

### THIRTY-THIRD DAY

St. Paul, Minnesota, Monday, April 9, 1973.

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

Prayer by the Chaplain.

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

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

Quorum present.

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

### MEMBERS EXCUSED

Mr. Krieger was excused from the Session of today.

### REPORTS FILED WITH THE SECRETARY OF THE SENATE

The following reports were received and filed by the Secretary of the Senate: Committee on Commerce and Insurance, Subcommittee on Commerce and Consumer Affairs, 1971-1972 Interim; Biennial Report of the Department of Labor and Industry, July 1, 1970 through June 30, 1972; Minnesota Constitutional Study Commission, Final Report, February, 1973; Minnesota Constitutional Study Commission, Amendment Process Committee Report, November, 1972; Minnesota Constitutional Study Commission, Bill of Rights Committee Report, November, 1972; Minnesota Constitutional Study Commission, Education Committee Report, November, 1972; Minnesota Constitutional Study Commission, Executive Branch Committee Report, November, 1972; Minnesota Constitutional Study Commission, Finance Committee Report,

November, 1972; Minnesota Constitutional Study Commission, Intergovernmental Relations and Local Government Committee Report, November, 1972; Minnesota Constitutional Study Commission, Judicial Branch Committee Report, November, 1972; Minnesota Constitutional Study Commission, Legislative Branch Committee Report, November, 1972; Minnesota Constitutional Study Commission, Natural Resources Committee Report, November, 1972; Minnesota Constitutional Study Commission, Transportation Committee Report, November, 1972; Department of Aeronautics, Biennial Report, July 1, 1970 through June 30, 1972; Department of Public Safety, Minnesota Crime Information 1971; Minnesota Commission on Interstate Cooperation, Biennial Report to the Governor and the Legislature, 1971-1973; State Auditor's Quarterly Report, December 31, 1972; Biennial Report of the Commissioner of Highways, July 1, 1970 to June 30, 1972.

#### EXECUTIVE AND OFFICIAL COMMUNICATIONS

April 3, 1973

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

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

Paul Thuet, 228 Grand Avenue, South St. Paul, Dakota County, has been appointed by me to the Metropolitan Council, effective April 3, 1973, for a term expiring the first Monday of January, 1979.

Sincerely,  
Wendell R. Anderson, Governor

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

#### INTRODUCTION OF BILLS

Mr. Chmielewski introduced—

S. F. No. 1804: A bill for an act relating to the operations of the state government; defining services for state departments; appropriating moneys; amending Minnesota Statutes 1971, Section 16.80, Subdivision 1.

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

Mr. Chmielewski introduced—

S. F. No. 1805: A bill for an act relating to the state parks working capital fund; amending Minnesota Statutes 1971, Section 85.22, Subdivision 2a.

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

Mr. Chmielewski introduced—

S. F. No. 1806: A bill for an act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

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

Messrs. Bernhagen, Laufenburger and Frederick introduced—

S. F. No. 1807: A bill for an act relating to highways; cooperative agreements between the commissioner of highways and municipalities; restricting the terms thereof; amending Minnesota Statutes 1971, Section 161.38, by adding a subdivision.

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

Messrs. Keefe, J.; Arnold and Hanson, R. introduced—

S. F. No. 1808: A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

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

Messrs. Borden, Humphrey and Keefe, S. introduced—

S. F. No. 1809: A bill for an act relating to commerce; requiring the provision of certain information to consumers; providing remedies; amending Minnesota Statutes 1971, Chapter 325, by adding a section.

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

Messrs. Keefe, J.; Spear and O'Neill introduced—

S. F. No. 1810: A bill for an act relating to taxation and the improvement of waterways; appropriating money; amending Minnesota Statutes 1971, Sections 296.01, Subdivisions 6, 17 and 19; 296.02, Subdivision 6; 296.025, Subdivisions 1, 3, and 5, and adding a subdivision; 296.12, Subdivisions 3, 4, 5 and 6; 296.14, Subdivision 2; 296.16, Subdivisions 1 and 2; 296.17, Subdivision 5; 296.18, Subdivisions 1 and 2; and 296.421, Subdivision 3, and adding subdivisions; repealing Minnesota Statutes 1971, Section 296.421, Subdivisions 4 and 5.

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

Messrs. Lewis; Keefe, J. and Perpich, A. J. introduced—

S. F. No. 1811: A bill for an act relating to taxation; gasoline and gasoline substitutes; exempting liquid petroleum gas used to propel certain vehicles from certain taxes.

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

Mr. Olson, H. D. introduced—

S. F. No. 1812: A bill for an act relating to Fairlakes state junior college; operating funds for temporary quarters; appropriating money.

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

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

S. F. No. 1813: A bill for an act relating to commerce; providing for the use of Minnesota law in certain consumer transactions; amending Minnesota Statutes 1971, Section 336.1-105.

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

Messrs. Davies, Blatz and Novak introduced—

S. F. No. 1814: A bill for an act relating to the affairs of decedents; providing for the validity and effect of certain nontestamentary and testamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect, and powers of attorney over accounts.

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

Messrs. Davies, O'Neill and Gearty introduced—

S. F. No. 1815: A bill for an act relating to homestead exemptions; defining a homestead and limiting the exemption thereof; repealing Minnesota Statutes 1971, Chapter 510.

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

Mr. Olson, H. D. introduced—

S. F. No. 1816: A bill for an act relating to Fairlakes state junior college; operating funds for temporary quarters; appropriating money.

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

Messrs. Hughes, Doty and Olson, J. L. introduced—

S. F. No. 1817: A bill for an act relating to post-secondary education; appropriating money to support innovative activities for improving post-secondary education.

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

Messrs. Ogdahl, Lewis and Spear introduced—

S. F. No. 1818: A bill for an act relating to divorce; custody and support of children on judgment; amending Minnesota Statutes 1971, Section 518.17.

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

Messrs. Ogdahl, Gearty and Spear introduced—

S. F. No. 1819: A bill for an act relating to divorce; annulment and separate maintenance and disposition of property; amending Minnesota Statutes 1971, Sections 518.58; 518.61; 518.64; 518.65; and Chapter 518, by adding a section; repealing Minnesota Statutes 1971, Sections 518.59 and 518.63.

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

Messrs. Purfeerst, Chmielewski and Sillers introduced—

S. F. No. 1820: A bill for an act relating to taxation; taxes upon real property; establishing an income tax credit for property taxes paid by certain disabled veterans; appropriating money.

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

Mr. Solon introduced—

S. F. No. 1821: A bill for an act relating to taxation; tax on oleomargarine; amending Minnesota Statutes 1971, Section 33.171; repealing Minnesota Statutes 1971, Sections 33.10; 33.11; 33.12 to 33.17; and 270.051, Subdivision 1.

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

Messrs. Nelson and Humphrey introduced—

S. F. No. 1822: A bill for an act relating to the village of New Hope; authorizing the village of New Hope to refund certain temporary improvement bonds.

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

Messrs. Krieger, Thorup and Laufenburger introduced—

S. F. No. 1823: A bill for an act relating to highway traffic regulations; speed restrictions; authorizing local authorities to reduce speed limits on certain portions of highways and streets during school hours; amending Minnesota Statutes 1971, Section 169.14, Subdivision 5, and by adding a subdivision.

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

Messrs. Larson, Chmielewski and Laufenburger introduced—

S. F. No. 1824: A bill for an act relating to motor carriers; permit carriers; providing that permits may be assigned or transferred under certain conditions; amending Minnesota Statutes 1971, Section 221.151, Subdivision 1; and repealing Minnesota Statutes 1971, Section 221.151, Subdivision 2.

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

Mr. Bernhagen introduced—

S. F. No. 1825: A bill for an act relating to the Minnesota historical society; appropriating money for repairs to the Ness Memorial Cemetery Association.

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

Messrs. Conzemius, Krieger and Tennesen introduced—

S. F. No. 1826: A bill for an act relating to corrections; community corrections centers; amending Minnesota Statutes 1971, Section 241.31, Subdivisions 1 and 7.

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

Mr. Novak, for the Committee on Finance introduced—

S. F. No. 1827: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1973; appropriating money therefor.

Which was read the first time and under the rules of the Senate laid over one day.

Mr. Perpich, A. J. introduced—

S. F. No. 1828: A bill for an act relating to taxation; regulating the distribution of certain state delinquent property tax collections.

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

Mr. Olson, H. D. introduced—

S. F. No. 1829: A bill for an act relating to regulated industries; certain industries regulated by the department of public service; authorizing fees to defray costs of the department in giving notice in contested cases; defining terms; prescribing conditions for the granting of permits to certain carriers and prescribing conditions for the transfer thereof; specifying the form of license application for livestock buyers; amending Minnesota Statutes 1971, Sections 216.161; 221.011, Subdivisions 12 and 22; 221.101; 221.121, Subdivision 1; 221.131; 221.141; 221.151, Subdivision 2; 221.281; 221.291; and 239.18, Subdivision 2.

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

Mr. Olson, H. D. introduced—

S. F. No. 1830: A bill for an act relating to regulated industries; providing for the regulation, licensing and bonding of warehouses used for the storing, shipping, purchasing and handling of grain and related products; providing penalties; repealing Minnesota Statutes 1971, Chapter 232.

