 6, after "Sections" insert "340.07, Subdivision 13;"

The Senate bill, page 1, line 6, strike "Subdivision" and insert in lieu thereof "Subdivisions 1 and".

The motion prevailed and the amendment was adopted.

S. F. No. 919, A bill for an act relating to intoxicating liquor; issuance of licenses to private persons in municipalities operating municipal stores; amending Minnesota Statutes 1971, Section 340.353, Subdivision 5.

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 91, and nays 28, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Kelly	Niehaus	Sherwood
Adams, S.	Dahl	Knoll	Norton	Sieben, H.
Andersen, R.	Dieterich	Kostohryz	Ohnstad	Sieben, M.
Anderson, G.	Eckstein	LaVoy	Ojala	Smith
Anderson, I.	Eken	Lemke	Patton	Spanish
Becklin	Enebo	Lindstrom, J.	Pavlak, R.	Stangeland
Belisle	Faricy	McArthur	Pavlak, R. L.	Stanton
Bell	Ferderer	McCarron	Pehler	Tomlinson
Bennett	Fudro	McCauley	Peterson	Vanasek
Berg	Fugina	McEachern	Pieper	Vento
Berglin	Graba	McMillan	Pleasant	Voss
Biersdorf	Growe	Menke	Prahl	Wenzel
Braun	Hagedorn	Miller, D.	Quirin	Wigley
Carlson, A.	Heinitz	Miller, M.	Resner	Wohlwend
Carlson, D.	Jacobs	Moe	Rice	Mr. Speaker
Carlson, L.	Jaros	Mueller	Ryan	
Casserly	Johnson, D.	Munger	St. Onge	
Clifford	Jude	Nelson	Salchert	
Connors	Kahn	Newcome	Schreiber	

Those who voted in the negative were:

Anderson, D.	Erdahl	Johnson, J.	Lindstrom, E.	Schulz
Brinkman	Erickson	Johnson, R.	Long	Swanson
Cleary	Esau	Kempe	Mann	Ulland
Culhane	Fjoslien	Kvam	McFarlin	Weaver
DeGroat	Forsythe	Laidig	Samuelson	
Dirlam	Graw	Larson	Savelkoul	

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

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

The bill was passed and its title agreed to.

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

S. F. No. 2576 was reported to the House.

Sherwood moved to amend S. F. No. 2576, the printed bill, as follows:

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

"Section 1. Minnesota Statutes 1971, Section 394.22, Subdivision 6, is amended to read:

Subd. 6. "Official control" means legislatively defined and enacted policies, standards, precise detailed maps, and other criteria, all of which control the physical development of a municipality or a county or any part thereof or any detail thereof, and are the means of translating into (REGULATIONS AND) ordinances all or any part of the general objectives of the comprehensive plan. Such official controls may include but are not

limited to ordinances establishing zoning, subdivision (CONTROL, PLATTING) controls, site plan regulations, sanitary codes, building codes, housing codes, and (THE ADOPTION OF DETAILED) official maps.

Sec. 2. Minnesota Statutes 1971, Section 394.22, is amended by adding a subdivision to read:

Subd. 7. "Conditional use" means a land use or development as defined by ordinance that would not be appropriate generally but may be allowed with appropriate restrictions as provided by official controls upon a finding that (1) certain conditions as detailed in the zoning ordinance exist, and (2) the use or development conforms to the comprehensive land use plan of the county and to the declaration of state environmental policy and standards set forth in Laws 1973, Chapter 412, and (3) is compatible with the existing neighborhood.

Sec. 3. Minnesota Statutes 1971, Section 394.22, is amended by adding a subdivision to read:

Subd. 8. "Nonconformity" means any legal use, structure or parcel of land already in existence, recorded, or authorized before the adoption of official controls or amendments thereto that would not have been permitted to become established under the terms of the official controls as now written, if the official controls had been in effect prior to the date it was established, recorded or authorized.

Sec. 4. Minnesota Statutes 1971, Section 394.22, is amended by adding a subdivision to read:

Subd. 9. "Comprehensive plan" means the policies, statements, goals, and interrelated plans for private and public land and water use, transportation, and community facilities including recommendations for plan execution, documented in texts, ordinances and maps which constitute the guide for the future development of the county or any portion of the county.

Sec. 5. Minnesota Statutes 1971, Section 394.22, is amended by adding a subdivision to read:

Subd. 10. "Variance" means any modification or variation of land development standards contained in official controls where it is determined that, by reason of exceptional circumstances, the strict enforcement of the official controls would cause unnecessary hardship.

Sec. 6. Minnesota Statutes 1971, Section 394.22, is amended by adding a subdivision to read:

Subd. 11. "Town" means any town, including those with the powers of villages pursuant to law.

Sec. 7. Minnesota Statutes 1971, Section 394.22, is amended by adding a subdivision to read:

Subd. 12. "Official map" means a map adopted in accordance with section 51 of this act which may show existing county roads and county state aid highways, proposed future county roads and highways and the area needed for widening existing county roads and highways. An official map may also show the location of existing and future public land and other public facilities owned or planned by the county. When requested in accordance with section 394.32, subdivision 3, an official map may include existing and planned public land uses within incorporated areas.

Sec. 8. Minnesota Statutes 1971, Section 394.22, is amended by adding a subdivision to read:

Subd. 13. "Subdivision" means any division of an existing lot, parcel or tract of land into two or more parcels for any purpose whether by platting, metes and bounds conveyance, contract for deed, easement, leasing, or by any other plans, terms and conditions.

Sec. 9. Minnesota Statutes 1971, Section 394.23, is amended to read:

394.23 [COMPREHENSIVE PLAN.] The board shall have the power and authority to prepare *and adopt by ordinance*, a comprehensive plan (FOR THE ORDERLY FUTURE PHYSICAL DEVELOPMENT OF THE AREA OF THE COUNTY OR PARTS THEREOF OUTSIDE THE INCORPORATED LIMITS OF MUNICIPALITIES. THE PLAN, WHICH MAY INCLUDE TEXT AND MAPS, SHALL BE APPROVED AND CERTIFIED BY THE BOARD AND WHEN SO CERTIFIED SHALL BE REFERRED TO AS THE COMPREHENSIVE PLAN. THE PLAN MAY THEREAFTER BE AMENDED OR ADDED TO BY THE BOARD). *A comprehensive plan or plans when adopted by ordinance shall be the basis for official controls adopted under the provisions of sections 394.21 to 394.37.*

Sec. 10. Minnesota Statutes 1971, Section 394.24, Subdivision 1, is amended to read:

394.24 [OFFICIAL CONTROLS.] Subdivision 1. Official controls which shall further the purpose and objectives of the comprehensive plan and parts thereof shall be adopted by (RESOLUTION BY THE BOARD) *ordinance.*

Sec. 11. Minnesota Statutes 1971, Section 394.24, Subdivision 2, is amended to read:

Subd. 2. Official controls adopted by a board (SHALL) may apply to and be binding upon (ONLY THAT AREA OR) the

county or any parts thereof (OUTSIDE) including areas within the incorporated limits of a (CITY, VILLAGE, OR BOROUGH) municipality, when requested by the municipality under section 394.32.

Sec. 12. Minnesota Statutes 1971, Section 394.24, is amended by adding a subdivision to read:

Subd. 3. For the area within which official controls adopted by the board are effective, such controls shall apply to the use of land for both private and public purposes, provided that the need for adequate, timely and convenient public and semi-public services and facilities must receive due consideration in the formulation, administration and enforcement of all official controls and no land owned or leased by the federal or state government shall be subject to official controls of the county.

Sec. 13. Minnesota Statutes 1971, Section 394.24, is amended by adding a subdivision to read:

Subd. 4. Nothing in sections 394.21 to 394.37 authorizes any county to adopt official controls that constitute a taking of real or personal property or unequal protection of the laws in violation of the constitution of this state or of the United States.

Sec. 14. Minnesota Statutes 1971, Section 394.25, Subdivision 1, is amended to read:

394.25 [FORMS OF CONTROL.] Subdivision 1. Official controls shall be adopted by ordinance and may include but are not limited to the features set forth in this section.

Sec. 15. Minnesota Statutes 1971, Section 394.25, Subdivision 2, is amended to read:

Subd. 2. (THE ESTABLISHMENT OF) Zoning ordinances establishing districts within which (DISTRICTS) the use of land and the surface of water pursuant to Laws 1973, Chapter 702, for agriculture, forestry, recreation, residence, industry, trade, soil conservation, water supply conservation, surface water drainage and removal, conservation of shorelands, as defined in section 105.485, and additional uses of land and the surface of water, pursuant to Laws 1973, Chapter 702, may be by official controls encouraged, regulated, or prohibited and for such purpose the board may divide the county into districts of such number, shape, and area as may be deemed best suited to carry out the comprehensive plan. With the assistance and consultation of the commissioner of natural resources, official controls may be applied to wetlands preservation, open space, parks, sewage disposal, protection of ground water, protection of flood plains as defined in section 104.02, protection of wild, scenic or recreational rivers as defined in section 104.33, protection of slope, soils, unconsolidated materials or bedrock from potentially damaging

development, preservation of forests, woodlands and essential wildlife habitat, reclamation of non-metallic mining lands; and with the assistance and consultation of the county extension service, preservation of agricultural lands.

