

THIRTY-FIRST DAY

St. Paul, Minnesota, Wednesday, April 4, 1973.

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

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Messrs. Laufenburger, Knutson and Josefson were excused from the Session of today. Mr. Tennessen was excused until 8:00 o'clock p.m. Mr. Pillsbury was excused from this evening's Session.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

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

The Honorable Alec G. Olson, President
of the Senate

Sir:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
112		Chapter 67	April 2, 1973	April 2, 1973
173		Chapter 68	April 2, 1973	April 2, 1973
175		Chapter 69	April 2, 1973	April 2, 1973
233		Chapter 70	April 2, 1973	April 2, 1973
700		Chapter 71	April 2, 1973	April 2, 1973
745		Chapter 72	April 2, 1973	April 2, 1973
758		Chapter 73	April 2, 1973	April 2, 1973
816		Chapter 74	April 2, 1973	April 2, 1973
817		Chapter 75	April 2, 1973	April 2, 1973
	160	Chapter 76	April 2, 1973	April 2, 1973
	559	Chapter 77	April 2, 1973	April 2, 1973

Sincerely,

Arlen Erdahl
Secretary of State

INTRODUCTION OF BILLS

Mr. Fitzsimons introduced—

S. F. No. 1707: A bill for an act relating to natural resources; authorizing sale of certain lands in Roseau county; amending Minnesota Statutes 1971, Section 282.151.

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

Mr. Conzemius introduced—

S. F. No. 1708: A bill for an act relating to the firemen's relief association in the city of Red Wing; membership in the public employees fire fund; repealing Laws 1953, Chapter 348, Sections 12, 17, and 20; Laws 1957, Chapter 10; Laws 1961, Chapter 300, Sections 2, 3, and 4; and Laws 1965, Chapter 604.

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

Messrs. Borden, Conzemius and Jensen introduced—

S. F. No. 1709: A bill for an act relating to police and firemen's relief associations; contributions of members and the membership of their governing bodies; providing for membership in the public employees police and fire fund; amending Minnesota Statutes 1971, Chapter 69, by adding a section.

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

Mr. Perpich, A. J. introduced—

S. F. No. 1710: A bill for an act adding a new route to the trunk highway system.

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

Mr. Perpich, A. J. introduced—

S. F. No. 1711: A bill for an act relating to Independent School District No. 166; education; school district levy.

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

Messrs. Anderson and Chmielewski introduced—

S. F. No. 1712: A bill for an act relating to the county of Chisago; authorizing Chisago county to acquire, operate, construct, and maintain, dams, dikes, reservoirs, water supply systems, sewage disposal systems and appurtenant works, and to regulate, conserve, and to control the use of water within the county, and for these purposes to acquire land and easements, impose service charges, levy special assessments, and issue bonds.

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

Messrs. Davies, McCutcheon and Doty introduced—

S. F. No. 1713: A bill for an act proposing an amendment to the Minnesota Constitution in all its articles; reforming its structure, style and form.

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

Messrs. Chenoweth, Kleinbaum and Ogdahl introduced—

S. F. No. 1714: A bill for an act relating to courts; providing for uniform retirement and survivors' annuities for judges and establishing a judges' retirement fund; appropriating money.

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

Messrs. Keefe, S.; Borden and Conzemius introduced—

S. F. No. 1715: A bill for an act relating to taxation; securities; imposing a tax on transfers of securities; appropriating money; providing penalties.

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

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

Messrs. Fitzsimons, Moe and Josefson introduced—

S. F. No. 1716: A bill for an act relating to public water and sewer systems, improvements, and extensions established by counties and district courts; amending Minnesota Statutes 1971, Sections 116A.01, by adding a subdivision; 116A.02, Subdivision 1; 116A.09; 116A.12, Subdivisions 2 and 3a, and by adding subdivisions; 116A.15, Subdivisions 1 and 2; 116A.16; 116A.17, Subdivisions 1, 2, and 4; 116A.18, Subdivision 1; 116A.19, Subdivision 2; 116A.20, Subdivisions 1, 2, and 5; 116A.21; 116A.22; 116A.24, Subdivision 1, and by adding a subdivision; and 273.111, Subdivision 14.

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

Messrs. Gearty, Kirchner and Spear introduced—

S. F. No. 1717: A bill for an act relating to blind persons; permitting them to ride fare-free on certain mass transit conveyances; authorizing certain adjustments and conveniences under state aid to the needy blind; appropriating money; amending Minnesota Statutes 1971, Sections 256.49, Subdivision 1, and by adding a subdivision; 256.53, Subdivision 1; 256.54, Subdivision 1; 256.57; and Chapter 256, by adding a section.

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

Mr. Davies introduced—

S. F. No. 1718: A bill for an act relating to the blind; establishing what persons are eligible for public assistance to the blind; amending Minnesota Statutes 1971, Section 256.51, Subdivision 1.

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

Mr. Keefe, J. introduced—

S. F. No. 1719: A bill for an act relating to cities; prohibiting certain expenditures in certain cities without an election.

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

Messrs. Keefe, J.; Nelson and Kowalczyk introduced—

S. F. No. 1720: A bill for an act relating to the Hennepin county library system; providing for merger of the library system of the city of Minneapolis with county; amending Extra Session Laws 1967, Chapter 24, Section 1, as amended, and Sections 3, 4, and 5; repealing Extra Session Laws 1967, Chapter 24, Section 6, as amended.

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

Messrs. Laufenburger and Larson introduced—

S. F. No. 1721: A bill for an act authorizing the commissioner of natural resources to sell certain real estate in Winona county.

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

Messrs. Wegener, Brown and Kleinbaum introduced—

S. F. No. 1722: A bill for an act relating to agriculture; providing for the investigation of the complaints of food producers, processors and handlers licensed by the state.

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

Messrs. Olhofft, Schrom and Wegener introduced—

S. F. No. 1723: A bill for an act relating to game and fish; closing the season on pheasants in Douglas county for three years.

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

Messrs. Keefe, S.; Brown and Schaaf introduced—

S. F. No. 1724: A bill for an act relating to election matters; authorizing political party organization in legislative districts; amending Minnesota Statutes 1971, Sections 202.21; 202.22, Subdivisions 2 and 3; 202.25; and 202.26, Subdivision 4.

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

Messrs. Schaaf, Borden and Tennesen introduced—

S. F. No. 1725: A bill for an act relating to taxation; credit for property taxes; extending the filing time limit; amending Minnesota Statutes 1971, Section 290.0604.

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

Mr. Conzemius introduced—

S. F. No. 1726: A bill for an act authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Goodhue county.

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

Messrs. Davies, Blatz and Borden introduced—

S. F. No. 1727: A bill for an act relating to state government agencies and officials; requiring rules, findings of facts, written opinions, and open precedents in certain circumstances; expanding judicial review of actions of agencies and officials.

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

Messrs. Davies, O'Neill and Thorup introduced—

S. F. No. 1728: A bill for an act relating to garnishment, state employees; amending Minnesota Statutes 1971, Section 571.46.

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

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

S. F. No. 1729: A bill for an act relating to agriculture, dairy promotion act; voting on promotional orders by producer-members of a cooperative association; amending Minnesota Statutes 1971, Section 32B.04, Subdivision 4.

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

Messrs. Hansen, Baldy; Krieger and Arnold introduced—

S. F. No. 1730: A bill for an act creating a division of pollution control in the department of natural resources; amending Minnesota Statutes 1971, Section 116.01; repealing Minnesota Statutes 1971, Sections 116.02, Subdivisions 1 to 4; and 116.03, Subdivision 1.

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

Messrs. Tennesen, Kirchner and Humphrey introduced—

S. F. No. 1731: A bill for an act relating to courts; establishing salary and cost of living increases for court reporters in fourth judicial district; amending Laws 1969, Chapter 568, Section 1, Subdivision 1, as amended; and by adding a subdivision.

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

Messrs. Milton and Hansen, Mel introduced—

S. F. No. 1732: A bill for an act relating to intoxicating liquor; authorizing the issuance of on-sale wine licenses; amending Minnesota Statutes 1971, Chapter 340, by adding a section.

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

Messrs. Anderson, Gearty and Willet introduced—

S. F. No. 1733: A bill for an act relating to the executive council; providing that the lieutenant governor be a member thereof; amending Minnesota Statutes 1971, Section 9.011, Subdivision 1.

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

Messrs. Tennesen; Keefe, J. and Thorup introduced—

S. F. No. 1734: A bill for an act relating to eminent domain proceedings; acquisition of property for public purposes; providing for early possession in certain cases; establishing limits on compensation of commissioners and appraisers; amending Minnesota Statutes 1971, Sections 117.042; 117.075; and 117.085.

