

TWENTY-THIRD DAY

St. Paul, Minnesota, Thursday, March 15, 1973.

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

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Messrs. Gearty and Kirchner were excused from the Session of today.

Messrs. Blatz and Milton were excused from the Session of today, beginning at 4:00 o'clock p.m. Messrs. Frederick and Pillsbury were excused from the Session of today, beginning at 5:00 o'clock p.m.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

March 12, 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:

Ilene Jean Atwood, 5413 London Road, Duluth, St. Louis County, has been appointed by me to the State Board of Human Rights, effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

Sincerely,

Wendell R. Anderson, Governor

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

INTRODUCTION OF BILLS

Messrs. Willet, Kleinbaum and Olson, A. G. introduced—

S. F. No. 1207: A bill for an act relating to railroads; regulations; requiring certain equipment on caboose cars; amending Minnesota Statutes 1971, Section 219.56.

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

Mr. Perpich, G. introduced—

S. F. No. 1208: A bill for an act relating to education; variations in assessed valuations; amending Minnesota Statutes 1971, Section 124.802, Subdivision 1.

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

Mr. Ashbach, by request, introduced—

S. F. No. 1209: A bill for an act relating to the claim of Grossman corporation; arising from mutual mistake between the state and Grossman corporation; appropriating money for the payment thereof.

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

Mr. Brown introduced—

S. F. No. 1210: A bill for an act relating to the city of Stillwater; firemen's service pensions.

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

Mr. Fitzsimons introduced—

S. F. No. 1211: A bill for an act relating to independent school district No. 447 in Roseau, Marshall and Beltrami counties; providing certain statutory exemptions.

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

Mr. Fitzsimons introduced—

S. F. No. 1212: A bill for an act relating to the claim of Arnold Holte; arising from destruction of livestock by wolves; appropriating money for the payment thereof.

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

Messrs. Gearty, Pillsbury and Keefe, S. introduced—

S. F. No. 1213: A bill for an act relating to public museums, galleries, and schools of arts or crafts in cities of the first class; tax levy; amending Minnesota Statutes 1971, Section 450.25.

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

Mr. Arnold introduced—

S. F. No. 1214: A bill for an act relating to the claim of Richard Pears; arising from negligence of a state veterinarian; appropriating money for the payment thereof.

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

Messrs. Hughes; Olson, J. L. and Arnold introduced—

S. F. No. 1215: A bill for an act relating to the Minnesota higher education coordinating commission; appropriating money for community service and continuing education projects.

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

Mr. Lord introduced—

S. F. No. 1216: A bill for an act relating to the claim of county of Scott; arising from inadequate appropriations by legislature to reimburse Scott county for probation services rendered to the youth conservation commission; appropriating money for the payment thereof.

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

Mr. Lord introduced—

S. F. No. 1217: A bill for an act relating to the claim of county of Carver; arising from inadequate appropriations by legislature to reimburse Carver county for probation services rendered to the youth conservation commission; appropriating money for the payment thereof.

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

Mr. Spear introduced—

S. F. No. 1218: A bill for an act relating to the claim of Gladys Davis; arising from negligence of department of natural resources; appropriating money for the payment thereof.

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

Mr. North introduced—

S. F. No. 1219: A bill for an act relating to the claim of R. A. Schoonmaker; arising from accident; appropriating money for the payment thereof.

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

Messrs. Willet, Lord and Bernhagen introduced—

S. F. No. 1220: A bill for an act relating to pollution; pollution control agency; providing for the certification of operators of solid waste disposal facilities; providing for enforcement; amending Minnesota Statutes 1971, Chapter 116, by adding sections.

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

Mr. North introduced—

S. F. No. 1221: A bill for an act relating to the claim of Jose A. Encinas; arising from injuries suffered in athletic activities at the University of Minnesota; appropriating money for the payment thereof.

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

Messrs. Hughes, Moe and Dunn introduced—

S. F. No. 1222: A bill for an act relating to education; redesignating all state junior colleges as community colleges and the state junior college board as the state community college board; amending Minnesota Statutes 1971, Chapter 136, by adding a section.

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

Messrs. Hughes, Lewis and Knutson introduced—

S. F. No. 1223: A bill for an act relating to public health; regulation of health care facilities providing newborn infant care; amending Minnesota Statutes 1971, Section 144.56, Subdivision 3.

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

Messrs. Spear, Kirchner and Lewis introduced—

S. F. No. 1224: A bill for an act relating to public health; venereal disease; requiring instruction and training in venereal disease in junior and senior high schools and for teachers; providing for the establishment of venereal disease treatment centers; providing for certain medical tests and examinations prior to marriage; relating to the sale of articles for the prevention of conception or disease; removing a restriction on certain medical advertisements; appropriating funds; amending Minnesota Statutes 1971, Sections 126.02, Subdivision 2, and by adding a subdivision; Chapter 144, by adding a section; Sections 518.08, by adding subdivisions; 617.251; and 617.28, subdivision 1.

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

Messrs. Spear, Conzemius and Tennesen introduced—

S. F. No. 1225: A bill for an act relating to corrections; regulating communication between prisoners and the news media.

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

Messrs. Purfeerst and Lewis introduced—

S. F. No. 1226: A bill for an act relating to highway traffic regulations; requiring motor vehicle inspection in the metropolitan area; providing penalties; amending Minnesota Statutes 1971, Section 169.78; repealing Minnesota Statutes 1971, Sections 169.691 and 169.692.

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

Messrs. Hansen, Mel; Chenoweth and Stassen introduced—

S. F. No. 1227: A bill for an act relating to the creation of the Minnesota commission on crime prevention and control; establishing its powers and duties.

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

Messrs. Hughes, Stassen and Kleinbaum introduced—

S. F. No. 1228: A bill for an act relating to education; extending the program of instruction review authority of the Minnesota higher education coordinating commission to include private collegiate and non-collegiate institutions offering post-secondary education; amending Minnesota Statutes 1971, Section 136A.04.

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

Messrs. Kirchner, Blatz and Gearty introduced—

S. F. No. 1229: A bill for an act relating to natural resources; state parks and recreational areas; permits and fees; exempting Fort Snelling Memorial Chapel island from permit and fee requirements; amending Minnesota Statutes 1971, Section 85.05, Subdivision 2.

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

Mr. North introduced—

S. F. No. 1230: A bill for an act relating to the claim of Robert Whitchurch; arising from assault by a patient at Willmar state hospital; appropriating money for the payment thereof.

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

Messrs. North, Knutson and Milton introduced—

S. F. No. 1231: A bill for an act relating to planning commissions of certain counties and municipalities, and their controls; amending Minnesota Statutes 1971, Sections 394.25, by adding a subdivision; and 462.352, Subdivision 10.

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

Messrs. Hughes, Anderson and O'Neill introduced—

S. F. No. 1232: A bill for an act relating to education; defining gifted pupil; permitting school districts to provide services for gifted pupils.

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

Messrs. Schrom; Hansen, Baldy and Ogdahl introduced—

S. F. No. 1233: A bill for an act relating to veterans; regulating the appointment, term and compensation of veterans service officers; amending Minnesota Statutes 1971, Section 197.60, Subdivisions 1, 2 and 3.

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

Messrs. Ogdahl, Stokowski and Hansen, Mel introduced—

S. F. No. 1234: A bill for an act relating to retirement; establishing a retirement program for officials and employees of the city of Minneapolis as a continuation of the program contained in Minnesota Statutes, Chapter 422; repealing Minnesota Statutes 1971, Chapter 422.