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

Mr. Stokowski introduced—

S. F. No. 1831: A bill for an act relating to the claim of Mrs. Peter (Dorothy T.) Chura; arising from injury suffered at Minnesota state fair; appropriating money for the payment thereof.

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

Mr. Hansen, Baldy introduced—

S. F. No. 1832: A bill for an act relating to taxes on and measured by net income; net capital gain defined; amending Minnesota Statutes 1971, Section 290.16, Subdivision 5.

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

Mr. Hansen, Baldy introduced—

S. F. No. 1833: A bill for an act relating to railroads; regulating the disposition of railroad lands upon abandonment of railroad trackage.

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

Mr. Hansen, Baldy introduced—

S. F. No. 1834: A bill for an act relating to insurance; regulating the taxation of insurance companies; amending Minnesota Statutes 1971, Section 60A.15, Subdivisions 1 and 2a, and by adding subdivisions; repealing Minnesota Statutes 1971, Sections 60A.15, Subdivision 2; 61A.49; 64A.44; and 71A.04.

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

Mr. Hansen, Baldy introduced—

S. F. No. 1835: A bill for an act relating to trust companies; permitting the purchase and investment by such companies in certain farm loan bonds; amending Minnesota Statutes 1971, Section 48.67.

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

Messrs. Hansen, Baldy and Schrom introduced—

S. F. No. 1836: A bill for an act relating to insurance; prescribing time within which suit for recovery of claim under hail insurance policy must be commenced; amending Minnesota Statutes 1971, Section 65A.26.

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

Mr. Hansen, Baldy introduced—

S. F. No. 1837: A bill for an act relating to savings banks; specifically authorizing such banks to invest in certain types of bonds; amending Minnesota Statutes 1971, Section 50.14, Subdivision 8.

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

Mr. Hansen, Baldy introduced—

S. F. No. 1838: A bill for an act relating to crimes and criminals; issuance of worthless check; providing a penalty; amending Minnesota Statutes 1971, Section 609.535, Subdivision 2.

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

Messrs. Milton, O'Neill and Conzemius introduced—

S. F. No. 1839: A bill for an act relating to public health; practicing without a license; physicians' assistants; amending Minnesota Statutes 1971, Section 147.10.



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

Messrs. Hughes, Kirchner and Olson, A. G. introduced—

S. F. No. 1840: A bill for an act relating to bicycles; providing for a statewide bicycle registration system; providing penalties for violation thereof.

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

Messrs. Brown, Solon and Knutson introduced—

S. F. No. 1841: A bill for an act relating to public welfare, mental health; providing state matching grants for the construction of cottage-type units for the residential care of mentally retarded persons; appropriating money therefor.

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

Messrs. Moe, McCutcheon and Purfeerst introduced—

S. F. No. 1842: A bill for an act relating to the operation of the state; department of administration; authorizing state institutions to make certain local and direct purchases of drugs; amending Minnesota Statutes 1971, Section 16.34.

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

Messrs. Purfeerst, Conzemius and Knutson introduced—

S. F. No. 1843: A bill for an act relating to Independent School District No. 659 and Area Vocational-Technical School District No. 917; authorizing Independent School District No. 659 to join Area Vocational-Technical School District No. 917.

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

Messrs. Hughes, Krieger and Conzemius introduced—

S. F. No. 1844: A bill for an act relating to education; teaching practices and certification; providing a penalty; appropriating money; amending Minnesota Statutes 1971, Sections 125.04; 125.05, Subdivisions 1 and 2; 125.06; 125.08; 125.09; 125.181; 125.182; 125.183; 125.184; and 125.185.

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

Messrs. Kleinbaum, Larson and Willet introduced—

S. F. No. 1845: A bill for an act relating to claims, adjusted compensation for military service.

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

Messrs. Milton, Spear and Tennesen introduced—

S. F. No. 1846: A resolution memorializing the President and Congress to restore federal support for Comprehensive Neighborhood Health Centers.

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

Messrs. Lewis, Kirchner and Perpich, A. J. introduced—

S. F. No. 1847: A bill for an act changing the name of the department of taxation to the department of revenue; amending Minnesota Statutes 1971, Section 270.02.

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

Mr. Perpich, G. introduced—

S. F. No. 1848: A bill for an act relating to St. Louis county; providing certain benefits for employees of the county board of education for unorganized territory; authorizing certain taxes; amending Laws 1971, Chapter 665, Sections 1, 2 and 3.

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

Messrs. Jensen, Krieger and Ashbach introduced—

S. F. No. 1849: A bill for an act relating to the iron range resources and rehabilitation commission; abolishing the commission and office of the commissioner; cancelling appropriations and transferring functions and powers therefrom; repealing Minnesota Statutes 1971, Sections 298.22 and 298.23.

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

Messrs. Olhoft, Moe and Willet introduced—

S. F. No. 1850: A bill for an act relating to wild animals; altering certain provisions regarding commercial fishing in Lake Superior; amending Minnesota Statutes 1971, Sections 98.46, Subdivision 12; 102.28, Subdivisions 2 and 4; repealing Laws 1963, Chapter 70, Section 1.

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

Mr. Borden introduced—

S. F. No. 1851: A bill for an act relating to the Crow Wing county welfare board and the county nursing home board; providing for increased compensation.

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

Messrs. Brown and Conzemius introduced—

S. F. No. 1852: A bill for an act relating to taxation; railroad gross earnings; increase in rates; appropriating money; amending Minnesota Statutes 1971, Section 295.02.

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

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

S. F. No. 1853: A bill for an act relating to commerce; prohibiting certain practices; providing remedies; amending Minnesota Statutes 1971, Chapter 332, by adding sections.

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

Messrs. Conzemius, O'Neill and Coleman introduced—

S. F. No. 1854: A bill for an act appropriating money to the commissioner of administration to pay a portion of the expenses of sending the Minnesota Youth Symphony to Romania to perform.

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

Messrs. Tennesen, Ogdahl and Keefe, S. introduced—

S. F. No. 1855: A bill for an act relating to city, village, or borough programs of public recreation and playgrounds, the acquisition and betterment of land, buildings, and other facilities therefor, including cultural facilities, and the leasing and sale of such facilities to nonprofit corporations engaged in such programs; amending Minnesota Statutes 1971, Section 471.191, Subdivision 1.

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

Messrs. Nelson and Milton introduced—

S. F. No. 1856: A bill for an act relating to insurance; creating a catastrophic health insurance plan; providing a deduction from gross income; appropriating money; amending Minnesota Statutes 1971, Section 290.09, Subdivision 10.

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

Messrs. Olhoft, Bernhagen and Olson, H. D. introduced—

S. F. No. 1857: A bill for an act relating to safety in the use of waters of this state; amending Minnesota Statutes 1971, Section 361.215.

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

Messrs. Chmielewski and Arnold introduced—

S. F. No. 1858: A bill for an act relating to auxiliary forests; restricting the creation of new auxiliary forests and the extension of existing auxiliary forest contracts; amending Minnesota Statutes 1971, Chapter 88, by adding a section.

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

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

S. F. No. 1859: A bill for an act relating to courts; prescribing times for general terms of district court, fifth judicial district; amending Minnesota Statutes 1971, Section 484.13.

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

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

S. F. No. 1860: A bill for an act relating to standards of weight and measure; providing for the gradual implementation and instruction concerning the metric system of weights and measures.

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

Messrs. Knutson, Stassen and Conzemius introduced—

S. F. No. 1861: A bill for an act relating to education; prescribing accounting and reporting system for all school districts.

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

Messrs. Davies, Blatz and Thorup introduced—

S. F. No. 1862: A bill for an act relating to the uniform commercial code; the holding and transferring of investment securities; amending Minnesota Statutes 1971, Sections 336.8-102; 336.8-320; and Chapter 520, by adding a section.

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

Messrs. Tennesen, Ogdahl and Humphrey introduced—

S. F. No. 1863: A bill for an act relating to the metropolitan council; providing for the election of the members, relating to the powers and duties of the council, consolidating and clarifying the relationship between the council and the metropolitan area transit, airport and sewer service functions; amending Minnesota Statutes 1971, Chapter 473B, by adding a section; Sections 473B.02, Subdivisions 1, 2, 4, 5, and 6, and by adding subdivisions; and 473B.06, Subdivision 6; repealing Minnesota Statutes 1971, Section 473B.02, Subdivision 3.

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

Messrs. Tennesen, Ogdahl and Davies introduced—

S. F. No. 1864: A bill for an act relating to the term of office of the comptroller and of the treasurer of the city of Minneapolis.

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

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

S. F. No. 1865: A bill for an act relating to plumbers; fees for examination and licensing; amending Minnesota Statutes 1971, Section 326.42.

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

Messrs. Lewis, Gearty and Schaaf introduced—

S. F. No. 1866: A bill for an act relating to health; authorizing the governor to enter into an agreement with the United States to take over responsibility for regulation of radiation sources.

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

Mr. Wegener introduced—

S. F. No. 1867: A bill for an act relating to Morrison county; providing for increased compensation for county welfare board; amending Laws 1967, Chapter 818, Section 1.