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

Messrs. Gearty, Ogdahl and Tennesen introduced—

S. F. No. 1735: A bill for an act relating to development districts in the cities of Minneapolis and Robbinsdale, amending Laws 1971, Chapter 677, Sections 1, 2, 3, and 7, and repealing Laws 1971, Chapter 677, Sections 9 and 13.

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

Mr. Laufenburger introduced—

S. F. No. 1736: A bill for an act relating to the policemen's and firemen's relief associations in the city of Winona; membership in the public employees police and fire fund.

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

Messrs. Borden, Solon and Spear introduced—

S. F. No. 1737: A bill for an act relating to education; authorizing school boards to pay insurance premiums for officers and employees between the ages of 60 and 65.

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

Messrs. Doty and Solon introduced—

S. F. No. 1738: A bill for an act relating to Independent School District No. 709, St. Louis county; the establishment of a curriculum development resource center; assisting in the recruitment of minority staff personnel; and appropriating state funds therefor.

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

Messrs. Kleinbaum, McCutcheon and Stokowski introduced—

S. F. No. 1739: A bill for an act relating to civil defense; revising the provisions of the state civil defense law; enacting the Interstate Civil Defense and Disaster Compact; providing penalties; repealing Minnesota Statutes 1971, Chapter 12, and Laws 1951, Chapter 669.

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

Messrs. Krieger, Laufenburger and Frederick introduced—

S. F. No. 1740: A bill for an act relating to public welfare; appropriating money for The Rochester State Hospital Religious Activity Center, Inc.

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

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

S. F. No. 1741: A bill for an act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Section 275.56.

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

Messrs. North, McCutcheon and Milton introduced—

S. F. No. 1742: A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

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

Messrs. McCutcheon, North and Milton introduced—

S. F. No. 1743: A bill for an act relating to retirement; participation in the public employees police and fire fund; amending Minnesota Statutes 1971, Section 353.64, Subdivision 2.

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

Messrs. Humphrey and Moe introduced—

S. F. No. 1744: A bill for an act relating to taxation; tax levy; school districts; providing for an extra levy under certain circumstances; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

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

Mr. Milton introduced—

S. F. No. 1745: A bill for an act relating to the claim of Kenneth C. and Bernadine Skoglund; arising from the theft of and damage to their private automobile and other property by escapees from a state youth detention center; appropriating money for the payment thereof.

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

Messrs. Brown, Nelson and Frederick introduced—

S. F. No. 1746: A bill for an act proposing an amendment to the Minnesota Constitution by adding an article providing for the initiative and referendum.

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

Mr. Milton introduced—

S. F. No. 1747: A bill for an act relating to the claim of Harry Hughes; arising from theft of automobile by escapees of Lino Lakes reception and diagnostic center; appropriating money for the payment thereof.

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

Messrs. Spear, Milton and Conzemius introduced—

S. F. No. 1748: A bill for an act relating to corrections; prisoners in state institutions; due process guaranteed in parole hearings.

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

Messrs. Spear, Milton and Conzemius introduced—

S. F. No. 1749: A bill for an act relating to corrections; prisoners in state institution; conjugal visitation.

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

Messrs. Spear, Milton and Conzemius introduced—

S. F. No. 1750: A bill for an act relating to adult corrections; parole; eliminating certain limitations on parole; amending Minnesota Statutes 1971, Section 243.05.

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

Messrs. Spear, Milton and Conzemius introduced—

S. F. No. 1751: A bill for an act relating to corrections; prisoners in state institutions; right to form voluntary organizations.

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

Messrs. Kowalczyk, Knutson and Hansen, Baldy introduced—

S. F. No. 1752: A bill for an act relating to income taxation; providing a credit for certain expenditures for home maintenance; appropriating money; amending Minnesota Statutes 1971, Sections 290.984; 290.986; 290.988, Subdivision 1; 290.989; and Chapter 290, by adding sections.

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

Messrs. O'Neill, Milton and McCutcheon introduced—

S. F. No. 1753: A bill for an act relating to Ramsey county; renewing authority of Ramsey county hospital and sanitarium commission and revising its membership; amending Laws 1969, Chapter 1104, Sections 2; 3; 4, Subdivisions 2, 3, 4 and 5; 6, Subdivisions 1 and 3; and 11.

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

Messrs. McCutcheon, Gearty and Schaaf introduced—

S. F. No. 1754: A bill for an act relating to courts; removing right of a person charged with a misdemeanor in county court to require that in addition to a tab charge, a formal complaint be made and filed; amending Minnesota Statutes 1971, Section 487.25, Subdivision 4.

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

Messrs. Olhoft, Ogdahl and Conzemius introduced—

S. F. No. 1755: A bill for an act relating to public finance; requiring comprehensive explanations of budget proposals.

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

Messrs. Borden, Arnold and Doty introduced—

S. F. No. 1756: A bill for an act relating to fluoridation of municipal water supplies; requiring ordinance for commencement

or discontinuance of fluoridation; providing for initiative and referendum; amending Minnesota Statutes 1971, Section 144.145.

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

Messrs. North and Lord introduced—

S. F. No. 1757: A bill for an act relating to pollution; providing for a deputy director of the Minnesota pollution control agency; removing certain exemptions from the definition of "solid waste"; giving the pollution control agency power to regulate the storage of solid waste; providing permit authority to govern noise pollution; expanding the definition of "junk yard"; abolishing the water pollution control advisory committee; amending Minnesota Statutes 1971, Sections 43.09, Subdivision 2; 116.03, Subdivision 1; 116.06, Subdivision 10, and by adding a subdivision; 116.07, Subdivisions 2, 4, and 4a; 116.08, Subdivision 1; 116.081, Subdivision 1; 161.242, Subdivision 2.

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

Messrs. Solon, O'Neill and Davies introduced—

S. F. No. 1758: A bill for an act relating to taxation; deductions from gross income; providing that persons renting an apartment or other full time residence shall be entitled to deduct their proportions of real estate taxes paid as opposed to the owner of the structure; providing that said taxes are not includible within the gross income of the owner; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, Subdivision 4.

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

Messrs. Chenoweth, Kirchner and Schaaf introduced—

S. F. No. 1759: A bill for an act relating to outdoor recreation, providing for a regional recreation open space system; authorizing the metropolitan council to issue bonds therefor and levy taxes; authorizing grants to park districts, counties and municipalities for acquisition and development of the system; and appropriating money therefor.

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of three members of the House, on the amendments adopted by the House to the following Senate File:

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

There has been appointed as such committee on the part of the House:

Stangeland, Newcome, and Boland.

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

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

Returned April 2, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 324, 538, 553, 616 and 623.

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

Returned April 2, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 78, 263, 1084, 1126, 1196, 1268, 1312, 1044, 1045, 1072, 1137, 362, 425, 535, 610, 964, 1130, 217, 356, 821, 895 and 1218.

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

Transmitted April 2, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 78: A bill for an act relating to the city of Hastings; authorizing payment of lump sum retirement benefits to firemen.

H. F. No. 263: A bill for an act relating to the fire department relief association and firemen's service pensions in the city of Brainerd.

H. F. No. 1084: A bill for an act relating to railroads; regulations; requiring certain equipment on locomotives; amending Minnesota Statutes 1971, Section 219.551, Subdivisions 5 and 6; and by adding a subdivision.

H. F. No. 1126: A bill for an act relating to boilers; regulating the standards of inspection; amending Minnesota Statutes 1971, Section 183.465.

H. F. No. 1196: A bill for an act relating to education; the function of the principal in the public schools in the state of Minnesota; amending Minnesota Statutes 1971, Section 123.34, by adding a subdivision.

H. F. No. 1268: A bill for an act relating to railroads; regulations; requiring certain equipment on caboose cars; amending Minnesota Statutes 1971, Section 219.56.

H. F. No. 1312: A bill for an act relating to certificates of election in cities; amending Minnesota Statutes 1971, Section 205.14, Subdivision 3.

H. F. No. 1044: A bill for an act relating to insurance; making the unfair processing of the claim or complaint of a natural person an unfair trade practice; providing a penalty for violation; amending Minnesota Statutes 1971, Sections 72A.20, Subdivision 1; and 72A.28.

H. F. No. 1045: A bill for an act relating to automobile insurance; cancellation; right to complain; amending Minnesota Statutes 1971, Sections 65B.19, and 65B.21.

H. F. No. 1072: A bill for an act relating to the county of Polk; authorizing appropriations for incidental expenses; amending Laws 1969, Chapter 628, Section 1.