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

Messrs. Kleinbaum, McCutcheon and Hansen, Baldy introduced—

S. F. No. 1235: A bill for an act establishing a Minnesota state racing commission; providing duties and authority; appropriating money; amending Minnesota Statutes 1971, Section 609.75, Subdivision 3.

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

Messrs. Borden, Willet and Bernhagen introduced—

S. F. No. 1236: A bill for an act relating to home rule charters and charter commissions; amending Minnesota Statutes 1971, Sections 410.05, by adding a subdivision; 410.12, by adding subdivisions; and 410.30; repealing Minnesota Statutes 1971, Sections 410.17; 410.22; 410.27; and 410.31.

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

Messrs. Laufenburger; Hanson, R. and Thorup introduced—

S. F. No. 1237: A bill for an act relating to intoxicating liquor; the issuance of on-sale liquor licenses in certain municipalities; amending Minnesota Statutes 1971, Section 340.11, Subdivision 7.

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

Messrs. Perpich, G.; Sillers and Anderson introduced—

S. F. No. 1238: A bill for an act relating to inheritance taxes; de-

fining and prescribing inheritance tax rates and exemptions for certain donees; amending Minnesota Statutes 1971, Sections 291.-005; 291.03; 291.05; 292.05, Subdivision 1; and 292.07, Subdivisions 3 and 5.

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

Messrs. Borden, Bang and Hansen, Baldy introduced—

S. F. No. 1239: A bill for an act relating to money; maximum interest rates; exempting certain loans therefrom; amending Minnesota Statutes 1971, Section 334.01.

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

Messrs. Hansen, Mel; Frederick and Ashbach introduced—

S. F. No. 1240: A bill for an act relating to elections; providing that names of candidates be rotated on ballots; amending Minnesota Statutes 1971, Section 203.34, Subdivision 1; repealing Minnesota Statutes 1971, Section 203.33, Subdivision 3.

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

Messrs. Bernhagen, Patton and Laufenburger introduced—

S. F. No. 1241: A bill for an act relating to taxation; assessment of real property; requiring a petition by voters for reassessment; amending Minnesota Statutes 1971, Section 270.16.

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

Messrs. Laufenburger, Larson and Hansen, Baldy introduced—

S. F. No. 1242: A bill for an act relating to insurance; requiring employers and insurers to continue group accident and health policy benefits to disabled employees.

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

Messrs. Borden, Pillsbury and Conzemius introduced—

S. F. No. 1243: A bill for an act relating to education; providing for waiver of tuition for foreign students.

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

Mr. Jensen introduced—

S. F. No. 1244: A bill for an act relating to the city of New Ulm; volunteer firemens pensions.

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

Messrs. Tennesen, Kirchner and Perpich, G. introduced—

S. F. No. 1245: A bill for an act relating to public welfare; boarding home care for handicapped children; amending Minnesota Statutes 1971, Section 252.27, Subdivision 1.

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

Messrs. Keefe, S.; Brown and Olson, A. G. introduced—

S. F. No. 1246: A bill for an act relating to elections; providing for the registration of voters; providing penalties; amending Minnesota Statutes 1971, Sections 200.02, Subdivisions 22 and 25, and by adding subdivisions; 201.11; 201.13; 201.14; 201.15; 201.18; 201.26; 201.27; and 204.07, by adding a subdivision; and Chapter 201, by adding sections; repealing Minnesota Statutes 1971, Sections 201.-02; 201.03; 201.04; 201.05; 201.06; 201.07; 201.08; 201.09; 201.10; 201.12; 201.16; 201.17; 201.19; 201.20; 201.21; 201.22; 201.23; 201.24; 201.25; 201.28; 201.29; 201.30; 201.31; 201.32; 201.33; 204.07, Subdivisions 2 and 4; 204.075; 204.076; and 204.077.

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

Messrs. Keefe, S. and Laufenburger introduced—

S. F. No. 1247: A bill for an act relating to elections; providing for applications for and acknowledgement of absentee ballots; amending Minnesota Statutes 1971, Sections 207.03 and 207.08.

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

Messrs. Keefe, S. and Chmielewski introduced—

S. F. No. 1248: A bill for an act relating to taxation; taxes upon real property; establishing a tax credit against the property tax for improvements to certain homesteads to meet building code standards; reimbursement to local governmental units; appropriating money.

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

Mr. Larson introduced—

S. F. No. 1249: A bill for an act authorizing the village of Rush-

ford to establish cartways in the manner prescribed for establishing town roads.

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

Mr. Larson introduced—

S. F. No. 1250: A bill for an act relating to courts; providing for retirement benefits for county court judges not learned in the law.

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

Messrs. Tennesen, Sillers and Olson, A. G. introduced—

S. F. No. 1251: A bill for an act relating to taxation; credits against income tax; providing for a credit for home maintenance; appropriating money; amending Minnesota Statutes 1971, Chapter 290, by adding sections.

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

Messrs. Anderson, Krieger and Doty introduced—

S. F. No. 1252: A bill for an act relating to state parks; establishing the St. Croix Wild River state park in Chisago county; appropriating money; amending Minnesota Statutes 1971, Sections 85.012, Subdivision 1; and 85.012, by adding a subdivision.

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

Messrs. Gearty, Ogdahl and Laufenburger introduced—

S. F. No. 1253: A bill for an act relating to port authorities; authorizing segregation of tax increments in industrial development districts to pay the cost of redevelopment of marginal land therein; amending Minnesota Statutes 1971, Section 458.192, Subdivision 1, and by adding a subdivision.

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

Messrs. Hansen, Mel; Olhoft and Brown introduced—

S. F. No. 1254: A bill for an act relating to elections; charging the secretary of state with general supervision of the election laws; appropriating money.

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

Mr. Olhofft introduced—

S. F. No. 1255: A bill for an act relating to state lands; directing conveyance of a certain parcel of land in Otter Tail county.

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

Messrs. Milton and Sillers introduced—

S. F. No. 1256: A bill for an act proposing an amendment to the Minnesota Constitution; Article IV, Sections 1, 2, 3, 4, 5, 7, 8, 9, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 29; Article V, Section 4; Article IX, Section 6, Subdivision 2; Article XIV, Sections 1 and 2; and repealing Article IV, Sections 6 and 10; providing for a unicameral legislature.

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

Messrs. Hansen, Mel; O'Neill and Stassen introduced—

S. F. No. 1257: A bill for an act relating to elections; providing for statewide registration of voters; amending Minnesota Statutes 1971, Sections 201.02; 201.03; 201.04; 201.05; 201.06; 201.07, Subdivisions 1 and 2; 201.11; 201.13; 201.14; 201.15; 201.17, Subdivision 2; 201.20, Subdivision 2; 201.21; 201.22; 201.23; 201.24; 201.25; and 201.33; repealing Minnesota Statutes 1971, Sections 201.261; 201.28; 201.29; 201.30; 201.31; 201.32; and 204.07.

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

Mr. Perpich, A. J. introduced—

S. F. No. 1258: A bill for an act relating to the village of McKinley; authorizing division and distribution of the assets of its volunteer fire department relief association among existing members thereof.

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

Messrs. Borden, Anderson and Willet introduced—

S. F. No. 1259: A bill for an act relating to taxation; providing payments by the state in lieu of taxes with respect to certain publicly held lands; appropriating such payments to certain counties and for forest and park management.

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

Messrs. Conzemius, Milton and Kowalczyk introduced—

S. F. No. 1260: A bill for an act relating to public health; chem-

ical dependency and abuse; creating a chemical abuse section and a chemical abuse advisory committee within the department of public welfare; amending Minnesota Statutes 1971, Sections 245.693, Subdivisions 1, 2 and 5; and 245.694, Subdivision 1; repealing Minnesota Statutes 1971, Sections 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 144.84; 145.699; and 245.695.

