

## ELEVENTH DAY

St. Paul, Minnesota, Thursday, February 1, 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	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	

Quorum present.

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

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

January 30, 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:

Cornell L. Moore, 2727 Dean Boulevard, Minneapolis, Hennepin County, has been appointed by me to the Civil Service Board, effective February 1, 1973, for a term expiring February 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

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

**INTRODUCTION OF BILLS**

Messrs. Chenoweth, Gearty and Ogdahl introduced—

S. F. No. 317: A bill for an act relating to labor relations; prohibiting employment of professional strikebreakers during strikes and lockouts; amending Minnesota Statutes 1971, Sections 179.01, by adding a subdivision; and 179.12.

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

Messrs. Chenoweth, Humphrey and Anderson introduced—

S. F. No. 318: A bill for an act relating to public employee representative elections; amending Minnesota Statutes 1971, Section 179.67, Subdivision 11.

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

Messrs. Humphrey, O'Neill and Gearty introduced—

S. F. No. 319: A bill for an act relating to taxation; real property; delayed assessment of homestead improvement.

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

Messrs. Humphrey, Perpich, A. J. and Schaaf introduced—

S. F. No. 320: A bill for an act relating to consumer protection; dating of perishable foods; providing a penalty.

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

Messrs. Chenoweth, O'Neill and Anderson introduced—

S. F. No. 321: A bill for an act relating to real property valuation; providing for delayed assessment of improvements to older residential property.

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

Mr. Keefe, J. introduced—

S. F. No. 322: A bill for an act relating to the claim of Ray M. Tharp; arising from negligence of highway department; appropriating money for the payment thereof.

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

Mr. Keefe, J. introduced—

S. F. No. 323: A bill for an act relating to the city of Hopkins; providing that commercial-industrial property is not subject to Minnesota Statutes 1971, Chapter 473F; amending Laws 1971, Chapter 548, Section 7.

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

Messrs. Larson, Chmielewski, and Laufenburger introduced—

S. F. No. 324: A bill for an act relating to highway traffic regulations; seasonal load restrictions; prescribing axle weight limitations on certain vehicles; amending Minnesota Statutes 1971, Section 169.87, by adding a subdivision.

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

Mr. Chmielewski introduced—

S. F. No. 325: A bill for an act relating to the claim of Carlton county; arising from agreement of highway department to participate in costs of improvement of county road 6; appropriating money for the payment thereof.

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

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

S. F. No. 326: A bill for an act relating to game and fish; senior citizens' fishing licenses; 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. Hansen, Baldy and Larson introduced—

S. F. No. 327: A bill for an act relating to the office of the county attorney of Mower county; providing for the rental or purchase of the law books, equipment and furniture of the county attorney and for reimbursing the county attorney for past rental and use of the same; amending Laws 1969, Chapter 677, Section 1, by adding subdivisions.

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

Messrs. North, McCutcheon and Thorup introduced—

S. F. No. 328: A bill for an act relating to motor fuel; requiring display of octane rating; amending Minnesota Statutes 1971, Section 325.77, Subdivisions 1, 3, and 4, and by adding a subdivision.

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

Mr. Ogdahl introduced—

S. F. No. 329: A bill for an act relating to the claim of Eugene D. Kilmer; arising from negligence by the department of corrections; appropriating money for the payment thereof.

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

Messrs. Purfeerst, Krieger and Laufenburger introduced—

S. F. No. 330: A bill for an act relating to public highways and roads; authorizing the use of the right of way of such highways and roads by community antenna television companies for placing and maintaining of cables and lines; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

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

Messrs. Spear, Doty and Lord introduced—

S. F. No. 331: A bill for an act relating to the Minnesota Historical Society; custody and preservation of records; classification of the state archivist; administration of federal records legislation; amending Minnesota Statutes 1971, Sections 138.03, Subdivision 1; 138.17, Subdivisions 1 and 6; and Chapter 138, by adding a section.

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

Messrs. Purfeerst, Renneke and Solon introduced—

S. F. No. 332: A bill for an act relating to highway traffic regulations; authorizing peace officers to remove certain vehicles from the highways; amending Minnesota Statutes 1971, Section 169.33.

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

Messrs. Doty, Anderson and Spear introduced—

S. F. No. 333: A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; amending Minnesota Statutes 1971, Section 151.06, by adding a subdivision.

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

Messrs. Doty, Humphrey and Anderson introduced—

S. F. No. 334: A bill for an act relating to motor vehicles; registration; registration and taxation of certain motor vehicles; amending Minnesota Statutes 1971, Section 168.10, Subdivision 1.

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

Mr. Brown introduced—

S. F. No. 335: A bill for an act relating to the claim of Victor C. LaCosse; arising from negligence of department of corrections; appropriating money for the payment thereof.

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

Messrs. Chenoweth, Thorup and Ogdahl introduced—

S. F. No. 336: A bill for an act relating to labor and industry; providing for safe and healthful working conditions for working men and women; authorizing the commissioner of labor and industry to promulgate standards and rules and regulations therefor; creating an occupational safety and health review commission and an occupational safety and health advisory board; prescribing penalties; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

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

Messrs. Ueland and Renneke introduced—

S. F. No. 337: A bill for an act relating to Blue Earth county; authorizing county to enter into rental purchase agreements or conditional sales agreements for acquisition of road equipment subject to limitations.

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

Messrs. Ueland and Renneke introduced—

S. F. No. 338: A bill for an act relating to Blue Earth county; authorizing use of county funds for county extension committee.