H. F. No. 1137: A bill for an act relating to the city of New Ulm; volunteer firemen's pensions.

H. F. No. 362: A bill for an act relating to the village of St. Michael; validating state aid payments to the firemen's relief association and service of members thereof.

H. F. No. 425: A bill for an act relating to retirement; firemen's service pensions in the village of Mendota Heights.

H. F. No. 535: A bill for an act relating to the firemen's relief association in the city of Coon Rapids; providing for a tax levy.

H. F. No. 610: A bill for an act relating to the village of Mound; fire department relief association and firemen's service pensions.

H. F. No. 964: A bill for an act relating to the city of Thief River Falls; payment of firemen's service pensions.

H. F. No. 1130: A bill for an act relating to the city of Owatonna; firemen's relief benefits; amending Laws 1971, Chapter 200, Sections 1 and 2.

H. F. No. 217: A bill for an act relating to the village of Roseville; firemen's relief association service pensions; amending Laws 1965, Chapter 598, Section 1, Subdivision 1.

H. F. No. 356: A bill for an act relating to teachers retirement; amending Minnesota Statutes 1971, Sections 136.82, Subdivision 2; 354.05, Subdivision 26; 354.07, Subdivision 5; 354.09, Subdivision 3; 354.145, Subdivisions 1 and 2; 354.34, Subdivision 2; 354.38; 354.42, Subdivision 2; 354.44, Subdivision 4; 354.49, Subdivision 5; 354.53; 354.55, by adding a subdivision; and 354.62, Subdivisions 3, 4 and 5.

H. F. No. 821: A bill for an act relating to retirement; the highway patrolmen's retirement fund; providing for the membership in the highway patrolmen's retirement association; the funding of the retirement fund and the benefits therefrom to retirees; amending Minnesota Statutes 1971, Sections 352.01, Subdivision 2B; 352B.01; 352B.02; 352B.03; 352B.04; 352B.05; 352B.06; 352B.08; 352B.10; 352B.105; 352B.11; 352B.13; 352B.14; 352B.25; 352B.26; and Chapter 352B, by adding sections; repealing Minnesota Statutes 1971, Sections 352A.01 to 352A.29; 352B.09; 352B.12; and 352B.15 to 352B.24.

H. F. No. 895: A bill for an act relating to the city of Wayzata; volunteer firemen's service pensions.

H. F. No. 1218: 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 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.

The Honorable Alec G. Olson
President of the Senate
State Capitol

Dear Sir:

On March 28, 1973 the Committee on Committees of the Senate met and by appropriate action made the following appointments:

Pursuant to Minnesota Statutes, 1971—

Sec. 3.421, Legislative Building Commission
 Messrs. Hughes and Willet
 Reappointed: Messrs. Ashbach, Kirchner, Olson,
 J. L.

Sec. 3.29, Commission on Interstate Cooperation
 Messrs. Olson, A. G., Humphrey and Milton
 Reappointed: Messrs. Blatz and Josefson

Sec. 161.1419, Mississippi River Parkway Commission
 Mr. Laufenburger
 Reappointed: Messrs. Larson and Willet

Respectfully submitted,

Jack Davies, Chairman
Committee on Committees

cc: The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Patrick E. Flahaven
Secretary of the Senate
The Honorable Edward A. Burdick
Chief Clerk of the House of Representatives

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

S. F. No. 299: A bill for an act relating to the city of Hastings; authorizing payment of lump sum retirement benefits to firemen.

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. 396: A bill for an act relating to retirement; firemen's service pensions in the village of Mendota Heights.

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

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

S. F. No. 1501: A bill for an act relating to the registration of snowmobiles and watercraft; amending Minnesota Statutes 1971, Sections 84.82, Subdivision 2; and 361.03, Subdivision 2.

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

Page 1, line 11, after the word "the" insert "*commissioner of natural resources, or the*"

Page 1, line 13, after the word "commissioner" add "*of public safety*"

Page 1, line 19, following the word "commissioner" insert "*of natural resources*"

Page 1, line 22, following the word "commissioner" add "*of natural resources in agreement with the commissioner of public safety*"

Page 2, line 5, following the word "to" add "*the commissioner of natural resources,*"

Page 2, line 7, after the word "commissioner" add "*of public safety*"

Page 2, line 14, after the word "commissioner" add "*of natural resources*"

Page 2, line 17, after the word "*commissioner*" insert the words "*of natural resources in agreement with the commissioner of public safety*"

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

H. F. No. 212: A bill for an act relating to wild animals; seasons for the taking of certain wild animals; moose licenses; amending Minnesota Statutes 1971, Section 100.27, Subdivision 2; repealing Laws 1971, Chapter 607, Section 15.

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

Page 2, line 3, after "*any*" and before "*calendar*" insert "*one*"

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. 926: A bill for an act establishing the Minnesota environmental education council; and describing the powers and duties thereof.

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

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

S. F. No. 650: A bill for an act relating to the village of Bayport; authorizing the sale of certain state owned lands in Washington county which are no longer needed for state purposes.

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

Page 2, lines 3 and 4, strike "*industrial, residential, governmental or other lawful*" and insert in lieu thereof "*recreational or cultural*"

Page 2, line 4, strike "*a*"

Page 2, line 5, strike "*and average price to be determined by*" and insert in lieu thereof "*market value, which shall be the average of*"

Page 2, line 7, after "*administration.*" insert "*The cost of conducting the appraisals shall be included in the sale price.*"

Page 2, line 13, after "*deed*" and before the period insert "*, which shall be limited as provided in subdivision 2*"

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

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

S. F. No. 728: A bill for an act relating to retirement; the highway patrolmen's retirement fund; providing for the membership in the highway patrolmen's retirement association; the funding of the retirement fund and the benefits therefrom to retirees; amending Minnesota Statutes 1971, Sections 352.01, Subdivision 2B; 352B.01; 352B.02; 352B.03; 352B.04; 352B.05; 352B.06; 352B.08; 352B.10; 352B.105; 352B.11; 352B.13; 352B.14; 352B.25; 352B.26; and Chapter 352B, by adding sections; repealing Minnesota Statutes 1971, Sections 352A.01 to 352A.29; 352B.09; 352B.12; and 352B.15 to 352B.24.

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

Page 27, after line 22, add a new section 21 as follows:

"Sec. 21. Notwithstanding other provisions of Chapter 352B as amended, effective July 1, 1973, the administrative duties of the highway patrolmen's fund shall be transferred and become the responsibility of the executive director and staff of the Minnesota state retirement system. The officers of the association shall furnish said executive director with all records necessary for the discharge of his assumed administrative duties. The officers of the association shall retain the same duties, powers, and authority concerning the administration of the highway patrol fund as the board of directors of the Minnesota state retirement system has over that fund. The highway patrolmen's fund shall pay to the Minnesota state retirement system two-tenths of one percent of the payroll of its membership to defray costs of administration. The rate of pay for administration expense may subsequently be increased or decreased from time to time by agreement between the officers of the highway patrolmen's association and the board of directors of the Minnesota state retirement system."

Renumber the sections accordingly.

Page 28, after line 3, add a new section to read:

"Sec. 23. This act shall become effective the day next 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. 1490: A bill for an act relating to municipalities; authorizing municipalities to acquire and develop storm water holding areas and ponds; amending Minnesota Statutes 1971, Section 429.021, 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. 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.

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

Page 1, after line 8, insert:

"Section 1. [EMINENT DOMAIN PROHIBITED.] No land may be acquired for Wild River state park in Chisago county by eminent domain proceedings, notwithstanding any provision of Minnesota Statutes, Section 85.012, as now enacted or hereafter amended, nor any other law, to the contrary."

Page 2, after line 13, insert:

"Sec. 3. [ACQUISITION OF LANDS; RETENTION OF LIFE ESTATE.] Any owner of improved property on the date of its acquisition by the commissioner of administration for St. Croix Wild River state park may, if the commissioner determines that such improved property is not, at the time of its acquisition, required for the proper administration of the park, as a condition of such acquisition, retain for themselves and their successors or assigns a right of use and occupancy of the improved property for noncommercial residential purposes for a definite term not to exceed twenty-five years, or, in lieu thereof, for a term ending at the death of the owner, or the death of his spouse, whichever is later. The owner shall elect the term to be retained. The commissioner shall pay to the owner the fair market value of the property on the date of such acquisition less the fair market value on such date of the right retained by the owner."

Renumber the sections.