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

Messrs. Hughes, Jensen and Borden introduced—

S. F. No. 1261: A bill for an act relating to taxation; providing for certain restrictions with respect to the classification of homesteads owned by blind persons; amending Minnesota Statutes 1971, Section 273.13, Subdivision 7.

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

Mr. Kleinbaum introduced—

S. F. No. 1262: A bill for an act relating to the state college board; authorizing the board to apply and receive federal funds for the planning and construction of an emergency driving and research facility and for the construction and operation of the facility; appropriating money for the operation and maintenance thereof.

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

Messrs. Kleinbaum and Chenoweth introduced—

S. F. No. 1263: A bill for an act relating to the Minnesota highway patrolmen's retirement association; amending Minnesota Statutes 1971, Section 352B.08, Subdivision 2.

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

Mr. Conzemius introduced—

S. F. No. 1264: A bill for an act relating to towns; special assessments; culverts, bridges and other approaches; amending Minnesota Statutes 1971, Chapter 435, by adding a section.

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

Mr. Olson, H. D. introduced—

S. F. No. 1265: A bill for an act relating to the claim of Mrs. Beverly Boell; arising from injuries caused by an inmate of St. Peter state hospital; appropriating money for the payment thereof.

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

Mr. Stassen introduced—

S. F. No. 1266: A bill for an act relating to the claim of Patrick L. Kelsh; arising from theft of his automobile by an escapee of the state training school for boys; appropriating money for the payment thereof.

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

Mr. Coleman introduced—

S. F. No. 1267: A bill for an act relating to the claim of Miss Marie Murphy; arising from wrongful dismissal from employment by University of Minnesota; appropriating money for the payment thereof.

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

Messrs. Nelson, Spear and Kowalczyk introduced—

S. F. No. 1268: A bill for an act relating to Hennepin county; medical care for the poor; amending Laws 1963, Chapter 738, Section 1, Subdivision 2.

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

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

Mr. Pillsbury introduced—

S. F. No. 1269: A bill for an act relating to employees' benefits; providing an exemption for the sale of securities to an employee stock ownership trust and tax exemptions and deductions for contributions to an employee stock ownership trust; amending Minnesota Statutes 1971, Sections 80.06, by adding a subdivision; 290.01, by adding a subdivision; 290.21, Subdivision 3; 290.26, Subdivision 1 and by adding a subdivision; 291.05; and 292.04.

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

Mr. Pillsbury introduced—

S. F. No. 1270: A bill for an act relating to taxation; levying taxes on certain property.

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

Mr. Pillsbury introduced—

S. F. No. 1271: A bill for an act relating to taxation; tax upon open spaces, agricultural and timber lands; repealing Minnesota Statutes 1971, Sections 273.111 and 273.112.

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

Messrs. Dunn, Lord and Hansen, Mel introduced—

S. F. No. 1272: A bill for an act relating to commerce; trade regulation; prohibiting the retail sale of certain metal beverage containers; providing penalties.

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

MESSAGES FROM THE HOUSE

Mr. President:

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

S. F. Nos. 62, 192, 327, 331 and 438.

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

Returned March 12, 1973

Mr. President:

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

H. F. Nos. 370, 9, 11, 160, 241 and 471.

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

Transmitted March 12, 1973

Mr. President:

I hereby announce the adoption by the House of the Joint Rules of the Senate and House of Representatives for the Sixty-Eighth Session, herewith transmitted:

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 12, 1973

Mr. Coleman moved that the Joint Rules of the Senate and House be laid on the table and printed in the Journal. Which motion prevailed.

**JOINT RULES OF THE SENATE
AND HOUSE**

JOINT CONVENTIONS—HOW GOVERNED

Rule 1. The Speaker of the House shall preside at all Conventions of the two branches of the Legislature, and shall call the members to order. The Chief Clerk of the House shall be the Secretary, and the Sergeant at Arms of the House shall be the Sergeant at Arms at the Convention.

DUTIES OF THE PRESIDENT

Rule 2. The President of the Convention shall preserve order and decorum, may speak on all points of order in preference to other members; shall decide questions of order, subject to an appeal to the Convention by any member. He shall rise to put a question, but may state it sitting.

QUESTIONS—HOW STATED

Rule 3. Questions shall be distinctly put in this form, to-wit: "As many as are of the opinion that (as the question may be), say 'Aye' ", and after an affirmative vote is expressed, "As many as are of the contrary opinion, say 'No' ". If the President doubts, or a division be called, the Convention shall decide—those in the affirmative of the question shall first rise and afterwards those in the negative.

PRESIDENT'S RIGHT TO VOTE

Rule 4. The President shall have the right of voting in all cases except on an appeal from the decisions, and on all questions he shall vote last.

ORDER OF DEBATE

Rule 5. When any member is about to speak or deliver any matter to the Convention, he shall rise and respectfully address himself to "Mr. President," and confine himself to the question under debate and avoid personalities.

Rule 6. Whenever any member is called to order, he shall be seated until the point of order is determined; and if called to order for words spoken in debate the exceptional words shall be reduced in writing immediately.

Rule 7. When two or more members rise at the same time, the President shall name the member who is in order.

Rule 8. No member shall speak more than twice on the same question, without permission of the Convention.

CALL OF THE CONVENTION

Rule 9. Any five members may move a call of the Convention, and require absent members to be sent for, but a call cannot be

made after voting is commenced; and a call being ordered and the absentees noted, the door shall be closed and no member permitted to leave the hall until the report of the Sergeant at Arms be received and acted upon, or further proceedings under the call are suspended by a vote of the majority of all the members of the Convention.

EITHER HOUSE MAY AMEND, ETC.

Rule 10. It shall be in the power of either house to amend any amendment made by the other to any bill or resolution.

BILLS—HOW ENROLLED AND SIGNED

Rule 11. After a bill, memorial, or resolution shall have passed both houses, it shall be duly and carefully enrolled by the enrolling clerk of the house in which it originated. The enrolling clerk of that house shall then obtain the signatures and certificates of the proper officers to the enrolled copies, present the same to the Governor for his approval, and report the date of such presentation to the respective houses.

ELECTIONS BY JOINT CONVENTIONS

Rule 12. Whenever there shall be an election of any officer in Joint Convention, the result shall be certified by the President of the Senate and the Speaker of the House, and by them announced to their respective houses, and shall be entered on the Journal of each and communicated to the Governor by the Secretary of the Convention.

CONFERENCE COMMITTEES

Rule 13. In all cases of disagreement between the Senate and House on amendments, adopted by either house to a bill, memorial, or resolution passed by the other house, a Conference Committee, consisting of not less than three members, nor more than five members from each house, may be requested by either house, and the other house shall appoint a similar committee. The manner of procedure shall be as follows: The Senate, for instance, passes a bill and it is duly transmitted to the House, which body adopts an amendment to the bill and passes the bill as amended, returning the same with the record of the actions of the House, to the Senate; the Senate refuses to concur in the House amendment, asks for a Conference Committee, appoints such a committee on the part of the Senate, and with a record of the action of the Senate, returns the bill to the House; if the House adheres to its amendment, a like committee is appointed on the part of the House. The joint committee shall, at a convenient hour agreed upon, meet and state to each other, verbally or in writing, the reason of their respective houses for or against the disagreement, and confer thereon, and shall report to both houses such agreement as they may arrive at, if any—and if not, the fact of a disagreement. Within seven calendar days after the appointment of

such committee and every seven calendar days thereafter until such time as such committee is discharged, the committee shall report its progress to both houses. The house last having possession of the bill before the conference commences shall first act upon such report, if an agreement is reported, and duly transmit the same with the record of its action thereon to the other house together with the bill. All Conference Committees shall be open to the public. Meetings of Conference Committees shall be announced as far in advance as practicable. Except on the last day during which a bill may be passed in any year, a copy of a report of a Conference Committee shall be placed on the desk of each member of a house in written form twelve hours in advance of action on the report by that house unless the report has been reprinted in the Journal of either house for a preceding day and is available to the members.