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

Messrs. Chenoweth, Ueland and Doty introduced—

S. F. No. 339: A bill for an act relating to intoxicating liquors; civil actions for injuries caused by intoxication; excepting private persons from liability; amending Minnesota Statutes 1971, Section 340.95.

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

Messrs. Keefe, J.; Pillsbury and Ueland introduced—

S. F. No. 340: A bill for an act relating to wild animals; establishing the timber wolf as the state animal and making it a protected species; providing a penalty; amending Minnesota Statutes 1971, Chapter 1, by adding a section, and Section 97.55, by adding a subdivision.

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

Mr. Olson, J. L. introduced—

S. F. No. 341: A bill for an act relating to the claim of Arthur Selberg; arising from damage to real estate by highway department; appropriating money for the payment thereof.

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

Messrs. Krieger, Chmielewski and Laufenburger introduced—

S. F. No. 342: A bill for an act relating to motor vehicles; definition and length of trailers and vehicle combinations; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 13, 14, and 16; and 169.81, by adding a subdivision.

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

Messrs. Doty, Ashbach and Purfeerst introduced—

S. F. No. 343: A bill for an act relating to highway traffic regulations; school bus inspections; amending Minnesota Statutes 1971, Section 169.451.

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

Messrs. Doty, Gearty and Keefe, J. introduced—

S. F. No. 344: A bill for an act relating to elections; providing the number of voting machines to be used at the polls; amending Minnesota Statutes 1971, Section 206.20, Subdivision 1.

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

Mr. Fitzsimons introduced—

S. F. No. 345: A bill for an act relating to the claim of Mrs. Billy

Wikert; arising from loss due to wolves; appropriating money for the payment thereof.

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

Messrs. Hughes, Coleman and Gearty introduced—

S. F. No. 346: A bill for an act establishing a post legislative audit and public information commission; and appropriating money.

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

Messrs. Purfeerst, Laufenburger and Patton introduced—

S. F. No. 347: A bill for an act relating to the powers of the commissioner of highways; lump sum reimbursement for relocation of utilities; amending Minnesota Statutes 1971, Section 161.46, Subdivision 3.

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

Messrs. Spear, Humphrey and Tennessen introduced—

S. F. No. 348: A bill for an act relating to crimes and criminals; establishing bail procedure; providing penalty.

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

Messrs. Thorup, Ashbach and Anderson introduced—

S. F. No. 349: A bill for an act relating to the government of villages, boroughs and cities without home rule charters; providing for the conversion of villages and boroughs into cities; providing for a code of statutes relating to cities without home rule charters; amending Minnesota Statutes 1971, Chapter 205, by adding sections; Chapter 412, by adding sections; and Sections 200.02, Subdivision 8; 205.07; 205.09, Subdivision 2; 340.11, Subdivisions 7 and 8; 412.02, Subdivision 1; 413.02; 414.02; 426.04; 447.04; 447.-045; 465.56; 465.57; 465.69 and 645.44; repealing Sections 200.02, Subdivision 9; 412.031; 412.181; 426.056; General Statutes 1894, Sections 1045 to 1195; Laws 1895, Chapter 8; Special Laws 1868, Chapter 36; Special Laws 1891, Chapters 2, 3, 4, 5, 45 and 46; Special Laws 1879, Chapter 57; and Minnesota Statutes 1971, Chapter 411.

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

Messrs. Spear, Milton and Keefe, S. introduced—

S. F. No. 350: A bill for an act relating to elections; forbidding

denial of access to multiple unit dwellings for the purpose of campaigning; providing a penalty.

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

Messrs. Perpich, G.; Conzemius and Milton introduced—

S. F. No. 351: A bill for an act relating to mineral lands; requiring all leases by the state of mineral lands or rights to be approved by the legislature before such leases become effective; amending Minnesota Statutes 1971, Chapter 93, by adding a section.

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

Messrs. Doty, Humphrey and Stokowski introduced—

S. F. No. 352: A bill for an act relating to motor vehicles; requiring emergency exits on certain vehicles.

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

Messrs. Brown, Coleman and Schaaf introduced—

S. F. No. 353: A bill for an act relating to the competency of witnesses; amending Minnesota Statutes 1971, Section 595.02.

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

Mr. Perpich, G. introduced—

S. F. No. 354: A bill for an act relating to game and fish; fees for a fish house or dark house license; amending Minnesota Statutes 1971, Section 98.46, Subdivision 5.

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

Messrs. Chenoweth, Dunn and Anderson introduced—

S. F. No. 355: A bill for an act relating to game and fish; authorizing a season and setting a fee for licenses to take timber wolves; appropriating the proceeds; amending Minnesota Statutes 1971, Sections 98.46, Subdivision 2; 100.26, Subdivision 1; and 100.27, by adding a subdivision.

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

Mr. Laufenburger introduced—

S. F. No. 356: A bill for an act relating to the compensation of



victims of motor vehicle accidents; requiring security by motor vehicle owners; providing for certain mandatory minimum insurance or self-insurance protection benefits payable regardless of fault in cases of personal injury; retaining tort liability; expanding uninsured motorists coverage, providing small claims arbitration and penalties for failure to show proof of security; providing for certain deductibles; providing for subrogation, inter-company arbitration, and offset of benefits paid against judgments; providing an assigned claims plan; amending Minnesota Statutes 1971, Sections 65B.05; 65B.06, Subdivision 2; 65B.14, Subdivision 1; 65B.21, Subdivision 2, and by adding a subdivision; 171.04; 171.12, Subdivision 4; and 171.18; repealing Minnesota Statutes 1971, Sections 65B.22 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. McCutcheon, Borden and Chenoweth introduced—

S. F. No. 357: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

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

Messrs. Ashbach and Nelson introduced—

S. F. No. 358: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota

Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

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

Messrs. Knutson; Hanson, R. and Bernhagen introduced—

S. F. No. 359: A bill for an act relating to probate; affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing Minnesota Statutes 1971, Sections 525.13 to 525.80, 525.81, 525.82, 525.83, 525.85, 525.86, 525.87, 525.89, and 525.91; and all other inconsistent laws.