Sec. 16. Minnesota Statutes 1971, Section 394.25, Subdivision 3, is amended to read:

Subd. 3. (FOR EACH SUCH DISTRICT A) Zoning ordinances may provide for regulations (ORDINANCE OR MAP OR REGULATIONS OR PROVISIONS MAY ALSO BE ADOPTED) designating or limiting the location, height, bulk, number of stories, size of, and the specific uses for which dwellings, buildings, and structures may (HEREAFTER) be erected or altered; the minimum and maximum size of yards, courts, or other open spaces; setback from existing roads and highways and roads and highways designated on an official map; (SANITARY, SAFETY, AND) protective measures necessary to protect the public interest including but not limited to controls relating to appearance, signs, lighting, hours of operation and other esthetic performance characteristics including but not limited to noise, heat, glare, vibrations and smoke (THAT SHALL BE REQUIRED FOR SUCH DWELLINGS, BUILDINGS, AND STRUCTURES); the area required to provide for off street loading and parking facilities; heights of trees and structures near airports; and to avoid too great concentration or scattering of the population. All such provisions shall be uniform for each class of land or building or type of development throughout each district, but the provisions in one district may differ from those in other districts.

Sec. 17. Minnesota Statutes 1971, Section 394.25, Subdivision 4, is amended to read:

Subd. 4. (MAPS FOR) Official maps establishing the location and other pertinent features of existing and proposed highways, roadways, parkways, roads, and streets (SHOWING THE EXACT ALIGNMENT, GRADIENTS, DIMENSIONS, AND OTHER PERTINENT FEATURES, AND INCLUDING SPECIFIC CONTROLS FOR SET BACKS FROM THE RIGHT OF WAY AGAINST ENCROACHMENT BY BUILDINGS OR OTHER PHYSICAL STRUCTURES OR FACILITIES).

Sec. 18. Minnesota Statutes 1971, Section 394.25, Subdivision 5, is amended to read:

Subd. 5. (MAPS FOR) Other land needed for future public purposes, including public facilities such as parks, playgrounds, schools, and other public buildings, civic centers, and travel service facilities (SHOWING EXACT LOCATION, SIZE, BOUNDARIES, AND OTHER RELATED FEATURES) including appropriate regulations protecting such future sites against encroachment by buildings and other physical structures or facilities.

Sec. 19. Minnesota Statutes 1971, Section 394.25, Subdivision 7, is amended to read:

Subd. 7. Specific (REGULATIONS AND) controls pertaining to other subjects incorporated in the comprehensive plan or establishing standards and procedures to be employed in land development including, but not limited to, subdividing of land and the approval of land plats and the preservation and dedication of streets and land for other public purposes (REQUIRING FUTURE DEDICATION OR ACQUISITION) and the general design of physical improvement.

Sec. 20. Minnesota Statutes 1971, Section 394.25, Subdivision 8, is amended to read:

Subd. 8. Any statute of Minnesota, any administrative rule or regulation of any department of the state of Minnesota affecting the county, or any code, *adopted by ordinance as part of the official control*. The term "code" as used herein means any compilation of regulations or standards or part thereof prepared by any governmental agency or any trade or professional association for general distribution in printed form as a standard or model on the subject of building construction, plumbing, electric wiring, inflammable liquids, sanitary provisions, public health, safety, or welfare. (ALL REQUIREMENTS OF STATUTES FOR THE PUBLICATION OR POSTING OF RESOLUTIONS SHALL BE SATISFIED IN SUCH CASE IF THE RESOLUTION INCORPORATING THE STATUTE, REGULATION, ORDINANCE OR CODE IS PUBLISHED OR POSTED IN THE REQUIRED MANNER AND IF,) Prior to (SUCH POSTING OR PUBLICATION,) *adoption* at least (THREE COPIES) *one copy* of the statute, rule, regulation, ordinance or code (ARE) *shall be* marked as official copies and filed for use and examination by the public in the office of the county auditor. Provisions of the statute, rule, regulation, ordinance or code thus incorporated in such (RESOLUTION) *ordinance* by reference shall be as much a part of the (RESOLUTION) *ordinance* as if they had been set out in full therein.

Sec. 21. Minnesota Statutes 1971, Section 394.25, is amended by adding a subdivision to read:

Subd. 9. *Erosion and sediment controls with regard to clearing, grading, excavation, transporting and filling of lands. Erosion and sediment controls may include, but need not be limited to requiring the development of plans before any land is disturbed. Plans for disturbing land may be submitted to the appropriate soil and water conservation district for comment and review.*

Sec. 22. Minnesota Statutes 1971, Section 394.25, is amended by adding a subdivision to read:

Subd. 10. An amendment to official controls may be initiated by the board, the planning commission, or by petition of affected property owners as defined in the official controls. An amendment not initiated by the planning commission shall be referred to the planning commission, if there is one, for study and report and may not be acted upon by the board until it has received the recommendation of the planning commission. Any amendment instigated by an affected property owner which would result in a reclassification of a parcel or parcels of property under the provisions of a zoning ordinance may be made subject by the board to such additional restrictions, conditions, or limitations as may be deemed appropriate to preserve, improve, or protect the general character and design of the lands and improvements being rezoned, or of other lands and improvements in the vicinity of the subject parcel or parcels. Such restrictions, conditions, or limitations may include but are not restricted to matters relating to appearance, lighting, hours of operation, and performance characteristics. When appropriate, restrictive covenants may be entered into regarding such matters.

Sec. 23. Minnesota Statutes 1971, Section 394.22, is amended by adding a subdivision to read:

Subd. 11. All official controls and any variance therefrom shall be consistent with the declaration of state environmental policy and standards set forth in Laws 1973, Chapter 412.

Sec. 24. Minnesota Statutes 1971, Section 394.26, is amended by adding a subdivision to read:

Subd. 1a. In addition to public hearings required by section 375.51 prior to the adoption by ordinance of any comprehensive plan or amendments thereto or of any official control or amendment thereto, public hearings shall be held before any conditional use permit, any variance, and any proposal for a subdivision is approved or denied by the responsible authority, and in circumstances where a public hearing is otherwise required by sections 394.21 to 394.37. Such public hearings may be continued from time to time and additional hearings may be held.

Sec. 25. Minnesota Statutes 1971, Section 394.26, Subdivision 2, is amended to read:

Subd. 2. Notice of the time, place, and purpose of any public hearing shall be given by publication in a newspaper of general circulation in the town, municipality, or other area concerned, and in the official newspaper of the county, at least ten days before the hearing, except that notice of public hearings in connection with the adoption by ordinance of any comprehensive plan or amendments thereto or adoption or amendment of any official controls shall be given in the manner provided by section 375.51, subdivision 2. In addition to the requirements of section 375.51, subdivision 2, written notice of public hearings on all

official controls and amendments thereto shall be sent to the governing bodies of all towns and all municipalities located within the county. Written notice of public hearings regarding the application of official controls to specific properties, including conditional uses, variances and subdivisions, shall be sent to all property owners of record within 500 feet of the concerned property, in incorporated areas, and one-half mile in unincorporated areas the relevant board of town supervisors, and the municipal council of any municipality within two miles of the concerned property. The notice shall contain, in addition to a legal description, a description of the location of the specific properties which shall be designed to be understandable to residents of the county without reference to legal documents or descriptions.

Sec. 26. Minnesota Statutes 1971, Section 394.26, is amended by adding a subdivision to read:

Subd. 3a. The board may assign responsibility to conduct public hearings for one or more purposes to the planning commission, board of adjustment or any official or employee of the county, except as provided in Minnesota Statutes, Section 375.51.

Sec. 27. Minnesota Statutes 1971, Section 394.27, Subdivision 1, is amended to read:

394.27 [CREATION AND DUTIES OF A BOARD OF ADJUSTMENT.] Subdivision 1. Whenever a board of county commissioners shall have adopted official controls it shall at the same time as the adoption of such controls create a board of adjustment (, PROVIDED THAT ANY COUNTY WHICH PRIOR TO THE EFFECTIVE DATE OF LAWS 1959, CHAPTER 559, HAS ADOPTED A ZONING ORDINANCE OR OFFICIAL CONTROLS SHALL CREATE A BOARD OF ADJUSTMENT WITHIN 90 DAYS OF THE EFFECTIVE DATE OF LAWS 1959, CHAPTER 559) *by ordinance.*

Sec. 28. Minnesota Statutes 1971, Section 394.27, Subdivision 2, is amended to read:

Subd. 2. The board of adjustment shall consist of at least three but not more than seven members whose appointment, term of office, or removal from the board shall be as provided in the (RESOLUTION) ordinance creating the board of adjustment; provided that no elected officer of the county nor any employee of the board of commissioners shall serve as a member of the board of adjustment and that one member of such board of adjustment shall also be a member of any planning commission appointed under the provisions of sections 394.21 to 394.37. In an ordinance creating a three member board of adjustment, provision may be made for one alternate member. The alternate board member shall, when directed by the chairman, attend all meetings of the board and participate fully in its activities but shall not vote on any issue unless authorized to do so by the chair-

man. The chairman shall authorize the alternate board member to vote on an issue when a regular member is absent, physically incapacitated, abstains because of a possible conflict of interest, or is prohibited by law from voting on that issue. Any question of whether a particular issue involves a conflict of interest sufficient to disqualify a regular board member from voting thereon shall be decided by majority vote of all regular board members except the member who is being challenged. In the ordinance establishing the board of adjustment provision may be made for removal of any member for nonperformance of duty or misconduct in office and for the filling of vacancies for any unexpired term. The regular and alternate members of such board of adjustment (SHALL SERVE WITHOUT COMPENSATION BUT) may be paid compensation in an amount specified by the ordinance establishing the board of adjustment and may be paid their necessary expenses in attending meetings of the board and in the conduct of the business of the board.

