

TWENTY-SIXTH DAY

St. Paul, Minnesota, Thursday, March 22, 1973.

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

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Mr. Olhoff was excused from the Session of today. Messrs. Bang, Krieger, Renneke and Nelson were excused from the Session of today, beginning at 4:00 o'clock p.m. Messrs. Pillsbury, Josefson, Frederick and Knutson were excused from the Session of today, beginning at 5:00 o'clock p.m. Messrs. Milton, Ueland and Olson, J. L. were excused from the Session of today, beginning at 5:45 o'clock p.m.

INTRODUCTION OF BILLS

Mr. Anderson introduced—

S. F. No. 1384: A bill for an act relating to the city of Anoka; fire department relief association benefits; amending Laws 1971, Chapter 184, Section 1, Subdivisions 2, 3, 4, 5, and 6; Section 2, Subdivision 2; and Sections 4 and 5.

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

Mr. Anderson introduced—

S. F. No. 1385: A bill for an act relating to the claim of Anton C. and Norma J. Diebold; for compensation and punitive damages for misrepresentations of the department of natural resources.

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

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

S. F. No. 1386: A bill for an act relating to income taxation; defining a unit investment trust; providing a unit investment trust is not person, corporation, partnership, trust or investment company; amending Minnesota Statutes 1971, Section 290.01, by adding a subdivision.

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

Messrs. Chenoweth, McCutcheon and Hughes introduced—

S. F. No. 1387: A bill for an act relating to the Minnesota housing finance agency; prescribing its powers and duties; providing for the financing thereof; appropriating money; amending Minnesota Statutes 1971, Sections 462A.03, Subdivisions 2, 4, 9, and 10, and by adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, and 10; 462A.06, Subdivision 11; 462A.07, Subdivision 5; 462A.08, Subdivision 1; 462A.10, Subdivision 5; 462A.17, Subdivision 1; 462A.18, Subdivision 2; 462A.21, Subdivisions 2 and 3; 462A.22; and 462A.23.

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

Messrs. Chenoweth, McCutcheon and Conzemius introduced—

S. F. No. 1388: A bill for an act relating to taxation; assessment of low income real property; amending Minnesota Statutes 1971, Section 273.13, Subdivisions 17 and 17b.

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

Messrs. Chenoweth, Milton and Conzemius introduced—

S. F. No. 1389: A bill for an act relating to health; payment of medical and hospital benefits to governmental institutions in certain instances.

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

Mr. Conzemius introduced—

S. F. No. 1390: A bill for an act relating to the claim of Angela

Deary; arising from benefits not paid; appropriating money for the payment thereof.

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

Messrs. Willet, Ashbach and Chmielewski introduced—

S. F. No. 1391: A bill for an act relating to aeronautics; regulating the powers of the commissioner of aeronautics and authorizing cease and desist orders under certain circumstances; amending Minnesota Statutes 1971, Sections 360.018, Subdivisions 1, 2 and 3; 360.075, Subdivision 6; 360.0751, Subdivisions 4, 5, 6, 7 and 8.

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

Messrs. Milton, McCutcheon and Perpich, A. J. introduced—

S. F. No. 1392: A bill for an act relating to taxation; deductions from net income; denying utilities deductions for certain advertising and public relations expenses; amending Minnesota Statutes 1971, Section 290.10.

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

Messrs. Olhoft, Brown and Borden introduced—

S. F. No. 1393: A bill for an act relating to county attorneys; creating a county attorneys council and the office of executive director; creating the offices of district attorney; prescribing powers and duties; and appropriating money.

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

Messrs. Purfeerst, Nelson and Hughes introduced—

S. F. No. 1394: A bill for an act relating to education; prescribing additional duties for the higher education coordinating commission; appropriating money; amending Minnesota Statutes 1971, Sections 136A.04 and 136A.05.

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

Messrs. Frederick, Arnold and Berg introduced—

S. F. No. 1395: A bill for an act relating to veterans; providing for free higher education of dependents of prisoners of war and persons missing in action; appropriating money; amending Minnesota Statutes 1971, Section 197.09.

