

## SIXTH DAY

St. Paul, Minnesota, Monday, January 15, 1973.

The Senate met at 12:00 o'clock noon and was called to order by the President.

Prayer by the Chaplain.

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

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

Quorum present.

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

## MEMBERS EXCUSED

Messrs. Keefe, J.; Kleinbaum, Kirchner and Laufenburger were excused from the Session of today.

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

December 13, 1972

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Lorin A. Gasterland, 6716 Garfield Avenue South, Richfield, Hennepin County, has been appointed by me to the State Board

of Education, effective December 1, 1972, for a term expiring July 1, 1977.

Sincerely,  
Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

January 5, 1973

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Thomas J. Simmons, 412 South 11th, Olivia, Renville County, has been appointed by me to the Minnesota Municipal Commission, effective January 5, 1973, for a term expiring June 30, 1975.

Sincerely,  
Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

January 11, 1973

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

Charles A. Swanson, 6967 Hickory Circle N.E., Anoka, Anoka County, has been appointed by me as Director of the Bureau of Mediation Services, effective March 1, 1973, for a term expiring March 1, 1977.

Sincerely,  
Wendell R. Anderson, Governor

Which appointment was referred to the Committee on Rules and Administration.

The Honorable Martin O. Sabo, Speaker  
of the House of Representatives

The Honorable Alec G. Olson, President  
of the Senate

Sir:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received

from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	84	Chapter 2	January 12, 1973	January 12, 1973

Sincerely,

Arlen Erdahl  
Secretary of State

### INTRODUCTION OF BILLS

Messrs. Laufenburger, Willet and Purfeerst introduced—

S. F. No. 75: A bill for an act relating to highway traffic regulations; tire equipment on vehicles; directing the commissioner of highways to prescribe specifications for a study of certain tires to determine their effect on highways; authorizing the commissioner of highways to legalize the use of such tires under certain conditions; amending Minnesota Statutes 1971, Section 169.72.

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

Messrs. Hansen, Mel; Gearty and Stassen introduced—

S. F. No. 76: A bill for an act relating to retirement; requiring reports by certain pension programs; appropriating money.

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

Messrs. Hansen, Mel; Gearty and Stassen introduced—

S. F. No. 77: A bill for an act relating to corporations; regulation of employee retirement benefits.

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

Messrs. Hansen, Mel; Gearty and Stassen introduced—

S. F. No. 78: A resolution urging Congress and the President to enact legislation to relieve persons who lose pensions because of changes in the organization of their employers.

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

Messrs. Ashbach, Novak and Milton introduced—

S. F. No. 79: A bill for an act relating to the village of Roseville;

firemen's relief association service pensions; amending Laws 1965, Chapter 598, Section 1, Subdivision 1.

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

Messrs. Ogdahl, Gearty and O'Neill introduced—

S. F. No. 80: A bill for an act relating to retirement; computation of various retirement annuities; amending Minnesota Statutes 1971, Section 11.25, Subdivisions 12 and 13.

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

Messrs. Humphrey, Ogdahl and Borden introduced—

S. F. No. 81: A bill for an act relating to government; requiring all governmental meetings in the legislative and executive branches to be public; imposing penalties; repealing Minnesota Statutes 1971, Section 471.705.

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

Messrs. Dunn, Olson, A. G.; and Larson introduced—

S. F. No. 82: A bill for an act relating to the joint or cooperative exercise of powers by cities, villages, boroughs, counties, towns, school districts, other political subdivisions, agencies of the state and the United States; authorizing boards of county commissioners to contract to perform services for other governmental units; amending Minnesota Statutes 1971, Section 471.59, by adding a subdivision.

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

Messrs. Conzemius, Lewis and Dunn introduced—

S. F. No. 83: A bill for an act relating to education; general powers of independent school districts; amending Minnesota Statutes 1971, Section 123.35, Subdivision 9.

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

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

S. F. No. 84: A bill for an act relating to education; general powers of independent school districts; amending Minnesota Statutes 1971, Section 123.35, Subdivision 9.