Sec. 29. Minnesota Statutes 1971, Section 394.27, Subdivision 5, is amended to read:

Subd. 5. The board of adjustment shall (ACT UPON ALL QUESTIONS AS THEY MAY ARISE IN THE ADMINISTRATION OF ANY ORDINANCE OR OFFICIAL CONTROL, INCLUDING THE INTERPRETATION OF ZONING MAPS, AND IT SHALL) *have the authority to order the issuance of variances, hear and decide appeals from and review any order, requirement, decision, or determination made by (AN) any administrative official charged with enforcing any ordinance adopted pursuant to the provisions of sections 394.21 to 394.37, order the issuance of permits for buildings in areas designated for future public use on an official map and perform such other duties as required by the official controls. Such appeal may be taken by any person aggrieved or by any officer, department, board or bureau of a town, municipality, county, or state.*

Sec. 30. Minnesota Statutes 1971, Section 394.27, Subdivision 6, is amended to read:

Subd. 6. (SUCH APPEAL) *Appeals to any order, requirement, decision, or determination of any administrative official shall be taken in such time as shall be prescribed by the ordinance creating the board of adjustment (BY GENERAL RULE,) by filing with the board of adjustment a notice of appeal specifying the grounds thereof. The board of adjustment shall fix a reasonable time for the hearing of the appeal and give due notice thereof to the appellant and the officer from whom the appeal is taken and to the public and decide the same within a reasonable time which shall be defined in the ordinance establishing the board of adjustment. An appeal stays all proceedings in furtherance of the action appealed from unless the officer from whom the appeal is taken certifies to the board of adjustment after notice of appeal has been filed that by reason of the facts stated in the*

certificate a stay would cause imminent peril to life or property. In such cases proceedings shall not be stayed otherwise than by a restraining order which may be granted by the board of adjustment or the district court. The board of adjustment may reverse or affirm wholly or partly, or may modify the order, requirement, decision, or determination appealed from (AS IN ITS OPINION OUGHT TO BE MADE IN THE PREMISES) and to that end shall have all the powers of the officer from whom the appeal was taken and may (ISSUE OR) direct the issuance of a permit. The reasons for the board's decision shall be stated. The decision of such board shall not be final and any person having an interest affected by such (ORDINANCE) order shall have the right to appeal to the district court in the county in which the land is located on questions of law and fact.

Sec. 31. Minnesota Statutes 1971, Section 394.27, is amended by adding a subdivision to read:

Subd. 7. The board of adjustment shall have the exclusive power to order the issuance of variances from the terms of any official control including restrictions placed on nonconformities. Variances shall only be permitted when they are in harmony with the general purposes and intent of the official control in cases when there is particular hardship in the way of carrying out the strict letter of any official control, and when the terms of the variance are consistent with the comprehensive plan. "Hardship" as used in connection with the granting of a variance means the property in question cannot be put to a reasonable use under the conditions allowed by the official controls; the plight of the landowner is due to circumstances unique to his property not created by the landowner; and the variance, if granted, will not alter the essential character of the locality. Economic considerations alone shall not constitute a hardship if a reasonable use for the property exists under the terms of the ordinance. No variance may be granted that would allow any use that is prohibited in the zoning district in which the subject property is located. The board of adjustment may impose conditions in the granting of variances to insure compliance and to protect adjacent properties and the public interest.

Sec. 32. Minnesota Statutes 1971, Section 394.27, is amended by adding a subdivision to read:

Subd. 8. A certified copy of any order issued by the board of adjustment acting upon an appeal from an order, requirement, decision or determination by an administrative official, or a request for a variance, including all special restrictions and conditions, shall be filed with the register of deeds for record. The order issued by the board of adjustment shall include the legal description of the property involved, as provided by the person requesting the variance. The board by ordinance shall designate the county official or employee responsible for meeting the requirements of this subdivision. Notwithstanding any other stat-

utory requirements, such certified copy of the order shall be eligible for recording if the property is precisely described.

Sec. 33. Minnesota Statutes 1971, Section 394.27, is amended by adding a subdivision to read:

Subd. 9. All decisions by the board of adjustment in granting variances or in hearing appeals from any administrative order, requirement, decision or determination shall be final except that any person or persons, or any taxpayer, or any officer, department, board or commission of the state or its political subdivisions shall have the right to appeal within 30 days to the district court in the county in which the land is located on questions of law and fact.

Sec. 34. Minnesota Statutes 1971, Section 394.27, is amended by adding a subdivision to read:

Subd. 10. Notwithstanding any provision herein to the contrary, any person, as defined in section 116B.02, may appeal any order, requirement, decision, or determination made by any county administrative official concerning any ordinance adopted pursuant to the provisions of sections 394.21 to 394.27 which is required to be adopted by a county pursuant to standards, criteria, model ordinances, management plans or orders promulgated by any state agency or official. The order of the board of adjustment acting upon such an appeal or a request for a variance from such an ordinance may be appealed to the state agency or official which promulgated such standard, criteria, model ordinance, management plan or order. An appeal to such state agency or official shall be taken by the filing of a notice of appeal within the time allowed for an appeal to district court of a decision of the board of adjustment. Thereafter, the state agency or official may, within 60 days of the filing of the notice of appeal, modify, affirm or reverse the decision of the board of adjustment provided that if no action is taken by the state agency or official within that period of time, the appeal shall lapse. The filing of a notice of appeal with a state agency or official under this section shall suspend the running of the time for appeal to district court until a final decision is issued by the state agency or official, or for 60 days, whichever is later. If the state agency or official issues its order within 60 days, that order may be appealed to district court in the manner provided by law.

Sec. 35. Minnesota Statutes 1971, Section 394.29, is amended to read:

394.29 [MAY EMPLOY DIRECTOR AND STAFF.] To carry out the purposes of sections 394.21 to 394.37 the board may employ a planning director (AND INSPECTOR OR EITHER OF THEM) and such staff as it deems necessary (;) to assist the planning director in carrying out his assigned responsibilities.

ties, including but not limited to a zoning administrator, sanitary inspector and a building official. If no planning director is appointed, the board shall designate a chief administrative officer who shall administer the official controls. (OR) The board may employ or contract with a planning (AGENCY,) authority (,) or commission, any agency of the state or federal government, a regional development commission or with planning consultants, or with other specialists for such services as it requires.

Sec. 36. Minnesota Statutes 1971, Section 394.30, Subdivision 1, is amended to read:

394.30 [PLANNING COMMISSION.] Subdivision 1. (THE) Any board of county commissioners (WHICH HAS ADOPTED A RESOLUTION INDICATING ITS INTENT TO AVAIL ITSELF OF THE AUTHORITY GRANTED BY SECTIONS 394.21 TO 394.37) may (AT THAT TIME OR ANY SUBSEQUENT TIME) *by ordinance* appoint a planning (ADVISORY) commission composed of not less than five nor more than eleven members appointed by the chairman of the board. (FOUR MEMBERS OF SUCH COMMISSION SHALL BE CHOSEN FROM THE ELECTORS OF THE COUNTY PROVIDED THAT NOT LESS THAN THREE SHALL BE RESIDENTS OF THE PORTION OF THE COUNTY LYING OUTSIDE THE INCORPORATED LIMITS OF MUNICIPALITIES. ONE MEMBER OF SUCH COMMISSION SHALL BE A MEMBER OF THE BOARD.) *The manner of appointment and terms of office of the members shall be as provided in the ordinance. No regular member may be an elected officer of the county except that one member of the board may serve on the commission. No more than one regular member of the commission shall have received, during the two years prior to appointment, any substantial portion of his income, directly or indirectly, from business operations involving the development of land for urban and urban related purposes. (IN ADDITION) In the ordinance establishing the planning commission the board may designate any county officer or employee or any employee of the state or federal government as an ex officio non-voting member of such commission. The term of office and removal of any member for non-performance of duty or misconduct in office as well as filling vacancies on the board shall be as provided in the (RESOLUTION) ordinance creating the commission.*

Sec. 37. Minnesota Statutes 1971, Section 394.30, Subdivision 3, is amended to read:

Subd. 3. The members of (SUCH) the commission (SHALL SERVE WITHOUT) *may be paid a fixed annual compensation (BUT) in an amount specified in the ordinance establishing the commission and may be paid their necessary expenses in attending meetings of the commission and in the conduct of the business of the commission.*

Sec. 38. Minnesota Statutes 1971, Section 394.30, is amended by adding a subdivision to read:

Subd. 4. The planning commission shall elect a chairman and secretary from among its members and cooperate with the planning director and other employees of the county in preparing and recommending to the board for adoption a comprehensive plan and recommendations for plan execution in the form of official controls and other measures, and amendments thereto. In all instances in which the planning commission is not the final authority, as authorized in subdivision 5, the commission shall review all applications for conditional use permits and plans for subdivisions of land and report thereon to the board.

Sec. 39. Minnesota Statutes 1971, Section 394.30, is amended by adding a subdivision to read:

Subd. 5. The board may by ordinance assign additional duties and responsibilities to the planning commission including but not restricted to the conduct of public hearings, the authority to order the issuance of some or all categories of conditional use permits, the authority to approve some or all categories of subdivisions of land, and the authority to approve some or all categories of planned unit developments. The planning commission may be required by the board to review any comprehensive plans and official controls and any plans for public land acquisition and development sent to the county for that purpose by any local unit of government or any state or federal agency and shall report thereon in writing to the board.