EITHER HOUSE MAY RECEDE, ETC.

Rule 14. It shall be in order for either house to recede from any subject or matter of difference existing between the two houses at any time previous to a conference, whether the papers upon which the difference has arisen are before it or not, and a majority shall govern, except in cases otherwise provided in the Constitution; and the question having been put and lost, shall not be again put upon the same day, and a reconsideration thereof shall in all respects be regulated by the rules of the respective houses.

APPROPRIATIONS OF MONEY—HOW MADE

Rule 15. The same bill shall not appropriate public money or property to more than one local or private purpose.

No cause appropriating money for a local or private purpose shall be contained in a bill appropriating money for the State government or public institutions, and all resolutions authorizing the issuing of certificates by the Secretary of the Senate or the Chief Clerk of the House for the payment of money shall be upon the call of "yeas" and "nays."

At least twenty calendar days prior to the adjournment of the Legislature, the Committee on Finance of the Senate and the Committee on Appropriations of the House shall report to their respective houses eight separate appropriation bills as follows:

1. A bill appropriating money for the general administrative and judicial expenses of the State government for the succeeding two fiscal years including salaries, office expenses and supplies and other necessary expenses connected therewith.

2. A bill covering all appropriations relating to public welfare, health and corrections for the support and maintenance of all State penal and charitable institutions, and other institutions of the State except educational for the two succeeding fiscal years.

3. A bill appropriating money for the support and maintenance of all State educational institutions for the two succeeding fiscal years.

4. A bill covering all appropriations providing for the payment of claims against the State of Minnesota which may have been allowed by the Finance Committee of the Senate or the Appropriations Committee of the House.

5. A bill covering all appropriations made to aid in the maintenance of the state or county fairs and other semi-state activities.

6. A bill covering all appropriations for construction and major rehabilitation of public buildings to be financed by issuance of bonds.

7. A bill covering all appropriations for maintenance, repair, and minor rehabilitation and construction of public buildings.

8. A bill covering appropriations for the highway department.

No other appropriations shall be contained in any of said bills but all other appropriations shall be contained in separate bills.

RULES OF JOINT CONVENTION

Rule 16. The Rules of the House shall be the Rules of the Joint Convention of both houses in all cases where the foregoing rules are not applicable.

TITLE OF BILLS SHALL EXPRESS THEIR SUBJECT

Rule 17. The subject of each bill shall be clearly expressed in the title and when a bill is amendatory of an existing act, it shall not be sufficient to refer to the chapter, section or page, but the subject thereof shall be clearly stated.

REPORTS OF INTERIM COMMITTEES AND COMMISSIONS

Rule 18. Except where otherwise specifically provided by law, all reports of interim committees or commissions, to the Legislature, except the permanent Legislative Building Commission, shall be submitted on paper 8½"x11" in size, bound on the left side with three binder holes to fit a standard-size binder for 8½"x11" paper. The forepart of each report shall contain a brief summary of the recommendations of the commission or committee distinct from its findings, discussions, and other portions of its report. Wherever possible, and if the report contains legislative recommendations, copies of any proposed legislation, particularly if extensive in character, shall be attached as an exhibit at the end of each report.

BILLS, MEMORIALS, OR RESOLUTIONS—FORM

Rule 19. Bills, memorials, or resolutions enrolled pursuant to Joint Rule 11, may be prepared for presentation to the Governor on good quality paper, approximately 8½"x13" in size, and may be produced by the use of a copying machine. The enrolled bill shall be labeled "An Act" and otherwise shall contain the same material as the bill passed by the Legislature. Where the enrolled

bill is amendatory of any existing law or constitutional provision, the parts therein shown with a line drawn through them shall be understood as being deleted from the old law or the constitutional provision and the underlined material shall be understood as being added to the old law or the constitutional provision.

DEADLINES

Rule 20. Except for reports from the Senate Committees on Finance and Taxes and Tax Laws, and the House Committees on Appropriations and Taxes, committee reports on bills in the house of origin received after April 28, 1973, for the first year of the biennium, and committee reports on bills originating in the other house received after May 12, 1973, for the first year of the biennium, shall be referred in the Senate to the Committee on Rules and Administration and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition.

SUSPENSION OF JOINT RULES

Rule 21. Either house may suspend the Joint Rules of the Senate and House by a vote of two-thirds of its members.

NO SMOKING

Rule 22. No member of the Joint Convention, or officer of the Joint Convention, or other person, shall be permitted to smoke in the Chamber of the Joint Convention. There shall be no smoking in the visitors section of the gallery during the Joint Convention.

FIRST READING OF HOUSE BILLS

H. F. No. 370: A bill for an act relating to corporations; regulating 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.

H. F. No. 9: A bill for an act relating to labor; creating a division of labor standards; providing for minimum wage and overtime standards; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 175.38; 175.39; and 177.01 to 177.20.

H. F. No. 11: A bill for an act relating to human rights; forbidding discrimination in the extension of credit because of sex; amending Minnesota Statutes 1971, Section 363.03, by adding a subdivision.

H. F. No. 160: A bill for an act relating to parks; application of certain laws to the acquisition, establishment, and maintenance of parks by counties; amending Minnesota Statutes 1971, Section 398.31.

H. F. No. 241: A resolution memorializing the Interstate Commerce Commission to review transportation rates for recycled material.

H. F. No. 471: A bill for an act relating to the practice of optometry; providing for the appointment of a lay person to the state board of optometry; providing procedures for the licensing of optometrists; amending Minnesota Statutes 1971, Sections 148.52; 148.57, Subdivisions 1, 2, and 3; 148.58; and 148.59.

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

REPORTS OF COMMITTEES

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

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

S. F. No. 602: A bill for an act relating to natural resources; Christmas tree dealers permits; repealing Minnesota Statutes 1971, Section 88.649.

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 88.648, is amended to read:

88.648 [FALSE STATEMENT; GROSS MISDEMEANOR; MISDEMEANOR.] Any person who makes any false statement in any application, form, or other statement for the purpose of obtaining any written consent or ~~transportation permit~~ as described in sections 88.641 to 88.644 is guilty of a gross misdemeanor.

Except as otherwise provided in this subdivision, any person who violates any provision of sections 88.641 to 88.647, is guilty of a misdemeanor.

Sec. 2. Minnesota Statutes 1971, Sections 88.643, 88.644, 88.646, and 88.649, are repealed.

Sec. 3. This act is effective January 1, 1974."

Strike the title and insert in lieu thereof the following:

"A bill for an act relating to natural resources; eliminating certain regulations relating to decorative trees; amending Minnesota Statutes 1971, Section 88.648; repealing Minnesota Statutes 1971, Sections 88.643, 88.644, 88.646, and 88.649."

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

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

S. F. No. 626: A resolution memorializing the President and Congress to restore 90 percent of parity price supports for agricultural commodities.

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

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

S. F. No. 655: A bill for an act relating to natural resources; ratifying and affirming the settlement agreement arising from litigation concerning certain rights of the Chippewa Indians which are protected by treaty; prescribing the powers and duties of the commissioner of natural resources in relation to the settlement agreement; amending Minnesota Statutes 1971, Chapter 97, by adding a section.