Page 2, line 16, after "61." and before "Wild River" insert "St. Croix"

Page 2, line 17, after "[PARK BOUNDARIES.]" and before "Wild River" insert "St. Croix"

Page 12, line 15, after "MANAGEMENT.]" and before "Wild River" insert "St. Croix"

Page 14, line 5, strike "Areas" and insert in lieu thereof "An area"

Page 14, line 5, after "as" and before "scientific" insert "a"

Page 15, line 3, after "within" and before "Wild River" insert "St. Croix"

Page 16, line 2, after "to" and before "Wild" insert "St. Croix"

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

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

S. F. No. 912: A bill for an act relating to the Minnesota state retirement system; amending Minnesota Statutes 1971, Sections 352.01, Subdivisions 11 and 16; 352.021, Subdivision 3; 352.115, Subdivision 1; 352.12, Subdivisions 1, 2 and 6; 352.22, Subdivision 3; and 352.72, Subdivisions 2 and 4; repealing Minnesota Statutes 1971, Section 352.04, Subdivision 7.

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. 1287: A bill for an act relating to county courts; providing for retirement of judges before age 70 who have served ten years or more; amending Minnesota Statutes 1971, Section 487.06, Subdivisions 2 and 4.

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

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

S. F. No. 1319: A bill for an act relating to the state civil service; extending the appointment of unskilled labor service from five months to seven months; amending Minnesota Statutes 1971, Section 43.09, Subdivision 3.

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. 225: A bill for an act relating to real estate; regulation of shoreland development; municipalities; amending Minnesota Statutes 1971, Section 105.485, Subdivision 2, and by adding a subdivision.

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 105.485, Subdivision 2, is amended to read:

Subd. 2. [DEFINITIONS.] For the purposes of this section the terms defined in this section have the meanings given them: (a) "Shoreland" means land located within the following distances

from the ordinary high water elevation of public waters: (1) Land within 1,000 feet from the normal high watermark of a lake, pond, or flowage; and (2) land within 300 feet of a river or stream or the landward side of flood plain delineated by ordinance on such a river or stream, whichever is greater. (b) "Unincorporated area" means the area outside a city, village, or borough. (c) "Municipality" means a city, village, or borough.

Sec. 2. Minnesota Statutes 1971, Section 105.485, Subdivision 3, is amended to read:

Subd. 3. [COMMISSIONER'S DUTIES.] *Before April 1, 1974, the commissioner of natural resources shall promulgate, in the manner provided in chapter 15, model standards and criteria, other than a model ordinance, for the subdivision, use, and development of shoreland in municipalities, which standards and criteria shall include but not be limited to those listed below in regard to unincorporated areas.* Before July 1, 1970, the commissioner of natural resources shall promulgate, in the manner provided in chapter 15, model standards and criteria for the subdivision, use, and development of shoreland in unincorporated areas, including but not limited to the following: (a) The area of a lot and length of water frontage suitable for a building site; (b) the placement of structures in relation to shorelines and roads; (c) the placement and construction of sanitary and waste disposal facilities; (d) designation of types of land uses; (e) changes in bottom contours of adjacent public waters; (f) preservation of natural shorelands through the restriction of land uses; (g) variances from the minimum standards and criteria; and (h) a model ordinance. The following agencies shall provide such information and advice as may be necessary to the preparation of the rules and regulations, or amendments thereto: The state departments of agriculture, economic development, and health; the state planning agency; the pollution control agency; the state soil and water conservation commission; and the Minnesota historical society. In addition to other requirements of chapter 15, the model standards and ordinance promulgated pursuant to this section, or amendments thereto, shall not be filed with the secretary of state unless approved by the executive officer of the state board of health and the director of the pollution control agency.

Sec. 3. Minnesota Statutes 1971, Section 105.485, is amended by adding subdivisions to read:

Subd. 6. *Before April 1, 1974, each municipality having shoreland within its corporate limits shall submit to the commissioner, for his review, any ordinances, rules, or regulations affecting the use and development of its shorelands. The commissioner shall review the ordinances, rules, or regulations and determine whether they are in substantial compliance with municipal shoreland management standards and criteria promulgated pursuant to subdivision 3. In making his review the commissioner also shall consider any feature unique to the municipal shoreland in question, including but not limited to the characteristics of the waters which may be affected by development, storm sewer facilities, and sanitary and waste disposal facilities in existence at the time of the com-*

missioner's review. If the commissioner determines that the ordinances, rules, or regulations of a municipality do not substantially comply with the state standards and criteria for municipal shoreland management, he shall so notify the municipality and shall indicate to the municipality the changes which are necessary to bring the ordinances, rules, or regulations into substantial compliance with state standards and criteria. Within one year after receiving this notice from the commissioner, the municipality shall make the changes necessary to bring the ordinances, rules, or regulations into substantial compliance with state standards and criteria. If a municipality has no ordinance, rule, or regulation affecting the use and development of shoreland on April 1, 1974, it shall adopt such an ordinance, rule, or regulation complying with state standards and criteria for municipal shoreland management, before July 1, 1975. If (a) a municipality has no ordinance, rule, or regulation affecting the use and development of shoreland on April 1, 1974, and fails to adopt such an ordinance by July 1, 1975, or if (b) the corporate boundaries of the municipality are expanded to include shorelands not previously included within the municipal boundaries and the municipality fails to adopt such an ordinance within one year after including the shorelands within its municipal boundaries, or if (c) the commissioner determines that a municipal shoreland management ordinance does not substantially comply with the state standards and criteria for municipal shoreland management and that the municipality has failed to make the necessary changes within one year after receiving notice of noncompliance, the commissioner may adopt an ordinance, rules, or regulations for the municipality in the following manner. The commissioner shall hold at least one public hearing on the proposed ordinance, rules, or regulations in the manner provided in section 462.357, after giving notice as provided in section 462.357. The ordinance, rules, or regulations are effective for the municipality on the date and in accordance with such regulations relating to compliance as the commissioner shall prescribe. The ordinance shall be enforced as provided in section 462.362. The penalties provided in section 462.362 apply to violations of the ordinances, rules, or regulations adopted for the municipality by the commissioner. The costs incurred by the commissioner in adopting the ordinances, rules, or regulations for the municipality shall be paid by the municipality and collected from the municipality in the same manner as such costs are paid by a county and collected from a county pursuant to subdivision 5; and any tax levied to pay the costs shall be levied in excess of any limitation as to rate or amount, but shall not cause the amount of other taxes which are subject to any limitation to be reduced in any amount whatsoever.

Subd. 7. Municipal planning and land use controls for land other than shoreland in the vicinity of shoreland shall be, to the maximum extent practical, compatible with planning and land use controls for shoreland adopted pursuant to subdivision 6.

Sec. 4. Minnesota Statutes 1971, Section 462.357, Subdivision 1, is amended to read:

462.357 [PROCEDURE FOR PLAN EFFECTUATION; ZONING.] Subdivision 1. [AUTHORITY FOR ZONING.] For the

purpose of promoting the public health, safety, morals and general welfare, a municipality may by ordinance regulate the location, height, bulk, number of stories, size of buildings and other structures, the percentage of lot which may be occupied, the size of yards and other open spaces, the density and distribution of population, the uses of buildings and structures for trade, industry, residence, recreation, public activities, or other purposes, and the uses of land for trade, industry, residence, recreation, agriculture, forestry, soil conservation, water supply conservation, *conservation of shorelands, as defined in section 105.485*, flood control or other purposes, and may establish standards and procedures regulating such uses. The regulations may divide the municipality into districts or zones of suitable numbers, shape and area. The regulations shall be uniform for each class or kind of buildings, structures or land and for each class or kind of use throughout such district, but the regulations in one district may differ from those in other districts. The ordinance embodying these regulations shall be known as the Zoning Ordinance and shall consist of text and maps. A city, village, or borough may by ordinance extend the application of its zoning regulations to unincorporated territory located within two miles of its limits in any direction, but not in a county or town which has adopted zoning regulations; provided that where two or more noncontiguous municipalities have boundaries less than four miles apart, each is authorized to control the zoning of land on its side of a line equidistant between the two noncontiguous municipalities unless a town or county in the affected area has adopted zoning regulations. Any city, village, or borough may thereafter enforce such regulations in the area to the same extent as if such property were situated within its corporate limits, until the county or town board adopts a comprehensive zoning regulation which includes the area.

Sec. 5. Nothing in this act shall be construed to prohibit a municipality from adopting and enforcing ordinances, rules, or regulations affecting the use and development of shoreland which are more restrictive than the state standards and criteria.

Sec. 6. This act is effective July 1, 1973."

Further, amend the title as follows:

Strike lines 2 through 6 and insert in lieu thereof: "relating to water resources; providing for the regulation of shoreland use and development in municipalities; prescribing the powers and duties of municipalities and state agencies in relation thereto; amending Minnesota Statutes 1971, Sections 105.485, Subdivisions 2 and 3, and by adding subdivisions; and 462.357, Subdivision 1."