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

Messrs. Tennesen, McCutcheon and Solon introduced—

S. F. No. 1868: A bill for an act relating to the practices of chiropractic; providing additional powers to the board of chiropractic examiners; amending Minnesota Statutes 1971, Section 148.04.

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

Messrs. Tennesen, Thorup and Krieger introduced—

S. F. No. 1869: A bill for an act relating to insurance; the merger and consolidation of insurance companies; permitting the issuance of securities of a corporation which is not a merging or consolidating corporation or the payment of cash; amending Minnesota Statutes 1971, Section 60A.16, Subdivision 2.

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

Mr. Chmielewski introduced—

S. F. No. 1870: A bill for an act relating to withdrawal from sale of state owned lands on meandered lakes; amending Minnesota Statutes 1971, Section 92.45.

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

Mr. Olson, A. G. introduced—

S. F. No. 1871: A bill for an act relating to state lands; surplus real estate; providing that sales of state lands to municipalities or school districts be made at 50 percent of appraised value; amending Minnesota Statutes 1971, Section 94.10, Subdivision 1.

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

Messrs. Olson, A. G. and Wegener introduced—

S. F. No. 1872: A bill for an act relating to counties; removing numerous limitations on tax levies; amending Minnesota Statutes 1971, Sections 12.26, Subdivisions 2 and 4; 18.022, Subdivision 2; 38.27, Subdivision 1; 38.36; 40.07, Subdivision 15; 121.712, Subdivision 2; 134.12, Subdivision 3; 145.51, Subdivisions 1 and 2; 163.05, Subdivision 1; 163.06, Subdivision 1; 193.145, Subdivision 2; 245.62; 245.65, Subdivision 1; 252.22; 252.24, Subdivision 4; 275.09, Subdivision 2; 282.38, Subdivision 2; 373.25, Subdivision 1; 373.27, Subdivisions 1 and 2; 375.33, Subdivisions 1 and 2; 376.19; 376.20; 376.28; 381.12, Subdivision 2; 398.33, Subdivisions 1 and 6; 399.07, Subdivision 2; 400.11; 471.16, Subdivision 2; 471.63, Subdivision 2; and Laws 1951, Chapter 289, Section 3; repealing Minnesota Statutes 1971, Sections 38.27, Subdivision 2; 163.05, Subdivisions 2, 3, 4 and 5; 400.12; and Laws 1969, Chapter 905, Section 2.

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

Messrs. Olson, A. G. and Coleman introduced—

S. F. No. 1873: A bill for an act relating to levy limitations of municipalities and counties; amending Minnesota Statutes 1971, Chapter 275, by adding sections; and Sections 275.50, Subdivisions 2, 4 and 5; 275.51, Subdivisions 1, 2, 3 and 4, and adding a subdivision; 275.52, Subdivisions 2 and 3; 275.53, Subdivisions 1 and 3; 275.55; and 414.01, by adding a subdivision.

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

### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of reports pertaining to appointments. Which motion prevailed.

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

S. F. No. 1347: A bill for an act relating to the administration of state government; authorizing certain agencies to make direct purchases under certain conditions; amending Minnesota Statutes 1971, Section 16.06, by adding a subdivision.

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

Page 1, line 12, after "\$200" and before the comma, insert "*per client*";

Page 1, line 13, strike "*persons*" and insert "*clients*";

Page 1, line 18, strike "*persons*" and insert "*clients*".

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

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

H. F. No. 205: A bill for an act relating to the supreme court; appropriating money for its facilities.

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

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

H. F. No. 240: A bill for an act relating to highway traffic regulations; littering; providing a penalty; amending Minnesota Statutes 1971, Section 169.42.

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

Page 1, line 5, strike "*public or private*" and insert in lieu thereof "*street or*"; strike "*or road*" and insert in lieu thereof "*or upon any public or privately owned land adjacent thereto without the owner's consent*"

Line 9, strike "*, including*"; after "*matter*" insert "*or any other substance likely to injure any person, animal or vehicle upon any such street or highway.*"

Strike lines 10 through 17.

Page 2, strike lines 8 through 11.

Line 13, after "*conviction*" insert "*of*"; after "*act*" insert "*of a person operating a motor vehicle*"

Line 17, delete "*state highway patrol*" and insert in lieu thereof "*Department of Highways*"

Renumber subdivisions accordingly.

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. 1618: A bill for an act relating to Nicollet county; authorizing an increased annual appropriation to the county extension committee.

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. 1535: A bill for an act relating to towns; powers of town boards within certain areas; amending Minnesota Statutes 1971, Section 366.01, Subdivision 2.

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

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

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

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

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



S. F. No. 903: A bill for an act relating to courts; jury trials; number of jurors; challenges; amending Minnesota Statutes 1971, Sections 546.10 and 631.27.

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

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

S. F. No. 899: A bill for an act relating to Hennepin county municipal court; providing that the assistant court administrator serve at the pleasure of the administrator; amending Minnesota Statutes 1971, Section 488A.025, Subdivision 3.

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. 826: A bill for an act relating to real property; subdivision plats; parks and playgrounds; providing municipalities with the option of electing land or cash contributions from developers for parks and playgrounds; amending Minnesota Statutes 1971, Section 462.358, Subdivision 2.

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

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

"Section 1. Minnesota Statutes 1971, Section 462.358, Subdivision 2, is amended to read:

Subd. 2. [TERMS OF REGULATIONS.] Subdivision regulations shall require that a proposed subdivision plat shall be in conformity with the official map if such exist. In establishing requirements for the location and width of streets, the municipality shall take into consideration anticipated traffic needs and the prospective character of the development and make any reasonable requirements therefor. As a condition to the approval of any subdivision plat of lands to which the regulations apply, subdivision regulations may prescribe requirements concerning the extent and manner in which streets shall be graded and improved, and electric and gas distribution lines or piping, water, sewer, or other facilities shall be installed. The regulations may provide, or authorize the governing body or other platting authority to provide, that, in lieu of the completion of such work before the final approval of the plat, the governing body or platting authority may accept or require a contract secured by a cash deposit, certified check, or a bond in an amount and with surety and conditions satisfactory to it, to assure the municipality that such improvements and utilities will be actually constructed and installed according to the specifications approved by the governing body or platting authority as expressed in the contract; and the municipa-

lity may enforce such contracts by appropriate legal and equitable remedies. The subdivision regulations may require that in appropriate plots of subdivisions to be developed for residential, commercial, industrial or other uses, or as a planned unit development which includes residential, commercial and industrial uses, or any combination thereof, that a reasonable portion of each proposed subdivision be dedicated to the public for public use as parks, and playgrounds, or storm water holding areas or ponds, or that the subdivider at his option in subdivisions in excess of 30 acres, contribute an equivalent amount in cash based on the fair market value of the undeveloped land value, as defined by the regulations, provided that cash payments received under such regulations shall be placed in a special fund by the municipality and used only for the acquisition of land for parks and playgrounds and storm water holding areas or ponds, development of existing park and playground sites and storm water holding areas or ponds, and debt retirement in connection with land previously acquired for parks and playgrounds and storm water holding areas or ponds. In residential subdivisions of less than 30 acres, the subdivision regulations may provide that the subdivider, at the municipality's option, in lieu of the dedication of land for public use, contribute an equivalent amount in cash based on the undeveloped land value as defined by the regulations, for use as above provided. The subdivision regulations, in setting forth the reasonable portion of each proposed subdivision to be dedicated to the public for public use as provided above, may take into consideration the open space, park, recreational or common areas and facilities which the subdivider has provided for the exclusive use of the residents of the subdivision."

Amend the title by striking it and inserting in lieu thereof:

"A bill for an act relating to municipalities; subdivision regulations; authorizing municipalities to require dedication of land or cash equivalent for certain public purposes in residential, commercial, industrial and other developments; amending Minnesota Statutes 1971, Section 462.358, Subdivision 2."

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. 1386: A bill for an act relating to income taxation; defining a unit investment trust; providing a unit investment trust is not person, corporation, partnership, trust or investment company; amending Minnesota Statutes 1971, Section 290.01, by adding a subdivision.

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

Page 2, line 12, strike "subsection" and insert "subdivision"

Page 2, line 14, strike "this" and insert "a"

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. 1503: A bill for an act relating to natural resources; the production, procurement, distribution, and planting of trees, shrubs, and vines for conservation purposes; amending Minnesota Statutes 1971, Sections 89.36, Subdivision 2; 89.37, by adding a subdivision; 89.38; and Chapter 89, by adding a section; repealing Minnesota Statutes 1971, Sections 89.31 through 89.34, and 89.40.

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

Page 3, line 12, strike "*upon*" and insert in lieu thereof "*the day following its*"

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. 1582: A bill for an act relating to agriculture, beef industry promotion board; appropriating money.

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

Page 1, after line 29, insert:

"Subd. 4. The per diem expenses allowed to members of the Beef Industry Advisory Board pursuant to Minnesota Statutes, Section 17.60, shall not exceed \$35 per day."

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

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

S. F. No. 902: A bill for an act relating to natural resources; providing state recognition and implementation of the Lower St. Croix River Act of 1972; prescribing powers and duties of state and local governments in relation thereto; amending Minnesota Statutes 1971, Chapter 85, by adding a section.