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. 702: A bill for an act relating to agriculture; membership of state agricultural society; amending Minnesota Statutes 1971, Section 37.03.

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. 727: A bill for an act relating to wild animals; authorizing certain restrictions on limits of fish taken, possessed, or transported from Minnesota-Canada boundary waters; amending Minnesota Statutes 1971, Section 97.48, Subdivision 3.

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

Page 1, line 16, after "*but*" and before "*not*" insert "*need*"

Page 1, line 23, strike "*January 1, 1974*" and insert in lieu thereof "*the day following its final enactment*"

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

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

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.

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

Page 2, after line 14, add a Section to read:

"Sec. 3. This act is effective the day following its final enactment."

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

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

S. F. No. 877: A bill for an act relating to taxation; tax forfeited lands; purchase by veterans; extending application to Vietnam Veterans; amending Minnesota Statutes 1971, Section 282.031.

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. 129: A bill for an act relating to actions; litigation costs and fees; authorizing proceedings in forma pauperis.

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. [PROCEEDINGS IN FORMA PAUPERIS.] Subdivision 1. As used in this section, "proper governing body" means the state of Minnesota or the political subdivision thereof to which the court hearing an in forma pauperis action pays the fees and costs it collects.

Subd. 2. Whenever pursuant to this section the court directs expenses to be paid, the expenses shall be paid by the proper governing body in the same manner as other claims are paid.

Subd. 3. Any court of the state of Minnesota or any political subdivision thereof may authorize the commencement or defense of any civil action, or appeal therein, without prepayment of fees, costs and security for costs by a natural person who makes affidavit stating (i) the nature of the action, defense or appeal, (ii) his belief that he is entitled to redress and (iii) that he is unable to pay the fees, costs and security for costs. If the affidavit is substantially in the language required by this subdivision, the court shall allow the person to proceed in forma pauperis unless the affidavit is found by the court to be untrue.

Subd. 4. Upon order of the court, the clerk and sheriff shall perform their duties without charge to the person proceeding in forma pauperis. The court shall direct payment of the reasonable expense of service of process whether served by a sheriff, private process server or publication.

Subd. 5. If the court finds that a witness, including an expert witness, has evidence material and necessary to the case and is within the state of Minnesota, the court shall direct payment of the reasonable expenses incurred in subpoenaing the witness, if necessary, and in paying the fees and costs of the witness.

Subd. 6. If the court finds that a deposition and transcript thereof is necessary to adequately prepare, present or decide an issue presented by the action, the court shall direct payment of the reasonable expenses incurred in taking the deposition and in obtaining the transcript thereof.

Subd. 7. If the court finds that a transcript of any part or all of the action is necessary to adequately prepare, present or decide an issue presented by the action, the court shall direct the payment of the reasonable expenses incurred in obtaining the transcript.

Subd. 8. In any case on appeal the appellate court shall, upon granting permission to proceed in forma pauperis following application in the manner provided in subdivision 3, direct payment of the reasonable expenses incurred in obtaining the record and reproducing the appellate briefs.

Subd. 9. Upon motion, the court may rescind its permission to proceed in forma pauperis if it finds the allegations of poverty contained in the affidavit are untrue, or if, following commencement of the action, the party becomes able to pay the fees, costs and security for the costs. In such cases, the court may direct the party to pay to the clerk any costs deferred or directed to be paid by the court under this section before allowing the action to proceed.

Subd. 10. Judgment may be rendered for costs at the conclusion of the action as in other cases. In the event any person recovers monies by either settlement or judgment as a result of commencing or defending an action in forma pauperis, the costs deferred and the expenses directed by the court to be paid under this section shall be included in such monies and shall be paid directly to the clerk by the opposing party.

Subd. 11. A person who fraudulently invokes the privilege of this act shall be guilty of perjury and shall, upon conviction thereof, be punished as provided in Minnesota Statutes, Section 609.48.

Subd. 12. The provisions of this section do not replace or supersede remedies otherwise provided by law."

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

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

S. F. No. 993: A bill for an act relating to taxation; providing for tax on use of special fuels; amending Minnesota Statutes 1971, Section 296.12, Subdivision 9.

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

Page 1, strike all of section 2 and insert:

"Sec. 2. This act is effective the day following its final enactment."

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. 501: A bill for an act relating to mobile homes; the taxation thereof; prohibiting the issuance of special permits to move oversize mobile homes on the highways in certain cases without certification by the county assessor that all taxes have been paid; amending Minnesota Statutes 1971, Sections 168.012, Subdivision 9; 168A.02, by adding a subdivision; and 169.86, Subdivision 1.

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

Page 3, line 25, after *"units"* insert *"owned by the mobile home dealer,"*

Page 3, line 26, strike *"an affidavit"* and insert *"a statement"*

Page 3, line 27, strike *"assessor"* and insert *"auditor and treasurer"*

Page 3, line 28, strike *"for the"* and insert *"."*

Page 4, line 1, strike *"present tax year."*

Page 4, after line 2, add a section to read:

"Sec. 4. This act is effective the day following its final enactment."

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. 1101: A bill for an act relating to taxation; refunds or credits of taxes; amending Minnesota Statutes 1971, Section 270.07, by adding a subdivision.

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

Page 1, line 13, after *"any"* insert *"delinquent"*

Page 1, line 18, strike *"upon"* and insert *"the day following its"*

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. 990: A bill for an act relating to taxation; providing penalties and interest for nonpayment of tax on petroleum products; amending Minnesota Statutes 1971, Section 296.15, Subdivision 1.

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. 1006: A bill for an act relating to taxation; providing for use of certain meters by certain users of special fuels; providing a penalty for violation; amending Minnesota Statutes 1971, Section 296.12, by adding a subdivision.

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. 1008: A bill for an act relating to taxation; providing for a method of testing fuel oil; amending Minnesota Statutes 1971, Sections 296.01, Subdivision 4; and 296.05, Subdivision 2.

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

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

S. F. No. 405: A bill for an act relating to banks; installment loans; interest; amending Minnesota Statutes 1971, Section 48.153.

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

Page 1, line 13, strike "six" and insert "*seven*"

Page 1, strike all of line 28

Page 1, line 29, restore the word "principal"

Page 2, line 2, after "installments." strike "*Provided, however, that*" and strike all of lines 3, 4 and 5.

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. 415: A bill for an act relating to intoxicating liquors; fees for licensing the sale of non-intoxicating malt liquor; amending Minnesota Statutes 1971, Section 340.02, Subdivisions 2 and 3.

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

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

S. F. No. 416: A bill for an act relating to intoxicating liquor; fees for licensing sale; amending Minnesota Statutes 1971, Section 340.11, Subdivisions 11 and 14.

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. 831: A bill for an act relating to public welfare; providing for financial responsibility of nonresident parents of state hospital patients; amending Minnesota Statutes 1971, Section 246.51.

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. 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.

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. 721: A bill for an act relating to public welfare; clarifying the responsibility of relatives for poor relief expended; amending Minnesota Statutes 1971, Section 261.01, and repealing Minnesota Statutes 1971, Section 261.02.

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

Page 1, line 13, after "children" strike the comma and insert "or"

Page 1, line 13, after "parents" strike the comma

Page 1, strike lines 14-19 and insert in lieu thereof "*having sufficient ability to do so, in the above named.*"

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. 525: A bill for an act relating to corrections; voluntary uncompensated services to the department of corrections; amending Minnesota Statutes 1971, Section 241.01, Subdivision 6.