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

Messrs. Chenoweth, Ogdahl and Doty introduced—

S. F. No. 360: A bill for an act relating to port authorities; removing the requirement for unanimous approval in the sale of real property; amending Minnesota Statutes 1971, Section 458.17.

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

Messrs. Nelson, Borden and Laufenburger introduced—

S. F. No. 361: A bill for an act relating to courts; imposing a penalty assessment on fines, penalties and bail forfeitures in criminal cases and appropriating collections to the peace officers training board.

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

Mr. Tennesen questioned the reference thereon, and under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Perpich, G.; Willet and Chmielewski introduced—

S. F. No. 362: A bill for an act relating to motor vehicles;

equipment; authorizing the use of tires with metal type studs on public highways between certain dates; 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. Willet introduced—

S. F. No. 363: A bill for an act relating to the claim of Ernest Collins, Jr.; arising from loss of state timber bought but never received; appropriating money for the payment thereof.

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

Messrs. Stassen, Ogdahl and Knutson introduced—

S. F. No. 364: A bill for an act relating to the organization and operation of state government; creating a department of transportation; transferring the department of highways and the department of aeronautics to the department of transportation; creating a division of transportation and transit planning and development, a division of aeronautics, and a division of highways within the department of transportation; establishing an advisory board on transportation to the department; and prescribing duties of the department of transportation; repealing Minnesota Statutes 1971, Section 161.03, Subdivision 7.

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

Messrs. Thorup, Doty and McCutcheon introduced—

S. F. No. 365: A bill for an act relating to public employees; giving public employees and employers certain rights and obligations; defining unfair practices; amending the public employers employment labor relations act of 1971; amending Minnesota Statutes 1971, Sections 179.63, Subdivisions 6, 8, 9, and 18; 179.64, Subdivisions 1 and 7; 179.65, Subdivisions 2, 5, and 6; 179.66, Subdivisions 4 and 5; 179.66, by adding a subdivision; 179.67, Subdivisions 7, 11, and 12; 179.68; 179.69, Subdivisions 2, 3, and 5; 179.70, Subdivisions 1, 2, and 4; 179.71, Subdivision 3; 179.72, Subdivisions 6, 7, and 9; 179.72, by adding a subdivision; 179.73, Subdivision 2; 179.74, Subdivisions 4 and 5; 179.75, Subdivision 8; repealing Minnesota Statutes 1971, Sections 179.69, Subdivision 7; 179.71, Subdivision 4; 179.72, Subdivisions 10, 11, and 13; 179.73, Subdivisions 3, 4, and 5; 179.75, Subdivisions 1, 2, 3, 4, 5, 7, and 9.

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

Messrs. Tennessen, Krieger and Thorup introduced—

S. F. No. 366: A bill for an act relating to corporations; regulat-

ing the organization of certain nonprofit corporations; amending Minnesota Statutes 1971, Sections 317.04, Subdivisions 3 and 7; 317.06; 317.15, Subdivision 2; 317.16, Subdivision 2; 317.20, Subdivision 5; 317.22, Subdivision 7; 317.27, Subdivisions 1, 5 and by adding a subdivision; 317.35; 317.37; and Chapter 317, by adding a section.

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

Messrs. Purfeerst, Josefson and Renneke introduced—

S. F. No. 367: A bill for an act relating to agriculture; soybean advisory council; promotion and financing; amending Minnesota Statutes 1971, Sections 21A.03; 21A.06; 21A.10; 21A.16, Subdivision 2; and 21A.18.

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

Mr. Perpich, A. J.; introduced—

S. F. No. 368: A bill for an act relating to retirement; firemen's service pensions in the village of Hoyt Lakes.

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

Messrs. Nelson, Kowalczyk and Lewis introduced—

S. F. No. 369: A bill for an act relating to public health; prescribing registration fees for x-ray and radium sources of ionizing radiation; requiring periodic safety inspections of such sources; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

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

Messrs. Nelson, Kowalczyk and Lewis introduced—

S. F. No. 370: A bill for an act relating to public health; requiring nuclear power plant reactors to be licensed; prescribing license fees; appropriating such fees; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

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

Messrs. Nelson, Kowalczyk and Lewis introduced—

S. F. No. 371: A bill for an act relating to health; providing that the state may take responsibility for regulation of radiation sources.

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

Messrs. Perpich, G.; Lord and Conzemius introduced—

S. F. No. 372: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 32[b]; Article V, Sections 1, 4 and 5; Article VIII, Sections 4 and 7; Article IX, Section 6, Subdivisions 3 and 4; and Article XIII, Section 1; and repealing Article IX, Section 11; abolishing the constitutional offices of state auditor and state treasurer.

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

Messrs. Perpich, G.; Lewis and Conzemius introduced—

S. F. No. 373: A bill for an act relating to elections; providing for the date of precinct caucuses; amending Minnesota Statutes 1971, Section 202.22, Subdivision 1.

