

## SECOND DAY

St. Paul, Minnesota, Wednesday, January 3, 1973.

The Senate met at 11:40 o'clock a.m. and was called to order by the President.

Prayer by the Chaplain.

The roll being called, the following Senators answered to their names:

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoff	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

## RECESS

Mr. Coleman moved that the Senate do now recess until 10 minutes after the conclusion of the Joint Convention.

Which motion prevailed.

The Senate reconvened at the appointed time.

## INTRODUCTION OF BILLS

Messrs. Coleman, Ogdahl and Chenoweth introduced—

S. F. No. 1: A bill for an act relating to unemployment compensation; providing qualification for benefits for certain persons unemployed as a result of a labor dispute; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

Which was read the first time and referred to the Committee on Labor and Commerce.

Messrs. Coleman; Hansen, Baldy and Lewis introduced—

S. F. No. 2: A bill for an act relating to elections; providing for the election of members of the state legislature with party designation; appropriating money; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 203.28, Subdivisions 1 and 3 and by adding a subdivision; 203.29; 203.35, Subdivisions 7 and 9; and 206.07, Subdivision 1.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Novak, Moe and Tennesen introduced—

S. F. No. 3: A bill for an act relating to old age assistance; releasing claims and liens of the state; repealing Minnesota Statutes 1971, Section 256.26, Subdivisions 3 to 11.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Borden, Ashbach and Schaaf introduced—

S. F. No. 4: A resolution to ratify a proposed amendment to the Constitution of the United States of America relating to equal rights for men and women under the law.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chmielewski, Anderson and Olson, H. D. introduced—

S. F. No. 5: A bill for an act relating to public safety; exits and fire drills in educational institutions; fire marshal's duties; amending Minnesota Statutes 1971, Section 299F.30, Subdivision 1.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Tennesen, Ogdahl and Thorup introduced—

S. F. No. 6: A bill for an act relating to real estate; liens for improvements thereto; extent and amount thereof; requiring notice to owners; prescribing penalties; amending Minnesota Statutes 1971, Sections 514.01; 514.03; 514.05; 514.07; 514.08; and 514.11; and Chapter 514, by adding a section.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Doty, Schrom and Willet introduced—

S. F. No. 7: A bill for an act relating to highway traffic regulations; vehicle equipment; authorizing the use of studded tires by certain persons under certain conditions; prescribing penalties;

amending Minnesota Statutes 1971, Section 169.72, Subdivision 1; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. Chenoweth, Ashbach and Hughes introduced—

S. F. No. 8: A bill for an act relating to the legislature; providing a statutory maximum for its size; amending Minnesota Statutes 1971, Section 2.021.

Which was read the first time and referred to the Committee on Transportation and General Legislation.

Messrs. North, Milton and Arnold introduced—

S. F. No. 9: A bill for an act relating to wild animals; lowering the age for permanent licenses for residents to take fish to 65 years; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

Which was read the first time and referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, North and Lewis introduced—

S. F. No. 10: A bill for an act relating to old age assistance; releasing claims and liens of the state; repealing Minnesota Statutes 1971, Section 256.26, Subdivisions 3 to 11.

Which was read the first time and referred to the Committee on Health, Welfare and Corrections.

Messrs. Lewis, Humphrey and Spear introduced—

S. F. No. 11: A resolution to ratify a proposed amendment to the Constitution of the United States of America relating to equal rights for men and women under the law.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Chenoweth, McCutcheon and Hughes introduced—

S. F. No. 12: A bill for an act proposing an amendment to the Minnesota Constitution, Article XIV, Section 1; providing the majority necessary to pass constitutional amendments.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Milton, Lord and Moe introduced—

S. F. No. 13: A resolution to ratify a proposed amendment to the

Constitution of the United States of America relating to equal rights for men and women under the law.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. Keefe, J.; Bang and O'Neill introduced—

S. F. No. 14: A bill for an act relating to the metropolitan council; providing for election of members; amending Minnesota Statutes 1971, Sections 473B.02, Subdivisions 2, 4 and 5, and by adding new subdivisions; repealing Minnesota Statutes 1971, Section 473B.02, Subdivision 3.

Which was read the first time and referred to the Committee on Metropolitan and Urban Affairs.

Messrs. North, Lord and Tennesen introduced—

S. F. No. 15: A bill for an act relating to minors; defining a minor for juvenile court purposes; providing for contractual capacity of a minor; amending Minnesota Statutes 1971, Section 260.015, Subdivision 9.

Which was read the first time and referred to the Committee on Judiciary.

Messrs. North, Lord and Tennesen introduced—

S. F. No. 16: A bill for an act relating to marriage; the age of consent; amending Minnesota Statutes 1971, Sections 517.02 and 517.08, Subdivision 1.

Which was read the first time and referred to the Committee on Judiciary.

#### MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 1.

Edward A. Burdick, Chief Clerk, House of Representatives.

Transmitted January 2, 1973

#### FIRST READING OF HOUSE BILL

H. F. No. 1: A bill for an act relating to the legislature; defining "legislative day"; amending Minnesota Statutes 1971, Section 3.01, by adding a subdivision.

Was read the first time.