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

Page 1, line 18, strike "*all*" and insert "*for travel*"

Page 1, line 20, following the period insert:

"It is the purpose of this act to provide travel expenses only to those volunteers who would otherwise be unable to afford to perform volunteer services. The commissioner shall, in accordance with the administrative procedures act, promulgate rules governing reimbursement of travel expenses."

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 re-referred

S. F. No. 160: A bill for an act relating to consumer protection; dating of perishable foods; 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. [FINDINGS.] The legislature finds that the public health and safety are threatened and endangered by the sale of stale, aged, and spoiled perishable foods to the public. It further finds that to protect the public health and safety it is necessary to require the dating of certain perishable food as specified in this act.

Sec. 2. [DEFINITIONS.] Subdivision 1. As used in this act, the following terms shall have the meanings ascribed to them.

Subd. 2. "Perishable food" means any food intended for human consumption (other than frozen food or fresh fruit or vegetables), which has a pull date less than 365 calendar days from the date of packaging, or, if unpackaged, from the original display date.

Subd. 3. "Pull date" means any date after which the manufacturer or processor reasonably determines that the product life has expired.

Subd. 4. "Date of packaging" means the date a product is first packaged for retail sale.

Subd. 5. "Original display date" means the date a product is first offered for retail sale.

Subd. 6. "Pre-packaged product" means a product packaged on premises other than the retail store where it is offered for sale.

Subd. 7. "Commissioner" means the commissioner of agriculture or designee.

Sec. 3. [PERISHABLE FOOD REGULATION.] Subdivision 1. No person shall offer for retail sale any perishable food unless the information required by this section is provided. When any date is required, it shall include the month, day, and year. All required dates shall be prominently and legibly displayed. In the case of any pre-packaged or packaged product, any required date shall be labeled on the package. In the case of other products, any required date shall be posted at the place of display.

Subd. 2. [PERISHABLE FOOD GENERALLY.] Unless another date is required pursuant to this section, the required date for all perishable food is the pull date. The labeling or posting of a pull date shall state "use before _____".

Subd. 3. [MEAT, POULTRY, AND FISH.] The required date for fresh meat, poultry, and fish, which is not pre-packaged, is the date of packaging, or the original display date, whichever occurs first.

Subd. 4. The commissioner shall administer and enforce the provisions of this act by regulations adopted pursuant to the administrative procedure act.

Sec. 4. Nothing in this act shall prohibit the sale of perishable foods whose pull date has passed, so long as it is fit for human consumption, is separated from perishable foods whose pull date has not passed, and has been marked in a manner to clearly indicate that it is outdated.

Sec. 5. [PRIMARY RESPONSIBILITY TO LABEL.] Without limiting the effect of section 2, in the case of pre-packaged perishable foods, it shall be the primary responsibility of the packager to affix the labels required by this act.

Sec. 6. [REGULATIONS OF OTHER STATES AND THE FEDERAL GOVERNMENT.] If any other state, or the federal government, adopts an open dating statute or regulation which provides for information and enforcement equal to or greater than that of this act, the commissioner may, by regulation, exempt any product from the provisions of this act if it is in compliance with such other statute or regulation.

Sec. 7. [LOCAL ORDINANCES PRE-EMPTED.] No subordinate unit of government may adopt or enforce any rule or ordinance regarding open dating of perishable foods other than this act.

Sec. 8. [ENFORCEMENT.] In enforcing the provisions of this act, the commissioner may receive complaints and investigate possible violations. The commissioner and his employees shall have access to all places wherein any item of perishable food regulated pursuant to this act is sold or held or offered for sale, and may take samples of perishable food for analysis. The attorney general, acting for the commissioner, or any municipal or county official responsible for the enforcement of rules or ordinances, may bring an action to restrain violations of this act.

Sec. 9. [PENALTIES.] Any person injured by a violation of this act may bring a 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.

Sec. 10. Nothing in this act shall apply to any sale exempt from a license by the Minnesota Constitution, Article I, Section 18.

Sec. 11. [EFFECTIVE DATE.] This act shall be effective as to all perishable food manufactured or processed on or after October 1, 1973."

Further, amend the title as follows:

On line 2, strike "consumer protection" and insert "public health"

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

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

S. F. No. 475: A bill for an act relating to commercial fertilizers and soil conditioners; imposing penalties; amending Minnesota Statutes 1971, Section 17.718, Subdivision 1.

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. 476: A bill for an act relating to agriculture; commercial feed inspection fees; amending Minnesota Statutes 1971, Section 25.39, Subdivision 2.

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. 526: A bill for an act relating to wild animals; providing authority for the commissioner of natural resources to charge a fee for permits for the destruction of harmful or undesirable aquatic vegetation; amending Minnesota Statutes 1971, Section 98.48, Subdivision 9.

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:

"Section 1. Minnesota Statutes 1971, Section 98.48, Subdivision 9, is amended to read:

Subd. 9. (a) The commissioner may issue special permits, ~~without~~ *with* fee, to gather or harvest any aquatic plants, or plant parts, other than wild rice from public waters of the state, to transplant any aquatic plants into other public waters, or to destroy any harmful or undesirable aquatic vegetation or organisms in public waters by such means and under such conditions as he may prescribe for protection of such waters and desirable species of fish, vegetation, and other forms of aquatic life therein and for the protection of the public.

(b) *Each application for a permit shall be accompanied by a permit fee when required by a fee schedule established by the commissioner pursuant to rules and regulations adopted after public hearing and published in the manner provided by Minnesota Statutes, Section 97.53. The schedule may provide exemptions from fees, maximum fees not to exceed \$50 per permit based upon the cost of receiving, processing, analyzing and issuing the permit and additional costs which may be imposed subsequent to the application for inspecting and monitoring the activities authorized by the permit. No fee may be imposed on any state or federal governmental agency applying for a permit. All money received pursuant to this subdivision shall be deposited in the general fund.*

(c) *The commissioner shall promulgate, by January 1, 1974, after public hearing and shall publish in the manner provided by Minnesota Statutes, Section 97.53, rules and regulations containing standards and criteria governing the issuance and denial of permits for activities affecting aquatic plants including, but not limited to, provisions to insure that aquatic plant control is consistent with shoreland conservation ordinances and lake management plans and programs, penalties for failure to comply with permit regulations and enforcement procedures.*

Sec. 2. *This act is effective January 1, 1974."*

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

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

S. F. No. 641: A bill for an act relating to the land exchange review board; extending the duration of the board; amending Laws 1967, Chapter 909, Section 2, as amended.

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

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

S. F. No. 908: A bill for an act authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Cass and Carlton counties.

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. 966: A bill for an act relating to natural resources; establishing the volunteers in parks program and specifying the powers and duties of the commissioner of natural resources in relation thereto; appropriating money; amending Minnesota Statutes 1971, Chapter 85, by adding a section; and Section 176.011, Subdivision 9.

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

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

S. F. No. 1073: A bill for an act relating to state forest boundaries; amending Minnesota Statutes 1971, Section 89.021, Subdivision 54.

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

Page 1, line 26, strike "*upon*" and insert in lieu thereof "*the day following its*"

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

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

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.

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

Page 1, line 12, strike "act" and insert "*acts*"

Page 1, line 13, restore the stricken language and delete the new language.

Page 1, line 14, restore the stricken language and delete the new language

Page 1, line 15, restore the stricken language, and before "92-603" insert "*and approved October 30, 1972, known as the social security amendments of 1972, being Public Law*"

Page 1, line 17, strike "Public Law" and insert "*those public laws*"

Page 1, line 18, delete "92-603"

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

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

S. F. No. 482: A bill for an act relating to appropriations; providing an annual appropriation for the council on quality education; amending Extra Session Laws 1971, Chapter 31, Article XV, Section 5.