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

Mr. Conzemius introduced—

S. F. No. 1396: A bill for an act relating to the claim of the village of Zumbrota; arising from street and sidewalk improvements to the state-owned national guard armory; appropriating money for the payment thereof.

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

Messrs. Lord, Ogdahl and Milton introduced—

S. F. No. 1397: A bill for an act relating to state employees; prohibiting the receipt of gratuities or other advantages by state employees or their families because of state business; providing a penalty.

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

Messrs. Doty, Brown and Borden introduced—

S. F. No. 1398: A bill for an act relating to the uniform management of institutional funds; providing for the management, investment and appropriation of such funds.

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

Messrs. North, Conzemius and Laufenburger introduced—

S. F. No. 1399: A bill for an act relating to public transportation; appropriating money for demonstrating public transportation service utilizing school buses and other vehicles.

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

Mr. Doty introduced—

S. F. No. 1400: A bill for an act relating to wild rice; providing for regulation of the harvesting thereof and for measures to promote the conservation, propagation, and production thereof; amending Minnesota Statutes 1971, Section 84.14, Subdivisions 1, 2, 4, and 6; and Section 84.15, by adding a subdivision.

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

Messrs. Kirchner, Gearty and Lewis introduced—

S. F. No. 1401: A bill for an act relating to state employment; service workers; employment above quotas or complement.

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

Messrs. Doty and Solon introduced—

S. F. No. 1402: A bill for an act relating to sales and use tax; exempting the federal excise tax paid on tires from the sales tax; amending Minnesota Statutes 1971, Sections 297A.01, Subdivision 8; and 297A.25, Subdivision 1.

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

Messrs. Doty and Solon introduced—

S. F. No. 1403: A bill for an act relating to game and fish; free fishing and small game licenses for certain qualified minors; amending Minnesota Statutes 1971, Section 98.47, by adding a subdivision.

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

Messrs. Frederick, Kleinbaum and Stassen introduced—

S. F. No. 1404: A bill for an act relating to veterans; the enforcement of veterans' preference rights by the commissioner of veterans affairs; authorizing the attorney general to represent veterans in certain cases; appropriating money; amending Minnesota Statutes 1971, Chapter 197, by adding a section.

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

Messrs. Kleinbaum, Larson and Lewis introduced—

S. F. No. 1405: A bill for an act relating to taxation; real estate; delayed assessment of homesteads.

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

Messrs. Thorup, Krieger and Tennessen introduced—

S. F. No. 1406: A bill for an act relating to courts; amending numerous provisions pertaining to the county court and judges of the county court; amending Minnesota Statutes 1971, Sections 487.01, Subdivisions 3 and 9; 487.03, Subdivisions 2 and 4, and by adding a subdivision; 487.05; 487.06, Subdivision 4; 487.08; 487.09; 487.10, Subdivisions 1 and 4; 487.16; 487.19, by adding a subdivision; 487.21, Subdivision 2; 487.23, Subdivisions 1 and 2; 487.24, Subdivision 3, and by adding a subdivision; 487.25, Subdivisions 3 and 4; 487.26, Subdivision 2; 487.27, Subdivision 3; 487.29; 487.30; 487.31, Subdivisions 1, 2 and 3; 487.33, Subdivision 5; 487.35, Subdivision 1; 487.36; 487.39, Subdivision 1; 487.40, by adding a subdivision; 490.04; 490.08; 490.101, Subdivisions 1, 2 and 4; and 490.102, Subdivisions 3, 3a, 6 and 8; and repealing Minnesota Statutes 1971, Sections 487.24, Subdivision 7; 487.26, Subdivisions 3, 5 and 7; 487.35, Subdivisions 2, 3, 4, 5 and 6; and 488.04, Subdivisions 6 and 7.

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

Mr. Perpich, A. J. introduced—

S. F. No. 1407: A bill for an act relating to taxation; exemptions from gross income; exempting pensions for teachers from states other than Minnesota; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

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

Mr. Perpich, A. J. introduced—

S. F. No. 1408: A bill for an act relating to taxation; exemptions from gross income; exempting pensions from states other than Minnesota from gross income; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

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

Messrs. Doty, Renneke and Olhoff introduced—

S. F. No. 1409: A bill for an act relating to education; providing that members of the Minnesota higher education coordinating commission shall be reimbursed for expenses incurred in the performance of their duties; amending Minnesota Statutes 1971, Section 136A.02, Subdivision 4.