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. 1026: A bill for an act relating to drainage; clarifying the power of county boards to construct flood control projects under the drainage laws; transferring the administration of ju-

dicial ditches to county boards; improving the power of county boards to repair, assess benefits and damages and construct laterals on county ditches; providing for appeal of decisions by a joint county ditch authority to the district court; providing a better procedure for abandonment of ditches in urban areas; providing for the termination of activities of conservancy districts; amending Minnesota Statutes 1971, Sections 106.011, Subdivisions 4 and 17; 106.015, Subdivision 5; 106.471, Subdivisions 1 and 7; 106.521; 106.631, Subdivision 5; 106.661; 112.76; repealing Minnesota Statutes 1971, Sections 111.01 to 111.42.

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

Page 2, line 3, after the word "systems" add the following: *"providing such projects are in accordance with provisions of Minnesota Statutes, Chapter 104"*

Page 4, line 2, after "outlet," and before "and" add the following: *"subject to permits for changes in the course, current or cross-section of public waters as provided in Minnesota Statutes, Section 105.42,"*

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

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

S. F. No. 218: A bill for an act relating to teachers retirement; amending Minnesota Statutes 1971, Sections 136.82, Subdivision 2; 354.05, Subdivision 26; 354.07, Subdivision 5; 354.09, Subdivision 3; 354.145, Subdivisions 1 and 2; 354.34, Subdivision 2; 354.38; 354.42, Subdivision 2; 354.44, Subdivision 4; 354.49, Subdivision 5; 354.53; 354.55, by adding a subdivision; and 354.62, Subdivisions 3, 4 and 5.

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

Page 1, line 20, after "(1)" and before "or" insert *" , notwithstanding the age 65 requirement,"*

Page 8, line 5, after "at" strike "three and one half percent interest" and insert in lieu thereof the following: *"the rate of interest currently being used in determining the amount of optional annuities"*

Page 8, line 9, after "at" strike "three and one half percent interest" and insert in lieu thereof the following: *"the rate of interest currently being used in determining the amount of optional annuities"*

Page 14, strike lines 9 to 12 and insert in lieu thereof: *"accumulations after June 30, 1957 under the provisions of section 354.44, subdivision 2, and all accumulations under the provisions of section 354.33, subdivision 1, shall be calculated using the same mortality table and interest assumption used to transfer the required reserves to the Minnesota adjustable fixed benefit fund."*

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

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

S. F. No. 1156: A bill for an act relating to the interpretation of Minnesota Statutes, definitions; defining "layman"; amending Minnesota Statutes 1971, Section 645.44, by adding a subdivision.

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

Page 1, strike all of lines 10 to 17 and insert in lieu thereof the following:

"Subd. 5a. [PUBLIC MEMBER.] "Public member" means a person who is not, or never was, a member of the profession or occupation being licensed or regulated or the spouse of any such person, or a person who has not, or never has, had the professional service being licensed or regulated, or an activity directly related to the profession or occupation being licensed or regulated."

Add a section to read:

"Sec. 2. [EFFECTIVE DATE.] This act shall take effect the day next following its final enactment."

Amend the title: line 2, after "relating" strike the first "to"; line 4, strike "layman" and insert "public member"

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

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

S. F. No. 1095: A bill for an act relating to the regulation of barbers in the state of Minnesota; amending Minnesota Statutes 1971, Sections 154.03; 154.16; 154.18; and 154.22.

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

Page 2, line 7, strike "a code"

Page 2, line 8, strike "of fair competition for the barber trade" and insert "Minnesota Statutes, Chapter 186"

Page 5, after line 13, add a new section to read:

"Sec. 5. [EFFECTIVE DATE.] This act shall be in effect the day next following its enactment."

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. 1521: A bill for an act relating to public health; prohibiting pay toilets and urinals in public places; providing a penalty; amending Minnesota Statutes 1971, Chapter 145, by adding a section.

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

Page 1, line 14, strike "*July*" and insert in lieu thereof "*November*"

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. 1507: A bill for an act relating to public welfare; changing the method of determining rates for state hospital care; amending Minnesota Statutes 1971, Section 246.50, Subdivision 5.

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. 1277: A bill for an act relating to child welfare; powers and duties of county welfare boards; authorizing all county welfare boards to compel certain persons to pay child support; amending Minnesota Statutes 1971, Section 393.07, Subdivision 9.

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

Page 1, line 16, after "*board*", strike the comma

And when so amended the bill do pass and be placed on the Calendar of Ordinary Matters. Amendments adopted. Report adopted.

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

S. F. No. 1302: A bill for an act relating to health; organization of public health nursing services; amending Minnesota Statutes 1971, Sections 145.12, Subdivision 1; and 393.07, Subdivisions 2 and 3.

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

Page 3, line 4, after "*that*" strike the comma

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. 138: A bill for an act relating to taxation; increasing the excise tax on gasoline used in motor vehicles using public highways; providing that the proceeds of the increase distributed to the trunk highway fund be used on certain trunk highways; amending Minnesota Statutes 1971, Section 296.02, Subdivision 1.

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

Page 1, strike lines 20 through 32.

Page 2, strike lines 1 through 9 and insert:

"Sec. 2. A separate account is hereby created in the trunk highway fund. Money in this account may be used solely for the construction, reconstruction, and improvement of trunk highways that are not included in the backbone system as designated in the highway department publication "A 'Backbone' Concept for Development of Minnesota Trunk Highways" dated July, 1972. For the first two years of its existence there shall be transferred to the separate account from the highway user tax distribution fund an amount equal to fifteen million dollars plus 62 percent of the proceeds collected from a one-cent tax per gallon on gasoline and special fuel used in producing and generating power for propelling motor vehicles used on the public highways of this state. Thereafter each year there shall be transferred to the separate account from the highway user tax distribution fund 62 percent of the proceeds collected from a one-cent tax per gallon on gasoline and special fuel used in producing and generating power for propelling motor vehicles used on the public highways of this state. The transfers shall be made quarterly on the 15th day after the last day of each quarter. The first transfer shall be made on October 15, 1973 for the quarter ending September 30, 1973."

Amend the title as follows:

Strike line 5 and insert in lieu thereof: "creating a separate account in"

Line 6, strike "increase distributed to"

Line 7, strike "be used on" and insert in lieu thereof "for"

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. 1498: A bill for an act relating to the state board of health; defining its functions; amending Minnesota Statutes 1971, Sections 144.03; and 144.05.

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

Page 2, line 13, strike "broad and"

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. 1282: A bill for an act relating to taxation; exempt property; providing that property exempt from taxation shall be taxed in full for the year in which it is sold or otherwise loses its exempt status; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

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

Page 1, line 13, strike "*otherwise*" and insert "*other changes prior to the October 16 annual completion of the tax lists*"

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. 1181: A bill for an act relating to taxation; credits against the income tax; allowing a credit for rent paid for any six months of occupancy; amending Minnesota Statutes 1971, Section 290.982.

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. 605: A bill for an act relating to taxation; income and excise taxes; credit for pollution control equipment; amending Minnesota Statutes 1971, Section 290.06, Subdivision 9a.

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1056: A bill for an act relating to Minneapolis board of estimate and taxation; membership.

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

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

"Section 1. Notwithstanding any contrary provision of the charter of the city of Minneapolis, one of the members of the board of estimate and taxation of the city of Minneapolis shall be an elected member of the library board of such city who has been so designated by a majority vote of all of the members of said library board.

Sec. 2. Laws 1959, Chapter 462, Section 2, as amended by Laws 1963, Chapter 645, Section 2, as amended by Laws 1967, Chapter 661, Section 2, is amended to read:

Sec. 2. The governing body of such school district shall be a board of education, which board shall have the care, management, supervision, conduct and control of the school district and shall have all the powers and rights of school boards of independent school districts except as otherwise stated. The special independent school district shall have representation upon the ~~library board, board of estimate and taxation~~ and city planning commission as provided under the Minneapolis home rule charter, *but said special independent school district shall not have any representation upon the board of estimate and taxation or library board of said city.*

Sec. 3. *This act shall become effective only after its approval by a majority of the governing body of the city of Minneapolis, and upon compliance with the provisions of Minnesota Statutes, Section 645.021."*

Further amend the title as follows:

Strike the title and insert in lieu thereof:

"A bill for an act relating to membership on certain boards of the city of Minneapolis; providing for representation of the Minneapolis library board on the city's board of estimate and taxation and eliminating representation of special school district No. 1 of the city of Minneapolis on the city's board of estimate and taxation and library board; amending Laws 1959, Chapter 462, Section 2, as amended."

