

## EIGHTEENTH DAY

St. Paul, Minnesota, Monday, February 26, 1973.

The Senate met at 11:30 o'clock a.m. and was called to order by the President.

Prayer by the Chaplain.

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

Anderson	Doty	Kirchner	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	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.

## MEMBERS EXCUSED

Mr. Nelson was excused from the Session of today.

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

February 21, 1973

Dear Sir:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

Steven Balach, 317 99th Avenue West, Duluth, St. Louis County, has been appointed by me to the State Zoological Board, effective January 1, 1973, for a term expiring January 1, 1979.

Dr. U. S. Seal, 9801 Pillsbury Avenue South, Bloomington, Hennepin County, has been appointed by me to the State Zoological Board, effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Mary Ann Scroggins, 2015 James Avenue South, Minneapolis, Hennepin County, has been appointed by me to the State Zoological Board, effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Norma Hanson, Route 3, Goodridge, Pennington County, has been appointed by me to the State Zoological Board, effective January 1, 1973, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

Which appointments were referred to the Committee on Rules and Administration.

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

February 22, 1973

Dear Sir:

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

Joe Robison, 7325 Penn Avenue South, Minneapolis, Hennepin County, has been appointed by me to the Higher Education Coordinating Commission, effective June 26, 1972, for a term expiring February 15, 1975.

Sincerely,  
Wendell R. Anderson, Governor

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

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

February 22, 1973

Dear Sir:

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

Dr. Robert Moline, 1306 North Washington, St. Peter, Nicollet County, has been appointed by me to the Water Resources Board, effective December 11, 1972, for a term expiring October 5, 1978.

Sincerely,  
Wendell R. Anderson, Governor

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

**INTRODUCTION OF BILLS**

Messrs. Anderson, Brown and Willet introduced—

S. F. No. 765: A bill for an act relating to waters; authorizing the commissioner of natural resources to limit or prohibit the use of motorboats on certain reaches of the St. Croix river; providing penalties; amending Minnesota Statutes 1971, Chapter 85, by adding a section.

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

Messrs. Milton and North introduced—

S. F. No. 766: A bill for an act relating to wild animals; authorizing the commissioner of natural resources to prescribe seasons, limits, and related regulations for the taking of animals, birds, and fish; amending Minnesota Statutes 1971, Chapter 100, by adding a section; Section 101.41, Subdivision 2; repealing Minnesota Statutes 1971, Sections 100.27, Subdivisions 1, 2, 3, 4, 5 and 6; 100.28; 101.41, Subdivision 1; 101.48; 101.49; and 101.50; repealing Laws 1971, Chapter 607, Section 15.

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

Messrs. Milton and North introduced—

S. F. No. 767: A bill for an act relating to public health; authorizing the state board of health to prescribe fees for certain services provided by the board; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

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

Messrs. Keefe, S.; Spear and Thorup introduced—

S. F. No. 768: A bill for an act relating to manpower services; unemployment compensation; employment defined; amending Minnesota Statutes 1971, Section 268.04, Subdivision 12.

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

Messrs. Milton and Doty introduced—

S. F. No. 769: A bill for an act relating to safety in the use of waters of this state; establishing a watercraft safety program; increasing certain license fees; providing penalties; amending Minnesota Statutes 1971, Sections 361.03, by adding a subdivision; 361.055; 361.22, Subdivision 2; and Chapter 361, by adding a section.

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

Messrs. Renneke; Olson, J. L. and Schrom introduced—

S. F. No. 770: A bill for an act relating to pollution control; imposing certain duties in relation thereto on the Minnesota pollution control agency, the state soil and water conservation commission, watershed districts, the state board of health, the department of agriculture and the department of natural resources; authorizing the Minnesota pollution control agency to promulgate rules and regulations and prescribe fees for certain activities relating to pollution; requiring a study and report on the financial impact on small communities of being required to provide secondary sewage treatment; prescribing penalties and appropriating money; amending Minnesota Statutes 1971, Sections 40.01, by adding subdivisions; 40.07, by adding a subdivision; 112.43, Subdivision 1; 115.03, Subdivision 1; 115.06, Subdivision 1; 144.12; 394.25, by adding a subdivision; 462.358, Subdivision 2; Chapter 40, by adding sections; and Chapter 115, by adding sections; repealing Minnesota Statutes 1971, Sections 115.07, Subdivisions 4 and 6; 115.45; 115.47; 115.81; 116.08; 116.30; 116.31; 116.32; 144.35; 144.36; and 144.37.

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

Messrs. Hughes, Frederick and Schaaf introduced—

S. F. No. 771: A bill for an act regulating mobile home lot rentals; prescribing penalties.

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

Messrs. Conzemius, Brown and Lewis introduced—

S. F. No. 772: A bill for an act relating to public health; authorizing the state board of health to prescribe fees for permits, licenses, registrations and certifications issued by it; amending Minnesota Statutes 1971, Sections 144.169, Subdivision 1; 144.53; 144.60; 144.61; 144.802; 149.02; 149.03; 149.04; 149.08; 156A.03, Subdivision 2; 156A.07, Subdivisions 1 and 3; 157.03; 326.42; 326.60, Subdivision 3; 326.62; 327.15; 327.16, Subdivisions 1, 2 and 3; and Chapter 144, by adding a section.

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

Messrs. Conzemius, Brown and Spear introduced—

S. F. No. 773: A bill for an act relating to corrections; regulating the compensation paid to inmates of state correctional institutions; amending Minnesota Statutes 1971, Section 243.23.