Sec. 40. Minnesota Statutes 1971, Chapter 394, is amended by adding a section to read:

[394.301] [CONDITIONAL USE PERMITS.] *Subdivision 1. The board may by ordinance designate certain types of developments, including planned unit developments and certain land development activities as conditional uses under zoning regulations. Conditional uses may be approved upon a showing by an applicant that standards and criteria stated in the ordinance will be satisfied. Such standards and criteria shall include both general requirements for all conditional uses and, insofar as practicable, requirements specific to each designated conditional use.*

Subd. 2. Conditional use permits shall be issued by the officer administering the official controls only upon the order of the board or the planning commission as designated by ordinance as the approval authority for one or more categories of conditional uses. The planning commission shall in all instances have an opportunity to review conditional uses prior to any final decision by the designated approval authority. Public hearings shall be held in accordance with section 394.26. In connection with ordering the issuance of a conditional use permit the designated

approval authority may impose such additional restrictions or conditions as it deems necessary to protect the public interest, including but not limited to matters relating to appearance, lighting, hours of operation and performance characteristics. When appropriate, restrictive covenants may be entered into regarding such matters.

Subd. 3. A conditional use permit shall remain in effect for so long as the conditions agreed upon are observed, provided that nothing in this section shall prevent the board from enacting or amending official controls to change the status of conditional uses.

Subd. 4. A certified copy of any conditional use permit shall be filed with the register of deeds for record. The conditional use permit shall include the legal description of the property involved as provided by the person requesting the permit. The board by ordinance shall designate the county official or employee responsible for meeting the requirements of the subdivision. Notwithstanding any other statutory requirements, such certified copy of the permits shall be eligible for recording if the property is precisely described.

Sec. 41. Minnesota Statutes 1971, Chapter 394, is amended by adding a section to read:

[394.312] [RELATION TO OTHER COUNTY AUTHORITY.] *All official controls in effect on the effective date of this act shall remain in full force and effect until amended or repealed whether such controls were adopted by resolution of the board or by ordinance and whether or not comprehensive plans had been adopted before the official controls were adopted. Any official controls and any procedures for the administration of official controls which are in existence on the effective date of this act shall be brought into compliance with this act within three years from the effective date of this act.*

Sec. 42. Minnesota Statutes 1971, Section 394.32, Subdivision 2, is amended to read:

Subd. 2. The contract between the governing body of the municipality and the board may provide among other things for joint county-municipal planning activities, or it may designate (A COUNTY PLANNING AGENCY) the board as the planning agency for the municipality.

Sec. 43. Minnesota Statutes 1971, Section 394.32, Subdivision 3, is amended to read:

Subd. 3. The governing body of any municipality may request a county (PLANNING AGENCY) board to submit to such governing body a comprehensive plan for the municipality setting

forth such provisions as the (PLANNING AGENCY) board deems applicable to the municipality and for its best interests, or to include the area within the municipality in a county-wide comprehensive plan, or to prepare official controls to apply to the area within the municipality. Notwithstanding the adoption of the comprehensive plan and recommendations for the municipality the plan and recommendations shall not be binding until official controls are adopted by the municipality in accordance with the plan *or until the county adopts official controls for the areas within the incorporated limits of the municipality when requested by the governing body of the municipality.*

Sec. 44. Minnesota Statutes 1971, Section 394.33, is amended to read:

394.33 [RELATIONS WITH TOWNS.] *Subdivision 1. The governing body of any town including any town with the powers of villages pursuant to law may continue to exercise the authority to plan and zone as provided by law, but after the adoption of official controls for a county or portion thereof by the board of county commissioners no town shall enact or enforce official controls inconsistent with or less restrictive than the standards prescribed in the official (CONTROL) controls adopted by the board. (NOTHING IN THIS SECTION SHALL LIMIT ANY TOWN'S POWER TO ZONE MORE RESTRICTIVELY THAN PROVIDED IN THE CONTROLS ADOPTED BY THE COUNTY.) Upon the adoption or amendment of any official controls the governing body of the town shall file a certified copy thereof with the register of deeds for record. A certified copy of any official controls of any town which are in effect on the effective date of this act shall also be filed by the governing body of the town with the register of deeds for record within one year from the effective date of this act.*

Subd. 2. The board of supervisors of any town which has adopted or desires to adopt building and zoning regulations and restrictions pursuant to law shall have the authority granted the governing body of any municipality as provided in section 394.32.

Sec. 45. Minnesota Statutes 1971, Section 394.35, is amended to read:

394.35 [FILING WITH REGISTER OF DEEDS.] *Upon the adoption of any ordinance or other official control including any maps or charts supplemented to or as part thereof, the county auditor shall file a certified copy thereof with the register of deeds for record. Ordinances, resolutions, maps or regulations filed with the register of deeds pursuant to sections 394.21 to 394.37 do not constitute encumbrances on real property.*

Sec. 46. Minnesota Statutes 1971, Section 394.36, Subdivision 1, is amended to read:

394.36 [NONCONFORMITIES.] Subdivision 1. *Any nonconformity including the lawful use or occupation of land or premises existing at the time of the adoption of an official control hereunder may be continued, except as regulated, eliminated or taken by the board as provided in subdivisions 2 or 3, although such use or occupation does not conform to the provisions thereof, but if such (NONCONFORMING USE) nonconformity or occupancy is discontinued for a period of more than one year, or any nonconforming building or structure is destroyed by fire or other peril to the extent of 50 percent of its market value, any subsequent use or occupancy of the land or premises shall be a conforming use or occupancy.*

Sec. 47. Minnesota Statutes 1971, Section 394.36, Subdivision 2, is amended to read:

Subd. 2. The board may by (RESOLUTION AS HEREIN PROVIDED PRESCRIBE) *ordinance adopt such regulations not contrary to law as it deems desirable or necessary to classify, regulate and control, (OR) reduce the number or extent of (OR) and provide for the gradual elimination of (NONCONFORMING USES) nonconformities and occupancies, including requiring nonconformities to conform with the official controls of the county or terminate within a reasonable time as specified in the official controls. The board may by ordinance impose upon nonconformities additional regulations relating to appearance, signs, lighting, hours of operation and other esthetic performance characteristics including but not limited to noise, heat, glare, vibrations and smoke.*

Sec. 48. Minnesota Statutes 1971, Section 394.36, is amended by adding a subdivision to read:

Subd. 3. *A nonconformity that is determined by the board to be detrimental to the achievement of the goals and objectives of the comprehensive plan may be acquired by the board by purchase.*

Sec. 49. Minnesota Statutes 1971, Chapter 394, is amended by adding a section to read:

[394.361] [OFFICIAL MAP.] Subdivision 1. *Land that is needed for future street and highway purposes and as sites for other necessary public facilities and services is frequently diverted to nonpublic uses which could have been located on other lands without hardship or inconvenience to the owners. When this happens, public uses of land may be denied or may be obtained later only at prohibitive cost or at the expense of dislocating the owners and occupants of the land. Identification on official maps of land needed for future public uses permits both the public and private property owners to adjust their building plans equitably and conveniently before investments are made which will make such adjustments difficult to accomplish.*

Subd. 2. *The planning commission may develop and recommend for adoption by the board official maps and amendments thereto covering all or any portion of the unincorporated area of the county. Public hearings on proposed official maps and amendments thereto shall be held in accordance with section 394.26. The official map may be adopted and amended by ordinance by the board.*

All official maps shall be prepared in sufficient detail to permit the establishment of future acquisition lines on the ground. In unplatted areas a minimum of a centerline survey shall have been made prior to the preparation of the final draft of the official map. The accuracy of the future acquisition lines shown on the official map shall be attested to by the county surveyor. Copies of official maps and amendments shall be filed in accordance with section 394.35.

Subd. 3. *After an official map has been adopted and filed, the issuance of building permits by the county shall be subject to the provisions of this section. Whenever any street or highway is widened or improved or any new street is opened, or interests in lands for other public purposes are acquired by the county, it is not required in such proceedings to pay for any building or structure placed without a permit or in violation of conditions of a permit within the limits of the mapped street or highway or outside of any building line that may have been established upon the existing street or within any area thus identified for public purposes. The adoption of official maps does not give the county any right, title or interest in areas identified for public purposes thereon, but the adoption of a map does authorize the county to acquire such interests without paying compensation for buildings or structures erected in such areas without a permit or in violation of the conditions of a permit.*

Subd. 4. *If a permit for a building in such location is denied, the board of adjustment shall have the power, upon appeal by the owner of the land to authorize the issuance of a permit for building in such location in any case in which the board finds, upon the evidence and the arguments presented to it, (a) that the entire property of the appellant of which such area identified for public purposes forms a part cannot be put to a reasonable use by the owner unless such a permit is granted, and (b) that balancing the interest of the county in preserving the integrity of the official map and the comprehensive plan and interest of the owner of the property in the use of his property and in the benefits of ownership, the issuance of such permit is required by considerations of justice and equity. Prior to reaching a decision upon the appeal, public hearings shall be held in accordance with section 394.26. If the board of adjustment authorizes the issuance of a permit the board shall have six months from the date of the decision of the board of adjustment to institute proceedings to acquire such land or interest therein, and if no such proceedings are started within that time, the officer responsible shall issue a permit in accordance with the conditions stated in*

the authorization specifying the exact location, ground area, height and other details as to the extent and character of the building for which the permit is granted.