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

Page 1, strike all the new language in lines 14, 15 and 16.

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

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

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.

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

Page 4, line 8, after "yards" and before the period, insert: "*or for the purpose of providing continuity of route*"

Page 4, after line 13, insert:

Sec. 5. "*This act is effective the day following its final enactment.*"

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

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

S. F. No. 932: A bill for an act relating to motor vehicles; registration thereof; prohibiting the registration of certain motorcycles; amending Minnesota Statutes 1971, Section 168.10, Subdivision 1.

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

Page 2, line 28, after "instance" strike "unless the" and insert in lieu thereof: "*except upon proof of transfer from a registered motorcycle dealer or the last registered owner or his lawful assignee of the motor and frame, provided such motor and frame have a manufacturer's original identification or serial number.*"

Page 3, strike all of lines 1 and 2.

And when so amended the bill do pass. Amendments adopted. 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 21st day, reports the same back with the recommendation that said appointments be re-referred to the Committee on Governmental Operations.

STATE BOARD OF HUMAN RIGHTS

Leo Adams, 3657 Maryland Avenue North, New Hope, Hennepin County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Mary Lou Hill, 432 Oliver Avenue South, Minneapolis, Hennepin County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Jose Trejo, 841 Delaware Avenue, St. Paul, Ramsey County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Robert Bolle, 205 East Viking Drive, St. Paul, Ramsey County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Duane Korbel, 3961 Zarthan Avenue South, Bloomington, Hennepin County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Maria Martinez, 28-3rd Avenue North, Madelia, Watonwan County, appointed effective January, 1973, for a term expiring the first Monday of January, 1976.

Report adopted.

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

S. F. No. 836: A bill for an act proposing an amendment to the Minnesota Constitution, Article V, Sections 1, 4 and 5; providing that the secretary of state, auditor and treasurer be appointed.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Governmental Operations. Report adopted.

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

S. F. No. 856: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Sections 23 and 24; providing for congressional and legislative apportionments by a commission.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Transportation and General Legislation. Report adopted.

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

S. F. No. 910: A bill for an act relating to snowmobiles; prohibiting the operation thereof on public airports; prescribing penalties; amending Minnesota Statutes 1971, Sections 84.87, by adding a subdivision; and 84.88, Subdivision 1.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

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

S. F. No. 947: A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article XV, Section 5; removing the requirement that a state prison be maintained at Stillwater.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

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

S. F. No. 954: A bill for an act proposing an amendment to the Minnesota Constitution, by adding an article; providing for public policy and private rights relating to environment.

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 for proper reference under Rule 35,

S. F. No. 978: A bill for an act proposing an amendment to the Minnesota Constitution by adding an article; permitting the sale of additional bonds for mass transportation and highway purposes.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Transportation and General Legislation. Report adopted.

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

S. F. No. 1043: A bill for an act relating to the county of Clearwater; authorizing that county to use certain surplus appropriated funds for a feasibility study of a recreation area at First and Second lakes; appropriating money.

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 for proper reference under Rule 35,

S. F. No. 1049: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 25; limiting the consecutive terms a person may serve in the legislature.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Transportation and General Legislation. Report adopted.

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

S. F. No. 1123: A bill for an act relating to taxation; requiring the payment of a two percent gross premium tax by all nonprofit health service plan corporations; amending Minnesota Statutes 1971, Section 60A.15, Subdivision 1.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Labor and Commerce. Report adopted.

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

H. F. Nos. 9, 11 and 241 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. 9 to the Committee on Labor and Commerce.

H. F. No. 11 to the Committee on Judiciary.

H. F. No. 241 to the Committee on Transportation and General Legislation.

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.

Mr. Coleman from the Committee on Rules and Administration, to which was referred amendment to Rule 78 offered by Mr. Hansen, Baldy, and to be found in the Journal for the 17th day, page 369, reports the same back with the recommendation that the amendment be amended by striking "lines" and inserting "line" and by striking "and 12" and when so amended that the amendment be adopted.

Mr. Coleman moved that the foregoing committee report be laid on the table and printed in the Journal. Which motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which was referred amendment to Rule 25 offered by Mr. Hansen, Baldy, and to be found in the Journal for the 17th day, page 369,

Reports the same back with the recommendation that the amendment be adopted.

Mr. Coleman moved that the foregoing committee report be laid on the table and printed in the Journal. Which motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 626, 655, 702, 727, 877, 993, 501, 1101, 990, 1006, 1008, 405, 415, 416, 831, 778, 721, 160, 475, 476, 908, 1073, 777, 342 and 932 were read the second time.

MOTIONS AND RESOLUTIONS

RECONSIDERATION

Mr. Coleman moved that the vote whereby H. F. No. 4 was passed by the Senate on March 12, 1973, be now reconsidered. Which motion prevailed. So the vote was reconsidered.

With the unanimous consent of the Senate Mr. Coleman moved to amend H. F. No. 4, the printed bill, as follows:

Page 3, after line 32, add the following:

"Sec. 2. This act is effective the day following its final enactment."

Which motion prevailed. So the amendment was adopted.

H. F. No. 4 was read the third time, as amended, and placed on its repassage.

H. F. No. 4: A bill for an act relating to unemployment compensation benefits; disqualification from benefits; exceptions from disqualification; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

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

And the roll being called, there were yeas 58 and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berg	Bernhagen	Frederick	Patton	Renneke
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So the bill, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. McCutcheon moved that the name of Mr. Spear be added as co-author to S. F. No. 958. Which motion prevailed.

Mr. Pillsbury moved that the name of Mr. Renneke be added as co-author to S. F. No. 1269. Which motion prevailed.

Mr. Dunn moved that S. F. No. 82 be taken from the table. Which motion prevailed.

Mr. Dunn moved that the Senate do not concur in the amendments by the House to S. F. No. 82 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. Milton moved that S. F. No. 767 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Milton moved that S. F. No. 767 be re-referred to the Committee on Health, Welfare and Corrections. Which motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to take up General Orders, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS

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

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

S. F. No. 421, which the committee recommends to pass with the following amendment offered by Mr. Chmielewski:

Page 1, following line 20, insert:

"Sec. 2. Nothing contained in this act shall be construed as relieving property within the town of Twin Lakes from liability for the payment of taxes spread prior to the effective date of this act. No taxes shall however be spread against such property in years subsequent to the effective date of this act unless a levy is required by a default in the payment of principal or interest on bonds; the payment of which is secured by the full faith and credit of the district as constituted in 1971."

Page 1, line 21, strike "Sec. 2." and insert in lieu thereof "Sec. 3."

Page 1, line 22, strike "and upon"

Page 1, strike line 23

Page 1, line 24, strike "*Superior Sanitary District*"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 39 and nays 22, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Knutson	Olson, H. D.	Schrom
Bang	Hansen, Baldy	Kowalczyk	Olson, J. L.	Sillers
Berg	Hansen, Mel	Krieger	O'Neill	Stokowski
Bernhagen	Hanson, R.	Larson	Patton	Thorup
Blatz	Jensen	Lewis	Perpich, A. J.	Ueland
Brown	Josefson	Nelson	Pillsbury	Wegener
Chmielewski	Keefe, S.	Olhoft	Purfeerst	Willet
Fitzsimons	Kleinbaum	Olson, A. G.	Renneke	

Those who voted in the negative were:

Arnold	Doty	Lord	Ogdahl	Stassen
Borden	Dunn	McCutcheon	Perpich, G.	Tennessee
Coleman	Hughes	Milton	Schaaf	
Conzemius	Humphrey	North	Solon	
Davies	Keefe, J.	Novak	Spear	

Which motion prevailed. So the amendment was adopted.