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

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

S. F. No. 1410: A bill for an act relating to taxation; income tax exemption for volunteer fireman pensions; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

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

Messrs. Solon, Doty and Keefe, S. introduced—

S. F. No. 1411: A bill for an act relating to manpower services; unemployment compensation; employer contributions; certain information confidential; authorizing the attorney general to settle certain claims; amending Minnesota Statutes 1971, Sections 268.06, Subdivisions 1, 6 and 22; 268.12, Subdivision 12; 268.16, Subdivision 1, and by adding a subdivision.

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

Messrs. Solon and Doty introduced—

S. F. No. 1412: A bill for an act relating to game and fish; authorizing a sportsman's small game, fish, deer and bear license; amending Minnesota Statutes 1971, Section 97.46, by adding a subdivision.

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

Messrs. Solon and Doty introduced—

S. F. No. 1413: A bill for an act relating to labor relations; mandatory arbitration of labor disputes between charitable hospital employers and employees; amending Minnesota Statutes 1971, Section 179.38.

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

Mr. Renneke introduced—

S. F. No. 1414: A bill for an act relating to the claim of Charles V. Turnbull; arising from theft of his coat at the state capitol; appropriating money for the payment thereof.

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

Messrs. Chenoweth, Ogdahl and Thorup introduced—

S. F. No. 1415: A bill for an act relating to financial institutions; regulating the investments of savings banks and insurance companies; amending Minnesota Statutes 1971, Sections 50.14, Subdivision 15, and by adding subdivisions; 60A.11, Subdivisions 2 and 5; and 61A.28, Subdivision 2.

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

Messrs. Chenoweth, Anderson and McCutcheon introduced—

S. F. No. 1416: A bill for an act relating to competency of witnesses; limiting patient-physician privilege; amending Minnesota Statutes 1971, Section 595.02.

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

Messrs. Solon and Doty introduced—

S. F. No. 1417: A bill for an act relating to the legislature; providing for registration of lobbyists; providing penalties.

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

Messrs. Anderson, Ogdahl and Davies introduced—

S. F. No. 1418: A bill for an act relating to education; transportation aids; appropriating money to cover certain deficiencies for fiscal year 1972-73.

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

Messrs. Brown; Olson, A. G. and Pillsbury introduced—

S. F. No. 1419: A bill for an act relating to the prevention of cruelty; increasing the maximum amount of annual appropriations; amending Minnesota Statutes 1971, Section 343.11.

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

Mr. Solon introduced—

S. F. No. 1420: A bill for an act relating to intoxicating liquor and non-intoxicating malt liquor; hours of sale; amending Minnesota Statutes 1971, Sections 340.034, and 340.14, Subdivision 1.

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

Messrs. Hughes, Ashbach and Coleman introduced—

S. F. No. 1421: A bill for an act relating to education; community school program; continuing and increasing certain reimbursements to participating school districts; appropriating money therefor; amending Minnesota Statutes 1971, Section 121.89.

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

Messrs. Brown and Hughes introduced—

S. F. No. 1422: A bill for an act relating to Washington county; appropriating money for the construction of a county lockup.

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

Messrs. Olson, H. D. and Jensen introduced—

S. F. No. 1423: A bill for an act relating to the claim of A. J. Penner Heating and Plumbing, Inc.; arising from error in bid for state contract; appropriating money for the payment thereof.

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

Messrs. North, Kirchner and Milton introduced—

S. F. No. 1424: A bill for an act relating to mental health;

commitment; defining mental illness in relation thereto; amending Minnesota Statutes 1971, Sections 253A.02, Subdivisions 3 and 4; and 253A.07, Subdivision 17.

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

Mr. Conzemius introduced—

S. F. No. 1425: A bill for an act relating to the claim of the town of Hay Creek; arising from damage to property of the town due to the hardwood forest; appropriating money for the payment thereof.

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

Messrs. Doty, McCutcheon and Milton introduced—

S. F. No. 1426: A bill for an act relating to public utilities; requiring approval by public service commission of increases in power rates.