Sec. 50, Minnesota Statutes 1971, Chapter 394, is amended by adding a section to read:

[394.362] *The proponent of any variance, conditional use, or non-conformity which may result in an adverse effect on the environment may be required by the board to demonstrate the nature and extent of such effect.*

Sec. 51. Minnesota Statutes 1971, Section 394.37, Subdivision 1, is amended to read:

394.37 [ENFORCEMENT.] Subdivision 1. The board shall provide for the enforcement of sections 394.21 to 394.37 and of ordinances (, RESOLUTIONS,) and regulations made thereunder, and may impose enforcement duties on any officer, department, agency, or employee of the county. (IN A COUNTY IN WHICH SUBDIVISION REGULATIONS OR CONTROLS ARE IN FORCE AND HAVE BEEN FILED OR RECORDED AS PROVIDED IN SECTION 394.35, NO CONVEYANCE OF LAND TO WHICH THE REGULATIONS ARE APPLICABLE SHALL BE FILED OR RECORDED IF THE LAND IS DESCRIBED IN THE CONVEYANCE BY METES AND BOUNDS OR BY REFERENCE TO AN UNAPPROVED REGISTERED LAND SURVEY MADE AFTER JUNE 4, 1971, OR TO AN UNAPPROVED PLAT MADE AFTER SUCH REGULATIONS HAVE BECOME EFFECTIVE. THE FOREGOING PROVISION DOES NOT APPLY TO A CONVEYANCE IF THE LAND DESCRIBED:)

((1) WAS A SEPARATE PARCEL OF RECORD ON THE DATE OF ADOPTION OF SUBDIVISION REGULATIONS UNDER SECTIONS 394.12 TO 394.37, OR)

((2) WAS THE SUBJECT OF A WRITTEN AGREEMENT TO CONVEY ENTERED INTO PRIOR TO SUCH TIME, OR)

((3) WAS A SEPARATE PARCEL OF NOT LESS THAN TWO AND ONE-HALF ACRES IN AREA IN 300 FEET.)

(IN ANY CASE IN WHICH COMPLIANCE WITH THE FOREGOING RESTRICTIONS WILL CREATE AN UNNECESSARY HARDSHIP AND FAILURE TO COMPLY DOES NOT INTERFERE WITH THE PURPOSE OF THE SUBDIVISION REGULATIONS, THE BOARD MAY WAIVE SUCH COMPLIANCE BY ADOPTION OF A RESOLUTION TO THAT EFFECT AND THE CONVEYANCE MAY THEN BE FILED OR RECORDED. ANY OWNER OR AGENT OF THE

OWNER OF LAND WHO CONVEYS A LOT OR PARCEL IN VIOLATION OF THE PROVISIONS OF THIS SUBDIVISION SHALL FORFEIT AND PAY TO THE COUNTY A PENALTY OF NOT LESS THAN \$100 FOR EACH LOT OR PARCEL SO CONVEYED. A COUNTY MAY ENJOIN SUCH CONVEYANCE OR MAY RECOVER SUCH PENALTY BY A CIVIL ACTION IN ANY COURT OF COMPETENT JURISDICTION.)

Sec. 52. Minnesota Statutes 1971, Section 375.51, Subdivision 1, is amended to read:

375.51 [ORDINANCES; ENACTMENT, PUBLICATION.] Subdivision 1. [ENACTMENT.] In any instance in which a county board is authorized by law to enact ordinances, such county ordinances shall be adopted *or amended* in the manner hereinafter prescribed except as otherwise provided by law. A *public hearing on the proposed ordinance or amendment shall be held prior to enactment or amendment*. Every county ordinance shall be enacted *or amended* by a majority vote of all the members of the county board except where a larger number is required by law. It shall be signed by the chairman of the board and attested by the clerk of the board. The ordinance *or amendments* shall be published as hereinafter provided. Proof of the publication shall be attached to and filed with the ordinance *or amendments* in the office of the county auditor. Every ordinance *and amendments thereto* shall be recorded in an ordinance book in the office of the county auditor within 20 days after its publication. All ordinances *or amendments* shall be suitably entitled and shall be substantially in the style: "The county board of County ordains:".

Sec. 53. Minnesota Statutes 1971, Section 375.51, Subdivision 2, is amended to read:

Subd. 2. [NOTICE OF INTENTION.] No ordinance of a county *or amendment* shall be enacted unless a notice of the intention to enact such ordinance *or amendment* has been published in the official newspaper of the county not less than ten days before the (MEETING) *public hearing* at which the ordinance *or amendment* is to be considered. *Such public hearings may be continued from time to time and additional hearings may be held*. The notice shall state the subject matter and the general purpose of the proposed ordinance *or amendment*. Proof of the publication of the notice shall be attached to and filed with the ordinance *or amendment*, if enacted, in the office of the county auditor.

Sec. 54. Minnesota Statutes 1971, Section 375.51, Subdivision 3, is amended to read:

Subd. 3. [PUBLICATION.] Every ordinance *or amendment* enacted by a county board shall be published at least once as part

of the proceedings of the meeting at which the ordinance or amendment was enacted. Publication shall be made in the official newspaper of the county but additional publications, either in the official newspaper or other newspaper, may be ordered. An ordinance or amendment may be published in its entirety, or otherwise as hereinafter provided.

To the extent of the authority described in subdivision 1 of this section, a county may incorporate in an ordinance or amendment by reference any statute of Minnesota, any administrative rule or regulation of any department of the state of Minnesota affecting the county, or any code. The term "code" as used herein means any compilation of regulations or standards or parts thereof prepared by any governmental agency or any trade or professional association for general distribution in printed form as a standard or model on the subject of building construction, plumbing, electric wiring, inflammable liquids, sanitary provisions, public health, safety, or general welfare.

In the case of lengthy ordinances or amendments, or ordinances or amendments which include charts or maps, the ordinance or amendment need not be published in its entirety if the title of the ordinance or amendment and a summary of the ordinance or amendment is included in the publication of the proceedings of the meeting at which the ordinance or amendment was enacted. In such case and in the case a statute, administrative rule or regulation or a code is adopted by reference, all requirements of statute for the publication of ordinances or amendments shall be satisfied if the summary of the ordinance or amendment or the ordinance or amendment incorporating the statute, regulation, ordinance or amendment or code is published in the required manner and if, prior to such publication, at least (THREE COPIES) one copy of the entire ordinance or of the statute, rule, regulation or code are marked as the official (COPIES) copy and filed for use and examination by the public in the office of the county auditor. Provisions of the entire ordinance or of the statute, rule, regulation or code thus incorporated in such ordinance or amendment by reference shall be as much a part of the ordinance as if they had been set out in full therein.

Sec. 55. Minnesota Statutes 1971, Section 599.13, is amended to read:

599.13 [MUNICIPAL AND COUNTY ORDINANCES.] Copies of the ordinances, bylaws, resolutions, and regulations of any city, village, (OR) borough, or county, certified by the mayor or president of the council, and the clerk thereof, under its seal or by the county auditor or chairman of the county board, and copies of the same printed in any newspaper, book, pamphlet, or other form, and which purport to be published by authority of the council of such city or village, or county board, shall be prima facie evidence thereof and, after three years from the com-

pilation and publication of any such book or pamphlet, shall be conclusive proof of the regularity of their adoption and publication.

Sec. 56. *Minnesota Statutes 1971, Sections 394.06; 394.07; 394.08; 394.09; 394.10; 394.11; 394.12; 394.13; 394.14; 394.15; 394.16, as amended by Laws 1973, Chapter 35, Section 68; 394.17; 394.21, Subdivision 2; 394.22, Subdivision 5; 394.25, Subdivision 6; 394.26, Subdivisions 1 and 3; 394.30, Subdivision 2; 394.31; 394.32, Subdivision 4; 396.01; 396.02; 396.03; 396.04; 396.05; 396.051; 396.06; 396.07; 396.08; 396.09; 396.10; 396.11; 396.12; 396.13; 396.14; 396.15; 396.16; 396.17; 396.18; 396.19; 396.20; and 396.21, are repealed."*

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

"A bill for an act relating to planning, development, zoning; authorizing all counties to carry on planning, development and zoning activities; setting forth authorities in land and water use controls; amending Minnesota Statutes 1971, Sections 394.22, Subdivision 6 and by adding subdivisions; 394.23; 394.24, Subdivisions 1 and 2 and by adding subdivisions; 394.25, Subdivisions 1, 2, 3, 4, 5, 7 and 8 and by adding subdivisions; 394.26, Subdivision 2 and by adding subdivisions; 394.27, Subdivisions 1, 2, 5 and 6 and by adding subdivisions; 394.29; 394.30, Subdivisions 1 and 3 and by adding subdivisions; 394.32, Subdivisions 2 and 3; 394.33; 394.35; 394.36, Subdivisions 1 and 2 and by adding a subdivision; 394.37, Subdivision 1; 375.51, Subdivisions 1, 2 and 3; 599.13; Chapter 394 by adding sections; repealing Minnesota Statutes 1971, Sections 394.06 to 394.17; 394.21, Subdivision 2; 394.22, Subdivision 5; 394.25, Subdivision 6; 394.26, Subdivisions 1 and 3; 394.30, Subdivision 2; 394.31; 394.32, Subdivision 4; and 396.01 to 396.21."

The motion prevailed and the amendment was adopted.

Erickson moved to amend S. F. No. 2576, as amended, as follows:

In the Sherwood amendment.

Page 17, strike lines 22 through 28.

Page 18, strike lines 1 through 23.

Renumber the subsequent sections accordingly.

The motion prevailed and the amendment was adopted.

Stangeland moved that S. F. No. 2576 be re-referred to the Committee on Local Government.

A roll call was requested and properly seconded.