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1053: A bill for an act relating to the library board of the city of Minneapolis; appropriating money for the operation of the center for environmental information; amending Laws 1971, Chapter 864, Section 3.

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

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

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.

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

Page 55, after line 22, add a new section to read:

"Sec. 28. [EFFECTIVE DATE.] The effective date of this act is the day next following its final enactment."

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. 1463: A bill for an act relating to municipalities; local improvements and special assessments; providing for separate sidewalk benefiting districts.

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. 1364: A bill for an act relating to the Dover, Eyota and St. Charles sanitary district; permitting the advance of moneys in the general fund of the state treasury to the sanitary sewer board for said district; providing for repayment thereof; and appropriating money therefor.

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

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

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.

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. 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.

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. 672: A bill for an act relating to corrections; establishing an office of ombudsman for the department of corrections; creating an ombudsman commission; definitions; granting the ombudsman certain enforcement powers of investigation, action on complaints, publication of opinions and recommendations; appropriating money; amending Minnesota Statutes 1971, Chapter 241, by adding sections.

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

Page 1, strike lines 30-33

Page 2, strike lines 1-28

Page 3, strike lines 1-28

Page 4, strike lines 1 and 2

Renumber subsequent sections accordingly.

Page 4, line 6, strike "sections 1 to 6" and insert "this act"

Page 5, strike lines 1-5

Page 5, line 9, strike "for the department of"

Page 5, line 10, strike "corrections"

Page 5, at the end of line 12, insert "*All employees, except the secretarial and clerical staff, shall serve at the pleasure of the ombudsman in the unclassified service. The ombudsman and his full-time staff shall be members of the Minnesota State Retirement Association.*"

Page 5, line 14, strike "Such designation of"

Page 5, strike lines 15-18

Page 5, line 28, strike "for the department of corrections"

Page 7, end of line 5, insert "*The ombudsman may use the services of Legal Assistance to Minnesota Prisoners for legal counsel. The provisions of this act are in addition to other provisions of law under which any remedy or right of appeal or objection is provided for any person, or any procedure provided for inquiry or investigation concerning any matter. Nothing in this act shall be construed to limit or affect any other remedy or right of appeal or objection nor shall it be deemed part of an exclusionary process.*"

Page 7, strike lines 15 and 16

Page 7, line 17, strike "5" and insert "4"

Page 7, line 19, strike "6" and insert "5"

Page 7, line 24, strike "(a)"

Page 7, line 26, strike "He shall conduct a suitable"

Page 7, strike lines 27 and 28

Page 8, strike lines 1 through 15 and insert "*He may, on his own motion or at the request of another, investigate any action of an administrative agency.*"

Page 8, line 16, strike "(b)"

Page 8, strike lines 21 through 28

Page 9, strike line 1

Page 9, line 5, strike "(d)"

Page 9, line 5, strike "*a place*"

Page 9, line 6, strike "*of detention or other*" and insert "*an*"

Page 10, line 11, strike "*and to the ombudsman commission*"

Page 10, line 17, after "*statement*" and before "*made*" insert "*of reasonable length*"

Page 10, line 21, strike "*and the ombudsman*"

Page 10, line 22, strike "*commission,*"

Page 10, line 27, after "*ombudsman*", strike "*for the*"

Page 10, line 28, strike "*department of corrections*"

Page 10, following line 28, add sections to read:

"Sec. 7. *This act is effective July 1, 1973.*

Sec. 8. [EXPIRATION DATE.] *This act shall expire July 1, 1977.*"

Amend the title as follows:

Page 1, line 3, strike "*for the department*"

Page 1, strike line 4

Page 1, line 5, strike "*commission*"

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

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

S. F. No. 1341: A bill for an act relating to local improvements; special assessments for certain services, including street and alley maintenance; amending Minnesota Statutes 1971, Section 429.101, Subdivision 1.

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

Page 1, line 20, after "*sidewalks*" strike the comma

Page 1, line 21, strike "*streets,*"

Page 1, line 29, strike "*street and*"

Further, amend the title, page 1, line 4, strike "*street and*"

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. 1057: A bill for an act relating to special acts passed in accordance with the Constitution, Article XI, Section 2; requiring local approval in certain cases; amending Minnesota Statutes 1971, Sections 645.021 and 645.023, Subdivisions 1 and 3.

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

Page 3, strike all of section 3.

Amend the title as follows:

Page 1, lines 7 and 8, strike "Subdivisions 1 and 3" and insert in lieu thereof "Subdivision 1"

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

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

H. F. Nos. 1126, 1196, 1312, 1044, 1045, 1072, 535, 964, 217, and 895 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. 1196 to the Committee on Education.

H. F. Nos. 535, 964, 217 and 895 to the Committee on Governmental Operations.

H. F. Nos. 1126, 1044 and 1045 to the Committee on Labor and Commerce.

H. F. No. 1072 to the Committee on Local Government.

H. F. No. 1312 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.

SECOND READING OF SENATE BILLS

S. F. Nos. 299, 396, 1501, 650, 728, 1490, 912, 1287, 1319, 225, 1026, 218, 1156, 1095, 1521, 1507, 1277, 1302, 138, 1498, 1282, 1181, 605, 1056, 1234, 1463, 1419, 1436, 1341 and 1057 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. No. 212 was read the second time.

MOTIONS AND RESOLUTIONS

Mr. Humphrey moved that the name of Mr. Kirchner be added as co-author to S. F. No. 1744. Which motion prevailed.

Mr. Perpich, A. J. moved that the names of Messrs. Willet and Olson, A. G. be stricken and the names of Messrs. Hansen, Mel and Lord be added as co-authors to S. F. No. 326. Which motion prevailed.

Mr. Perpich, A. J. moved that his name be stricken as chief author and the name of Mr. Arnold be added as chief author to S. F. No. 326. Which motion prevailed.

Mr. Solon moved that S. F. No. 1675 be withdrawn from the Committee on Local Government. Which motion prevailed.

Mr. Solon moved that S. F. No. 1675 be re-referred to the Committee on Taxes and Tax Laws. Which motion prevailed.

Mr. Brown moved that S. F. No. 1422 be withdrawn from the Committee on Local Government. Which motion prevailed.

Mr. Brown moved that S. F. No. 1422 be re-referred to the Committee on Finance. Which motion prevailed.

Mr. Anderson moved that S. F. No. 765 be taken from the table. Which motion prevailed.

Mr. Anderson moved that the Senate do not concur in the amendments by the House to S. F. No. 765 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.

SUSPENSION OF RULES

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

THIRD READING OF SENATE BILLS

S. F. No. 197: A bill for an act relating to corrections; regulating prison industries; authorizing the establishment of private industry within the state prison.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 721: A bill for an act relating to public welfare; clarifying the responsibility of relatives of poor relief expended; amending Minnesota Statutes 1971, Section 261.01, and repealing Minnesota Statutes 1971, Section 261.02.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 994: A bill for an act relating to courts; increasing salary of judge of Tower municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1012: A bill for an act relating to the town of Breitung in the county of St. Louis; conferring certain village powers on said town.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Blatz	Conzemius	Hansen, Baldy	Keefe, J.
Arnold	Borden	Davies	Hansen, Mel	Keefe, S.
Ashbach	Brown	Doty	Hanson, R.	Kirchner
Bang	Chenoweth	Fitzsimons	Hughes	Kleinbaum
Berg	Chmielewski	Frederick	Humphrey	Kowalczyk
Bernhagen	Coleman	Gearty	Jensen	Krieger

Larson	Nelson	Olson, J. L.	Renneke	Stokowski
Laufenburger	North	O'Neill	Schaaf	Tennessen
Lewis	Novak	Patton	Schrom	Thorup
Lord	Ogdahl	Perpich, A. J.	Sillers	Ueland
McCutcheon	Olhoff	Perpich, G.	Solon	Wegener
Milton	Olson, A. G.	Pillsbury	Spear	Willet
Moe	Olson, H. D.	Purfeerst	Stassen	

Messrs. Dunn and Knutson voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1138: A bill for an act relating to taxation; providing that county auditors shall furnish abstract of tax list to certain state officials; amending Minnesota Statutes 1971, Section 275.29.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1137: A bill for an act relating to taxation; providing for the disposition of seized untaxed cigarettes; amending Minnesota Statutes 1971, Section 297.08, Subdivision 3.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	Chmielewski	Hansen, Mel	Kowalczyk	North
Arnold	Coleman	Hanson, R.	Krieger	Novak
Ashbach	Conzemius	Hughes	Larson	Ogdahl
Bang	Davies	Humphrey	Laufenburger	Olhoff
Berg	Doty	Jensen	Lewis	Olson, A. G.
Bernhagen	Dunn	Keefe, J.	Lord	Olson, H. D.
Blatz	Fitzsimons	Keefe, S.	McCutcheon	Olson, J. L.
Borden	Frederick	Kirchner	Milton	O'Neill
Brown	Gearty	Kleinbaum	Moe	Patton
Chenoweth	Hansen, Baldy	Knutson	Nelson	Perpich, A. J.