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

Messrs. Nelson and Lewis introduced—

S. F. No. 374: A bill for an act relating to the firemen's relief association in the village of Golden Valley; amending Laws 1971, Chapter 140, Sections 1, 2, 3 and 4.

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

Messrs. Schaaf, Coleman and Solon introduced—

S. F. No. 375: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 2; limiting the size of the legislature.

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

Messrs. Brown, Nelson and Arnold introduced—

S. F. No. 376: A bill for an act relating to railroads; disposal of certain abandoned property.

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

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

S. F. No. 377: A bill for an act relating to intoxicating liquor; prohibiting discrimination by importers; granting the liquor con-

trol commissioner subpoena powers; removing the residency requirement for obtaining a wholesaler's or manufacturer's license; changing the method of determining the number of "off-sale" licenses which can be issued in cities of the first class; regulating the advertising of intoxicating liquor; annually appropriating liquor excise taxes for detoxification centers; providing a penalty; amending Minnesota Statutes 1971, Chapter 340, by adding a section; Sections 340.09; 340.11, Subdivisions 2 and 13; 340.15; 340.19; and 340.60, by adding a subdivision; and repealing Minnesota Statutes 1971, Sections 340.97; 340.971; 340.972; 340.973; 340.974; 340.975; 340.976; 340.977; 340.978; 340.98; 340.981; 340.9815; 340.982; 340.983; 340.984; and 340.985.

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

Messrs. Willet, Sillers and Moe introduced—

S. F. No. 378: A bill for an act relating to the state college board; authorizing the establishment of educational television and telecommunication projects at the state college at Bemidji.

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

Messrs. Hansen, Mel; Davies and Kirchner introduced—

S. F. No. 379: A bill for an act relating to commerce; providing for the regulation of franchise agreements.

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

Mr. Perpich, A. J. introduced—

S. F. No. 380: A bill for an act relating to retirement; authorizing disability benefits for volunteer firemen; amending Minnesota Statutes 1971, Section 69.691, by adding a subdivision.

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

Messrs. Coleman; Hansen, Baldy and Schaaf introduced—

S. F. No. 381: A bill for an act relating to examining and licensing boards; requiring such boards to have a substantial minority of nonprofessional members.

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

#### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports from the Committee

on Rules and Administration and reports pertaining to appointments. Which motion prevailed.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 192: A bill for an act relating to agriculture; providing for the establishment of standards for eggs; amending Minnesota Statutes 1971, Section 29.23.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 27: A resolution memorializing the President of the United States to restore the National Waterbank Program and the Rural Environment Assistance Program.

Reports the same back with the recommendation that the resolution be amended as follows:

Page 1, fourth paragraph, line 1, after "through" and before "a" insert "what seems to be"

And when so amended the resolution do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 178: A bill for an act relating to motor vehicles; establishing a monthly series system of registration for certain motor vehicles; amending Minnesota Statutes 1971, Sections 168.014; 168.16; 168.31, Subdivisions 1 and 3; 168.37 by adding a subdivision; and Chapter 168 by adding a section; repealing Minnesota Statutes 1971, Sections 168.31, Subdivision 2; and 168.37, Subdivisions 1 and 2.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 27, strike "1973" and insert in lieu thereof "1975"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Gearty from the Committee on Governmental Operations, to which was referred

S. F. No. 183: A bill for an act relating to motor vehicles; authorizing the department of corrections to operate unmarked vehicles and to display number plates on such vehicles; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

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.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Novak from the Committee on Finance, to which was referred

S. F. No. 159: A bill for an act relating to the lieutenant governor; setting the salary thereof.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 6, after "\$30,000" insert "annually"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 190: A bill for an act relating to public health; prescribing registration fees for x-ray and radium sources of ionizing radiation; requiring periodic safety inspections of such sources; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, strike all of lines 30 and 31 and insert in lieu thereof "*shall be deposited in the general fund of the state treasury.*"

Page 2, strike all of lines 1, 2, and 3.

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

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred

S. F. No. 173: A bill for an act relating to the correction of minors; regulating the state training school for boys; amending Minnesota Statutes 1971, Sections 242.19, 242.41, 242.43, 242.44 and 242.54.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred



S. F. No. 175: A bill for an act relating to corrections; regulating money of inmates of correctional institutions under control of the commissioner of corrections; amending Minnesota Statutes 1971, Section 241.08.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 62: A bill for an act relating to town roads; providing for the recording of the order establishing, altering or vacating a town road with the register of deeds; amending Minnesota Statutes 1971, Section 164.07, Subdivision 11.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 14, strike "*certified*"

Page 1, line 14, after "*thereof*" insert "*certified as true and correct by the town clerk*"

Page 1, line 15, after "*deeds*" insert "*or registrar of titles*"

Amend the title, page 1, line 5, after "*deeds*" insert "*or registrar of titles*" and when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 64: A bill for an act relating to real property; prescribing requirements for the execution of instruments affecting real property; amending Minnesota Statutes 1971, Sections 505.03, Subdivision 1; 507.23; 507.24; 508.06; and 508.40; and repealing Minnesota Statutes 1971, Section 507.22.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 65: A bill for an act relating to the supreme court; authorizing certification of questions of law to the court and from the court to courts of other states.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred the following appointments:

#### ADULT CORRECTIONS COMMISSION

Charles W. Poe, Newport, appointed effective March 17, 1972, for a term expiring the first Monday of January, 1974; and Mrs.

Annette Whiting, Owatonna, appointed effective June 1, 1972, for a term expiring January 1, 1975.