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

Page 1, line 10, strike "85" and insert in lieu thereof "104"

Page 1, line 12, strike "85.33" and insert in lieu thereof "104.25"

Page 2, after line 8, insert:

*"The commissioner shall make the proposed comprehensive master plan available to affected local governmental bodies, shoreland owners, conservation and outdoor recreation groups, and the*

*general public. Not less than 60 days after making such information available, the commissioner shall conduct a public hearing on the proposed comprehensive master plan in the county seat of each county which contains a portion of the area covered by the comprehensive master plan, in the manner provided in chapter 15."*

Page 2, line 13, after "acquisition" and before "of" insert ", by the commissioner of administration for the commissioner of natural resources,"

Page 2, line 13, after "gift" strike "," and insert in lieu thereof "or"

Page 2, line 14, strike " , or eminent domain,"

Page 3, line 9, strike "stand" and insert in lieu thereof "state"

Amend the title in line 8 by striking "85" and insert in lieu thereof "104"

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

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

S. F. No. 861: A bill for an act relating to Independent School District Number 707 in St. Louis county; providing an exemption therefor from the provisions of Minnesota Statutes 1971, Sections 122.41 to 122.52.

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

Page 1, line 9, after "Statutes" delete "1971"

After line 11, insert the following:

"Sec. 2. Any student residing in Independent School District No. 707 who successfully completes the elementary school of that district shall have the right to attend as a non-resident the nearest secondary school in the St. Louis county unorganized territory or its successor district with tuition to be paid by the resident school district in accordance with Minnesota Statutes Section 124.18, Subdivision 2, and he may attend a secondary school in any other district which is willing to accept him under the same conditions."

Renumber Sec. 2 as Sec. 3.

Further, amend the title as follows:

Page 1, line 5, after "Statutes" delete "1971"

Line 6, after "122.52" and before the period insert ", allowing tuition to be paid in accordance with Section 124.18, Subdivision 2".

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. 1476: A bill for an act relating to natural resources; authorizing the commissioner to charge fees for certain water permits and underground gas or liquid storage permits; amending Minnesota Statutes 1971, Sections 84.58, by adding a subdivision; 105.41, Subdivision 5; and 105.44, by adding a subdivision.

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

Page 3, line 8, after *"include"* add the word *"actual"*

Page 1, line 22, after *"and"* and before *"inspecting"* insert *"the actual"*

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

H. F. No. 803: A resolution memorializing Congress to further restrict deductions for "tax loss farming."

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

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

S. F. No. 849: A bill for an act relating to taxes on and measured by net income; income; education cost deduction; amending Minnesota Statutes 1971, Section 290.086, Subdivision 8.

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

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

S. F. No. 1119: A bill for an act relating to employment and employment opportunities of youths; directing the department of manpower services to research programs providing employment opportunities for youth and to initiate additional programs therefor; and appropriating money.

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

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

S. F. No. 612: A bill for an act relating to employment; prohibiting lie detector tests of employees or prospective employees; providing a penalty.

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

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

"Section 1. [LIE DETECTOR TESTS OF EMPLOYEES OR PROSPECTIVE EMPLOYEES PROHIBITED.] No employer or agent thereof shall suggest, request or require a polygraph or any test purporting to test the honesty of any employee or prospective employee. An employer or agent violating this section is guilty of a misdemeanor.

Sec. 2. [DISCLOSURE OF LIE DETECTOR TESTS PROHIBITED.] No person shall disclose that another person has taken a polygraph or any test purporting to test honesty or the results of that test except to the individual tested. If such a test is given after the effective date of this act and at the employee's request, the results may be given only to persons authorized by the employee to receive the results. A person who violates this section is guilty of a misdemeanor."

Amend the title by striking lines 2 through 5 and inserting in lieu thereof:

"Relating to employment; prohibiting polygraph or other tests purporting to test the honesty of employees or prospective employees; providing a penalty."

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

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

S. F. No. 541: A bill for an act relating to drainage; providing for appeals from joint county ditch authority to district court; amending Minnesota Statutes 1971, Sections 106.015, Subdivision 3; and 106.631, Subdivisions 1, 4 and 6.

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

Page 4, after line 11 add a new section to read:

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

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

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

S. F. No. 1035: A bill for an act relating to courts; setting compensation of jurors; amending Minnesota Statutes 1971, Section 357.26, Subdivision 1.

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

Page 1, after line 18 add a new section to read:

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

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. 1497: A bill for an act relating to the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, Washington and Wright; authorizing each county board of commissioners to provide for the appointment rather than the election of the county auditor, county treasurer, register of deeds and sheriff, to assume and perform the duties and functions of those offices, and provide for the abolishment, consolidation or restructuring of such offices and of any agencies, boards, commissions or departments of the county.

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

Page 1, line 25, after "Scott," add "and"

Line 25, after "Washington" strike the remainder of the line and lines 26 and 27

Line 28, before "authorize" insert "to" and after "the" and before "reorganization" insert "transfer,"

Line 29, after "of" strike "such" and insert in lieu thereof "certain" and after "functions" insert "of currently elected offices"

Line 31, strike "independedent" and insert in lieu thereof "independent"

Page 2, line 2, strike "any or"

Line 3, strike "or" and insert in lieu thereof "and"

Line 12, after "through" and before "department" insert "a county administrator or through"

Line 26, after "Subd. 3" strike the remainder of the line, strike line 27, and in line 28 strike "deeds or sheriff" and insert in lieu thereof "When the county board acts to implement the provisions of subdivision 1 of this section"

Line 28, after "incumbent" insert the word "elected"

Page 3, line 2, after "perform" insert "some or all of"

Line 3, after "until" insert "four years after"

Line 3, after "of" and before "office" insert "elected"

Line 3, after "would" insert "have"

Line 4, strike "expire" and insert in lieu thereof "expired"

Page 4, line 2, after "This act" strike the remainder of the section and insert in lieu thereof "shall become effective the day next following its final enactment."

Further amend the title as follows:

Page 1, line 3, after "Scott," add "and"

Line 4, strike "and Wright"

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

Pursuant to Rule 56, a roll call vote was taken on the motion to further amend S. F. No. 1497 by striking the word "sheriff" wherever it appears.

There were yeas 4 and nays 9, as follows:

Those who voted in the affirmative were:

Ashbach      Kirchner      Knutson      Humphrey

Those who voted in the negative were:

Chenoweth	Gearty	McCutcheon	North	Stokowski
Doty	Lewis	Milton	Schaaf	

The motion did not prevail.

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

S. F. No. 996: A bill for an act authorizing the village council of St. Francis in Anoka county to enter into a contract for provision of fire protection services.

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

Page 1, line 7, after "Section 1." strike the remainder of line 7 and lines 8, 9, 10, and in line 11 strike "limits of St. Francis. The" and insert in lieu thereof: "Whenever the village of St. Francis shall enter into an agreement to receive fire protection pursuant to Minnesota Statutes, Section 471.59, the"

Amend the title as follows:

Page 1, line 2, strike "authorizing" and insert in lieu thereof "relating to the village of St. Francis; making the provision of Minnesota Statutes, Section 365.18, applicable when"

Line 3, after "county" strike "to enter" and insert in lieu thereof "enters"

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. 249: A bill for an act relating to municipalities; building officials instructional courses; appropriating money.

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 16.861, is amended by adding a subdivision to read:

*Subd. 3a. At convenient places throughout the state, the commissioner shall establish basic and continuing education courses for building officials as defined in Minnesota Statutes 1971, Section 16.84, designed to train, assist and enable building officials to become qualified and certified pursuant to subdivisions 2 and 3 of this section, and to better carry out their responsibilities pursuant to Laws 1971, Chapter 561. The commissioner shall offer basic courses to all building officials before expending any funds on continuing education. The commissioner may establish such courses directly or by contract with governmental agencies or units or educational institutions. Funds appropriated to carry out the purposes of this subdivision may be used to pay the costs of tuition and instruction, travel, lodging and meals for building officials attending such courses, provided that payment may only be made if an application for attendance is made by the municipality or municipalities employing the building official and approved by the commissioner of administration. Two or more municipalities may join together in enrolling building officials in established courses.*

Sec. 2. Minnesota Statutes 1971, Section 16.861, Subdivision 3, is amended to read:

Subd. 3. [CERTIFICATION.] The civil service department of the state of Minnesota with the approval of the commissioner, shall either:

(a) Prepare and conduct oral, written and practical examinations to determine if a person is qualified pursuant to subdivision 2 to be a building official or

(b) Accept documentation of successful completion of programs of training developed by public agencies, as proof of qualification pursuant to subdivision 2. Upon a determination of qualification under either clause (a) or (b) of this section the commissioner shall issue or cause to be issued a certificate to the building official stating that he is so certified. Each person applying for examination and certification pursuant to this section shall pay a fee of \$20. The civil service department and the commissioner or his designee may establish classes of certification that will recognize the varying complexities of code enforcement in the municipalities within the state. Except as provided by subdivision 2, no person shall act as a building official for any municipality unless the civil service department and the commissioner determine that he is so qualified. ~~The civil service department may, with approval of the commissioner, prepare and conduct educational programs designed to train and assist building officials in carrying out their respons-~~

ilities and may institute any such program after July 1, 1972. The commissioner shall reimburse the civil service department for costs of any services performed by them pursuant to Laws 1971, Chapter 561.