Perpich, G.	Schaaf	Solon	Stokowski	Ueland
Pillsbury	Schrom	Spear	Tennessen	Wegener
Purfeerst	Sillers	Stassen	Thorup	Willett
Renneke				

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 307: A bill for an act relating to elections; forbidding denial of access to multiple unit dwellings for the purpose of campaigning; providing a penalty.

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

CALL OF THE SENATE

Mr. Spear imposed a call of the Senate on H. F. No. 307. The following Senators answered to their names:

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

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

The question being taken on the passage of the bill,

Mr. Keefe, J. moved that those not voting be excused from voting. Which motion did not prevail.

And the roll being called, there were yeas 34 and nays 33, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

So the bill passed and its title was agreed to.

RECONSIDERATION

Mr. Davies moved that the vote whereby H. F. No. 307 was passed by the Senate on April 4, 1973, be now reconsidered.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 30 and nays 35, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Which motion did not prevail. So the vote was not reconsidered.

THIRD READING OF HOUSE BILLS—CONTINUED

H. F. No. 550: A bill for an act relating to Yellow Medicine county; setting limits for the expenditure of money by the county board of Yellow Medicine county to restore county ditch number 9.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

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

**REPORT FROM THE COMMITTEE ON
RULES AND ADMINISTRATION**

Pursuant to Rule 10, Mr. Coleman, for the Committee on Rules and Administration, designates all of the bills on the General Orders Calendar for Wednesday, April 4, 1973, as a Special Order for today, to be considered immediately.

Mr. Coleman moved the adoption of the foregoing committee report. Which motion prevailed. Report adopted.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1099: A bill for an act relating to taxation; sales and use tax; exempting purchases by certain senior citizen organizations; amending Minnesota Statutes 1971, Section 297A.25; Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1192: A bill for an act relating to taxation; providing for a tax on certain deeds; amending Minnesota Statutes 1971, Section 287.21.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Krieger and Ogdahl voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1194: A bill for an act relating to taxation; tax lists; extension of taxes; amending Minnesota Statutes 1971, Section 275.28, Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1204: A bill for an act relating to taxation; providing for a minimum penalty for failure to file a cigarette use tax return; amending Minnesota Statutes 1971, Section 297.23, by adding a subdivision.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Renneke
Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoft	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	Lewis	O'Neill	Stokowski
Brown	Hanson, R.	Lord	Patton	Tennessen
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Jensen	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1042: A bill for an act relating to courts; setting times for general terms in ninth judicial district, western area; amending Minnesota Statutes 1971, Section 484.17, Subdivisions 11, 12, 13, 14, 15, 16, 17, and 18.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	North	Renneke
Arnold	Doty	Kirchner	Novak	Schaaf
Ashbach	Dunn	Kleinbaum	Ogdahl	Schrom
Bang	Fitzsimons	Knutson	Olhoft	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	Lewis	O'Neill	Stokowski
Brown	Hanson, R.	Lord	Patton	Tennessen
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Ueland
Coleman	Jensen	Moe	Pillsbury	Wegener
Conzemius	Keefe, J.	Nelson	Purfeerst	Willet

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 690: A bill for an act relating to highway traffic regulations; chemical tests for intoxication; manner of taking tests; amending Minnesota Statutes 1971, Section 169.123, Subdivision 3.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 56 and nays 9, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Blatz	Jensen	Novak	Schrom	Ueland
Hansen, Baldy	Lewis	Olson, H. D.	Spear	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 224: A bill for an act relating to witnesses; prohibiting disclosure by chiropractors of certain information obtained in a professional capacity; amending Minnesota Statutes 1971, Section 595.02.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 8, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ashbach	Knutson	North	Pillsbury	Ueland
Jensen	Lewis	Novak		

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1187: A bill for an act relating to handicapped persons; authorizing the use of rubber stamps as the legal signatures of such persons; amending Minnesota Statutes 1971, Section 645.44, Subdivision 14.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 53 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	Olhoft	Solon
Arnold	Davies	Kirchner	Olson, A. G.	Spear
Ashbach	Doty	Kleinbaum	Olson, H. D.	Stassen
Bang	Dunn	Krieger	Olson, J. L.	Stokowski
Berg	Fitzsimons	Larson	Patton	Tennessen
Bernhagen	Frederick	Lewis	Perpich, A. J.	Thorup
Borden	Hansen, Mel	Lord	Perpich, G.	Ueland
Brown	Hanson, R.	Milton	Pillsbury	Wegener
Chenoweth	Hughes	Moe	Purfeerst	Willet
Chmielewski	Humphrey	Nelson	Renneke	
Coleman	Keefe, J.	North	Schaaf	

Those who voted in the negative were:

Blatz	Jensen	McCutcheon	Ogdahl	Schrom
Gearty	Knutson	Novak	O'Neill	Sillers
Hansen, Baldy	Kowalczyk			

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 507: A bill for an act relating to drivers' licenses; instruction permits valid for one year in certain cases; amending Minnesota Statutes 1971, Section 171.05, Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Novak voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 17: A bill for an act abolishing the commission on taxation and production of iron ore and other minerals; repealing Minnesota Statutes 1971, Section 3.923.

Mr. Perpich, G. moved to amend S. F. No. 17 as follows:

Page 1, after line 8 insert:

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

Which motion prevailed. So the amendment was adopted.

S. F. No. 17 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Chmielewski	Dunn	Hanson, R.
Arnold	Blatz	Coleman	Fitzsimons	Hughes
Ashbach	Borden	Conzemius	Gearty	Humphrey
Bang	Brown	Davies	Hansen, Baldy	Jensen
Berg	Chenoweth	Doty	Hansen, Mel	Keefe, J.

Keefe, S.	Lord	Olhoft	Pillsbury	Stassen
Kirchner	McCutcheon	Olson, A. G.	Purfeerst	Stokowski
Kleinbaum	Milton	Olson, H. D.	Renneke	Tennessen
Knutson	Moe	Olson, J. L.	Schaaf	Thorup
Kowalczyk	Nelson	O'Neill	Schrom	Ueland
Krieger	North	Patton	Sillers	Wegener
Larson	Novak	Perpich, A. J.	Solon	Willet
Lewis	Ogdahl	Perpich, G.	Spear	

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

SPECIAL ORDER

S. F. No. 188: A bill for an act relating to welfare; providing for an exemption for personal property used as an abode in determining eligibility for aid to the disabled and medical assistance; amending Minnesota Statutes 1971, Sections 256.457, Subdivision 3; and 256B.07.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 613: A bill for an act relating to the counties of Lake and St. Louis; requiring the counties to provide toilet facilities and other environmental protection measures along the north shore of Lake Superior during the time when the smelt season is open; annually appropriating money; amending Laws 1971, Chapter 121.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Borden	Chmielewski	Davies
Arnold	Bernhagen	Brown	Coleman	Doty
Bang	Blatz	Chenoweth	Conzemius	Dunn

Fitzsimons	Keefe, S.	Milton	O'Neill	Solon
Frederick	Kirchner	Moe	Patton	Spear
Gearty	Kleinbaum	Nelson	Perpich, A. J.	Stassen
Hansen, Baldy	Knutson	North	Perpich, G.	Stokowski
Hansen, Mel	Kowalczyk	Novak	Pillsbury	Tennessee
Hanson, R.	Krieger	Ogdahl	Purfeerst	Thorup
Hughes	Larson	Olhoff	Renneke	Ueland
Humphrey	Lewis	Olson, A. G.	Schaaf	Wegener
Jensen	Lord	Olson, H. D.	Schrom	Willet
Keefe, J.	McCutcheon	Olson, J. L.	Sillers	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1088: A bill for an act relating to the university of Minnesota; appropriating money for certain equipment.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1038: A bill for an act relating to highway traffic regulations; brakes on vehicles; prohibiting the sale or distribution of brake linings unless of a type approved by the commissioner of public safety; amending Minnesota Statutes 1971, Section 169.67, by adding a subdivision.

Mr. Davies moved to amend S. F. No. 1038 as follows:

Page 1, line 15, strike "*the Society*"

Page 1, line 16, strike "*of Automotive Engineers or*"

Which motion prevailed. So the amendment was adopted.