Reports the same back with the recommendation that the appointments be confirmed.

Mr. Coleman moved that the foregoing Committee report be laid on the table. Which motion prevailed.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was referred the following appointment:

**COMMISSIONER OF THE MINNESOTA DEPARTMENT  
OF PUBLIC WELFARE**

Mrs. Vera J. Likins, St. Paul, appointed effective August 1, 1972, for a term expiring January 1, 1975.

Reports the same back with the recommendation that the appointment be confirmed.

Mr. Coleman moved that the foregoing Committee report be laid on the table. Which motion prevailed.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Coleman moved that the Committee Reports from the Committee on Rules be now adopted. Which motion prevailed.

**REPORTS OF COMMITTEES—CONTINUED**

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 223: A bill for an act relating to public health; requiring nuclear power plant reactors to be licensed; prescribing license fees; appropriating such fees; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Natural Resources and Agriculture. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

Senate Resolution No. 13: A senate resolution authorizing and directing the President of the Senate to send seven members to attend the Red River Valley Shows and Northwest School Farmers' Week at Crookston, Minnesota.

Reports the same back with the recommendation that the resolution be adopted. Report adopted. Mr. Coleman moved that Senate Resolution No. 13 be laid on the table. Which motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

Senate Concurrent Resolution No. 5: A senate concurrent resolution expressing the policy that Minnesota law should be structured to encourage the participation of employees in the ownership of business.

Reports the same back with the recommendation that the resolu-

tion be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 10th day, reports the same back with the recommendation that said appointments be re-referred to the standing committees of the Senate as follows:

#### **HIGHER EDUCATION FACILITIES AUTHORITY**

Earl Herring, Vice President for Administrative Affairs, Moorhead State College, Moorhead, Clay County, appointed effective January 1, 1973, for a term expiring January 1, 1979; to the Committee on Education.

#### **STATE COLLEGE BOARD**

Thomas P. Coughlan, 15 Sumner Hills, Mankato, Blue Earth County, appointed effective January 1, 1973, for a term expiring January, 1979; to the Committee on Education.

#### **MINNESOTA HOUSING FINANCE AGENCY**

Charles Krussell, 1123 St. Paul Avenue, St. Paul, Ramsey County, appointed effective January 26, 1973, for a term expiring January 1, 1977; to the Committee on Governmental Operations.

#### **STATE ARTS COUNCIL**

Dr. Alvin Zelickson, 101 Ardmore Drive, Minneapolis, Hennepin County, appointed effective January 19, 1973, for a term expiring April 1, 1973; to the Committee on Transportation and General Legislation.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 3: For comparison to companion Senate files reports that H. F. No. 3 was found identical to S. F. No. 4 on the Senate General Orders Calendar and recommends that H. F. No. 3 be given its second reading and substituted for S. F. No. 4 and that the Senate File be indefinitely postponed.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred

H. F. No. 201: A bill for an act authorizing payment of pre-session orientation expenses of representatives-elect and appropriating money therefor.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

### SECOND READING OF SENATE BILLS

S. F. Nos. 192, 27, 178, 183, 3, 159, 173, 175, 62, 64 and 65 were read the second time.

### SECOND READING OF HOUSE BILL

H. F. No. 3 was read the second time.

### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Ashbach moved that the name of Mr. Dunn be added as co-author to S. F. No. 358. Which motion prevailed.

Mr. Spear moved that S. F. No. 25 be stricken from the General Orders Calendar and returned to its author. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Solon be added as co-author to S. F. No. 201. Which motion prevailed.

Mr. Doty moved that S. F. No. 274 be withdrawn from the Committee on Taxes and Tax Laws. Which motion prevailed.

Mr. Doty moved that S. F. No. 274 be re-referred to the Committee on Governmental Operations. Which motion prevailed.

Mr. Moe moved that Senate Resolution No. 13 be taken from the table. Which motion prevailed.

Senate Resolution No. 13: A senate resolution authorizing and directing the President of the Senate to send seven members to attend the Red River Valley Shows and Northwest School Farmers' Week at Crookston, Minnesota.

WHEREAS, the Red River Valley Winter Shows and Northwest Farm and Home Week are being held at Crookston, Minnesota; and

WHEREAS, the Board of Managers of the Red River Valley Winter Shows has extended an invitation to the Senate to send a delegation of seven members of the Senate to attend these shows on Tuesday, February 20, which has been designated as "Legislators' Day"; now, therefore,

BE IT RESOLVED, that the President of the Senate of the State of Minnesota appoint a committee of seven members to attend the shows.

BE IT FURTHER RESOLVED, that the actual expense of the committee in making such a trip shall be authorized and paid out of the Legislative expense fund. The Secretary of the Senate shall issue warrants in payment of the expenses.

Mr. Moe moved that the foregoing resolution be adopted.

The question being taken on the adoption of the resolution,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

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	

Which motion prevailed. So the resolution was adopted.

Mr. Milton moved that the name of Mr. Pillsbury be added as co-author of S. F. No. 203. Which motion prevailed.

Mr. Laufenburger moved that the name of Mr. O'Neill be added as co-author of S. F. No. 356. Which motion prevailed.

Mr. Coleman moved to amend the resolution adopted Tuesday, January 2, 1973, establishing Senate employees' positions and salaries as shown in the Journal of the 1st day, pages 19 and 20, as follows:

Page 20, strike "3" where it appears before "Senate Research III" and insert "4"; strike "1 researcher at \$56" and insert "2 researchers at \$56"

Page 19, between the Page classification and Researcher I classification insert "1 Public Information Officer at \$50"

The question being taken on the motion,

And the roll being called, there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

Which motion prevailed. So the amendment to the resolution was adopted.