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

Messrs. Willet, Doty and Perpich, A. J., introduced—

S. F. No. 85: A bill for an act relating to highway traffic regulations; tire equipment on vehicles; directing the commissioner of highways to prescribe specifications for a study of certain tires to determine their effect on highways; authorizing the commissioner of highways to legalize the use of such tires under certain conditions; amending Minnesota Statutes 1971, Section 169.72.

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

Messrs. Kirchner; Olson, J. L.; and Purfeerst introduced—

S. F. No. 86: A bill for an act relating to state lands; sale or disposition of surplus; amending Minnesota Statutes 1971, Section 94.09, Subdivision 3.

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

Messrs. Doty, Chenoweth and Gearty introduced—

S. F. No. 87: A bill for an act relating to elections; providing for change in precincts and polling places of cities of the first class; amending Minnesota Statutes 1971, Sections 203.06, Subdivision 1; and 203.08.

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

Messrs. Brown, Conzemius and Berg introduced—

S. F. No. 88: A bill for an act relating to elections; regulating campaign expenditures; establishing an ethical standards committee and providing its powers and duties; amending Minnesota Statutes 1971, Sections 211.06; 211.17 and 211.19; and Chapter 211, by adding sections; repealing Minnesota Statutes 1971, Sections 210.18; 210.19; 211.16; 211.20 and 211.25.

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

Messrs. Borden, Ogdahl and Gearty introduced—

S. F. No. 89: A bill for an act relating to charitable hospitals; requiring mandatory arbitration on issue of union representation; amending Minnesota Statutes 1971, Section 179.38.

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

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

S. F. No. 90: A bill for an act relating to highway traffic regula-

tions; 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.

Mr. Perpich, A. J. introduced—

S. F. No. 91: A bill for an act relating to adding a new route to the trunk highway system.

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

Messrs. O'Neill, Stassen and Purfeerst introduced—

S. F. No. 92: 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. Perpich, A. J.; Chmielewski and Perpich, G., introduced—

S. F. No. 93: A bill for an act relating to parks; application of certain laws to the acquisition, establishment, and maintenance of parks by counties; amending Minnesota Statutes 1971, Section 398.31.

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

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

S. F. No. 94: A bill for an act relating to highway traffic regulations; school bus equipment; use of equipment; amending Minnesota Statutes 1971, Section 169.44, Subdivisions 1 and 2.

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

Messrs. Borden, O'Neill and Tennesen introduced—

S. F. No. 95: A bill for an act relating to attorneys at law; providing that graduates of Minnesota law schools approved by the American Bar Association need not take a bar examination to be admitted to practice; amending Minnesota Statutes 1971, Sections 480.05 and 481.01.

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

Messrs. Davies, Novak and Knutson introduced—

S. F. No. 96: A bill for an act relating to motor vehicle insurance; providing for basic reparation insurance benefits, regardless of fault, in cases of accident and for the partial abolition of tort liability; requiring no-fault reparation insurance and liability insurance; providing for the administration of a no-fault reparation insurance system and providing penalties; repealing Minnesota Statutes 1971, Sections 65B.01 to 65B.27, and 170.21 to 170.58.