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

Messrs. Thorup, Fitzsimons and Tennesen introduced—

S. F. No. 774: A bill for an act proposing an amendment to the Minnesota Constitution, Article IX, Sections 6 and 10; Article XVI, Section 12; and Article XIX, Section 2; repealing Article IX, Sections 5, 7 and 11; and Article XVII; for the purpose of redefining and clarifying the purposes and methods for the use of state credit including the incurring of state debt; repealing the prohibition against state participation in works of internal improvements; and eliminating duplicate and obsolete provisions.

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

Messrs. Nelson, Davies and McCutcheon introduced—

S. F. No. 775: A bill for an act relating to crimes and criminals; making uniform the penalties for various misdemeanors and other similar type offenses; amending Minnesota Statutes 1971, Sections 12.34, Subdivision 3; 12.45; 17.23, Subdivision 3; 21.122; 21.58, Subdivision 1; 24.077; 24.181; 29.091, Subdivision 7; 29.28; 31.185, Subdivision 13; 31.403; 31.405; 31.58; 31.611; 32.101; 32.205; 32.534; 32.645, Subdivision 2; 33.091; 33.171; 34.113; 35.70, Subdivision 1; 54.28; 64A.46, Subdivision 2; 69.58; 71A.08, Subdivision 1; 72A.14; 79.23; 85.20, Subdivisions 3 and 5; 88.11, Subdivision 2; 88.13, Subdivision 3; 88.19; 97.55, Subdivisions 1, 2, 3, and 4; 127.17, Subdivision 4; 127.19; 127.20; 145.24, Subdivision 3; 145.35, Subdivision 2; 153.15; 154.19; 157.08; 168.013, Subdivision 3; 168.275; 168.36, Subdivision 2; 169.121, Subdivisions 3 and 4; 175.34; 177.19; 180.10; 181.20; 181.21; 181.30; 182.19; 182.28; 182.49; 183.61, Subdivision 6; 197.59; 211.15, Subdivision 1; 218.071, Subdivision 2; 219.383, Subdivision 5; 219.57; 219.97, Subdivisions 1, 6, 8, 9, and 16; 222.06; 223.08, Subdivision 1; 229.19; 229.20; 232.06, Subdivision 7; 233.35; 235.04; 239.23; 239.24; 239.44; 239.45; 239.511, Subdivision 3; 248.06, Subdivision 3; 297.25, Subdivision 1; 299G.10; 299H.28; 299I.22; 325.245, Subdivision 7; 325.48; 325.77, Subdivision 6; 325.83, Subdivision 2; 325.84, Subdivision 5; 326.337; 327.07; 329.17, Subdivision 2; 333.13; 333.135; 340.78; 340.81; 340.83, Subdivision 1; 340.90; 346.23; 346.26; 346.28; 346.29; 373.26, Subdivision 5; 395.22; 426.10; 481.05; 488A.06, Subdivision 4; 509.02; 509.03; 514.66; 609.17, Subdivision 4; 617.23; 624.03; 624.65, Subdivision 3; 624.701; 631.04; and 641.10; repealing Minnesota Statutes 1971, Section 35.70, Subdivision 2.

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

Mr. Ashbach, by request, introduced—

S. F. No. 776: A bill for an act relating to the claim of Home Insurance Company; 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. Purfeerst, Anderson and Dunn introduced—

S. F. No. 777: A bill for an act relating to education; vocational rehabilitation; contract with federal government; amending Minnesota Statutes 1971, Section 121.30, Subdivision 1.

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

Messrs. North, Kirchner and Spear introduced—

S. F. No. 778: A bill for an act relating to public welfare; extending the duration of foster care and day care licenses; amending Minnesota Statutes 1971, Section 257.101, Subdivision 2.

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

Messrs. Josefson, Chmielewski and Frederick introduced—

S. F. No. 779: A bill for an act relating to highways; rest areas, tourist information centers and weigh stations along highways; amending Minnesota Statutes 1971, Section 160.28.

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

Mr. Laufenburger introduced—

S. F. No. 780: A bill for an act relating to eminent domain; possession; filing of final certificate; amending Minnesota Statutes 1971, Sections 117.042; and 117.205.

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

Messrs. Laufenburger and Chmielewski introduced—

S. F. No. 781: A bill for an act relating to highway traffic regulations; application thereof; providing certain exemptions; amending Minnesota Statutes 1971, Section 169.03.

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

Messrs. Perpich, A. J.; Olson, J. L. and Hughes introduced—

S. F. No. 782: A bill for an act relating to income taxation; providing a credit for certain expenditures for home maintenance; appropriating money; amending Minnesota Statutes 1971, Sections 290.984; 290.986; 290.988, Subdivision 1; 290.989; and Chapter 290, by adding sections.

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

Mr. Conzemius introduced—

S. F. No. 783: A bill for an act authorizing the city of Red Wing to create development districts within the corporate boundaries of the city; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operations against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

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

Mr. Borden introduced—

S. F. No. 784: A bill for an act relating to the fire department relief association and firemen's service pensions in the city of Brainerd.

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

Messrs. Pillsbury, Laufenburger and O'Neill introduced—

S. F. No. 785: A bill for an act relating to motor vehicles; passenger automobiles; prohibiting the alteration of the rear suspension in a manner increasing the height thereof and prescribing penalties.

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

Mr. Pillsbury introduced—

S. F. No. 786: A bill for an act relating to the city of Wayzata; volunteer firemen's service pensions.

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

Messrs. Stassen and Conzemius introduced—

S. F. No. 787: A bill for an act relating to the city of Hastings; authorizing it to contract with the United States for the control of flood, to acquire property for such purposes, to issue bonds to pay the city's share of the costs, and to assess all or a portion of the city's share of the cost to benefitted property.