The question was taken on the motion and the roll being called, there were yeas 27, and nays 73, as follows:

Those who voted in the affirmative were:

Adams, S.	Eckstein	Kvam	McEachern	Skaar
Belisle	Graw	Larson	Miller, D.	Stangeland
Biersdorf	Hagedorn	Lemke	Niehaus	Wigley
Carlson, D.	Johnson, J.	Lindstrom, E.	Ohnstad	
DeGroat	Johnson, R.	Long	Pieper	
Dirlam	Klaus	McCauley	Schulz	

Those who voted in the negative were:

Adams, J.	Culhane	Jude	Mueller	Sieben, H.
Andersen, R.	Cummiskey	Kahn	Munger	Sieben, M.
Anderson, I.	Dahl	Kelly	Myrah	Smith
Bell	Dieterich	Kempe	Nelson	Stanton
Bennett	Eken	Knoll	Ojala	Tomlinson
Berg	Enebo	Kostohryz	Pavlak, R. L.	Vanasek
Berglin	Faricy	Laidig	Pehler	Vento
Brinkman	Ferderer	LaVoy	Prahl	Voss
Carlson, A.	Forsythe	Mann	Quirin	Weaver
Carlson, B.	Fudro	McArthur	Resner	Wenzel
Carlson, L.	Fugina	McFarlin	Ryan	Wohlwend
Casserly	Graba	McMillan	St. Onge	Wolcott
Cleary	Growe	Menke	Sarna	Mr. Speaker
Clifford	Haugerud	Miller, M.	Savelkoul	
Connors	Jacobs	Moe	Sherwood	

The motion did not prevail.

Sherwood moved that S. F. No. 2576, as amended, be continued on Special Orders until Monday, March 18, 1974. The motion prevailed.

S. F. No. 306 was reported to the House.

There being no objection, S. F. No. 306 was continued on Special Orders until Wednesday, March 20, 1974.

MOTION FOR RECONSIDERATION

Myrah moved that the vote whereby S. F. No. 2264 was passed on the Consent Calendar for today be now reconsidered. The motion prevailed.

Myrah moved that the action whereby S. F. No. 2264 was given a third reading be now reconsidered. The motion prevailed.

S. F. No. 2264 was reported to the House.

Myrah and Haugerud moved to amend S. F. No. 2264, the printed bill, as follows:

Page 5, strike lines 3 through 28.

Page 6, strike lines 1 through 5.

The motion prevailed and the amendment was adopted.

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 third time, as amended, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 96, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Kahn	Newcome	Sieben, H. *
Andersen, R.	DeGroat	Kelly	Niehaus	Sieben, M. *
Anderson, D.	Dieterich	Kempe	Ohnstad	Skaar
Anderson, I.	Dirlam	Knoll	Ojala	Smith
Becklin	Eken	Kostohryz	Patton	Stanton
Belisle	Enebo	Kvam	Pavlak, R.	Swanson
Bell	Esau	Laidig	Pavlak, R. L.	Tomlinson
Bennett	Faricy	LaVoy	Pehler	Ulland
Berg	Ferderer	Lindstrom, E.	Peterson	Vento
Berglin	Forsythe	Lindstrom, J.	Pieper	Voss
Biersdorf	Fudro	McArthur	Pleasant	Weaver
Braun	Fugina	McFarlin	Quirin	Wenzel
Brinkman	Growe	McMillan	Resner	Wigley
Carlson, A.	Haugerud	Menke	Ryan	Wohlwend
Carlson, L.	Jacobs	Miller, D.	St. Onge	Wolcott
Casserly	Jaros	Miller, M.	Samuelson	Mr. Speaker
Cleary	Johnson, D.	Moe	Sarna	
Connors	Johnson, J.	Mueller	Savelkoul	
Culhane	Johnson, R.	Myrah	Schreiber	
Cummiskey	Jude	Nelson	Sherwood	

Those who voted in the negative were:

Erickson	Hagedorn	Long	Prahl	Stangeland
Graw	Klaus	McCauley		

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

SPECIAL ORDERS, Continued

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

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 third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 112, and nays 2, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bennett Pavlak, R. L.

The bill was passed and its title agreed to.

S. F. No. 2447 was reported to the House.

There being no objection, S. F. No. 2447 was continued on Special Orders for one day.

S. F. No. 2977, A bill for an act relating to the city of Minneapolis; authorizing housing rehabilitation loan and grant program; providing for the issuance of limited 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 106, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, I.	Berg	Brinkman	Casserly
Andersen, R.	Belisle	Berglin	Carlson, A.	Cleary
Anderson, D.	Bell	Biersdorf	Carlson, B.	Clifford
Anderson, G.	Bennett	Braun	Carlson, L.	Connors

Culhane	Jacobs	Long	Patton	Sieben, M.
Cummiskey	Jaros	Mann	Pavlak, R.	Skaar
Dahl	Johnson, C.	McArthur	Pavlak, R. L.	Smith
Dieterich	Johnson, D.	McCauley	Pehler	Stanton
Dirlam	Johnson, J.	McEachern	Peterson	Swanson
Eken	Jude	McFarlin	Pieper	Tomlinson
Enebo	Kahn	McMillan	Pleasant	Ulland
Erdahl	Kelly	Menke	Prahl	Vanasek
Erickson	Kempe	Miller, D.	Quirin	Vento
Faricy	Knoll	Miller, M.	Resner	Voss
Ferderer	Kostohryz	Moe	Ryan	Wenzel
Fjoslien	Kvam	Mueller	St. Onge	Wigley
Forsythe	Laidig	Munger	Samuelson	Wolcott
Fudro	Larson	Myrah	Sarna	Mr. Speaker
Fugina	LaVoy	Nelson	Schreiber	
Graw	Lemke	Newcome	Schulz	
Grove	Lindstrom, E.	Ojala	Sherwood	
Heinitz	Lindstrom, J.	Parish	Sieben, H.	

Those who voted in the negative were:

Niehaus Ohnstad

The bill was passed and its title agreed to.

S. F. No. 2004, A bill for an act relating to municipalities; providing for reimbursement for expenses incurred in the prosecution of highway patrol traffic violations; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 5.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 3024, A bill for an act relating to special assessments; amending Minnesota Statutes, 1973 Supplement, Section 429.101, Subdivision 1; and Minnesota Statutes 1971, Section 429.101, 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 113, and nays 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Braun Carlson, D. Culhane

The bill was passed and its title agreed to.

Andersen, R., and Jude were excused for the remainder of today's sessions.

S. F. No. 3068, A bill for an act relating to the municipal housing and redevelopment act; providing for the acquisition and disposal of vacant, open, undeveloped and substandard real property; amending Minnesota Statutes 1971, Sections 462.415, by adding a subdivision; 462.445, Subdivisions 1 and 4; 462.466; 462.525, Subdivision 1, and by adding subdivisions; and 462.545, Subdivision 1.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 103, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, J.	Miller, D.	Savelkoul
Anderson, D.	Dahl	Johnson, R.	Miller, M.	Schreiber
Anderson, G.	Dieterich	Kahn	Moe	Schulz
Anderson, I.	Dirlam	Kelly	Mueller	Sherwood
Becklin	Eckstein	Knoll	Munger	Sieben, H.
Belisle	Eken	Kostohryz	Nelson	Sieben, M.
Bell	Enebo	Kvam	Newcome	Smith
Bennett	Erdahl	Laidig	Ojala	Stangeland
Berg	Erickson	Larson	Parish	Stanton
Berglin	Faricy	LaVoy	Patton	Swanson
Biersdorf	Ferderer	Lemke	Pavlak, R.	Tomlinson
Brinkman	Fjoslien	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Forsythe	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Fudro	Long	Pieper	Vento
Carlson, D.	Fugina	Mann	Pleasant	Voss
Carlson, L.	Grove	McArthur	Prahl	Wenzel
Casserly	Hagedorn	McCauley	Quirin	Wigley
Cleary	Heinitz	McEachern	Resner	Wolcott
Clifford	Jacobs	McFarlin	Ryan	Mr. Speaker
Connors	Jaros	McMillan	St. Onge	
Culhane	Johnson, D.	Menke	Sarna	

Those who voted in the negative were:

Braun	Klaus	Niehaus	Ohnstad	Pavlak, R. L.
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The bill was passed and its title agreed to.

S. F. No. 2740, A bill for an act relating to county courts; terms of judges in certain counties.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 110, and nays 0, as follows:

Those who voted in the affirmative were:

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

Pehler	Resner	Schreiber	Smith	Vanasek
Peterson	Ryan	Schulz	Stangeland	Vento
Pieper	St. Onge	Sherwood	Stanton	Wenzel
Pleasant	Samuelson	Sieben, H.	Swanson	Wigley
Prahl	Sarna	Sieben, M.	Tomlinson	Wolcott
Quirin	Savelkoul	Skaar	Ulland	Mr. Speaker

The bill was passed and its title agreed to.

S. F. No. 3060 was reported to the House.

Bell moved to amend S. F. No. 3060 as follows:

Page 1, line 12, after "building" insert "*or remove or correct any hazardous condition of real estate*".

Page 1, line 25, after "building" insert "*or parcel of real estate*".

Page 2, line 6, after the comma, delete "and".

Page 2, line 7, after the comma, insert "*or vacant or undeveloped real estate*".

Page 2, line 14, delete "and" and insert a comma.

Page 2, line 15, after "located" insert "*, or vacant or undeveloped real estate*".

Page 2, line 21, after "removed" insert "*or the hazardous condition to be removed or corrected*".

Page 2, line 23, after "building" insert "*or hazardous condition*".

Page 2, line 26, after "located" insert "*or the hazardous condition exists*".

Further amend the title in line 2 after "buildings" by inserting "or conditions" and in line 3 after "correction" by deleting "of hazardous buildings".

The motion prevailed and the amendment was adopted.

There being no objection, S. F. No. 3060, as amended, was continued on Special Orders for one day.