H. F. Nos. 510 and 564 which the committee recommends to pass.

S. F. No. 597, which the committee recommends to pass with the following amendment offered by Mr. North:

Page 1, line 26, after "colleges," strike "or"

Page 1, line 27, before the semicolon insert "*, or meals and lunches served by non-profit organizations to those over 65 years of age or those who are physically disabled*"

Mr. Brown moved that S. F. No. 597 be re-referred to the Committee on Taxes and Tax Laws.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 29 and nays 35, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Coleman	Hansen, Baldy	Kleinbaum	Milton
Arnold	Conzemius	Hughes	Laufenburger	Moe
Borden	Davies	Humphrey	Lewis	North
Chmielewski	Doty	Keefe, S.	Lord	Novak

Olhoff	Perpich, A. J.	Schaaf	Spear	Thorup
Olson, A. G.	Perpich, G.	Schrom	Stokowski	Wegener
Olson, H. D.	Purfeerst	Solon	Tennessen	Willet

Which motion did not prevail.

Mr. Nelson moved to amend S. F. No. 597 as follows:

Page 1, line 26, after "universities", insert "*, except the university-run restaurants primarily serving professors and teachers,*"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 28 and nays 35, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Mr. Ashbach moved to amend S. F. No. 597 as follows:

Page 1, line 23 after "*drinks*" insert "*over \$1 in cost*"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 28 and nays 35, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Josefson	Nelson	Renneke
Bang	Fitzsimons	Keefe, J.	Ogdahl	Sillers
Berg	Frederick	Knutson	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.	Solon
Arnold	Hansen, Baldy	McCutcheon	Olson, H. D.	Spear
Borden	Hughes	Milton	Perpich, A. J.	Stokowski
Chmielewski	Humphrey	Moe	Perpich, G.	Tennessen
Coleman	Keefe, S.	North	Purfeerst	Thorup
Conzemius	Kleinbaum	Novak	Schaaf	Wegener
Davies	Laufenburger	Olhoff	Schrom	Willet

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

The question being taken on the committee recommendation,

And the roll being called, there were yeas 35 and nays 29, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Which motion prevailed. So the Committee recommends S. F. No. 597 to pass.

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

RECESS

Mr. Coleman moved that the Senate do now recess subject to the call of the President. Which motion prevailed.

After a brief recess, the President called the Senate to order.

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 82, pursuant to the request of the Senate.

Messrs. Milton, Dunn, O'Neill.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 4:00 o'clock p.m. Which motion prevailed.

The hour of 4:00 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

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

Anderson	Fitzsimons	Kowalczyk	Olson, A. G.	Solon
Arnold	Frederick	Krieger	Olson, J. L.	Spear
Berg	Hansen, Baldy	Lewis	O'Neill	Stokowski
Bernhagen	Hansen, Mel	Lord	Patton	Tennessen
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Thorup
Coleman	Hughes	Moe	Perpich, G.	Ueland
Conzemius	Humphrey	North	Pillsbury	Wegener
Davies	Josefson	Novak	Purfeerst	Willet
Doty	Keefe, J.	Ogdahl	Renneke	
Dunn	Kleinbaum	Olhoft	Schrom	

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

MEMBERS EXCUSED

Mr. North was excused from the balance of today's Session. Mr. O'Neill was excused at 4:15 o'clock p.m. Mr. Bang was excused at 5:00 o'clock p.m.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Messages from the House, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files herewith transmitted: H. F. Nos. 548, 657, 730, and 901.

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

Transmitted March 15, 1973

MESSAGE FROM THE HOUSE

Mr. President:

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

House Concurrent Resolution No. 8: A house concurrent resolution expressing congratulations to the athletic staff and football team of Minneapolis Washburn High School.

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

Transmitted March 15, 1973

Which was referred to the Committee on Rules and Administration.

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to First Reading of House Bills, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

FIRST READING OF HOUSE BILLS

H. F. No. 548: A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted, unconstitutional and obsolete references and text; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Chapter 3, by adding a section; Chapter 46, by adding a section; Sections 9.071; 62C.14, by adding a subdivision; 124.221; 169.121, Subdivision 3; 179.68, Subdivision 3; 197.45, Subdivision 1; 412.-851; 462.581; 475.67, Subdivision 12; 490.025, Subdivisions 1 and 2; 645.023, Subdivision 2; and Laws 1969, Chapter 251, Section 2; repealing Minnesota Statutes 1971, Chapter 41; and Section 309.-176.

H. F. No. 657: A bill for an act relating to certain cities and villages; per diem of members of governing bodies; amending Minnesota Statutes 1971, Section 415.10.

H. F. No. 730: A bill for an act authorizing the sale of certain land to the city of Hastings in which the state of Minnesota owns the reversionary interest; providing for appraisals and payment.

H. F. No. 901: A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted, unconstitutional and obsolete statutory references and text; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Sections 15.50, Subdivision 2; 124.32, Subdivision 1; 290.92, Subdivisions 3, 6, 7, 8, 9, 11, 12, 13, and 15; 297A.24; 340.-60, Subdivision 4; 462A.03, Subdivision 2; 462A.17, Subdivision 1; 481.15, Subdivision 2; and 488A.76, Subdivision 1; repealing Minnesota Statutes 1971, Section 35.832; and Laws 1969, Chapter 528.

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

SUSPENSION OF RULES

Mr. Coleman moved that the rules be so far suspended as to revert to Reports of Committees, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

REPORTS OF COMMITTEES

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

H. F. Nos. 548, 730 and 901 for comparison to companion Senate Files, reports the following House Files were found to have no com-

panion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. Nos. 548 and 901 to the Committee on Judiciary.

H. F. No. 730 to the Committee on Metropolitan and Urban Affairs.

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.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Keefe, S. moved that the name of Mr. Keefe, J. be added as co-author to S. F. No. 1248. Which motion prevailed.

Mr. Pillsbury moved that the name of Mr. Moe be added as co-author to S. F. No. 1269. Which motion prevailed.

Mr. Kleinbaum moved that the name of Mr. Dunn be added as co-author to S. F. No. 233. Which motion prevailed.

GENERAL ORDERS

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

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Fitzsimons reported that the committee had considered S. F. Nos. 436, 544, 20, 756, 817, 816, 485, 213, and 758 which the committee recommends to pass also H. F. Nos. 271, 56, 572 which the committee recommends to pass.

S. F. No. 233, which the committee recommends to pass with the following amendment offered by Mr. Kleinbaum:

Page 2, line 24, after "children," add "*The provisions of this clause are effective retroactively to March 1, 1967; provided that the increase in the maximum monthly benefit shall not take effect until July 1, 1973; and provided further that the increase in the maximum monthly benefit from \$200 to \$400 shall not be effective retroactively.*"

H. F. No. 65, which the committee recommends to pass with the following amendment offered by Mr. Ogdahl:

Page 1, line 8, after "indirectly," insert "*during his hours of employment solicit or receive funds, or at any time*"

S. F. No. 745, which the committee recommends to pass with the following amendment offered by Mr. Ueland:

Strike all of Section 1 and renumber the sections accordingly.

H. F. No. 461 which the committee recommends to pass, subject to the following motion:

Mr. Willet moved that the amendment made to H. F. No. 461 by the Committee on Rules and Administration in the report adopted

March 8, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

And then, on motion of Mr. Fitzsimons, 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 o'clock noon, Monday, March 19, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.