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

Messrs. Pillsbury, Kleinbaum and O'Neill introduced—

S. F. No. 788: A bill for an act relating to insurance; providing for a discount in automobile liability insurance for safety inspected vehicles; establishing and regulating official inspection stations; prescribing penalties; amending Minnesota Statutes 1971, Chapter 65B, by adding a section.

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

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

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

S. F. No. 789: A bill for an act relating to judicial remedies; providing for execution of certain small judgments; amending Minnesota Statutes 1971, Chapter 550, by adding a section.

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

Messrs. Olson, H. D.; Laufenburger and Borden introduced—

S. F. No. 790: A bill for an act relating to redevelopment; including rural areas in redevelopment programs; amending Minnesota Statutes 1971, Sections 472.02; 472.03, by adding a subdivision; and 472.04, Subdivision 1.

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

Messrs. Keefe, S.; Doty and Perpich, A. J. introduced—

S. F. No. 791: A bill for an act relating to insurance; making the unfair processing of the claim or complaint of a natural person an unfair trade practice; providing a penalty for violation; amending Minnesota Statutes 1971, Sections 72A.20, Subdivision 1; and 72A.28.

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

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

Messrs. Keefe, S.; Hansen, Baldy and Novak introduced—

S. F. No. 792: A bill for an act relating to automobile insurance; cancellation; right to complain; amending Minnesota Statutes 1971, Sections 65B.19, and 65B.21.



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

Messrs. Keefe, S.; Gearty and Hanson, R. introduced—

S. F. No. 793: A bill for an act relating to insurance; regulating fees for certain licenses; amending Minnesota Statutes 1971, Sections 60A.14, Subdivision 1; 70A.14, Subdivision 4.

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

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

Messrs. Olhoft, Renneke and Conzemius introduced—

S. F. No. 794: A bill for an act relating to alcoholic beverages; places where possession prohibited; amending Minnesota Statutes 1971, Section 624.701.

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

Messrs. Olhoft, Conzemius and Patton introduced—

S. F. No. 795: A bill for an act relating to motor vehicles; registration and taxation; vehicles exempt from license fees; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

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

Mr. Laufenburger introduced—

S. F. No. 796: A bill for an act relating to intoxicating liquors; issuance of on-sale licenses in certain cities and villages; amending Minnesota Statutes 1971, Section 340.11, Subdivision 6.

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

Messrs. Frederick, Kowalczyk and Patton introduced—

S. F. No. 797: A bill for an act relating to highway traffic regulations; prohibiting the operation of motor vehicles on public streets or highways with unsafe tires; providing a penalty for violation.

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

Messrs. Ogdahl, Gearty and Stokowski introduced—

S. F. No. 798: A bill for an act relating to the police depart-

ment, the policemen's relief association, and policemen's pension fund in the city of Minneapolis.

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

Messrs. Doty, Brown and Humphrey introduced—

S. F. No. 799: A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Section 3 and Article VII, Sections 1 and 7; correcting and clarifying provisions for voting and holding office and allowing 18 year olds to hold office.

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

Messrs. Wegener, Frederick and Laufenburger introduced—

S. F. No. 800: A bill for an act relating to intoxicating liquor; liability for illegal sale; repealing the dramshop law; repealing Minnesota Statutes 1971, Sections 340.95; and 340.951.

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

Messrs. Keefe, S.; Hansen, Baldy and Bang introduced—

S. F. No. 801: A bill for an act relating to commerce; securities; limitations on actions; amending Minnesota Statutes 1971, Section 80.26.

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

Mr. Moe introduced—

S. F. No. 802: A bill for an act relating to the claim of Gail Larson; arising from negligence by the highway department; appropriating money for the payment thereof.

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

Messrs. Purfeerst, Gearty and Frederick introduced—

S. F. No. 803: A bill for an act relating to the Minnesota state retirement system; providing that certain employees under certain circumstances may continue their coverage under such system after leaving state service without leave of absence; amending Minnesota Statutes 1971, Section 352.041, by adding a subdivision.

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

Messrs. Dunn, Arnold and Kowalczyk introduced—

S. F. No. 804: A bill for an act relating to natural resources; acquisition of wildlife lands by the commissioner of natural resources; amending Minnesota Statutes 1971, Section 97.481.

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

Mr. Chmielewski introduced—

S. F. No. 805: A bill for an act relating to the claim of Harvey G. Caldwell; arising from negligence of employees at Moose Lake state hospital; appropriating money for the payment thereof.

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

Messrs. Coleman, Ogdahl and Tennessen introduced—

S. F. No. 806: A bill for an act relating to crimes and criminals; regulating the transfer, possession, and use of pistols; requiring licenses to sell pistols; requiring registration of pistols; requiring permits to acquire and carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties; amending Minnesota Statutes 1971, Section 609.66.

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

Messrs. Arnold; Hansen, Mel and Lord introduced—

S. F. No. 807: A bill for an act relating to game and fish; fishing license exemption for senior citizens; amending Minnesota Statutes 1971, Section 98.47, Subdivision 1; repealing 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. Arnold; Perpich, A. J. and Perpich, G. introduced—

S. F. No. 808: A bill for an act relating to a land exchange review board; extending its term; amending Laws 1967, Chapter 909, Section 2, as amended.