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

Messrs. Olson, H. D.; Sillers and Conzemius introduced—

S. F. No. 1427: A bill for an act relating to contracts; providing, on the termination of certain contracts, for the repurchase of implements, machinery, attachments and parts held for retail sale.

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

Messrs. Borden, Chenoweth and Sillers introduced—

S. F. No. 1428: A bill for an act relating to teachers retirement; amending Minnesota Statutes 1971, Sections 354.145; 354.33, Subdivision 9; 354.55, Subdivision 8; and 354.62, Subdivision 2.

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

Mr. Purfeerst introduced—

S. F. No. 1429: A bill for an act relating to the claim of Denver Miner arising from crop damage due to land flooding caused by blocked tile from highway construction; appropriating money for the payment thereof.

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

Messrs. Moe, O'Neill and Milton introduced—

S. F. No. 1430: A bill for an act establishing a kidney dialysis center at University of Minnesota Hospitals and appropriating moneys therefor.

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

Messrs. Moe, Fitzsimons and Hughes introduced—

S. F. No. 1431: A bill for an act relating to education; permitting independent school boards to fix compensation for officers, clerks and superintendents; amending Minnesota Statutes 1971, Section 123.33, Subdivision 12.

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

Messrs. Borden, Stokowski and Brown introduced—

S. F. No. 1432: A bill for an act relating to commerce; prohibiting the use of powdered asbestos in the construction or improvement of buildings; providing a penalty.

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

Messrs. Hansen, Baldy; Brown and Arnold introduced—

S. F. No. 1433: A bill for an act relating to Minnesota resources commission; repealing Minnesota Statutes 1971, Sections 86.06; 86.07; 86.08; 86.10; 86.11; and 86.12.

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

Messrs. Hansen, Baldy; McCutcheon and Schrom introduced—

S. F. No. 1434: A bill for an act relating to holidays; regulating the date for celebration of Veterans Day; amending Minnesota Statutes 1971, Section 645.44, Subdivision 5.

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

Messrs. Pillsbury, Berg and Brown introduced—

S. F. No. 1435: A bill for an act proposing an amendment to the Minnesota Constitution by adding an article providing for referenda.

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

Messrs. Stokowski, Josefson and Olson, A. G. introduced—

S. F. No. 1436: A bill for an act relating to elections; providing for the payment of the expenses of special county elections; amending Minnesota Statutes 1971, Section 203.43.

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

Messrs. Chenoweth, Kleinbaum and Ogdahl introduced—

S. F. No. 1437: A bill for an act relating to the public employees retirement association; pertaining to actuarial valuations and surveys; amending Minnesota Statutes 1971, Section 356.21, Subdivisions 1, 2, 4, and 5; and repealing Minnesota Statutes 1971, Section 355.301.

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

Messrs. Chenoweth, Ogdahl and Hughes introduced—

S. F. No. 1438: A bill for an act relating to the operation of the state government; prescribing compensation, retirement and related benefits for certain state officers and employees, and establishing certain compulsory retirement requirements; amending Minnesota Statutes 1971, Sections 43.01, Subdivision 9, and by adding subdivisions; 43.03, Subdivision 3; 43.051; 43.09, Subdivision 6; 43.111; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivision 2; 43.122; 43.126, Subdivision 1; 43.24, Subdivision 1; 43.50, Subdivision 1; 299D.03, Subdivision 2; 352.04, Subdivisions 2 and 3; 352.115, Subdivisions 2 and 3, and by adding subdivisions; 352.116, Subdivision 1; 352.118; 352.22, Subdivision 1; 356.21, Subdivision 5; and Chapter 352, by adding sections; repealing Minnesota Statutes 1971, Section 16.02, Subdivision 20a.

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

Messrs. Milton, Kleinbaum and Ogdahl introduced—

S. F. No. 1439: 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. Hansen, Mel; Stokowski and Stassen introduced—

S. F. No. 1440: A bill for an act relating to elections; providing for the acknowledgement of absentee ballots; amending Minnesota Statutes 1971, Section 207.08.

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

Mr. Moe introduced—

S. F. No. 1441: A bill for an act conferring certain powers relating to improvements of roads and streets and assessments therefor on the town of Woodside, Polk county.