Sec. 3. *There is hereby appropriated to the commissioner of administration the sum of \$40,000 to carry out the purposes of this act.*"

Further, amend the title in line 4, before the period insert "; amending Minnesota Statutes 1971, Section 16.861, Subdivision 3, and by adding a subdivision"

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

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

S. F. No. 1170: A bill for an act relating to public welfare; providing for state payment of 50 percent of costs incurred by counties, and not paid by United States, in administering welfare programs; appropriating money.

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

Page 1, line 8, after the period and before "The" insert "To the extent of appropriations available therefor,"

Page 1, line 9, after "expenses" and before "incurred" insert ", approved by the commissioner,"

Page 1, line 12, after "administering" and before "all" insert ", and administrative costs in providing services in connection with,"

Page 1, line 16, strike "department" and insert "commissioner"

Page 1, at the end of line 16, insert "The commissioner shall, pursuant to the administrative procedures act, promulgate rules to implement this act."

Page 1, line 20, after "administering" and before "public" insert ", and administrative costs in providing services in connection with,"

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

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

S. F. No. 1457: A bill for an act relating to public welfare; creating a general assistance program; providing for administration of general assistance by county welfare boards; abolishing the town system of poor relief; providing a penalty; amending Minnesota Statutes 1971, Sections 245.77; 261.04, Subdivision 1; 261.063; 275.09, Subdivision 3; 376.424; 393.01, Subdivision 3; and 393.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 261.01; 261.02; 261.03; 261.05; 261.06; 261.061; 261.064; 261.065;

261.066; 261.067; 261.07; 261.08; 261.10; 261.11; 261.123; 261.124; 261.125; 261.126; 261.14; 261.141; 261.142; 261.143; and 261.26.

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

Page 8, line 24, after "*standards*" and before "*for*" insert "*and levels of payment*"

Page 10, line 18, strike "4" and insert "6"

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

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

S. F. No. 750: A bill for an act relating to taxation; limiting the deductions attributable to farming allowed against Minnesota gross income; amending Minnesota Statutes 1971, Sections 290.09, Subdivision 1; and 290.972, 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:

"Section 1. Minnesota Statutes 1971, Section 290.01, Subdivision 20, is amended to read:

Subd. 20. [GROSS INCOME.] Except as otherwise provided in this chapter, the term "gross income," as applied to corporations includes every kind of compensation for labor or personal services of every kind from any private or public employment, office, position or services; income derived from the ownership or use of property; gains or profits derived from every kind of disposition of, or every kind of dealing in, property; income derived from the transaction of any trade or business; and income derived from any source.

For each of the taxable years beginning after December 31, 1960 and ending prior to January 1, 1971, the term "gross income" in its application to individuals, estates, and trusts, shall mean the adjusted gross income as computed for federal income tax purposes as defined in the Internal Revenue Code of 1954, as amended through December 31, 1970 for the applicable taxable year, with the modifications specified in this section.

(a) Modifications increasing federal adjusted gross income. There shall be added to federal adjusted gross income:

(1) Interest income on obligations of any state other than Minnesota or a political subdivision of any such other state exempt from federal income taxes under the Internal Revenue Code of 1954, as amended through December 31, 1970;

(2) Interest income on obligations of any authority, commission, or instrumentality of the United States, which the laws of the United States exempt from federal income tax, but not from state income taxes;

(3) Income taxes imposed by this state or any other taxing jurisdiction, to the extent deductible in determining federal adjusted gross income and not credited against federal income tax;

(4) Interest on indebtedness incurred or continued to purchase or carry securities the income from which is exempt from tax under chapter 290, to the extent deductible in determining federal adjusted gross income;

(5) Amounts received as reimbursement for an expense of sickness or injury which was deducted in a prior taxable year to the extent that the deduction for such reimbursed expenditure resulted in a tax benefit;

(6) Losses which do not arise from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carry-forwards or carrybacks resulting from such losses, and including any such nonassignable losses which occur prior to the time the individual becomes a resident of the state of Minnesota;

(7) The amount of any federal income tax overpayment for any previous taxable year, received as refund or credited to another taxable year's income tax liability, proportionate to the percentage of federal income tax that was claimed as a deduction in determining Minnesota income tax for such previous taxable year.

The overpayment refund or credit, determined with respect to a husband and wife on a joint federal income tax return for a previous taxable year, shall be reported on joint or separate Minnesota income tax returns. In the case of separate Minnesota returns, the overpayment shall be reported by each spouse proportionately according to the relative amounts of federal income tax claimed as a deduction on his or her separate Minnesota income tax return for such previous taxable year; and

(8) In the case of a move from Minnesota to another state or nation, the amount of moving expenses which exceed total reimbursements and which were therefore deducted in arriving at federal adjusted gross income.

*(9) Expenses and losses arising from a farm which are not allowable under section 290.09, subdivision 29.*

(b) Modifications reducing federal adjusted gross income. There shall be subtracted from federal adjusted gross income:

(1) Interest income on obligations of any authority, commission or instrumentality of the United States to the extent includible in gross income for federal income tax purposes but exempt from state income tax under the laws of the United States;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis for Minnesota income tax purposes than for federal income tax purposes, that does not exceed such difference in basis; but if such gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to fifty per centum of such portion of the gain;

(3) Interest or dividend income on securities to the extent exempt from income tax under the laws of this state authorizing the issuance of such securities but includible in gross income for federal income tax purposes;

(4) Income which does not arise from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20;

(5) Losses, not otherwise reducing federal adjusted gross income assignable to Minnesota, arising from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses;

(6) If included in federal adjusted gross income, the amount of any overpayment of income tax to Minnesota, or any other state, for any previous taxable year, whether such amount is received as a refund or credited to another taxable year's income tax liability;

(7) The amount of any pension or benefit received from the United States or from the state of Minnesota, or any of its subdivisions, which is excluded from gross income under the provisions of section 290.08, subdivision 6; and

(8) The amount of compensation for personal services in the armed forces of the United States or the United Nations which is excluded from gross income under the provisions of section 290.65.

(c) Modifications affecting shareholders of electing small business corporations under section 1372 of the Internal Revenue Code of 1954, as amended through December 31, 1970 or section 290.972 of this chapter.

(1) Shareholders in a small business corporation, which has elected to be so taxed under the Internal Revenue Code of 1954, as amended through December 31, 1970 but has not made an election under section 290.972 of this chapter, shall deduct from federal adjusted gross income the amount of any imputed income from such corporation and shall add to federal adjusted gross income the amount of any loss claimed as a result of such stock ownership. Also there shall be added to federal adjusted gross income the amount of any distributions in cash or property made by said corporation to its shareholders during the taxable year.

(2) In cases where the small business corporation has made an election under section 1372 of the Internal Revenue Code of 1954, as amended through December 31, 1970 but has not elected under section 290.972 of this chapter and said corporation is liquidated or the individual shareholder disposes of his stock and there is no capital loss reflected in federal adjusted gross income because of the fact that corporate losses have exhausted the shareholders basis for federal purposes, such shareholders shall be entitled, nevertheless, to a capital loss commensurate to their Minnesota basis for the stock.

(3) In cases where the election under section 1372 of the Internal Revenue Code of 1954; as amended through December 31, 1970 antedates the election under section 290.972 of this chapter and at

the close of the taxable year immediately preceding the effective election under section 290.972 the corporation has a reserve of undistributed taxable income previously taxed to shareholders under the provisions of the Internal Revenue Code of 1954, as amended through December 31, 1970, in the event and to the extent that such reserve is distributed to shareholders such distribution shall be taxed as a dividend for purposes of this act.

Items of gross income includible within these definitions shall be deemed such regardless of the form in which received. Items of gross income shall be included in gross income of the taxable year in which received by a taxpayer unless properly to be accounted for as of a different taxable year under methods of accounting permitted by section 290.07, except that (1) amounts transferred from a reserve or other account, if in effect transfers to surplus, shall, to the extent that such amounts were accumulated through deductions from gross income or entered into the computation of taxable net income during any taxable year, be treated as gross income for the year in which the transfer occurs, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act, and (2) amounts received as refunds on account of taxes deducted from gross income during any taxable year shall be treated as gross income for the year in which actually received, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act. If a husband and wife have filed a joint federal income tax return and separate Minnesota income tax returns for the same taxable period, amounts received as refunds on account of federal income taxes paid shall be included in gross income in the same ratio as the deductions for federal income taxes were claimed in the separate Minnesota tax returns.

(d) Modification in computing taxable income of the estate of a decedent. Amounts allowable under section 291.07, subdivision 1(2) in computing Minnesota inheritance tax liability shall not be allowed as a deduction in computing the taxable income of the estate unless there is filed within the time and in the manner and form prescribed by the commissioner a statement that the amounts have not been allowed as a deduction under section 291.07 and a waiver of the right to have such amounts allowed at any time as deductions under section 291.07. The provisions of this paragraph shall not apply with respect to deductions allowed under section 290.077 (relating to income in respect of decedents). In the event that the election made for federal tax purposes under section 642(g) of the Internal Revenue Code of 1954, as amended through December 31, 1970 differs from the election made under this paragraph appropriate modification of the estate's federal taxable income shall be made to implement the election made under this paragraph in accordance with regulations prescribed by the commissioner.