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

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

S. F. No. 809: A bill for an act relating to minerals; providing a tax on certain mineral interests owned separately from the surface; requiring the registration of mineral interests owned separately from the surface; amending Minnesota Statutes 1971, Chapter 272, by adding a section; Sections 272.04, Subdivision 1; 273.13, by adding a subdivision; 93.52, Subdivision 2;

93.55, and 93.58; repealing Minnesota Statutes 1971, Sections 93.53, 93.54, 93.56, and 93.57.

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

Messrs. Davies; Hansen, Mel and Solon introduced—

S. F. No. 810: A bill for an act relating to commerce; providing for the registration and regulation of franchises by the commissioner of securities; requiring certain disclosures; defining and prohibiting unfair practices; providing penalties.

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

Messrs. Sillers, Berg and Kowalczyk introduced—

S. F. No. 811: A bill for an act relating to taxation; exemptions from the general sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

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

Messrs. Chenoweth, Kleinbaum and Ogdahl introduced—

S. F. No. 812: A bill for an act relating to investments; investment of state and firemen's relief association funds; amending Minnesota Statutes 1971, Sections 11.16, Subdivision 13; 11.18, Subdivision 2; 11.19, Subdivision 2; 11.26, Subdivisions 5 and 6; 69.77, Subdivision 2; and 69.775.

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

Messrs. Nelson, Laufenburger and Hansen, Mel introduced—

S. F. No. 813: A bill for an act relating to elections; providing for the administration of absentee ballots by the municipalities in certain instances; amending Minnesota Statutes 1971, Sections 207.03; 207.04; 207.05, Subdivisions 1 and 3; 207.06; 207.07; 207.08; 207.09; 207.10; 207.13; 207.19; 207.20, Subdivisions 1 and 2; 207.22; 207.221; 207.24; 207.28; 207.30, Subdivisions 1 and 3; repealing Minnesota Statutes 1971, Section 207.15.

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

Messrs. Ogdahl and O'Neill introduced—

S. F. No. 814: A bill for an act relating to real estate; notice of claim prior to perfecting mechanic's lien; amending Minnesota Statutes 1971, Chapter 514, by adding a section.

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

Messrs. Conzemius, Blatz and Perpich, A. J. introduced—

S. F. No. 815: A bill for an act relating to taxes on and measured by net income; declaration of estimated tax; amending Minnesota Statutes 1971, Section 290.93, Subdivisions 1 and 4.

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

Messrs. Conzemius, Blatz and Perpich, A. J. introduced—

S. F. No. 816: A bill for an act relating to taxes on and measured by net income; operating loss deduction; amending Minnesota Statutes 1971, Section 290.095, Subdivisions 1, 2, 3 and 4.

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

Messrs. Perpich, A. J.; Blatz and Davies introduced—

S. F. No. 817: A bill for an act relating to the sales and use tax; exemptions; road building materials; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

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

Messrs. Kowalczyk, Purfeerst and Fitzsimons introduced—

S. F. No. 818: A bill for an act relating to decedent's estates; requiring mailing of notice to a foreign consul in certain circumstances; amending Minnesota Statutes 1971, Section 525.83.

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

Messrs. Borden, Hughes and Milton introduced—

S. F. No. 819: A bill for an act relating to commerce; providing remedies for unlawful practices in business, commerce or trade; amending Minnesota Statutes 1971, Section 325.907, Subdivision 3; and by adding subdivisions.

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

Mr. Kleinbaum introduced—

S. F. No. 820: A bill for an act appropriating money to the department of military affairs for the St. Cloud national guard armory.

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

Messrs. Kleinbaum, Krieger and North introduced—

S. F. No. 821: A bill for an act relating to the practice of medicine; practicing without license; prescribing penalties; amending Minnesota Statutes 1971, Section 147.10.

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

Mr. Pillsbury, by request, introduced—

S. F. No. 822: A bill for an act relating to the claim of Mrs. Gerald Weinzierl; arising from negligence of department of highway; appropriating money for the payment thereof.

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

#### MESSAGES FROM THE HOUSE

Mr. President:

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

S. F. No. 74: A bill for an act relating to Steele county; authorizing tax anticipation certificates for certain purposes; amending Laws 1963, Chapter 572, Section 2.

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

Returned February 22, 1973

Mr. President:

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

S. F. No. 559: A resolution memorializing Congress to pass a federal aid highway act for the 1974 and 1975 fiscal years.

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

Returned February 22, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

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.

Senate File No. 82 is herewith returned to the Senate.

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

Returned February 22, 1973

Mr. Dunn moved that S. F. No. 82 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

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

Senate File No. 159 is herewith returned to the Senate.

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

Returned February 22, 1973

Mr. Coleman moved that S. F. No. 159 be laid on the table. Which motion prevailed.

Mr. President:

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

H. F. Nos. 80, 257, 552, 555, 558, 559, 561, 562, 564, 567, 171, 189, 334, 341, 430 and 437.

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

Transmitted February 22, 1973

#### FIRST READING OF HOUSE BILLS

H. F. No. 80: A bill for an act relating to juries; abolishing excuse from grand or petit jury service for women; amending Minnesota Statutes 1971, Section 628.49.

H. F. No. 257: A bill for an act relating to special intermediate school district No. 916 in the counties of Ramsey and Washington, providing for members of its governing board; amending Laws 1969, Chapter 775, Section 2, Subdivision 1.

H. F. No. 552: A bill for an act relating to taxes on and measured by net income; estimated tax defined; amending Minnesota Statutes 1971, Section 290.93, Subdivision 3.

H. F. No. 555: A bill for an act relating to taxes on and measured by net income; refund claims; amending Minnesota Statutes 1971, Section 290.50, Subdivision 1.