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

Messrs. Perpich, G.; Spear and Schrom introduced—

S. F. No. 97: A bill for an act relating to provisions of Minnesota Statutes; changing various legal provisions relating to age from 21 years of age to 18 years of age; granting 18, 19 and 20 year olds broad powers, duties, rights and obligations; redefining the terms minor, adult, minority, majority and legal or full age; revising certain penalties accordingly; amending Minnesota Statutes 1971, Sections 64A.24, Subdivision 3; 82.03, Subdivision 2; 97.83, Subdivision 1; 136.11, Subdivision 1; 144.175, Subdivision 2; 144.51; 144.52; 144.60, Subdivision 1; 144.953, Subdivision 1; 146.06, Subdivision 1; 146.09; 147.16; 147.26, Subdivision 2; 148.37; 148.57, Subdivision 1; 148.70; 148.81, Subdivision 1; 149.03, Subdivision 1; 151.10; 153.04; 156.02, Subdivision 1; 171.07, Subdivision 1; 171.27; 177.02, Subdivision 6; 181.41; 183.51, Subdivisions 4, 5, 6, 7, 8, 9, 10 and 11; 184.26, Subdivision 3; 200.02, Subdivision 25; 201.14; 208.22; 242.12; 242.13; 242.15; 242.26; 242.265; 242.28; 242.43; 246.43, Subdivisions 1 and 2; 256B.06; 256B.14; 257.01; 257.05, Subdivision 1; 259.21, Subdivision 2; 260.015, Subdivision 9; 268.04, Subdivision 12; 290.23, Subdivision 11; 290.25, Subdivision 4; 292.04; 326.19, Subdivisions 1 and 2; 330.01, Subdivision 1; 332.36, Subdivision 1; 340.02, Subdivision 8; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.14, Subdivision 2; 340.403, Subdivision 3; 353.01, Subdivision 15; 359.01; 500.13, Subdivision 2; 517.02; 517.08, Subdivision 1; 518.54, Subdivision 2; 525.092, Subdivision 2; 525.80; 527.01, Subdivisions 2 and 14; 527.04, Subdivision 4; 527.07, Subdivision 4; 541.15; 609.295 and 645.45.

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

Messrs. Laufenburger, Chmielewski and Wegener introduced—

S. F. No. 98: A bill for an act relating to taxation; allowing certain credits for disabled persons and persons 65 years of age or older; amending Minnesota Statutes 1971, Section 290.0601, Subdivision 6.

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

Messrs. Sillers, Ueland and Jensen introduced—

S. F. No. 99: A bill for an act relating to labor relations; requiring apportionment and payment of costs incurred by the state in the settlement of labor disputes.

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

Messrs. Hansen, Mel; Gearty and Kirchner introduced—

S. F. No. 100: A bill for an act relating to public welfare; authorizing state participation in the cost of investigating fraudulent welfare claims.

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

Messrs. Milton, Doty and Borden introduced—

S. F. No. 101: 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. Dunn; Hansen, Baldy and Hanson, R. introduced—

S. F. No. 102: A bill for an act relating to labor; establishing working hours for persons under the age of 16; amending Minnesota Statutes, Section 181.37.

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

Mr. Frederick introduced—

S. F. No. 103: A bill for an act relating to the trunk highway system; discontinuing and removing a route from the trunk highway system.

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

Messrs. McCutcheon, Conzemius and Kirchner introduced—

S. F. No. 104: A bill for an act relating to public welfare; permitting the county welfare board to charge fees for homemaker services; amending Minnesota Statutes 1971, Chapter 393, by adding a section.

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



Messrs. Gearty, Solon and McCutcheon introduced—

S. F. No. 105: A bill for an act relating to labor; prescribing penalties for employers who fail to pay certain benefits and wage supplements required by law or agreement.

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

Messrs. Kleinbaum, Larson and Schrom introduced—

S. F. No. 106: A bill for an act relating to highway traffic regulations; requiring school buses to be a uniform color; amending Minnesota Statutes 1971, Section 169.44, Subdivision 7.

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

Messrs. Spear, Lewis and North introduced—

S. F. No. 107: A bill for an act relating to licenses; prohibiting the issuance of licenses in certain instances.

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

Mr. Hughes introduced—

S. F. No. 108: A bill for an act relating to the village of Hugo; authorizing issuance of one additional on-sale license for the sale of intoxicating liquor.

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

Messrs. Ashbach, Novak and McCutcheon introduced—

S. F. No. 109: A bill for an act relating to labor relations; definition of "professional employee"; strikes; representatives of employees for bargaining purposes; labor disputes; arbitration of grievances; amending Minnesota Statutes 1971, Sections 179.63, Subdivision 10; 179.64, Subdivisions 1, 2, 4 and 5; 179.65, Subdivision 3; 179.66, Subdivision 3; 179.67, Subdivisions 7 and 12; 179.72, Subdivisions 9 and 13; repealing Minnesota Statutes 1971, Section 179.73.

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

#### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 1: A house concurrent resolution relating to the engrossment and enrollment of bills.