Mr. Coleman, from the Committee on Rules and Administration, offered the following resolution:

BE IT RESOLVED, by the Senate, that the following named persons be and are hereby appointed to the positions hereinafter stated and at the salaries heretofore fixed.

Mary Randolph, Stenographer I, effective January 19, 1973.

Maureen Hope, Clerk Typist II, effective January 25, 1973.

Sandra Smith, Stenographer I, effective January 29, 1973.

Paul Schilling, Researcher II, effective January 23, 1973.

Cyril Paul, Researcher II, on a one-half day basis effective February 1, 1973.

William Riemerman, Senate Researcher III, effective January 29, 1973.

Kathleen Sundquist, Stenographer I, effective February 5, 1973.

Karen Stack, Researcher II, on a one-half day basis effective January 23, 1973.

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

Mr. Conzemius moved that the name of Mr. Moe be added as co-author of S. F. No. 204. Which motion prevailed.

Mr. Willet introduced—

Senate Resolution No. 15: A senate resolution authorizing the payment of expenses of members of the Minnesota Senate attending the Fifth International Snowmobile Congress at Sault Ste. Marie, Ontario.

Which was referred to the Committee on Rules and Administration.

### THIRD READING OF SENATE BILLS

S. F. No. 68: A bill for an act abolishing the advisory committee on planning; repealing Minnesota Statutes 1971, Section 4.14.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

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	Tennessen
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	

So the bill passed and its title was agreed to.

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 perform services for other governmental units; amending Minnesota Statutes 1971, Section 471.59, by adding a subdivision.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 66 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Keefe, J. voted in the negative.

So the bill passed and its title was agreed to.

#### GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Ashbach in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Ashbach reported that the committee had considered

S. F. No. 104 which the committee recommends to pass.

S. F. No. 2, which the committee recommends to pass with the following amendment offered by Mr. Hansen, Baldy.

Amend S. F. No. 2 as follows:

Page 8, line 5, strike the words "*is effective upon final enactment*" and insert, "*takes effect on April 19, 1973*"

Mr. Brown moved to amend S. F. No. 2, the printed bill, as follows:

Strike sections 2, 3, 4, 5 and 6, and insert in lieu thereof:

"Sec. 2. Minnesota Statutes 1971, Section 203. 29, Subdivision 2, is amended to read:

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." (a) In

*the general election 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 ; under the heading "Nominated With Party Designation." The name of each such candidate shall be rotated with the names of the other candidates for the same office, so that the name of each candidate appears substantially an equal number of times at the top, at the bottom, and at each intermediate place in the group of candidates for that office, except that the name of any candidate of one party shall always immediately precede or follow the name of another candidate of that same party, if there are two candidates of that party. (b) In the general election the names of candidates for nonpartisan offices shall follow under the heading "Nominated Without Party Designation."*

Sec. 3. 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 the state legislature shall follow the candidates for state offices; the candidates for senator in the legislature shall be named first, and the candidates for representative in the legislature shall be named second.*"

Strike sections 8, 9, 10 and 11, and insert in lieu thereof:

"Sec. 5. 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 non partisan ballot prepared for primary elections; and~~ *On the "Consolidated Primary Election Ballot" prepared for primary elections, and on the county and district ballot prepared for the general election, the names of nominees, or names of candidates for election, as the case may be, for state senate ~~or~~ shall be placed first and for state house of representatives ; shall be placed first second on said voting machine ballots , after the candidates for statewide office . 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."*



Renumber the sections accordingly.

Further, amend the title as follows:

line 5 strike "appropriating money;"

In lines 7 and 8 of the title, strike "203.28, Subdivisions 1 and 3 and by adding a subdivision;"

In line 9, after "203.29" insert ", Subdivision 2"

Further, in line 9, strike "Subdivisions 7 and 9" and insert in lieu thereof "Subdivision 7"

In line 10, strike "Subdivisions 1 and 2" and insert in lieu thereof "Subdivision 1"

The question being taken on the amendment,

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Larson	Patton
Bang	Fitzsimons	Keefe, J.	McCutcheon	Pillsbury
Berg	Frederick	Kirchner	Nelson	Renneke
Bernhagen	Hansen, Mel	Knutson	Ogdahl	Sillers
Blatz	Hanson, R.	Kowalczyk	Olson, J. L.	Stassen
Brown	Jensen	Krieger	O'Neill	Ueland

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoff	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

Which motion did not prevail. So the amendment was not adopted.

Mr. Frederick moved to amend S. F. No. 2, the printed bill, as follows:

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

"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 herein-after provided. *A candidate to be a member of the state legislature may have the name of his party, or an abbreviation of it, or the designation "independent" appear after his name.* The ballot

shall be designated "ballot of candidates to be nominated ~~without party designation~~ by non-party primary election."

Sec. 2. Minnesota Statutes 1971, Section 202.03, Subdivision 2, is amended to read:

Subd. 2. [NONPARTISAN PRIMARY BALLOT.] No party or other designation, except as stated in subdivision 1, shall be placed on the ballot, nor shall any candidate filing for nomination on said ballot, *except a candidate to be a member of the state legislature*, be permitted or required to state his party affiliation on his filing affidavit. All provisions of law relating to the nomination of party candidates as to the form of ballot, including rotation of names, the endorsement thereon, voting, marking ballots, counting, returning and canvassing results, shall apply to nomination of these officers. Each voter is entitled to vote a nonpartisan primary ballot without reference to his party affiliation.