H. F. No. 558: A bill for an act relating to taxes on and measured by net income; income; credits against tax; amending Minnesota Statutes 1971, Sections 290.06, Subdivision 9; and 290.0607.

H. F. No. 559: A bill for an act relating to taxes on and measured by net income; underpayment; intentional disregard of rules and regulations; providing a penalty; amending Minnesota Statutes 1971, Section 290.53, Subdivision 3, and by adding a subdivision.

H. F. No. 561: A bill for an act relating to taxes on and measured by net income; estimated tax; overpayment; amending Minnesota Statutes 1971, Sections 290.93, Subdivision 9; and 290.936.

H. F. No. 562: A bill for an act relating to taxes on and measured by net income; assessment against fiduciary; form; amending Minnesota Statutes 1971, Section 290.49, Subdivision 2.

H. F. No. 564: A bill for an act relating to taxes on and measured by net income; individual filing requirements; amending Minnesota Statutes 1971, Section 290.37, Subdivision 1.

H. F. No. 567: A bill for an act relating to taxes on and measured by net income; permitting credits against the state income tax for education costs for pupils in nonpublic elementary and secondary schools; amending Minnesota Statutes 1971, Sections 290.086, Subdivision 6; and 290.983, Subdivision 2.

H. F. No. 171: A bill for an act relating to corporations; contents of restated articles, and powers of directors; amending Minnesota Statutes 1971, Sections 301.09; 301.28, Subdivision 4; and 301.37, Subdivision 3.

H. F. No. 189: A bill for an act relating to intoxicating liquor; issuance of on-sale licenses in certain municipalities.

H. F. No. 334: 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.

H. F. No. 341: A bill for an act relating to highway traffic regulations; school bus inspections; amending Minnesota Statutes 1971, Section 169.451.

H. F. No. 430: A bill for an act relating to the supreme court; providing for temporary assignment of district judges and justices of the supreme court; amending Minnesota Statutes 1971, Section 2.724, Subdivision 2.

H. F. No. 437: A bill for an act relating to highway traffic reg-



ulations; unsafe equipment; prohibiting design modifications of certain vehicles without approval of the commissioner of public safety; prescribing penalties; amending Minnesota Statutes 1971, Section 169.47.

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

#### **REPORTS OF COMMITTEES**

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred the following appointments:

#### **STATE BOARD OF HUMAN RIGHTS**

Douglas Heidenreich, 1237 Lakeview Avenue South, Minneapolis, Hennepin County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975.

Vince Kubiak, 966 Hawthorne Avenue East, St. Paul, Ramsey County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1975.

#### **MINNESOTA MUNICIPAL COMMISSION**

Thomas J. Simmons, 412 South 11th, Olivia, Renville County, appointed effective January 5, 1973, for a term expiring June 30, 1975.

#### **POLLUTION CONTROL AGENCY**

Mrs. Marion Watson, 2140 West Hoyt Avenue, St. Paul, Ramsey County, appointed effective February 15, 1972, for a term expiring February 15, 1976.

#### **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.

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

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

Mr. Gearty from the Committee on Governmental Operations, to which was re-referred the following appointments:

#### **CIVIL SERVICE BOARD**

Cornell L. Moore, 2727 Dean Boulevard, Minneapolis, Hennepin County, appointed effective February 1, 1973, for a term expiring February 1, 1979.

**MINNESOTA-WISCONSIN BOUNDARY AREA COMMISSION**

Robert Nybo, Jr., 619 Maple Street, Red Wing, Goodhue County, appointed effective January 5, 1972, for a term expiring June 30, 1973.

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

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

Mr. Coleman moved that the balance of the Committee Reports at the Desk be now adopted. Which motion prevailed.

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 666: A bill for an act relating to taxes on and measured by net income; confidentiality of returns; amending Minnesota Statutes 1971, Section 290.611.

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

Page 1, line 11, after the comma and before "consults" insert "*processes.*"

Page 1, line 28, strike "*apply to*" and insert "*prohibit*"

Page 1, line 28, after "*tax*" insert "*return*"

Page 1, line 29, strike "*another*" and insert "*a tax return processor*"

Page 2, line 2, strike "*apply to*" and insert "*prohibit*"

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

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 554: A bill for an act relating to taxes on and measured by net income; estimated tax; overpayment; amending Minnesota Statutes 1971, Sections 290.93, Subdivision 9; and 290.936.

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

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 619: A bill for an act relating to taxes on and measured by net income; permitting credits against the state income tax for education costs for pupils in nonpublic elementary and secondary schools; amending Minnesota Statutes 1971, Sections 290.086, Subdivision 6; and 290.983, Subdivision 2.

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

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 395: A bill for an act relating to assessments; boards of review and boards of equalization; amending Minnesota Statutes 1971, Section 274.01.

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

Mr. Olson, A. G. from the Committee on Local Government, to which was referred

S. F. No. 226: A bill for an act relating to the city of Brainerd; authorizing a tax levy for recreational purposes; amending Minnesota Statutes 1971, Section 471.192.

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

Page 1, lines 12 through 16, reinstate the stricken language

Page 1, line 14, strike the numbers "30,000" and "32,000" and insert the numbers "32,000" and "35,000"

Page 1, line 29 through page 2, line 12, strike section 2 and 3 and add a new section 2 to read:

*"Sec. 2. Notwithstanding the population requirements of Minnesota Statutes, Section 471.192, any and all taxes levied and expenditures made heretofore by the city of Brainerd under authority of said section are hereby validated for all purposes."*

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. 276: A bill for an act relating to the public health; creating a sanitarian advisory council; prescribing powers and duties for such council; providing a penalty.