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

Transmitted January 11, 1973

Mr. Coleman moved that House Concurrent Resolution No. 1 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 2: A house concurrent resolution providing for adjournment of the legislature on January 17, 1973.

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

Transmitted January 11, 1973

Mr. Coleman moved that House Concurrent Resolution No. 2 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 3: A house concurrent resolution extending condolences to the family of United States Representative Nicholas J. Begich.

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

Transmitted January 11, 1973

Mr. Coleman moved that House Concurrent Resolution No. 3 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the adoption by the House of the following House Concurrent Resolution, herewith transmitted:

House Concurrent Resolution No. 4: A house concurrent resolution establishing a joint coordinating committee to coordinate legislative activities.

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

Transmitted January 11, 1973

Mr. Coleman moved that House Concurrent Resolution No. 4 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to inform the Senate that the House of Representatives invites and is ready to meet with the Senate at 12:05 p.m., Wednesday, January 17, 1973, to receive the message of the Honorable Wendell R. Anderson, Governor of the State of Minnesota, which will be delivered at 12:15 p.m.

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

Transmitted January 11, 1973

#### MOTIONS AND RESOLUTIONS

Mr. Coleman moved that the Senate accept the invitation of the House of Representatives to meet in joint session in the House Chamber at twelve o'clock noon, Wednesday, January 17, 1973, for the purpose of receiving the Budget Message of His Excellency, the Honorable Wendell R. Anderson, Governor of the State of Minnesota. Which motion prevailed.

#### MESSAGE FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to inform the Senate that the House of Representatives has appointed a committee of five members of the House to act with a similar committee on the part of the Senate to escort the Governor to the Joint Convention to be held in the House Chamber Wednesday, January 17, 1973, at 12:15 p.m.:

Linda L. Berglin, Mary M. Forsythe, Joan R. Growe, Phyllis L. Kahn and Ernee M. McArthur have been appointed as members of such committee on the part of the House.

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

Transmitted January 11, 1973

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved, pursuant to the Message from the House of Representatives, that the President of the Senate appoint a committee of five members to act with a like committee appointed on the part of the House of Representatives to escort the Governor to the House Chamber on the occasion of the Joint Session at twelve o'clock noon, Wednesday, January 17, 1973. Which motion prevailed.

#### APPOINTMENTS

Pursuant to the foregoing resolution, the President of the Senate appointed the following Senators to escort the Governor: Messrs. Lord, Milton, Schaaf, Fitzsimons and Sillers.

**REPORT OF COMMITTEE**

Mr. Laufenburger from the Committee on Transportation and General Legislation, to which was referred

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.

Reports the same back with the recommendation that the bill be amended as follows: Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1971, Section 202.03, Subdivision 1, is amended to read:

202.03 [NONPARTISAN NOMINATION.] Subdivision 1. [OFFICES, BALLOT.] The chief justice and the associate justices of the supreme court, judges of the district and probate courts, all members of the state legislature, and all elective county officers shall be nominated upon separate nonpartisan ballots, as hereinafter provided. The ballot shall be designated "ballot of candidates to be nominated without party designation."

Sec. 2. Minnesota Statutes 1971, Section 203.28, Subdivision 1, is amended to read:

203.28 [WHITE AND PINK BALLOTS.] Subdivision 1. [STATE WHITE BALLOT.] There shall be one ballot upon plain white paper, hereinafter called the "white ballot," upon which shall be printed names of all candidates for offices to be voted for throughout the state, including, but not to be restricted to, candidates for senator and representative in congress *and candidates for senator and representative in the legislature*. The candidates for senator in congress shall be first on the white ballot, *and the candidates for representative in congress shall be second on the white ballot, candidates for senator in the legislature shall be third, and candidates for representative in the legislature shall be fourth.*

The candidates for state offices shall follow the candidates for congressional offices *representative in the legislature*. *There shall also be a "special white ballot" upon which shall be printed only the names of all candidates for federal offices to be voted for throughout the state, including, but not to be restricted to, candidates for senator and representative in congress. The special white ballot shall be used by those electors entitled to vote only in federal elections.*

Sec. 3. Minnesota Statutes 1971, Section 203.28, Subdivision 3, is amended to read:

Subd. 3. [PREPARATION; PINK BALLOT.] *The white ballot, the special white ballot, and the pink ballot shall be prepared under the direction of the secretary of state and bound in blocks of 50, and a sufficient number thereof to enable the clerks to comply with the provisions of subdivision 2 of section 203.27 shall be forwarded by him by express to the auditor of each county at least 15 days*

before the general election, and receipts taken therefor, stating the number and date when received. Four weeks before the general election the secretary of state shall file sample copies of the ~~state~~ *pink* ballots in his office for public inspection, and three weeks before the election the secretary shall mail to the auditor of each county sample copies of the ~~state~~ *pink* ballots.

Sec. 4. Minnesota Statutes 1971, Section 203.28, is amended by adding a subdivision to read:

*Subd. 3a. [PREPARATION; WHITE BALLOT.] The white ballot shall be prepared under the direction of the county auditors, subject to the rules of the secretary of state and a sufficient number thereof shall be forwarded by the auditors to enable the clerks to comply with the provisions of section 203.27, subdivision 2. The secretary of state shall provide by rule for the preparation and time of delivery of the white ballot and reimbursement of the counties' costs. The state shall reimburse the counties for the cost of the preparation of the white ballot.*

Sec. 5. Minnesota Statutes 1971, Section 203.29, is amended to read:

203.29 [COUNTY AND DISTRICT CANARY BALLOT.]  
 Subdivision 1. [CANARY BALLOT.] There shall be one ballot on canary paper, hereinafter called the "canary ballot," upon which shall be printed the names of all candidates for office and all questions and propositions to be submitted that are not required by law to be placed on other ballots, including but not to be restricted to, the candidates for all county elective offices, ~~the candidates for senator and representative in the legislature,~~ and the candidates for the district and probate court offices.

Subd. 2. [FORM OF CANARY BALLOT.] The canary ballot shall be prepared under the direction of the county auditor, and the ballot shall be headed, "County and District Ballot." ~~The candidates for senator in the legislature shall be first on the canary ballot, and the candidates for representative in the legislature shall be second on the canary ballot.~~

Subd. 3. [SAMPLE BALLOTS, NOTICE.] Two weeks before the general election the auditor shall file a sample of the *white ballot and the canary ballot* in his office for public inspection, and two weeks before the general election the auditor shall give one week's published notice of the contents of the official state ballot and the county and district ballot.

Sec. 6. Minnesota Statutes 1971, Section 203.35, Subdivision 7, is amended to read:

Subd. 7. [PRIMARY PARTY BALLOT.] The party ballot shall be headed by the words, "Consolidated Primary Election Ballot." Each political party shall have a separate ticket on the consolidated ballot, under which the names of all the candidates of the political party shall be grouped. Each political party ticket shall be headed by the words, ".....Party Ticket," giving the party name. Below the party name shall be printed the words, "You cannot split your ballot. If you vote for candidates of more than one

party, your ballot will be rejected." Each party ticket shall be separated by a 12-point solid rule line. *On the consolidated ballot the candidates for senator in congress shall be first, candidates for representative in congress shall be second, candidates for senator in the legislature shall be third, and candidates for representative in the legislature shall be fourth. The candidates for state office shall follow the candidates for representative in the legislature.*

Sec. 7. Minnesota Statutes 1971, Section 203.35, Subdivision 9, is amended to read:

Sub. 9. [PRIMARY NONPARTISAN BALLOT, FORM.] The nonpartisan ballot shall be headed, "Primary Election Ballot Candidates to be Nominated Without Party Designation," and otherwise the same as the party ballot. ~~At the top of the nonpartisan ballot the auditor shall place the names of the candidates for nomination for senator in the legislature and next, the candidates for representative in the legislature.~~

Sec. 8. Minnesota Statutes 1971, Section 206.07, Subdivision 1, is amended to read:

206.07 [CANDIDATES, ARRANGEMENT OF NAMES.] Subdivision 1. [PLACEMENT.] Where voting machines are authorized and employed, the titles of offices may be arranged horizontally with the names of the candidates arranged vertically under the title of the office, or the titles of the offices may be arranged vertically with the names of the candidates arranged horizontally opposite the respective titles. ~~On the nonpartisan ballot prepared for primary elections, and~~ *On the "Consolidated Primary Election Ballot" prepared for primary elections, and on the county and district white ballot prepared for the general election, the order of the names of nominees, or names of candidates for election, as the case may be, for state senate or state house of representatives, shall be placed first on said voting machine ballots shall be the same as is required for paper ballots.* More than one column or row may be used for the same office or party. Questions, constitutional amendments, or other propositions shall be placed on the machines in the space provided for that purpose and shall be arranged in the manner which the construction of the machine requires.

Sec. 9. Minnesota Statutes 1971, Section 206.07, Subdivision 2, is amended to read:

Subd. 2. [ALTERNATION.] The provisions of the election laws requiring the alternation of the names of candidates shall be observed so far as practicable by changing the order of the names on the voting machines in the various precincts so that each name shall appear upon the several machines used in a given municipality substantially an equal number of times at the top, at the bottom, and in each intermediate place, of any of the list or group in which they belong; provided, however, that the arrangement of the names shall be the same on each voting machine used in the same precinct. ~~In legislative districts where voting machines are used exclusively, any candidate for the state legislature may petition the responsible public official within five days after the primary election to change~~

the rotation of names for the general election. The petition shall state the following:

(1) The number of the votes cast at the last general election for the office for which the petitioner is a candidate.

(2) The number of times when the petitioner will be first on the ballot according to the method set forth in section 203.35, subdivision 5.

(3) The number of times the opposing candidate or candidates will be first on the ballot according to the method set forth in section 203.35, subdivision 5.

(4) That the number of the petitioner's first positions on the ballot differs from another candidate's first positions on the ballot, as measured by the number of voters at the last general election, by more than five percent.

(5) A specific proposal to remedy the inequity that does not disturb the rotation in accordance with section 203.35, subdivision 5, except in one precinct or comparable subdivision.

If the petition complies with this subdivision and the proposal in the petition does not give the petitioner the first position on the ballot any more times than any other candidate and after notice to the other candidates for the same office, the responsible public official shall execute the proposal contained in the petition. The responsible public official shall not allow any amended petitions. Where more than one petition is received within the five days following the primary election, the responsible official shall accept the one which produces the most nearly equal distribution among the candidates.

Sec. 10. *The sum of \$ . . . . . is appropriated from the general fund to the secretary of state for his administrative duties relating to the preparation of the state white ballot and reimbursement of the counties for their costs of preparation of the state white ballot. This appropriation shall not lapse until July 1, 1975, notwithstanding Minnesota Statutes, Section 16.17 or other law.*

Sec. 11. *This act is effective upon final enactment."*

Amend the title, Page 1, line 10, by striking "Subdivision 1" and inserting in lieu thereof "Subdivisions 1 and 2"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Lewis offered the following resolution:

Senate Resolution No. 12:

WHEREAS, Monday, January 15, 1973, marks the forty-fourth anniversary of the birth of Dr. Martin Luther King; and

WHEREAS, Dr. King dedicated his life to the service of his fellow man in his capacity as minister, civil libertarian, humanitarian, and devotee of peace and justice; and

WHEREAS, Dr. King's life was characterized by his steadfast adherence to the principles and procedures of total nonviolence as he challenged the customs of discrimination and promoted the cause of human rights and justice; and

WHEREAS, Dr. King's life, his deeds, his philosophy, and his words, "We will not resort to violence. We will not degrade ourselves with hatred. Love will be returned for hate," continue to be an inspiration for all people; now, therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota, that recognition and tribute be given to Dr. Martin Luther King on this forty-fourth anniversary of his birth.

BE IT FURTHER RESOLVED, that the Secretary of the Senate of the State of Minnesota, transmit a formal copy of this resolution to his wife, Mrs. Coretta King.

Mr. Lewis moved the adoption of the resolution. Which motion prevailed. So the resolution was adopted.

Mr. Coleman moved that House Concurrent Resolution No. 1 be taken from the table. Which motion prevailed.