Mr. Davies moved that H. F. No. 1 be laid on the table. Which motion prevailed.

**MOTIONS AND RESOLUTIONS**

Mr. Davies moved that H. F. No. 1 be taken from the table. Which motion prevailed.

**SUSPENSION OF RULES**

Mr. Davies moved that an urgency be declared within the meaning of Article IV, Section 20, of the Constitution of Minnesota, with respect to H. F. No. 1 and that the rules of the Senate be so far suspended as to give H. F. No. 1 its second and third reading and placed on its final passage. Which motion prevailed.

**SECOND READING OF HOUSE BILL**

H. F. No. 1 was read for the second time.

**CALL OF THE SENATE**

Mr. Hansen, Baldy imposed a call of the Senate. The following Senators answered to their names.

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessee
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

The Sergeant-at-Arms was instructed to bring in the absent members.

Mr. Davies moved to amend H. F. No. 1 as follows:

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

“Section 1. [SESSIONS.] The legislature shall assemble at the seat of government on the first Tuesday after the first Monday in January of each odd numbered year; provided, however, that when the first Monday in January falls on January 1, the legislature shall assemble on the first Wednesday after the first Monday in January of that year; and at such other times as it may be called by the governor to meet in extra session.

Sec. 2. [LEGISLATIVE DAY.] A legislative day is any day when either house of the legislature is called to order. A legislative day shall commence at seven o'clock a.m. and continue until seven o'clock a.m. of the following calendar day.

Sec. 3. Minnesota Statutes 1971, Section 3.01, Subdivision 1, is repealed.

Sec. 4. [EFFECTIVE DATE.] This act shall be effective upon final enactment."

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

"A bill for an act relating to the legislature; defining "legislative day"; prescribing meeting times; repealing Minnesota Statutes 1971, Section 3.01, Subdivision 1."

Which motion prevailed. So the amendment was adopted.

### THIRD READING OF HOUSE BILLS

H. F. No. 1: A bill for an act relating to the legislature; defining "legislative day"; amending Minnesota Statutes 1971, Section 3.01, by adding a subdivision.

Was read the third time, as amended, and placed on its final passage.

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Novak	Schaaf
Arnold	Dunn	Knutson	Ogdahl	Schrom
Ashbach	Fitzsimons	Kowalczyk	Olhoft	Solon
Bang	Frederick	Krieger	Olson, A. G.	Spear
Berg	Gearty	Larson	Olson, H. D.	Stassen
Bernhagen	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Borden	Hanson, R.	Lewis	O'Neill	Tennessee
Brown	Hughes	Lord	Patton	Thorup
Chenoweth	Humphrey	McCutcheon	Perpich, A. J.	Ueland
Chmielewski	Josefson	Milton	Perpich, G.	Wegener
Coleman	Keefe, J.	Moe	Pillsbury	Willet
Conzemius	Keefe, S.	Nelson	Purfeerst	
Davies	Kirchner	North	Renneke	

Messrs. Blatz; Hansen, Baldy; Jensen and Sillers voted in the negative.

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

### INTRODUCTION OF BILLS—CONTINUED

Messrs. Perpich, G.; Chenoweth and Perpich, A. J. introduced—

S. F. No. 17: A bill for an act abolishing the commission on taxation and production of iron ore and other minerals; repealing Minnesota Statutes 1971, Section 3.923.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. Nelson, Anderson and Borden introduced—

S. F. No. 18: A bill for an act relating to drivers' licenses; classifications thereof; providing that a Class C license is valid for the operation of fire trucks and emergency fire equipment by volunteer firemen; amending Minnesota Statutes 1971, Section 171.02, Subdivision 2.

Which was read the first time and referred to the Committee on Governmental Operations.

Messrs. North, Perpich, A. J., and O'Neill introduced—

S. F. No. 19: A bill for an act relating to taxes on and measured by net income; defining claimant for rent credit; amending Minnesota Statutes 1971, Section 290.982.

Which was read the first time and referred to the Committee on Taxes and Tax Laws.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Pillsbury moved that prayer by the Chaplain be printed in the Journal and that the Secretary of the Senate be instructed to transmit a copy of the prayer to the family of Senator Henry T. McKnight.

Which motion prevailed.

#### MEMORIAL PRAYER

Almighty and Everlasting God, in your Providence you have called into eternal life one who has served You, his community, and his state as a public servant.

Be merciful to him and grant him the object of his hope. He believed in the Resurrection and the Life. The senator, as a public servant, worked for the resurrection that is going on now. Man and man's world are all destined for resurrection, and therefore, mankind shall survive. We shall survive. Senator McKnight now knows more fully the meaning of these words. For to your faithful, O Lord, life is changed not taken away. May he enjoy the fullness of the life he sincerely sought.

We pray for the families of Senator McKnight. Teach them to see your good and gracious purpose working in all the trials that come into life. May they not sorrow, as those who have no hope, but may they turn to You, the God of all consolations.

And we pray likewise for those of us who remain to carry on the senator's work. Let us be moved by this death, and from it learn more fully the meaning of life and the marvelous gift that it is.

This we ask through Christ our Lord, the Resurrection and the Life. Amen.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon January 4, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.