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

Page 1, line 12, strike "investigational and" and insert "investigative or"

Page 1, line 19, strike "seven" and insert "nine"

Page 1, line 20, strike "14" and insert "18"

Page 1, line 26, after "act" and before the period, insert "; provided that two names shall be submitted for each position as hereinafter prescribed"

Page 2, line 2, strike "and"

Page 2, line 3, after "industry" and before the period, insert "; two members shall be public representatives whose occupation

does not involve, or before their retirement did not involve, acting as a sanitarian or activity in the field of environmental health and who have no, and never have had, material financial interests in the rendering of environmental health services"

Page 2, line 4, strike "Two" and insert "Three"

Page 2, line 5, strike "two" and insert "three"

Page 2, line 7, after "such term" insert "to be determined by lot and"

Page 2, line 11, strike "That member" and insert "Those members"

Page 2, line 14, after "and" and before "act" insert "one such member selected by lot shall"

Page 2, lines 18 and 19, strike ", a secretary and a treasurer" and insert "and such other officers as may be deemed necessary"

Page 2, line 24, after "council" insert "with the approval and assistance of the state board of health"

Page 2, line 25, after "application" strike "to" and insert "for"

Page 2, line 25, after "registration" and before "and" insert "by not later than April 30, 1974"

Page 2, line 28, strike "council" and insert "registration"

Page 3, line 6, strike "with" and insert "to"

Page 3, line 10, strike "to the state board of health"

Page 3, line 12, strike ", and the" and insert ". The"

Page 3, line 23, after the period insert "Such fees shall be deposited in the general fund."

Page 3, line 24, strike "no"

Page 3, strike line 25 and in line 26 strike "may be reimbursed for" and insert "\$35 per day spent on council activities as well as being reimbursed for"

Page 4, line 3, strike ", " and insert in lieu thereof "or"

Page 4, line 3, after "incompetent" strike "or of"

Page 4, line 4, strike "poor moral character,"

Page 4, line 9, strike "a" and insert "an accredited"

Page 4, lines 10 and 11, strike "accredited by the United States Department of Education"

Page 4, line 13, after "from" strike "a" and insert "an accredited"

Page 4, lines 14 and 15, strike "accredited by the United States Department of Education"

Page 4, line 18, strike "as approved by the council"

Page 4, line 20, strike ", " and insert in lieu thereof "or"

Page 4, line 21, strike "or of poor moral character"

Page 4, line 24, strike "may" and insert "shall"

Page 4, line 27, strike "March 31, 1974" and insert "April 30, 1975"

Page 5, line 2, strike "," and insert in lieu thereof "or" and after "incompetent" strike "or of poor"

Page 5, line 3, strike "moral character"

Page 5 after line 5 insert:

"Sec. 4. (REVOCATION.) The state board of health with the approval of the council may, pursuant to Minnesota Statutes 1971, Chapter 15, adopt rules and regulations defining the grounds for suspension or revocation of a registration for cause shown. Any action of the board in suspending or revoking a registration may be subject to review by a writ of certiorari issued by the district court of any county."

Page 5, line 10, strike "of their qualifications" and insert "as to the equivalency or registration"

Page 5, line 11, after "of" insert "the"

Renumber the sections accordingly

Amend the title as follows: in line 3 before the semicolon, insert "to the state board of health"

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

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 436: A bill for an act relating to commerce; prohibiting the advertisement that a product is manufactured by Indians unless such product is in fact so manufactured; providing a penalty.

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

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

"Section 1. Minnesota Statutes 1971, Section 325.41 is amended to read:

325.41 [IMITATION INDIAN-MADE GOODS TO BE BRANDED.] All goods, wares, and merchandise known as moccasins, bead work, birchbark baskets, deerskin work, grass rugs, sweet grass baskets, and other goods which are manufactured or produced in imitation of genuine ~~Minnesota~~ *American* Indian hand-made goods, wares, or merchandise shall be branded, labeled, or marked, as hereinafter provided, before being exposed for sale and shall not be exposed or sold without such brand, label or mark thereon. *For purposes of this section, Indian-made goods are those made exclusively by persons who are of at least one-quarter Indian*

*blood or who are listed on the rolls of the United States Bureau of Indian Affairs as Indians.*

Sec. 2. Minnesota Statutes 1971, Section 325.42, is amended to read:

325.42 [BRAND.] The brand, label, or mark required by section 325.41 shall be the words "imitation not Indian-made" and shall be placed or attached outside of and on a conspicuous part of the finished article so as to be plainly visible to the purchasing public, and shall be the size and style known as great primer Roman capitals. Such brand or mark, if the article will permit, shall be placed upon it, but when such branding or marking is impossible a label shall be used and attached thereto.

Sec. 3. Minnesota Statutes 1971, Section 325.48, Subdivision 2, is amended to read:

Subd. 2. [MISDEMEANORS.] (1) Any person, firm, or corporation, whether as principal, agent, officer, or director, for himself, or itself, or for another person, firm, or corporation, wilfully violating the provisions of sections 325.03, 325.04, 325.05, and 325.075 shall be guilty of a misdemeanor.

Any person who, either as director, officer, or agent of any firm or corporation or as agent of any person violating the provisions of sections 325.03, 325.04, 325.05, and 325.075, knowingly assists or aids directly or indirectly in such violation shall be responsible therefor equally with the person, firm, or corporation for whom or which he acts.

(2) Any person, company, or corporation violating any of the provisions of sections 325.34 to 325.37 shall be deemed guilty of a misdemeanor; and, upon conviction thereof, for the first offense, punished by a fine of not less than \$25 nor more than \$50 and for each subsequent offense by a fine of not less than \$50 nor more than \$100.