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

Mr. Moe introduced—

S. F. No. 1442: A bill for an act relating to the city of East Grand Forks; assessment of and taxation of newly constructed structures.

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

Mr. Olson, J. L. introduced—

S. F. No. 1443: A bill for an act relating to the claim of Okabena-Ocheda watershed district; arising from costs incurred to improve land owned by the state of Minnesota; appropriating money for the payment thereof.

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

REPORTS OF COMMITTEES

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

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

H. F. No. 228: A bill for an act relating to counties; appropriations for incidental expenses; amending Minnesota Statutes 1971, Section 375.16.

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. 942: A bill for an act relating to counties; authorizing county boards to annually appropriate money as a contingent fund for use by the chairman of the board for incidental costs and expenses.

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

Page 1, line 9, before "In" insert "Subdivision 1."

Page 1, after line 19 add the following subdivision:

"Subd. 2. Nothing in subdivision 1 of this act shall operate to lessen the amount of a contingent fund available to the county board or the chairman of a county board under the authority of a special act for a single county enacted previous to the effective date of this act."

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

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

S. F. No. 1009: A bill for an act relating to the municipalities of Dover, Eyota and St. Charles; providing for the creation of a sanitary sewer board; prescribing its duties and powers; and providing for the collection, treatment and disposal of sewage for the municipalities and areas adjacent thereto.

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

Page 31, line 7, strike "2" and insert in lieu thereof "1"

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

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

S. F. No. 895: A bill for an act authorizing the county board of Sibley county to annually appropriate money as a contingent fund for use by the chairman of the board for incidental costs and expenses.

Reports the same back with the recommendation that the bill do pass and be placed on the Calendar of Ordinary Matters. Report adopted.

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

S. F. No. 578: A bill for an act relating to group insurance for certain retired public officers and employees and their dependents; amending Minnesota Statutes 1971, Section 471.61, Subdivision 2a.

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. 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.

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

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

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

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

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

S. F. No. 282: A bill for an act relating to highway traffic regulations; prohibiting the operation of motor vehicles with unsafe tires on public streets or highways; and prescribing penalties.

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

Page 1, line 9, before "misdemeanor" insert "petty"

Line 16, strike "grove" and insert in lieu thereof "groove"

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. 224: A bill for an act relating to highway traffic regulations; providing for covering of loads to prevent dropping or leaking; amending Minnesota Statutes 1971, Section 169.81, Subdivision 5.

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

Page 1, line 17, after the period insert the following: "*This subdivision shall not apply to motor vehicles operated by a farmer or his agent when transporting produce he has produced.*"

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

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

S. F. No. 507: A bill for an act relating to water pollution; pollution control agency; providing financial assistance to municipalities for the construction of waste disposal systems; amending Minnesota Statutes 1971, Sections 116.16, Subdivisions 2, 3, 4, 6, 7 and 9; 116.17, Subdivision 5; 116.18, Subdivisions 1 and 2; repealing Minnesota Statutes 1971, Sections 116.15; 116.18, Subdivision 3, and cancelling an appropriation.

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

Mr. Coleman from the Committee on Rules and Administration, to which was referred appointment submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 23rd day, reports the same back with the recommendation that said appointment be re-referred to the Committee on Governmental Operations.

STATE BOARD OF HUMAN RIGHTS

Ilene Jean Atwood, 5413 London Road, Duluth, St. Louis County, appointed effective the first Monday of 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 appointments submitted to the Senate by His Excellency, Governor Wendell R. Anderson, for confirmation and to be found in the Journal for the 24th day, reports the same back with the recommendation that said appointments be re-referred to the standing committees of the Senate as follows:

TAX COURT

Earl B. Gustafson, 1818 East Third Street, Duluth, St. Louis County, appointed effective March 14, 1973, for a term expiring March 1, 1979; to the Committee on Taxes and Tax Laws.