Sec. 2. Minnesota Statutes 1971, Section 290.09, is amended by adding a subdivision to read:

*Subd. 29. [DEDUCTIONS ATTRIBUTABLE TO FARMING.]*  
(a) [DEFINITION.] *For purposes of this act, income and gains and expenses and losses shall be considered as "arising from a farm" if such items are received or incurred in connection with*

cultivating the soil, or in connection with raising or harvesting any agricultural or horticultural commodity, including the raising, shearing, feeding, caring for, training, and management of live-stock, bees, poultry, and fur-bearing animals and wildlife, and all operations incident thereto.

(b) [DEDUCTIONS LIMITED.] *Except as provided in this act, expenses and losses arising from a farm shall not be allowed as deductions in excess of income and gains arising from a farm.*

(c) [FARM INCOME DETERMINED SEPARATELY; NO CAPITAL LOSSES OR NET OPERATING LOSSES.] *Individuals, estates, and trusts shall determine their gross income on items arising from a farm separately from items from any other sources. The provisions of the Internal Revenue Code of 1954, as amended through December 31, 1972, Sections 1211 and 1212, relating to capital losses and carryovers and section 172, relating to net operating losses, carrybacks and carryovers, shall not be applicable in respect to items arising from a farm.*

*Taxpayers other than individuals, estates, and trusts shall determine their taxable net income on items arising from a farm separately from items from any other sources. The provisions of section 290.16, relating to capital losses, carrybacks and carryovers, and section 290.095, relating to net operating losses, carrybacks and carryovers, shall not be applicable in respect to items arising from a farm.*

(d) [DEDUCTIONS ALLOWED; CARRYOVER DEDUCTIONS.] *Expenses and losses arising from a farm or farms shall be allowed as deductions up to the amount of the income and gains arising from a farm or farms in any taxable year, plus the amount of non-farm gross income, or taxable net income in the case of a corporation, not to exceed the amount of \$10,000 reduced by the amount by which such non-farm income exceeds the amount of \$10,000. Any remaining balance of such deductions shall be carried forward five years, in chronological order.*

*Current expenses and losses shall be utilized as deductions in any taxable year, to the extent herein allowable, prior to the application of any carryover deductions. In any event, the combined amounts of such current expenses and losses and carryover deductions shall be allowed as deductions up to the amount of the income and gains arising from a farm or farms in any taxable year, plus the amount of non-farm gross income, or taxable net income in the case of a corporation, not to exceed the amount of \$10,000 reduced by the amount by which such non-farm income exceeds the amount of \$10,000.*

Sec. 3. [EFFECTIVE DATE.] *The provisions of this act shall be applicable to taxable years beginning on or after January 1, 1974."*

Amend the title, as follows:

Line 2, strike "taxation" and insert "taxes on and measured by net income"

Line 4, strike "allowed against Minnesota gross income"

Line 6, strike "290.09, Subdivision 1" and insert "290.01, Subdivision 20"

Line 7, strike "290.972" and insert "290.09"

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

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

S. F. No. 479: A resolution memorializing the Congress of the United States to propose a constitutional amendment affirming and protecting the value of human life.

Pursuant to Rule 56, a roll call was taken on the motion of the recommendation to pass. There were yeas 12 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Humphrey	Knutson	McCutcheon	O'Neill
Blatz	Jensen	Lord	Novak	Thorup
Doty	Keefe, J.			

Those who voted in the negative were:

Davies	Perpich, G.	Pillsbury	Schaaf	Tennessee
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Which motion prevailed.

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

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

S. F. No. 753: A bill for an act relating to agricultural lands; regulating the ownership of such lands by certain corporations; providing penalties; repealing Minnesota Statutes 1971, Sections 500.22, Subdivisions 3, 4 and 5; and 500.23.

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

Page 1, line 18, strike the period and insert "; nor shall it include a contract whereby a processor or distributor of farm products or supplies provides spraying, harvesting or other farm services."

Page 2, line 26, after "act" insert "including the normal expansion of such ownership at a rate not to exceed twenty percent, measured in acres, in any five year period, and including additional ownership reasonably necessary to meet the requirements of pollution control regulations"

Page 3, line 5, after the comma insert "wild rice,"

Page 3, line 9, after "act" insert "and the additional acreage required for normal expansion at a rate not to exceed twenty percent in any five year period, and the additional acreage reasonably necessary to meet the requirements of pollution control regulations"

Page 3, after line 9, insert a new clause as follows:

"(g) Future interests, including but not limited to remainder interests following life estates, when acquired as a gift (either by grant or a devise) by an educational, religious or charitable non-profit corporation;"

Renumber the clauses in order.

Page 6, line 19, strike "upon" and insert in lieu thereof: "the day following its"

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. 977: A bill for an act relating to public health and conservation; prohibiting the sale of beverages in containers made of aluminum in certain cases; providing penalties.

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

Page 1, line 9, strike "ten" and insert "fifteen"

Page 1, line 9, after "aluminum" add "by weight"

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. 351: A bill for an act relating to mineral lands; requiring all leases by the state of mineral lands or rights to be approved by the legislature before such leases become effective; amending Minnesota Statutes 1971, Chapter 93, by adding a section.

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

Page 1, line 13, after "lease" and before "of" insert "*or extension of a lease*"

Page 1, line 15, after "executed" and before "without" insert "*or extended*"

Page 1, line 16, after "state." insert "*When the legislature is not in session, in the case of an emergency requiring a mineral lease to be executed or extended before the legislature is next scheduled to be called into session, the lease or lease extension may be executed upon approval of the legislative advisory committee, and no further approval by the legislature is required.*"

Amend the title as follows:

Page 1, line 3, after "leases" and before "by" insert "*and extensions of leases*"

Page 1, line 5, after "leases" and before "become" insert "*and lease extensions*"

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. 1332: A bill for an act relating to flood plain management; amending Minnesota Statutes 1971, Sections 104.01, by adding a subdivision; 104.03, by adding a subdivision; 104.04, Subdivision 3, and by adding subdivisions; and Chapter 104, by adding a section.

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

Page 1, after line 21, insert:

"Sec. 2. Minnesota Statutes 1971, Section 104.03, Subdivision 1, is amended to read:

104.03 [FLOOD PLAINS; COMMISSIONER'S DUTIES; USES OF FLOOD PLAINS.] Subdivision 1. The commissioner shall (a) collect and distribute information relating to flooding and flood plain management; (b) coordinate local, state, and federal flood plain management activities to the greatest extent possible, *and to this end shall encourage the United States army corps of engineers and the United States soil conservation service to make their flood control planning data available to local governmental units for planning purposes, in order to allow adequate local participation in the planning process and in the selection of desirable alternative;* (c) assist local governmental units in their flood plain management activities within the limits of available appropriations and personnel in cooperation with the office of local and urban affairs and the state planning officer; (d) do all other things, within his lawful authority, which are necessary or desirable to manage the flood plains for beneficial uses compatible with the preservation of the capacity of the flood plain to carry and discharge the regional flood. In cooperation with local governmental units, the commissioner shall conduct, whenever possible, periodic inspections to determine the effectiveness of local flood plain management programs, including an evaluation of the enforcement of and compliance with local flood plain management ordinances."

Page 4, line 15, strike "*may*" and insert in lieu thereof "*shall*"

Page 4, line 21, strike "*This additional*"

Page 4, strike lines 22 to 24

Page 4, line 25, strike "*amount whatsoever.*"

Page 6, line 2, after "*upon*" insert "*the day following its*"

Amend the title as follows:

Line 5, after "104.03," insert "Subdivision 1, and"

Renumber the sections in sequence.

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. 1573: A bill for an act relating to municipal industrial development; amending Minnesota Statutes 1971, Sections 474.02, Subdivision 1; 474.03; 474.04; 474.06; and 474.09.

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

Page 2, line 3, reinstate the stricken language

Page 2, line 4, reinstate "~~or used exclusively on~~", and at the end of the line insert the following new language: "*a designated site and solid waste disposal and pollution control equipment, regardless of where located,*"

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

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

#### STATE ZOOLOGICAL BOARD

Steven Balach, 317 99th Avenue, West, Duluth, St. Louis County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Dr. U. S. Seal, 9801 Pillsbury Avenue, South, Bloomington, Hennepin County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Mary Ann Scroggins, 2015 James Avenue, South, Minneapolis, Hennepin County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

Mrs. Norma Hanson, Route 3, Goodridge, Pennington County, appointed effective January 1, 1973, for a term expiring January 1, 1979.

#### STATE BOARD OF ELECTRICITY

Al Seanger, 2616 Cooper Avenue, St. Cloud, Stearns County, appointed effective February 16, 1973, for a term expiring the first Monday in January.

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

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

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

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

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

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

S. F. No. 952: A bill for an act relating to public transit; prohibiting public transit authorities from transporting school children on a regular contract basis.