(3) Any person who violates the provisions of sections ~~325.41 to 325.43~~ or any of the provisions of sections 325.45 to 325.47 shall be guilty of a misdemeanor.

Sec. 4. Minnesota Statutes 1971, Chapter 325, is amended by adding a section to read:

[325.431] [REMEDIES.] *Any person injured by a violation of sections 325.41 to 325.43 may bring civil action and recover damages, together with costs and disbursements, including reasonable attorney's fees, and receive other equitable relief as determined by the court."*

Further amend the title as follows:

On line 2, strike "prohibiting the"

Strike lines 3 through 6 and insert in lieu thereof "providing remedies and labeling requirements for the sale or possession for sale of imitation Indian-made goods; amending Minnesota Statutes 1971, Sections 325.41; 325.42; 325.48, Subdivision 2; and Chapter 325, by adding a section."

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

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which was referred

S. F. No. 403: A bill for an act relating to manpower services; unemployment compensation; defining employment; exceptions; amending Minnesota Statutes 1971, Section 268.04, Subdivision 12.

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

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 439: A bill for an act proposing an amendment to the Minnesota Constitution, Article VIII, Section 4; permitting the income from the permanent school fund to be apportioned by law for all scholars under 21 years of age.

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

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 697: A bill for an act relating to education; textbooks; license to sell; failure to conform to agreement; failure to place samples or descriptions on file; prescribing penalties; amending Minnesota Statutes 1971, Sections 126.16; 126.17; and 127.22.

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

Page 2, line 11, between "any" and "textbook" insert "*such*" and after "textbook" strike "*or description thereof so filed by*"

On page 2, line 12, strike the following at the beginning of the line: "the person, company, or corporation"

On page 2, line 16, after "*or*" strike "*to*" and insert in lieu thereof: "*in accordance with*"

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. 170: A bill for an act relating to real estate; qualifications of advisory commission members; amending Minnesota Statutes 1971, Section 82.125, Subdivision 1.

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

Page 1, lines 17 and 18, strike "*shall be other than real estate brokers*" and insert in lieu thereof "*members shall be persons who are not, or before their retirement were not, real estate brokers or salesmen or persons who obtained a regular portion of their income from the business of real estate sales or a directly related activity*"

Page 1, after line 24, add a new section to read:

"Sec. 2. *Section 1 shall be implemented as a vacancy occurs.*"

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. 233: A bill for an act relating to retirement; providing for certain benefits under the highway patrolmen's retirement law; amending Minnesota Statutes 1971, Section 352B.11, Subdivision 2.

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

Page 2, lines 23 and 24, restore the stricken language

Page 2, line 24, in the restored language, strike the figure "\$200" and insert in lieu thereof "\$400"

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. 228: 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.

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

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

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

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

Mr. Hughes from the Committee on Education, to which was referred

S. F. No. 306: A bill for an act relating to education; providing for apportionment of certain school aids; amending Minnesota Statutes 1971, Sections 124.09 and 124.10.

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



Page 1, line 23, strike "Subdivision 1."

Page 1, strike lines 28-30.

Page 2, renumber the subdivisions in sequence.

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

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

H. F. Nos. 80, 171, 189, 257, 334, 341, 437 and 559 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 80 and 171 to the Committee on Judiciary.

H. F. No. 189 to the Committee on Labor and Commerce.

H. F. No. 257 to the Committee on Education.

H. F. No. 334 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 341 and 437 to the Committee on Transportation and General Legislation.

H. F. No. 559 to the Committee on Taxes and Tax Laws.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

#### SECOND READING OF SENATE BILLS

S. F. Nos. 666, 554, 619, 395, 226, 436, 403, 697, 170, 233, 228, 368 and 306 were read the second time.

#### MOTIONS AND RESOLUTIONS

Mr. Coleman moved that S. F. No. 159 be taken from the table. Which motion prevailed.

#### CONCURRENCE AND REPASSAGE

Mr. Coleman moved that the Senate do now concur in the amendments by the House to S. F. No. 159 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 159 was read the third time, as amended by the House, and placed on its repassage.

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

The question being taken on the repassage of the bill, as amended,

And the roll being called, there were yeas 47 and nays 17, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Dunn	Jensen	Krieger	Sillers
Berg	Frederick	Josefson	Olson, J. L.	
Bernhagen	Hansen, Mel	Keefe, J.	Patton	
Brown	Hanson, R.	Knutson	Renneke	

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

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Tennessee moved that the name of Mr. Hanson, R. be added as co-author to S. F. No. 410. Which motion prevailed.

Mr. Ogdahl moved that the name of Mr. Stassen be added as co-author to S. F. No. 814. Which motion prevailed.

Mr. Conzemius moved that the report from the Committee on Health, Welfare and Corrections reported February 1, 1973 pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Conzemius moved that the foregoing report be now adopted. Which motion prevailed. Report adopted.

#### CONFIRMATION

Mr. Conzemius moved that in accordance with the report of the Committee on Health, Welfare and Corrections, reported February 1, 1973, the Senate having advised with do now consent to and confirm the appointments of:

#### COMMISSIONER OF THE MINNESOTA DEPARTMENT OF PUBLIC WELFARE

Mrs. Vera J. Likins, 1748 Wellesley Avenue, St. Paul, Ramsey County, appointed effective August 1, 1972, for a term expiring January 1, 1975.

#### ADULT CORRECTIONS COMMISSION

Charles W. Poe, 1614 Cedar Lane, Newport, Washington County, appointed effective March 17, 1972, for a term expiring the first Monday of January, 1974.