Mr. Purfeerst moved that S. F. No. 1038 be returned to its author. Which motion prevailed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Chmielewski moved that the name of Mr. Solon be added as co-author to S. F. No. 1661. Which motion prevailed.

Mr. Laufenburger moved that the name of Mr. Frederick be added as co-author to S. F. No. 1364. Which motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 7:30 o'clock p.m. Which motion prevailed.

The hour of 7:30 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	Hansen, Baldy	Lewis	Olson, H. D.	Spear
Arnold	Hansen, Mel	Lord	Patton	Stassen
Borden	Hanson, R.	McCutcheon	Perpich, A. J.	Stokowski
Chenoweth	Humphrey	Milton	Perpich, G.	Thorup
Coleman	Josefson	Moe	Purfeerst	Ueland
Conzemius	Keefe, S.	North	Renneke	Wegener
Davies	Kirchner	Novak	Schaaf	Willet
Doty	Krieger	Olhoft	Schrom	
Gearty	Laufenburger	Olson, A. G.	Sillers	

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

SPECIAL ORDER

S. F. No. 906: A bill for an act relating to disabled persons, enacting the uniform duties to disabled persons act; providing a penalty.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1124: A bill for an act relating to public welfare; adopting the interstate compact on the placement of children; amending Minnesota Statutes 1971, Chapter 257, by adding sections.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 678: A bill for an act relating to insurance, motor vehicles; prohibiting certain family policy premium increases for families with a handicapped member.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Kirchner and Laufenburger voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 979: A bill for an act relating to consumer protection; unlawful practices in general; amending Minnesota Statutes 1971, Section 325.79, Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Keefe, J. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 720: A resolution memorializing Congress and the President to stop railroad abandonment.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 46 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kowalczyk	Olson, A. G.	Stassen
Arnold	Gearty	Larson	Olson, H. D.	Stokowski
Berg	Hansen, Baldy	Laufenburger	Olson, J. L.	Thorup
Bernhagen	Hanson, R.	Lord	Perpich, A. J.	Ueland
Chenoweth	Hughes	Milton	Purfeerst	Wegener
Chmielewski	Humphrey	Moe	Renneke	Willet
Coleman	Jensen	Nelson	Schaaf	
Conzemius	Josefson	North	Schrom	
Davies	Keefe, S.	Novak	Solon	
Doty	Knutson	Olhoft	Spear	

Those who voted in the negative were:

Bang	Brown	Keefe, J.	Perpich, G.	Sillers
Blatz	Hansen, Mel	McCutcheon		

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 62 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Keefe, J. and Schaaf voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Chmielewski	Davies	Schrom	Wegener
Berg				

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1165: A bill for an act relating to real property; abolishing tax judgment sales and county auditor's certificates; amending Minnesota Statutes 1971, Chapter 280, by adding a section.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. McCutcheon voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 50 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Moe	Purfeerst
Arnold	Doty	Keefe, J.	Novak	Renneke
Berg	Dunn	Kleinbaum	Ogdahl	Sillers
Bernhagen	Fitzsimons	Knutson	Olhoft	Solon
Blatz	Frederick	Kowalczyk	Olson, A. G.	Stassen
Borden	Hansen, Baldy	Krieger	Olson, H. D.	Stokowski
Brown	Hanson, R.	Larson	O'Neill	Thorup
Chenoweth	Hughes	Lewis	Patton	Ueland
Chmielewski	Humphrey	Lord	Perpich, A. J.	Wegener
Coleman	Jensen	Milton	Perpich, G.	Willet

Those who voted in the negative were:

Davies	Keefe, S.	North,	Schaaf	Spear
Gearty	McCutcheon	Olson, J. L.	Schrom	Tennessen
Hansen, Mel	Nelson			

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 304: A bill for an act relating to game and fish; senior citizens' fishing licenses; amending Minnesota Statutes 1971, Section 98.47, Subdivision 14.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 602: 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.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the bills not considered under Special Orders today be returned to the General Orders Calendar. Which motion prevailed.

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. Bernhagen in the chair.

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

S. F. No. 488, which the committee recommends to pass with the following amendment offered by Mr. Doty:

Page 1, line 28, following the word "*act*" insert the following:

"relating to the taking of wild rice or other aquatic vegetation"

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

Page 1, strike lines 28 through 31

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 22 and nays 35, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Josefson	Krieger	Sillers
Berg	Hansen, Baldy	Keefe, J.	Olson, J. L.	Ueland
Blatz	Hansen, Mel	Kleinbaum	Patton	
Brown	Hanson, R.	Knutson	Pillsbury	
Dunn	Jensen	Kowalczyk	Renneke	

Those who voted in the negative were:

Anderson	Chmielewski	Davies	Gearty	Keefe, S.
Arnold	Coleman	Doty	Hughes	Kirchner
Borden	Conzemius	Frederick	Humphrey	Larson

Lewis	Moe	Olson, H. D.	Schaaf	Stokowski
Lord	Nelson	Perpich, A. J.	Schrom	Tennessen
McCutcheon	North	Perpich, G.	Solon	Thorup
Milton	Olhoft	Purfeerst	Spear	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 41 and nays 23, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Olhoft	Stokowski
Arnold	Fitzsimons	Kleinbaum	Olson, H. D.	Tennessen
Ashbach	Gearty	Larson	Perpich, A. J.	Thorup
Berg	Hansen, Mel	Lewis	Perpich, G.	Wegener
Borden	Hanson, R.	Lord	Purfeerst	Willet
Chenoweth	Hughes	McCutcheon	Schaaf	
Coleman	Humphrey	Milton	Schrom	
Conzemius	Keefe, J.	Moe	Solon	
Davies	Keefe, S.	North	Spear	

Those who voted in the negative were:

Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Sillers
Blatz	Hansen, Baldy	Krieger	O'Neill	Stassen
Brown	Jensen	Nelson	Patton	Ueland
Chmielewski	Josefson	Novak	Pillsbury	
Dunn	Knutson	Ogdahl	Renneke	

So the committee recommends S. F. No. 488 to pass as amended.

S. F. No. 160, which the committee recommends progress, subject to the following motion:

Mr. Frederick moved to amend S. F. No. 160, as follows:

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

"Section 1. The legislature recognizes the entire food industry in the nation as leaders in the world in providing wholesome, nutritious, fresh and clean food to its citizens and to others. The Minnesota department of agriculture is hereby authorized and empowered to make those rules and regulations that they may find necessary and beneficial to the consumer, relating to dating of perishable foods, to assure the continuation and degree of improvement reasonable and feasible, to provide people with wholesome, nutritious, fresh and clean food.

Sec. 2. [DEFINITION.] Subdivision 1. As used in this act, the following term shall have the meaning ascribed to it.

Subd. 2. "Commissioner" means the commissioner of agriculture or designee.

Sec. 3. The commissioner shall administer and enforce the provisions of this act by regulations adopted pursuant to the administrative procedure act.

Sec. 4. [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. 5. [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. 6. [ENFORCEMENT.] In enforcing the provisions of this act, the commissioner may receive complaints and investigate possible violations. The commissioner and his employees shall have reasonable 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. 7. [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. 8. Nothing in this act shall apply to any sale exempt from a license by the Minnesota Constitution, Article I, Section 18.

Sec. 9. [EFFECTIVE DATE.] This act shall be effective as to all perishable food manufactured or processed on or after October 1, 1973."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 41 and nays 24, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Borden	Gearty	Lord	Olhoff	Spear
Chenoweth	Hughes	Milton	Perpich, A. J.	Stokowski
Coleman	Humphrey	Moe	Purfeerst	Tennessen
Davies	Keefe, S.	North	Schaaf	Thorup
Doty	Lewis	Novak	Solon	

Which motion prevailed. So the amendment was adopted.

The committee then progressed S. F. No. 160.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Laufenburger moved that the vote whereby S. F. No. 681 failed to pass the Senate on April 2, 1973 be now reconsidered.

CALL OF THE SENATE

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

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

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

The question being taken on the adoption of the motion to reconsider,

Mr. Coleman moved that those not voting be excused from voting. Which motion prevailed.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

Which motion prevailed. So the vote was reconsidered.

S. F. No. 681: A bill for an act relating to sheriffs; providing for qualifications; amending Minnesota Statutes 1971, Section 387.01.

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

The question being taken on the passage of the bill,

Mr. Davies moved that Mr. Larson be excused from the remainder of today's session. Which motion prevailed.

And the roll being called, there were yeas 35 and nays 31, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Thursday, April 5, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.