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

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

S. F. No. 1147: A bill for an act relating to motor vehicles; registration and taxation; providing charges for filing applications; amending Minnesota Statutes 1971, Section 168.33, by adding a subdivision.

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

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

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

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

Page 1, line 18, strike “, but all such vehicles” and insert “. Vehicles”

Line 19, strike “except those”

Line 21, after “shall” strike the remainder of the line.

Strike lines 22 through 30 and insert:

*“not be required to register or display number plates. Vehicles used in general police work shall be registered and shall display passenger vehicle classification license number plates which shall be furnished by the registrar at cost. All other motor vehicles shall be registered and display tax exempt number plates which shall be furnished by the registrar at cost. All vehicles required to display tax exempt number plates shall have the name of the state department or public subdivision on the vehicle plainly printed on both sides”*

Page 2, strike lines 1 and 2

Line 4, after “stroke” insert:

*“; except that each state hospital and institution for the mentally ill and mentally retarded may have one vehicle without the required printing on the sides of the vehicle”*

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

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

S. F. No. 1262: A bill for an act relating to the state college board; authorizing the board to apply and receive federal funds

for the planning and construction of an emergency driving and research facility and for the construction and operation of the facility; appropriating money for the operation and maintenance thereof.

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

Page 1, line 12, strike "and constructing of" and insert ", construction, operating and leasing of"

Page 1, line 13, strike "an"; strike "facility" and insert "facilities"

Page 1, line 17, strike "with prospective users of the center" and insert "to effect the purposes of this act"

Page 1, strike line 25 and insert "purposes specified in this act."

Page 1, line 26, strike "shall be in effect" and insert "is effective"; strike "after" and insert "following"

And further amend the title as follows:

On page 1, line 3, after "apply" and before "and" insert "for"

Page 1, line 4, strike "the planning"

Page 1, strike lines 5, 6 and 7

Page 1, line 8, strike "facility" and insert "a highway safety center"; strike "for the"

Page 1, line 9, strike "operation and maintenance thereof"

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

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

H. F. Nos. 483, 606, 847, 1166, 627, 702, 877, 1158, 1433, 1170, 1171, 1164, 1102, 1187, 23 and 672 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. 877 to the Committee on Education.

H. F. No. 483 to the Committee on Health, Welfare and Corrections.

H. F. Nos. 606, 1158, 627 and 702 to the Committee on Judiciary.

H. F. No. 1433 to the Committee on Metropolitan and Urban Affairs.

H. F. Nos. 847 and 1166 to the Committee on Taxes and Tax Laws.

The following House Files were found identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1170	1238				
1171	1195				
1164	1186				
1102	1144				
1187	1034				

and that the above Senate Files be indefinitely postponed.

The following House Files were found not identical with their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
23	222			672	642

Pursuant to Rule 49 the Committee recommends that H. F. No. 23 be amended as follows:

Page 1, line 14, after "*distribution*" strike "(" and insert "," and in the same line, after "*retail*" strike ")" and insert ","

Page 1, line 15, after "*purchasers*" insert "*who are retailers within the meaning of Minnesota Statutes, Section 325.01, Subdivision 2,*"

Page 1, line 19, before "*other*" strike "(" and insert "," and in the same line, after "*retail*" strike ")" and insert ","

Page 2, strike all of lines 6 through 15 and insert in lieu the following:

"Sec. 2. Minnesota Statutes 1971, Chapter 151, is amended by adding a section to read:

[151.062] [PRICE ADVERTISING AND POSTING.] *Notwithstanding any law, or rule or regulation of the board to the contrary, it shall be lawful for any pharmacy or pharmacist to advertise the price of any prescription drug which is not a controlled substance listed pursuant to Minnesota Statutes, Section 152.02. In order, however, that advertisements permitted under this section shall not encourage the unnecessary use or consumption of prescription drugs, no such advertisement shall contain other than the following information:*

- (a) *The name of the drugs;*
- (b) *The prices at which they are offered for sale by the advertiser;*
- (c) *The name, address and telephone number of the advertiser; and*
- (d) *Professional services reasonably related to the sale, delivery, or proper use of prescription drugs.*

*Further, each pharmacy shall post and maintain in a conspicuous place a list easily read by consumers which shall contain the names and current prices of the 60 prescription drugs most frequently dispensed by such pharmacy based upon the dollar volume of sales."*

Further, amend the title as follows:

Strike all of lines 4 and 5

In line 6, strike "disclosure of prices" and insert "prohibiting certain unfair practices; requiring the posting of certain drug prices"

In lines 7 and 8 of the title strike "Section 151.06, by adding a subdivision" and insert "Chapter 151, by adding sections"

And when so amended, H. F. No. 23 will be identical to S. F. No. 222 and further recommends that H. F. No. 23 be given its second reading and substituted for S. F. No. 222 and S. F. No. 222 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 672 be amended as follows:

Page 3, delete lines 12 through 28

Page 4, delete lines 1 through 5 and insert:

"Sec. 5. [104.35] [MANAGEMENT PLANS; HEARING; ESTABLISHMENT.] Subdivision 1. For each river proposed to be included in the wild and scenic rivers system, the commissioner shall prepare a management plan to preserve and enhance the values that cause the river to be proposed for inclusion in the system with no unnecessary restrictions on those compatible land management practices, such as farming and timber harvesting, as they have customarily been used on the particular tract in the past. The plan shall give primary emphasis to the area's scenic, recreational, historical, scientific, and similar values. The plan shall set forth the proposed classification of the river and segments thereof, and the boundaries of the area along the river to be included within the system. The boundaries shall include not more than 320 acres per mile on both sides of the river. The plan shall include proposed regulations governing the use of public lands and waters within the area, which may differ from any statewide standards and criteria prescribed pursuant to section 4 to the extent necessary to take account of the particular attributes of the area. The plan may include proposed standards and criteria for local land use controls that differ from the statewide standards and criteria adopted pursuant to section 4 of this act to the extent necessary to take account of the particular attributes of the area."

Page 4, line 18, after "river" strike the comma

Page 5, line 23, strike ", and he may acquire also by eminent" and insert a period

Page 5, strike lines 24 and 25

Page 5, strike "classified as wild or scenic."

Page 7, line 7, strike "The commissioner is hereby empowered to adopt any"

Page 7, strike lines 8 through 12

Page 7, after line 17, insert

"Sec. 11. [EFFECTIVE DATE.] The rules and regulations adopted pursuant to this act shall not apply until July 1, 1974."

Further, amend the title in line 8, after "thereof" and before the period, by inserting "; providing penalties"

And when so amended, H. F. No. 672 will be identical to S. F. No. 642 and further recommends that H. F. No. 672 be given its second reading and substituted for S. F. No. 642 and S. F. No. 642 be indefinitely postponed. Amendment adopted.

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. No. 1618, 1535, 910, 903, 899, 826, 1386, 1503, 902, 861, 1476, 849, 612, 541, 1035, 1497, 996, 750, 479, 753, 977, 351, 1332, 1573, 952, 1147 and 795 were read the second time.

#### **SECOND READING OF HOUSE BILLS**

H. F. Nos. 205, 240, 803, 1164, 1171, 1170, 1102, 1187, 23 and 672 were read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Laufenburger moved that the report from the Committee on Transportation and General Legislation reported February 19, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

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

#### **CONFIRMATION**

Mr. Laufenburger moved that in accordance with the report from the Committee on Transportation and General Legislation, reported February 19, 1973, the Senate having advised with, do now consent to and confirm the appointment of:

#### **STATE ARTS COUNCIL**

Dr. Alvin Zelickson, 101 Ardmore Drive, Minneapolis, Hennepin County, appointed effective January 19, 1973, for a term expiring April 1, 1973.

Which motion prevailed. Which appointment was confirmed.

#### **MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Laufenburger moved that the report from the Committee on Transportation and General Legislation reported February 8, 1973, pertaining to appointments be taken from the table. Which motion prevailed.

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



**CONFIRMATION**

Mr. Laufenburger moved that in accordance with the report from the Committee on Transportation and General Legislation, reported February 8, 1973, the Senate having advised with, do now consent to and confirm the appointments of:

**STATE BOARD OF ELECTRICITY**

Cecil Holsing, 461 West Fifth Street, Zumbrota, Goodhue County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1977.

Gordon Gerling, Route 1, Little Falls, Morrison County, appointed effective January 3, 1972, for a term expiring the first Monday of January, 1977.

**REAL ESTATE ADVISORY BOARD**

Roger Sax, 129 Wildwood Avenue, Birchwood, Washington County, appointed effective July 1, 1972, for a term expiring June 30, 1977.

Which motion prevailed. Which appointments were confirmed.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Larson moved that the name of Mr. Lord be shown as chief author to S. F. No. 1250. Which motion prevailed.

Mr. Gearty moved that S. F. No. 1783 be withdrawn from the Committee on Governmental Operations. Which motion prevailed.

Mr. Gearty moved that S. F. No. 1783 be re-referred to the Committee on Judiciary. Which motion prevailed.

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

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

Rev. Amos C. Brown, Chaplain, effective April 2, 1973.

Tim Harty, substituted for Mary Jo Wimmer in the Page classification, effective April 2, 1973.

Jon LaRoque, in the Sergeant classification, effective April 3, 1973.