S. F. No. 2687, A bill for an act relating to the basic sciences; abolishing the state board of examiners in the basic sciences, examinations, and registration in the basic sciences; amending Minnesota Statutes 1971, Sections 16.20, Subdivision 1; 146.01; 146.15; 146.18; and 146.19; repealing Minnesota Statutes 1971,

Sections 146.02; 146.03; 146.04; 146.05; 146.06, as amended; 146.07; 146.08; 146.09, as amended; 146.10; 146.11, as amended; 146.12; 146.16; 146.17; 146.21; 146.22; and 148.47.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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 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 111, and nays 2, as follows:

Those who voted in the affirmative were:

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

Eckstein	Johnson, R.	McCauley	Pavlak, R. L.	Smith
Eken	Jude	McEachern	Pehler	Spanish
Enebo	Kahn	McFarlin	Peterson	Stangeland
Erickson	Kelly	McMillan	Pieper	Stanton
Faricy	Kempe	Menke	Pleasant	Swanson
Ferderer	Klaus	Miller, D.	Prahl	Tomlinson
Fjoslien	Knoll	Miller, M.	Quirin	Ulland
Forsythe	Kostohryz	Mueller	Resner	Vanasek
Fudro	Kvam	Munger	Ryan	Vento
Fugina	Laidig	Myrah	St. Onge	Voss
Graw	Larson	Nelson	Samuelson	Wenzel
Grove	LaVoy	Newcome	Savelkoul	Wigley
Hagedorn	Lemke	Niehaus	Schreiber	Wolcott
Heinitz	Lindstrom, E.	Ohnstad	Schulz	Mr. Speaker
Jacobs	Lindstrom, J.	Ojala	Sherwood	
Johnson, C.	Long	Parish	Sieben, H.	
Johnson, D.	Mann	Patton	Sieben, M.	
Johnson, J.	McArthur	Pavlak, R.	Skaar	

Those who voted in the negative were:

Jaros Sarna

The bill was passed and its title agreed to.

S. F. No. 2918, A bill for an act relating to courts; civil procedure; eliminating certain statutory provisions which conflict with the rules of civil appellate procedure and the rules of civil procedure for the district courts; amending Minnesota Statutes 1971, Sections 50.12; 357.021, Subdivision 2; 357.08; 365.40; 373.07; 485.02; 540.12; 544.15; 544.25 and 546.33; repealing Minnesota Statutes 1971, Sections 540.01; 540.02; 540.04; 540.06; 540.10; 540.16; 541.12; 543.01 to 543.07; 543.09 to 543.18; 544.01 to 544.04; 544.05 to 544.14; 544.16 to 544.20; 544.23 to 544.35; 546.01 to 546.06; 546.095; 546.14; 546.20; 546.21; 546.26; 546.29; 546.30; 546.34; 546.36; 546.38 to 546.41; 548.01 to 548.03; 549.10; 557.04; 576.02; 595.03; 595.05; and Chapters 545; 547; 585; 587; 596; 597; 598; 603; 605; and 607.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 115, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, A.	Eckstein	Hagedorn	Knoll
Anderson, D.	Carlson, B.	Eken	Haugerud	Kostohryz
Anderson, G.	Carlson, D.	Enebo	Heinitz	Kvam
Anderson, I.	Carlson, L.	Erdahl	Jacobs	Laidig
Becklin	Casserly	Erickson	Jaros	Larson
Belisle	Cleary	Esau	Johnson, C.	LaVoy
Bell	Clifford	Faricy	Johnson, D.	Lemke
Bennett	Connors	Ferderer	Johnson, J.	Lindstrom, E.
Berg	Culhane	Fjoslien	Johnson, R.	Lindstrom, J.
Berglin	Cummiskey	Forsythe	Jude	Long
Biersdorf	Dahl	Fudro	Kelly	Mann
Braun	Dieterich	Fugina	Kempe	McArthur
Brinkman	Dirlam	Graw	Klaus	McCauley

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

The bill was passed and its title agreed to.

S. F. No. 3160, A bill for an act relating to the operation of state government; establishing a "state register" for official notices by state departments; amending Minnesota Statutes 1971, Sections 15.0412, Subdivisions 3, 4 and 5; and 15.0413, Subdivisions 1, 2, 3 and 5; and Chapter 15, 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 112, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 735 was reported to the House.

There being no objection, S. F. No. 735 was continued on Special Orders for one day.

S. F. No. 3175, A bill for an act relating to health; providing for limitations on liability of review organizations; providing

for confidentiality of records of review organizations; amending Minnesota Statutes 1971, Sections 145.61, Subdivision 5, and by adding a subdivision; 145.63; and 145.64.

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

The question being taken on the passage of the bill and the roll being called, there were yeas 115, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 3287, A bill for an act relating to human services; providing for the designation of pilot boards; providing for transfer of administrative functions; amending Minnesota Statutes, 1973 Supplement, Sections 402.02, Subdivision 2; 402.03; 402.05, Subdivision 2; 402.06; and 402.08.

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

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

Those who voted in the affirmative were:

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

Esau	Kahn	McEachern	Pehler	Skaar
Faricy	Kelly	McFarlin	Peterson	Smith
Federer	Kempe	McMillan	Pieper	Spanish
Fjoslien	Klaus	Menke	Pleasant	Stangeland
Forsythe	Knoll	Miller, D.	Prahl	Stanton
Fudro	Kostohryz	Miller, M.	Quirin	Swanson
Fugina	Kvam	Munger	Resner	Tomlinson
Graw	Laidig	Myrah	Ryan	Ulland
Hagedorn	Larson	Nelson	St. Onge	Vento
Haugerud	LaVoy	Newcome	Samuelson	Voss
Heinitz	Lemke	Niehaus	Sarna	Wenzel
Jacobs	Lindstrom, E.	Ohnstad	Savelkoul	Wigley
Jaros	Lindstrom, J.	Ojala	Schreiber	Wolcott
Johnson, C.	Long	Parish	Schulz	Mr. Speaker
Johnson, D.	Mann	Patton	Sherwood	
Johnson, J.	McArthur	Pavlak, R.	Sieben, H.	
Johnson, R.	McCauley	Pavlak, R. L.	Sieben, M.	

The bill was passed and its title agreed to.

S. F. No. 2367 was reported to the House.

There being no objection, S. F. No. 2367 was continued on Special Orders for one day.

S. F. No. 2759 was reported to the House.

Faricy moved to amend S. F. No. 2759, the printed bill, as follows:

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

"Section 1. Minnesota Statutes, 1973 Supplement, Section 16.027, Subdivision 8, is amended to read:

Subd. 8. [DEFERRED COMPENSATION.] (1) At the request of an officer or employee of the state of Minnesota, or *any political subdivision thereof, or a member of the public employees retirement association*, the appointing authority shall, by payroll deduction, defer the payment of such part of the compensation of the officer or employee as provided in a written agreement between the officer or employee and the state of Minnesota *or political subdivision, or other unit whose employees are members of the public employees retirement association*, in such a manner as will qualify the deferred amount for benefits afforded under federal and state tax laws, regulations, and rulings.

(2) The amount of compensation so deferred shall be used to purchase shares in the Minnesota supplemental retirement fund established in section 11.18. The shares so purchased shall stand in the name of the state of Minnesota for the officer or employee whose deferred compensation purchased said shares until distributed to said officer or employee in a manner agreed upon by the appointing authority and the employee. Nothing in

this subdivision shall be construed as to authorize an employer contribution, nor shall the state be responsible for any loss which may result from investment of the deferred compensation.

(3) The provisions of this subdivision, except clause (2), shall be administered by the Minnesota state retirement system pursuant to the provisions of clause (4).

(4) The commissioner of administration shall establish rules, regulations, and procedures to carry out the provisions of this subdivision including allocation of administrative costs against the assets accumulated under this subdivision. Funds to pay such costs are hereby appropriated from the fund or account in which the assets accumulated under this subdivision are placed.

Sec. 2. Minnesota Statutes, 1973 Supplement, Section 16.027, is amended by adding a new subdivision to read:

Subd. 9. [DEFERRED COMPENSATION INSURANCE OR ANNUITY CONTRACT.] (1) As an alternative to the provisions contained in section 1 and at the request of an officer or employee, the governing body of any city, town, county, school district, public corporation, public authority, special district or other political subdivision, or other unit whose employees are members of the public employees retirement association, or the commissioner of administration of the state of Minnesota may by payroll deduction, defer the payment of such part of the compensation of the officer or employee as provided in written agreement with the officer or employee in such a manner as will qualify the deferred amount for benefits afforded under federal and state tax laws, regulations and rulings.

(2) The amount of compensation so deferred shall be used to purchase or otherwise procure from a company licensed to do business in the state of Minnesota a fixed or variable life insurance or annuity contract for the purpose of informally funding a deferred compensation program for the officer or employee. The life insurance or annuity contract shall stand in the name of the employer for the officer or employee whose deferred compensation purchased said contract until distribution to said officer or employee in a manner agreed upon between the employer and the officer or employee. Nothing in this subdivision shall be construed as to authorize an employer contribution nor shall the employer be responsible for any loss which may result from investment of the deferred compensation. At the end of each 12 month period, the officer or employee shall have the option to discontinue or change the amount of the deferment of compensation.

(3) Any deferred compensation plan heretofore established at the request of any officer or employee of any city, town, county, school district, public corporation, public authority, special

district or other political subdivision and informally funded through the purchase of a fixed or variable life insurance or annuity contract is hereby validated.

Sec. 3. This act will take effect on the day following its final enactment."

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

"A bill for an act relating to public employees, authorizing participation in the state deferred compensation plan and authorizing insurance contracts to fund deferred compensation plans; amending Minnesota Statutes, 1973 Supplement, Section 16.027, Subdivision 8, and 16.027 by adding a subdivision."