COMMISSIONER OF ECONOMIC DEVELOPMENT

James R. Heltzer, 3857 Brookview Drive, St. Louis Park, Hennepin County, appointed effective March 14, 1973, for a term expiring January 1, 1975; 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. 1322: A bill for an act authorizing municipalities to create development districts within their corporate boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; authorizing the issuance of bonds to carry out such development programs; authorizing the use of the tax increment created in the development districts to pay off the principal and interest on such bonds; authorizing municipalities to operate pedestrian systems and special lighting and similar systems; authorizing municipalities to assess the cost of operations against the development districts; authorizing municipalities to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

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

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

S. F. No. 1288: A bill for an act relating to educational television broadcast; appropriating money.

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

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

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.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.

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

H. F. Nos. 507, 528, 550, 719, 385 and 626 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
507	725				
528	873				
550	685				
719	660				

And that the above Senate Files be indefinitely postponed. Report adopted.

House Files found not identical with their companion Senate Files are as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
385	207				
626	624				

Pursuant to Rule 49 the Committee recommends that H. F. No. 385 be amended as follows:

Page 1, line 10, delete “, county”

Page 1, line 11, delete “natural disaster” and insert “calamity”

Page 1, line 13, delete “, county”

Page 1, line 29, delete “county”

Further, amend the title in line 2, by deleting "political" and inserting "municipalities" and in line 3 of the title, delete "subdivisions"

And when so amended, H. F. No. 385 will be identical to S. F. No. 207 and further recommends that H. F. No. 385 be given its second reading and substituted for S. F. No. 207 and S. F. No. 207 be indefinitely postponed. Amendments adopted. Report adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 626 be amended as follows:

Page 1, line 17, delete "\$16,500" and insert in lieu thereof "\$16,300"

And when so amended, H. F. No. 626 will be identical to S. F. No. 624 and further recommends that H. F. No. 626 be given its second reading and substituted for S. F. No. 624 and S. F. No. 624 be indefinitely postponed.

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. Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 942, 1009, 895, 578, 790, 282, 224 and 507 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 228, 507, 528, 550, 719, 385 and 626 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Hansen, Baldy moved that S. F. No. 1235 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Hansen, Baldy moved that S. F. No. 1235 be re-referred to the Committee on Labor and Commerce. Which motion prevailed.

Mr. Wegener moved that S. F. No. 521 be withdrawn from the Committee on Natural Resources and Agriculture. Which motion prevailed.

Mr. Wegener moved that S. F. No. 521 be re-referred to the Committee on Finance. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Coleman be added as co-author to S. F. No. 1071. Which motion prevailed.

Mr. Chmielewski moved that the names of Messrs. Olson, A. G. and Brown be added as co-authors to S. F. No. 1028. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Laufenburger be added as co-author to S. F. No. 1073. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Conzemius be added as co-author to S. F. No. 1015. Which motion prevailed.

Mr. Chmielewski moved that the name of Mr. Larson be added as co-author to S. F. No. 1018. Which motion prevailed.

Mr. Kirchner moved that S. F. No. 1401 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Kirchner moved that S. F. No. 1401 be re-referred to the Committee on Finance. Which motion prevailed.

Mr. Milton moved that the name of Messrs. Nelson and North be added as co-authors to S. F. No. 832. Which motion prevailed.

Messrs. Coleman and Krieger introduced—

Senate Concurrent Resolution No. 8: A senate concurrent resolution relating to bus service to the State Capitol.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring therein, that the custodian of the Capitol be and he is hereby directed to enter into an agreement to provide added bus service between downtown St. Paul and the State Capitol for the balance of the Sixty-Eighth Legislative Session.

BE IT FURTHER RESOLVED, that the Secretary of the Senate forward a copy of this resolution to the commissioner of administration.

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

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, 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. Gearty in the chair.

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Gearty reported that the committee had considered S. F. Nos. 943, 988, and 823 also H. F. Nos. 719 and 559 which the committee recommends to pass.