Sec. 3. Minnesota Statutes 1971, Section 202.03, Subdivision 4, is amended to read:

Subd. 4. [NOMINATING PETITIONS.] Nothing herein shall prevent the nomination of candidates by groups, individuals, or so-called political parties that cannot be recognized as such, by nominating petitions to the number hereafter specified. The names of candidates, *except the name of a candidate to be a member of the state legislature*, nominated by nominating petitions for offices herein designated as nonpartisan shall have no party or other designation on the petition or on the election ballot.

Sec. 4. Minnesota Statutes 1971, Section 203.30, Subdivision 2, is amended to read:

Subd. 2. [CANDIDATES AND OFFICES.] On all ballots the name of each candidate shall be printed at right angles with the length of the ballot. In the general election, except in the case of presidential electors, each name shall be followed on the same line in upper and lower case letters, by the political party designation of the candidate, or in the case of nonpartisan offices, *except members of the state legislature*, each name shall be followed by the words, "Nominated without party designation." *Any designation used at the primary election shall follow the names of candidates to be members of the legislature. If there was no primary election for the legislative office, the candidates at the general election may have the name of their party, or an abbreviation of it, or the designation "independent" appear after their names.* At the general election, below the name of the last candidate for each office shall be placed as many blank lines as there are offices of that kind to be filled, and on the blank lines the voter may write the names of persons not printed on the ballot for whom he desires to vote, and when no person has filed for an office to be filled, the title of the office shall be printed on the ballot with as many blank lines below the title as there are offices to be filled, on which the voter's choice may be written. On the left side of the ballot and on a line with the names of the candidates and the blank lines, there shall be placed a square, each square to be of the same size, in which the voter may designate his choice by a mark

(X). Above the first name on each ballot shall be printed the words, "Put an (X) opposite the name of each candidate you wish to vote for, in the square indicated by the arrow," and on a line with the words and directly above the squares shall be printed a small arrow, or point, pointing downward. Directly underneath the official title of each office shall be printed the words, "Vote for one," or more, according to the number to be elected.

Sec. 5. Minnesota Statutes 1971, Section 203.35, Subdivision 9, is amended to read:

Subd. 9. [PRIMARY NONPARTISAN BALLOT, FORM.] The nonpartisan ballot shall be headed, "Primary Election Ballot Candidates to be Nominated ~~Without Party Designation by Non-Party Primary Election~~," 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."

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

"A bill for an act relating to elections; providing for optional party identification of candidates for the legislature; amending Minnesota Statutes 1971, Sections 202.03, Subdivisions 1, 2, and 4; 203.30, Subdivision 2; and 203.35, Subdivision 9."

The question being taken on the amendment,

And the roll being called, there were yeas 28 and nays 38, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Nelson	Renneke
Bang	Fitzsimons	Keefe, J.	Ogdahl	Sillers
Berg	Frederick	Kirchner	Olson, J. L.	Stassen
Bernhagen	Hansen, Mel	Kowalczyk	O'Neill	Ueland
Blatz	Hanson, R.	Krieger	Patton	
Brown	Jensen	Larson	Pillsbury	

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, A. G.	Spear
Arnold	Gearty	Lord	Olson, H. D.	Stokowski
Borden	Hansen, Baldy	McCutcheon	Perpich, A. J.	Tennessen
Chenoweth	Hughes	Milton	Perpich, G.	Thorup
Chmielewski	Humphrey	Moe	Purfeerst	Wegener
Coleman	Keefe, S.	North	Schaaf	Willet
Conzemius	Kleinbaum	Novak	Schrom	
Davies	Laufenburger	Olhoff	Solon	

Which motion did not prevail. So the amendment was not adopted.

Mr. Hansen, Mel moved to amend S. F. No. 2, the printed bill, as follows:

Page 2, line 2, after "BALLOT" strike the remainder of the line

Page 2, lines 3 and 4, strike all the words before the period

Page 2, lines 5 and 6, strike "*representative in the legislature*" and restore "*congressional offices*"

Page 2, line 6, after the period insert "*The candidates for the state legislature shall follow the candidates for state offices; the candidates for senator in the legislature shall be named first, and the candidates for representative in the legislature shall be named second.*"

Page 4, lines 26 through 28, after "*second,*" strike "*candidates for senator in the legislature shall be third and representative in the legislature shall be fourth*" and insert "*and the candidates for state office shall follow. The candidates for the state legislature shall follow the candidates for state offices; the candidates for senator in the legislature shall be named first, and the candidates for representative in the legislature shall be named second.*"

The question being taken on the amendment,

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Larson	Patton
Bang	Fitzsimons	Keefe, J.	McCutcheon	Pillsbury
Berg	Frederick	Kirchner	Nelson	Renneke
Bernhagen	Hansen, Mel	Knutson	Ogdahl	Sillers
Blatz	Hanson, R.	Kowalczyk	Olson, J. L.	Stassen
Brown	Jensen	Krieger	O'Neill	Ueland

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessee
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoft	Solon	
Davies	Laufenburger	Olson, A. G.	Speare	

Which motion did not prevail. So the amendment was not adopted.