Mrs. Annette Whiting, 622 East School, Owatonna, Steele County, appointed effective June 1, 1972, for a term expiring January 1, 1975.

Which motion prevailed. Which appointments were confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Krieger moved to amend the report from the Committee on Mileage as it appears on page 196 of the Senate Journal as follows:

Strike the mileage and amount opposite the name of Harold G. Krieger and insert in lieu thereof: Round-trip mileage, "154" and amount "\$23.10"

Which motion prevailed. So the amendment was adopted.

Mr. Perpich, A. J. moved that the report from the Committee on Taxes and Tax Laws reported February 12, 1973 pertaining to appointments be taken from the table. Which motion prevailed.

Mr. Perpich, A. J. moved that the foregoing report be now adopted. Which motion prevailed.

#### CONFIRMATION

Mr. Perpich, A. J., moved that in accordance with the report of the Committee on Taxes and Tax Laws, reported February 12, 1973, the Senate having advised with do now consent to and confirm the appointment of:

#### TAX COURT

Duane Peterson, 418 Hiawatha Boulevard, Winona, Winona County, appointed effective January 21, 1972, for a term expiring March 1, 1977.

Which motion prevailed. Which appointment was confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Hughes moved that S. F. No. 108, No. 1 on the Calendar be stricken and returned to General Orders. Which motion prevailed.

Mr. Coleman moved that the name of Mr. Nelson be added as co-author of S. F. No. 377. Which motion prevailed.

Mr. Ashbach moved that H. F. No. 54, No. 3 on the Calendar of Ordinary Matters be stricken and returned to General Orders. Which motion prevailed.

Mr. Anderson moved that S. F. No. 616, No. 1 on the Calendar of Ordinary Matters be stricken and returned to General Orders. Which motion prevailed.

### CALENDAR OF ORDINARY MATTERS

H. F. No. 197: A bill for an act relating to highway traffic regulations; trailer and towing equipment; flags to be displayed; amending Minnesota Statutes 1971, Section 169.82.

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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### GENERAL ORDERS

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

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

S. F. No. 67 which the committee recommends to pass with the following amendments, offered by Messrs. Conzemius and Ashbach:

Mr. Conzemius moved to amend S. F. No. 67, first engrossment, as follows:

Page 4, strike lines 15 through 28.

Page 5, strike lines 1 through 5.

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 34 and nays 31, as follows:

Those who voted in the affirmative were:

Ashbach	Doty	Lord	O'Neill	Stokowski
Berg	Humphrey	Moe	Patton	Tennessen
Bernhagen	Josefson	Novak	Perpich, A. J.	Thorup
Borden	Keefe, S.	Olhoft	Purfeerst	Ueland
Chmielewski	Kleinbaum	Olson, A. G.	Renneke	Wegener
Coleman	Knutson	Olson, H. D.	Schrom	Willet
Conzemius	Lewis	Olson, J. L.	Solon	

Those who voted in the negative were:

Anderson	Dunn	Jensen	Milton	Sillers
Arnold	Frederick	Keefe, J.	Nelson	Spear
Bang	Gearty	Kirchner	North	Stassen
Blatz	Hansen, Baldy	Kowalczyk	Ogdahl	
Brown	Hansen, Mel	Krieger	Perpich, G.	
Chenoweth	Hanson, R.	Laufenburger	Pillsbury	
Davies	Hughes	McCutcheon	Schaaf	

Which motion prevailed. So the amendment was adopted.

Mr. Conzemius moved to amend S. F. No. 67, first engrossment, as follows:

Amend the title in line 10 by striking “; 85.015, Subdivision 1;” and in lines 11 and 12 by striking the existing language and inserting in lieu thereof “.”

Which motion prevailed. So the amendment was adopted.

Mr. Ashbach moved to amend S. F. No. 67, as follows:

Page 3, line 26, strike “*natural resources*” and insert in lieu thereof “*administration*”

Which motion prevailed. So the amendment was adopted.

The question recurring on the committee recommendation of S. F. No. 67,

And the roll being called, there were yeas 36 and nays 29, as follows:

Those who voted in the affirmative were:

Arnold	Frederick	Keefe, J.	North	Spear
Bang	Gearty	Kirchner	Novak	Stassen
Borden	Hansen, Baldy	Kleinbaum	Ogdahl	Stokowski
Chenoweth	Hanson, R.	Laufenburger	Olson, J. L.	Tennessee
Coleman	Hughes	Lewis	Perpich, A. J.	
Davies	Humphrey	McCutcheon	Pillsbury	
Dunn	Jensen	Milton	Schaaf	
Fitzsimons	Josefson	Nelson	Sillers	

Those who voted in the negative were:

Anderson	Chmielewski	Krieger	O'Neill	Solon
Ashbach	Conzemius	Larson	Patton	Thorup
Berg	Doty	Lord	Perpich, G.	Ueland
Bernhagen	Keefe, S.	Olhoft	Purfeerst	Wegener
Blatz	Knutson	Olson, A. G.	Renneke	Willet
Brown	Kowalczyk	Olson, H. D.	Schrom	

So the committee recommends S. F. No. 67 to pass as amended.

The committee also considered S. F. No. 371, to which Mr. Humphrey offered the following amendment:

Page 1, line 17, strike “is” and insert “will be”

Page 1, line 17, after the word “adequate” and before the period insert “, if the state can set stricter emission regulations than the commission and the agreement applies to production and utilization facilities”

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

The committee then progressed S. F. No. 371.

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

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 noon, Thursday, March 1, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.