The motion prevailed and the amendment was adopted.

S. F. No. 2759, A bill for an act relating to public employees; authorizing participation in the state deferred compensation plan; amending Minnesota Statutes, 1973 Supplement, Section 16.027, Subdivision 8.

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 111, and nays 0, as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 2332, 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.

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

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

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 3023 was reported to the House.

Casserly moved to amend S. F. No. 3023, as follows:

Amend the title as follows:

Page 1, line 4, after "Statutes" insert a comma.

Page 1, line 4, strike "1971" and insert in lieu thereof "1973 Supplement".

The motion prevailed and the amendment was adopted.

S. F. No. 3023, A bill for an act relating to municipal industrial development; definitions; issuance of bonds; amending Minnesota Statutes 1971, Section 474.02, by adding a subdivision; and Minnesota Statutes, 1973 Supplement, Section 474.06.

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 74, and nays 37, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Knoll	Miller, M.	Sherwood
Anderson, G.	Eken	Kostohryz	Munger	Sieben, H.
Anderson, I.	Enebo	Laidig	Newcome	Sieben, M.
Becklin	Ferderer	Larson	Niehaus	Skaar
Biersdorf	Fjoslien	Lemke	Ohnstad	Smith
Braun	Forsythe	Lindstrom, E.	Ojala	Stanton
Brinkman	Graw	Lindstrom, J.	Patton	Tomlinson
Carlson, A.	Haugerud	Long	Pehler	Ulland
Carlson, B.	Heinitz	Mann	Peterson	Vento
Carlson, L.	Jacobs	McArthur	Quirin	Voss
Casserly	Johnson, C.	McCauley	Resner	Wenzel
Clifford	Johnson, D.	McFarlin	Ryan	Wigley
Cummiskey	Johnson, J.	McMillan	St. Onge	Wolcott
Dahl	Johnson, R.	Menke	Samuelson	Mr. Speaker
Dirlam	Kelly	Miller, D.	Savelkoul	

Those who voted in the negative were:

Anderson, D.	Culhane	Jaros	Parish	Schulz
Belisle	Dieterich	Kahn	Pavlak, R.	Spanish
Bell	Erdahl	Kempe	Pavlak, R. L.	Stangeland
Bennett	Erickson	Klaus	Pieper	Swanson
Berg	Faricy	Kvam	Pleasant	Vanasek
Berglin	Fudro	LaVoy	Prahl	
Cleary	Fugina	Moe	Sarna	
Connors	Hagedorn	Nelson	Schreiber	

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

S. F. No. 3159, 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.

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

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

Those who voted in the affirmative were:

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

Johnson, D.	Lindstrom, E.	Myrah	Quirin	Spanish
Johnson, J.	Lindstrom, J.	Nelson	Resner	Stangeland
Johnson, R.	Long	Newcome	Ryan	Stanton
Kahn	Mann	Niehaus	St. Onge	Swanson
Kelly	McArthur	Ojala	Samuelson	Tomlinson
Kempe	McCauley	Parish	Sarna	Ulland
Klaus	McEachern	Patton	Savelkoul	Vanasek
Knoll	McFarlin	Pavlak, R.	Schreiber	Vento
Kostohryz	McMillan	Pavlak, R. L.	Schulz	Voss
Kvam	Menke	Pehler	Sherwood	Wenzel
Laidig	Miller, D.	Peterson	Sieben, H.	Wigley
Larson	Miller, M.	Pieper	Sieben, M.	Wolcott
LaVoy	Moe	Pleasant	Skaar	Mr. Speaker
Lemke	Munger	Prahl	Smith	

The bill was passed and its title agreed to.

S. F. No. 3105 was reported to the House.

Quirin moved to amend S. F. No. 3105, the printed bill, as follows:

Line 11, strike "ground hogs, or woodchucks"; before "rattlesnakes" insert "*or*"; and after "rattlesnakes" strike the comma and insert a period.

Line 12, strike "crows, or blackbirds."

The motion prevailed and the amendment was adopted.

Johnson, D., moved to amend S. F. No. 3105, the printed bill, as amended, as follows:

Line 10, after "gophers," insert "*fishers*,".

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

S. F. No. 3105, A bill for an act relating to predators; county or town bounties; amending Minnesota Statutes 1971, Section 348.12.

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 75, and nays 25, as follows:

Those who voted in the affirmative were:

Anderson, G.	Bennett	Brinkman	Cummiskey	Erickson
Anderson, I.	Berg	Carlson, A.	Eckstein	Esau
Becklin	Berglin	Carlson, D.	Eken	Fjoslien
Belisle	Biersdorf	Casserly	Enebo	Fudro
Bell	Braun	Culhane	Erdahl	Fugina

Graw	Larson	Munger	Pleasant	Smith
Hagedorn	LaVoy	Myrah	Prahl	Stangeland
Haugerud	Lemke	Nelson	Quirin	Stanton
Jacobs	Long	Newcome	Ryan	Tomlinson
Johnson, C.	Mann	Niehaus	St. Onge	Vanasek
Johnson, D.	McArthur	Ohnstad	Samuelson	Voss
Johnson, R.	McCauley	Ojala	Sarna	Wenzel
Kelly	McMillan	Patton	Schreiber	Wigley
Klaus	Miller, M.	Pavlak, R. L.	Schulz	Wolcott
Knoll	Moe	Peterson	Sieben, M.	Mr. Speaker

Those who voted in the negative were:

Adams, J.	Dieterich	Johnson, J.	Lindstrom, E.	Savelkoul
Anderson, D.	Faricy	Kahn	Lindstrom, J.	Sherwood
Carlson, L.	Ferderer	Kempe	McFarlin	Swanson
Cleary	Forsythe	Kostohryz	Pehler	Ulland
Connors	Jaros	Laidig	Pieper	Vento

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

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 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 113, and nays 0, as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2984 was reported to the House.

Cummiskey moved to amend S. F. No. 2984, the printed bill, as follows:

Page 1, line 13, after the word "farms" and before the comma, insert "*spouses*".

Page 2, after line 1, add a new section to read:

"Sec. 2. This act shall become effective July 1, 1974."

The motion prevailed and the amendment was adopted.

There being no objection, S. F. No. 2984, as amended, was continued on Special Orders for one day.

S. F. No. 3038, 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.

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 106, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Klaus	Myrah	Schulz
Anderson, D.	Eken	Knoll	Nelson	Sherwood
Anderson, G.	Enebo	Kostohryz	Newcome	Sieben, M.
Anderson, I.	Erdahl	Kvam	Niehaus	Skaar
Becklin	Erickson	Laidig	Ohnstad	Smith
Belisle	Esau	Larson	Ojala	Spanish
Bell	Faricy	LaVoy	Parish	Stangeland
Bennett	Ferderer	Lemke	Patton	Stanton
Berg	Forsythe	Lindstrom, E.	Pavlak, R. L.	Swanson
Berglin	Fudro	Lindstrom, J.	Pehler	Tomlinson
Biersdorf	Fugina	Long	Peterson	Ulland
Braun	Graw	Mann	Pieper	Vanasek
Brinkman	Grove	McArthur	Pleasant	Vento
Carlson, A.	Hagedorn	McCauley	Prahl	Voss
Carlson, B.	Heinitz	McEachern	Quirin	Wenzel
Carlson, D.	Jaros	McFarlin	Resner	Wigley
Carlson, L.	Johnson, C.	McMillan	Ryan	Wolcott
Casserly	Johnson, D.	Menke	St. Onge	Mr. Speaker
Cleary	Johnson, J.	Miller, D.	Samuelson	
Connors	Johnson, R.	Miller, M.	Sarna	
Dahl	Kahn	Moe	Savelkoul	
Dirlam	Kelly	Munger	Schreiber	

The bill was passed and its title agreed to.

S. F. No. 2504 was reported to the House.

There being no objection, S. F. No. 2504 was continued on Special Orders for one day.

S. F. No. 3075, A bill for an act relating to public health; establishment of community residential facilities for mentally retarded and cerebral palsied persons; authorizing counties and cities to issue bonds and lease facilities; amending Minnesota Statutes 1971, Chapter 447, by adding a section; and amending Section 447.45.

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 109, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Dirlam	Graw	Knoll
Anderson, D.	Carlson, A.	Eckstein	Grove	Kostohryz
Anderson, G.	Carlson, B.	Eken	Heinitz	Kvam
Anderson, I.	Carlson, D.	Enebo	Jacobs	Laidig
Becklin	Carlson, L.	Erdahl	Jaros	Larson
Belisle	Casserly	Erickson	Johnson, C.	LaVoy
Bell	Cleary	Esau	Johnson, D.	Lemke
Bennett	Clifford	Faricy	Johnson, J.	Lindstrom, E.
Berg	Connors	Ferderer	Johnson, R.	Lindstrom, J.
Berglin	Culhane	Forsythe	Kahn	Long
Biersdorf	Cummiskey	Fudro	Kelly	Mann
Braun	Dahl	Fugina	Klaus	McArthur

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

The bill was passed and its title agreed to.

Anderson, I., moved that S. F. No. 498 be continued on Special Orders for tomorrow, Friday, March 15, 1974, immediately following the Consent Calendar for the day. The motion prevailed.

Anderson, I., moved that S. F. Nos. 3163 and 2850; H. F. Nos. 3111, 3557, 3252, 1827, 1710, and 3455; and S. F. Nos. 2576, 306, 2447, 3060, 735, 2367, 2984, and 2504 be continued on Special Orders for Friday, March 15, 1974, immediately following the Special Order on S. F. No. 498. The motion prevailed.

ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Friday, March 15, 1974.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