H. F. No. 385 which the committee recommends to pass, subject to the following motion:

Mr. Olson, A. G. moved that the amendment made to H. F. No. 385 by the Committee on Rules and Administration in the report adopted March 22, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

S. F. No. 880, which the committee recommends to pass with the following amendment offered by Mr. Perpich, A. J.:

Page 2, line 9, after "property" insert "(i)"

Page 2, line 17, strike the period and before "Storage" insert "("

Page 2, line 17, after "use" insert ")"

Page 2, at the end of line 17 after the semicolon insert: "or (ii) which the seller delivers to a common carrier for delivery outside Minnesota, places in the United States mail or parcel post directed to the purchaser outside Minnesota, or delivers to the purchaser outside Minnesota by means of the seller's own delivery vehicles, and which is not thereafter returned to a point within Minnesota, except in the course of interstate commerce;"

Mr. Hansen, Baldy moved to amend S. F. No. 880 as follows:

Page 2, after line 17, insert the following

"(e) The gross receipts from the sale of packing materials used to pack and ship household goods, the ultimate destination of which is outside the state of Minnesota and which are not thereafter returned to a point within Minnesota, except in the course of interstate commerce."

The question being taken on adoption of the amendment

And the roll being called, there were yeas 31 and nays 33, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Kleinbaum	Ogdahl	Sillers
Bang	Hansen, Baldy	Knutson	Olson, J. L.	Solon
Berg	Hansen, Mel	Kowalczyk	O'Neill	Stassen
Bernhagen	Hanson, R.	Krieger	Patton	
Brown	Hughes	Larson	Pillsbury	
Conzemius	Josefson	Moe	Purfeerst	
Doty	Kirchner	Nelson	Renneke	

Those who voted in the negative were:

Anderson	Davies	Laufenburger	Olson, A. G.	Tennessee
Arnold	Dunn	Lewis	Perpich, A. J.	Thorup
Blatz	Fitzsimons	Lord	Perpich, G.	Ueland
Borden	Gearty	McCutcheon	Schaaf	Wegener
Chenoweth	Humphrey	Milton	Schrom	Willet
Chmielewski	Jensen	North	Spear	
Coleman	Keefe, S.	Novak	Stokowski	

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

S. F. No. 681, which the committee recommends to pass with the following amendment offered by Mr. Nelson:

Page 1, Line 17, after the period insert: "A sheriff who without good cause does not obtain a certificate of satisfactory completion as required by this section shall thereafter forfeit all privileges and compensation, the office of sheriff shall be deemed

vacant, and the county board may fill said office at a special election called for that purpose, but shall fill said office no later than at the next general election."

Page 1, Line 18, strike the new language and insert in lieu thereof "*every sheriff*"

S. F. No. 488 which the Committee reports progress.

Mr. Conzemius moved to amend S. F. No. 488 as follows:

Page 1, after line 27, insert:

"Sec. 2. Nothing in this act shall apply to persons of Indian blood or to residents of the reservation upon which wild rice grain is taken."

Which motion prevailed. So the amendment was adopted.

The Committee then progressed S. F. No. 488.

And then, on motion of Mr. Gearty, 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 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.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate 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 adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 8.

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

Returned March 22, 1973

CALL OF THE SENATE

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

Berg	Gearty	Lewis	Perpich, G.	Thorup
Bernhagen	Hansen, Baldy	Lord	Pillsbury	Ueland
Brown	Hansen, Mel	Milton	Purfeerst	Wegener
Chmielewski	Hughes	North	Schrom	Willet
Coleman	Humphrey	Novak	Sillers	
Conzemius	Keefe, S.	Olson, A. G.	Spear	
Dunn	Kirchner	Olson, J. L.	Stokowski	
Fitzsimons	Kowalczyk	Perpich, A. J.	Tennessee	

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

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended that the General Orders Calendar be taken up at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

GENERAL ORDERS—CONTINUED

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

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Gearty reported that the committee had considered S. F. Nos. 349, 297, 839, 663, 566, 837, 582, 801, 573, 819, 211, 551, 655 also H. F. Nos. 528, 80, 30, 341, 471 which the committee recommends to pass.

S. F. No. 481 which the committee recommends to pass with the following amendment offered by Mr. Hughes:

Page 2, line 1, strike "\$100" and insert "\$200"

Page 4, line 21, strike "\$100" and insert "\$200"

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Arnold moved that H. F. No. 999 be withdrawn from the Committee on Natural Resources and Agriculture. Which motion prevailed.

Mr. Arnold moved that H. F. No. 999 be re-referred to the Committee on Rules and Administration for comparison with S. F. No. 727, No. 41 on the General Orders Calendar. Which motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Monday, March 26, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.