Mr. Nelson moved to amend S. F. No. 2, as follows:

Page 4, after line 10, add two new sections as follows:

"Sec. 6. Minnesota Statutes 1971, Section 203.34, Subdivision 1, is amended to read:

203.34 [GENERAL ELECTION BALLOT, ROTATION OF NAMES.] Subdivision 1. At the general election, ~~and in the case of nonpartisan offices only,~~ the names of all candidates for the same office shall be rotated on the ballots in the manner provided for primary election ballots by subdivision 5 of section 203.35, and all the provisions of subdivisions 5 and 6 of section 203.35 are applicable to general election ballots, so far as practicable.

Sec. 7. Minnesota Statutes 1971, section 203.33, Subdivision 3, is repealed."

Renumber the sections in sequence.

Further, amend the title, line 9, after "203.29;" insert "203.34;" and

Line 10, after "2" and before the period, insert "; repealing Minnesota Statutes 1971, Section 203.33, Subdivision 3"

The question being taken on the amendment,

And the roll being called, there were yeas 30 and nays 37, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Larson	Patton
Bang	Fitzsimons	Keefe, J.	McCutcheon	Pillsbury
Berg	Frederick	Kirchner	Nelson	Renneke
Bernhagen	Hansen, Mel	Knutson	Ogdahl	Sillers
Blatz	Hanson, R.	Kowalczyk	Olson, J. L.	Stassen
Brown	Jensen	Krieger	O'Neill	Ueland

Those who voted in the negative were:

Anderson	Doty	Lewis	Olson, H. D.	Stokowski
Arnold	Gearty	Lord	Perpich, A. J.	Tennessen
Borden	Hansen, Baldy	Milton	Perpich, G.	Thorup
Chenoweth	Hughes	Moe	Purfeerst	Wegener
Chmielewski	Humphrey	North	Schaaf	Willet
Coleman	Keefe, S.	Novak	Schrom	
Conzemius	Kleinbaum	Olhoft	Solon	
Davies	Laufenburger	Olson, A. G.	Spear	

Which motion did not prevail. So the amendment was not adopted.

Mr. Keefe, J., moved to amend S. F. No. 2, the printed bill, as follows:

Page 1, line 17, strike "and"

Page 1, line 18, strike "all elective county officers"

Page 1, line 31, after "*legislature*" and before the period insert "*and county officers*"

Page 2, line 6, after "*legislature.*" insert "*The candidates for county offices shall follow the candidates for state offices.*"

Page 3, lines 21 and 22, delete ", the candidates for all county elective offices,"

Page 3, line 23 after "*legislature,*" delete "and"

Page 5, line 2, after "*legislature.*" insert "*The candidates for county office shall follow the candidates for state office.*"

Amend the title, line 4, after "*legislature*" insert "*and county officers*"

The question being taken on the amendment,

And the roll being called, there were yeas 5 and nays 62, as follows:

Those who voted in the affirmative were:

Ashbach	Bang	Blatz	Jensen	Keefe, J.
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Those who voted in the negative were:

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

Which motion did not prevail. So the amendment was not adopted.

Mr. Krieger moved that S. F. No. 2 be re-referred to the Committee on Transportation and General Legislation.

The question being taken on the motion to re-refer,

And the roll being called, there were yeas 24 and nays 43, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Nelson	Pillsbury
Bang	Fitzsimons	Knutson	Ogdahl	Renneke
Berg	Frederick	Kowalczyk	Olson, J. L.	Sillers
Bernhagen	Hansen, Mel	Krieger	O'Neill	Ueland
Blatz	Hanson, R.	Larson	Patton	

Those who voted in the negative were:

Anderson	Doty	Kleinbaum	Olhoff	Spear
Arnold	Gearty	Laufenburger	Olson, A. G.	Stassen
Borden	Hansen, Baldy	Lewis	Olson, H. D.	Stokowski
Brown	Hughes	Lord	Perpich, A. J.	Tennessee
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Thorup
Chmielewski	Jensen	Milton	Purfeerst	Wegener
Coleman	Keefe, J.	Moe	Schaaf	Willet
Conzemius	Keefe, S.	North	Schrom	
Davies	Kirchner	Novak	Solon	

Which motion did not prevail. So the motion was not adopted.

And then, on motion of Mr. Ashbach, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

## MOTIONS AND RESOLUTIONS—CONTINUED

### SUSPENSION OF RULES

Mr. Coleman moved that an urgency be declared within the meaning of Article IV, Section 20, of the Constitution of Minnesota, with respect to S. F. No. 159 and that the rules of the Senate be so far suspended as to give S. F. No. 159 its third reading and placed on its final passage. Which motion prevailed.

S. F. No. 159: A bill for an act relating to the lieutenant governor; setting the salary thereof.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 51 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Larson	Olson, A. G.	Stassen
Arnold	Doty	Laufenburger	Olson, H. D.	Stokowski
Ashbach	Fitzsimons	Lewis	O'Neill	Tennessee
Bang	Gearty	Lord	Perpich, A. J.	Thorup
Berg	Hansen, Baldy	McCutcheon	Perpich, G.	Ueland
Blatz	Hughes	Milton	Pillsbury	Wegener
Borden	Humphrey	Moe	Purfeerst	Willet
Chenoweth	Keefe, S.	North	Schaaf	
Chmielewski	Kirchner	Novak	Schrom	
Coleman	Kleinbaum	Ogdahl	Solon	
Conzemius	Kowalczyk	Oihoft	Spear	

Those who voted in the negative were:

Bernhagen	Frederick	Josefson	Krieger	Patton
Brown	Hanson, R.	Keefe, J.	Nelson	Renneke
Dunn	Jensen	Knutson	Olson, J. L.	Sillers

So the bill passed and its title was agreed to.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock A.M., Monday, February 5, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.