House Concurrent Resolution No. 1.: A House Concurrent Resolution relating to the engrossment and enrollment of bills.

BE IT RESOLVED, by the House of Representatives, State of Minnesota, the Senate concurring therein, that pursuant to Minnesota Statutes 1971, Section 482.09, Subdivision 8, request is hereby made of the Revisor of Statutes to assist in all of the functions relating to the enrollment and engrossment of bills and related documents during the 68th Legislature, commencing at the regular session thereof beginning January 2, 1973; house bills and related documents to be under the supervision of the Chief Clerk of the House of Representatives and senate bills and related documents to be under the supervision of the Secretary of the Senate.

Mr. Coleman moved the adoption of the resolution. Which motion prevailed. So the resolution was adopted.

Mr. Coleman moved that House Concurrent Resolution No. 2 be taken from the table. Which motion prevailed.

House Concurrent Resolution No. 2.: A House Concurrent Resolution providing for adjournment of the legislature on January 17, 1973.

BE IT RESOLVED, by the House of Representatives of the



State of Minnesota, the Senate concurring, that upon their adjournment January 17, 1973 the House of Representatives and Senate may each set its next day of meeting as January 22, 1973.

BE IT FURTHER RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring, that this resolution is the consent of each house for the other to adjourn for more than three days following January 17, 1973.

Mr. Coleman moved the adoption of the resolution. Which motion prevailed. So the resolution was adopted.

Mr. Coleman moved that House Concurrent Resolution No. 3 be taken from the table. Which motion prevailed.

House Concurrent Resolution No. 3.: A House Concurrent Resolution extending condolences to the family of United States Representative Nicholas J. Begich.

WHEREAS, United States Representative Nicholas J. Begich was a native of Eveleth, Minnesota, spending his youth in Minnesota and educated in the public schools of Eveleth and Eveleth Junior College, St. Cloud State College and the University of Minnesota; and

WHEREAS, Begich subsequently migrated to the State of Alaska where, along with his career in education, he served eight years in the Alaska state senate; and

WHEREAS, in November of 1970, Begich was elected to a first term as Alaska's Representative in the United States House of Representatives, and was subsequently reelected in 1972; and

WHEREAS, on October 16, 1972, Begich and three colleagues disappeared while on a flight within Alaska, leaving no trace of their fate, despite the longest search in Alaska's history; now, therefore,

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring therein, that the condolences of the members of the Minnesota legislature and of the people of the State of Minnesota be extended to the family of the late United States Representative Nicholas J. Begich.

BE IT FURTHER RESOLVED, that the Chief Clerk of the House of Representatives of the State of Minnesota transmit formal copies of this resolution to the widow, children and parents of United States Representative Nicholas J. Begich, Mrs. Pegge J. Begich and Mr. and Mrs. John Begich.

Mr. Coleman moved the adoption of the resolution. Which motion prevailed. So the resolution was adopted.

Mr. Coleman moved that House Concurrent Resolution No. 4 be taken from the table. Which motion prevailed.

House Concurrent Resolution No. 4.: A House Concurrent Resolution establishing a joint coordinating committee to coordinate legislative activities.

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring therein, that a joint coordinating committee composed of six representatives and six senators is established as follows:

The speaker of the house of representatives.

The majority leader of the house of representatives.

Two representatives appointed by the speaker.

The minority leader of the house of representatives.

One representative appointed by the minority leader of the house of representatives.

The president of the senate.

The majority leader of the senate.

Two senators appointed by the majority leader of the senate.

The minority leader of the senate.

One senator appointed by the minority leader of the senate.

The chief clerk of the house of representatives and the secretary of the senate shall also be members but shall not vote.

BE IT FURTHER RESOLVED, that the joint coordinating committee shall coordinate the legislative activities of the house of representatives and senate.

BE IT FURTHER RESOLVED, that the speaker of the house of representatives and the president of the senate shall alternate annually as chairman of the joint coordinating committee.

Mr. Coleman moved the adoption of the resolution. Which motion prevailed. So the resolution was adopted.

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Wednesday, January 17, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.