Jeanne Kerber, substituted for Carol Wold in the Clerk-Typist I classification, effective April 9, 1973.

Arthur Carroll, in the Page classification, effective April 9, 1973.

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

**THIRD READING OF SENATE BILLS**

S. F. No. 488: A bill for an act relating to wild animals; authorizing the confiscation of wild rice, other aquatic vegetation, and wild rice harvesting equipment, in the event of violation of certain laws; amending Minnesota Statutes 1971, Section 97.50, 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 45 and nays 20, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Brown	Hansen, Baldy	Larson	Pillsbury
Berg	Chmielewski	Jensen	Nelson	Renneke
Bernhagen	Dunn	Josefson	Olson, J. L.	Sillers
Blatz	Frederick	Knutson	Patton	Ueland

So the bill passed and its title was agreed to.

### PROTEST AND DISSENT

Pursuant to the provisions of Article IV, Section 16, of the Minnesota Constitution, the undersigned requests that the following dissent and protest be spread on the Journal of the Senate.

The undersigned member of the Senate, dissents and protests the action of the Senate on Senate File No. 488, for the following reasons:

Prior to passage of Senate File No. 488 I advised the Senate that in my opinion it is unconstitutional to exempt any particular race from a criminal statute and that even if it were constitutional, it would not be good legislation. No one disputed the fact that such a classification is unconstitutional and I protest the passage of such laws.

For the above, and other pertinent reasons, the undersigned wishes to make the foregoing a matter of public record and, therefore, call for this dissent to be spread on the pages of the Senate Journal.

Dated: April 9, 1973

(Signed) Carl A. Jensen, Rolf Nelson

### THIRD READING OF SENATE BILLS—CONTINUED

S. F. No. 415: A bill for an act relating to intoxicating liquors; fees for licensing the sale of non-intoxicating malt liquor; amending Minnesota Statutes 1971, Section 340.02, Subdivisions 2 and 3.

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 6, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Hansen, Mel	Kleinbaum	Milton
Arnold	Coleman	Hanson, R.	Knutson	Moe
Ashbach	Conzemius	Hughes	Kowalczyk	Nelson
Bang	Davies	Humphrey	Larson	North
Berg	Doty	Jensen	Laufenburger	Novak
Blatz	Dunn	Keefe, J.	Lewis	Ogdahl
Borden	Fitzsimons	Keefe, S.	Lord	Olhoff
Brown	Gearty	Kirchner	McCutcheon	Olson, A. G.

Olson, H. D.	Perpich, A. J.	Renneke	Spear	Thorup
Olson, J. L.	Perpich, G.	Schaaf	Stassen	Ueland
O'Neill	Pillsbury	Sillers	Stokowski	Wegener
Patton	Purfeerst	Solon	Tennessen	Willet

Those who voted in the negative were:

Bernhagen	Frederick	Hansen, Baldy	Josefson	Schrom
Chmielewski				

So the bill passed and its title was agreed to.

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

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 43 and nays 23, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kirchner	Ogdahl	Schaaf
Arnold	Gearty	Kleinbaum	Olhoft	Solon
Bang	Hansen, Mel	Kowalczyk	Olson, A. G.	Spear
Borden	Hanson, R.	Larson	Olson, H. D.	Stassen
Chenoweth	Hughes	Lewis	Olson, J. L.	Stokowski
Coleman	Humphrey	Lord	O'Neill	Tennessen
Conzemius	Jensen	McCutcheon	Perpich, A. J.	Thorup
Davies	Keefe, J.	Milton	Perpich, G.	
Doty	Keefe, S.	North	Pillsbury	

Those who voted in the negative were:

Ashbach	Chmielewski	Knutson	Patton	Ueland
Berg	Dunn	Laufenburger	Purfeerst	Wegener
Bernhagen	Frederick	Moe	Renneke	Willet
Blatz	Hansen, Baldy	Nelson	Schrom	
Brown	Josefson	Novak	Sillers	

So the bill passed and its title was agreed to.

S. F. No. 1010: A bill for an act relating to public welfare; extending the period during which a medical assistance lien may be filed; amending Minnesota Statutes 1971, Section 393.10, 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kirchner	Novak	Schaaf
Arnold	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Knutson	Olhoft	Sillers
Berg	Gearty	Kowalczyk	Olson, A. G.	Solon
Bernhagen	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	Josefson	Moe	Pillsbury	Wegener
Davies	Keefe, J.	Nelson	Purfeerst	Willet
Doty	Keefe, S.	North	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 942: A bill for an act relating to counties; authorizing county boards to annually appropriate money as a contingent fund for use by the members of the board for incidental costs and expenses.

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 10, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berg	Conzemius	Keefe, S.	North	Olson, J. L.
Bernhagen	Doty	Lewis	Novak	Tennessee

So the bill passed and its title was agreed to.

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

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 48 and nays 18, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Lewis	Olson, H. D.	Solon
Arnold	Frederick	Lord	O'Neill	Spear
Borden	Gearty	McCutcheon	Patton	Stassen
Chenoweth	Hansen, Baldy	Milton	Perpich, A. J.	Stokowski
Chmielewski	Hanson, R.	Moe	Perpich, G.	Tennessee
Coleman	Hughes	North	Purfeerst	Thorup
Conzemius	Humphrey	Novak	Renneke	Wegener
Davies	Keefe, S.	Ogdahl	Schaaf	Willet
Doty	Kleinbaum	Olhoft	Schrom	
Dunn	Laufenburger	Olson, A. G.	Sillers	

Those who voted in the negative were:

Ashbach	Blatz	Josefson	Kowalczyk	Pillsbury
Bang	Brown	Keefe, J.	Larson	Ueland
Berg	Hansen, Mel	Kirchner	Nelson	
Bernhagen	Jensen	Knutson	Olson, J. L.	

So the bill passed and its title was agreed to.

S. F. No. 425: A bill for an act relating to the state; authorizing the sale of certain state lands to, and the development of that land for industrial purposes by, the city of Owatonna; amending Laws 1965, Chapter 216, Section 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 29 and nays 33, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

So the bill failed to pass.

### RECONSIDERATION

Mr. Frederick moved that the vote whereby S. F. No. 425 failed to pass the Senate on April 9, 1973, be now reconsidered. Which motion prevailed.

Mr. Frederick moved that S. F. No. 425 be returned to the top of General Orders. Which motion prevailed.

### THIRD READING OF HOUSE BILL

H. F. No. 626: A bill for an act relating to courts; increasing the limitation on salaries of court reporters in certain districts; providing for court reporters cost-of-living salary increases; increasing the allowable charge for transcripts; amending Minnesota Statutes 1971, Sections 486.05; and 486.06.

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 3, as follows:

Those who voted in the affirmative were:

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

Patton	Purfeerst	Solon	Tennessen	Willet
Perpich, A. J.	Renneke	Spear	Thorup	
Perpich, G.	Schaaf	Stassen	Ueland	
Pillsbury	Sillers	Stokowski	Wegener	

Messrs. Dunn; Hansen, Baldy and Schrom voted in the negative.

So the bill passed and its title was agreed to.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 1249: A bill for an act authorizing the village of Rushford to establish cartways in the manner prescribed for establishing town roads.

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

So the bill passed and its title was agreed to.

S. F. No. 1028: A bill for an act relating to employees of the fire department of the city of Cloquet; transferring the active employees to the public employees police and fire fund and establishing trust for retired employees.

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.	Novak	Schaaf
Arnold	Dunn	Kirchner	Ogdahl	Schrom
Ashbach	Fitzsimons	Kleinbaum	Olhott	Solon
Bang	Frederick	Knutson	Olson, A. G.	Spear
Berg	Gearty	Kowalczyk	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	Milton	Perpich, G.	Wegener
Chmielewski	Jensen	Moe	Pillsbury	Willet
Coleman	Josefson	Nelson	Purfeerst	
Conzemius	Keefe, J.	North	Renneke	

Mr. Doty voted in the negative.

So the bill passed and its title was agreed to.

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.

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

So the bill passed and its title was agreed to.

H. F. No. 739: A bill for an act authorizing Independent School District No. 728, Elk River, to issue bonds in excess of the limitation prescribed by Minnesota Statutes, Section 475.53.

Was read the third time.

With the unanimous consent of the Senate, Mr. Dunn moved to amend H. F. No. 739, the printed bill, as follows:

Page 1, line 6, after "that" insert "if"

Which motion prevailed. So the amendment was adopted.

H. F. No. 739 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

Mr. Chenoweth moved that H. F. Nos. 78, 425, 1137, 1130, 610, 362 and 263 on Calendar of Ordinary Matters, be stricken and returned to the top of General Orders. Which motion prevailed.

#### GENERAL ORDERS

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

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Berg reported that the committee had considered S. F. Nos. 557 and 1149, also H. F. Nos. 1102, 1084 and 1268, which the committee recommends to pass.

S. F. No. 282, which the committee recommends to pass with the following amendments offered by Mr. Keefe, S.:

On page 2, after line 1, add the following:

"Subd. 2. Vehicles used at off highway work sites and traveling on the highway at a safe speed under prevailing conditions considering the limitations on the tires of the vehicle specified in subdivision 1 of this section, are exempt from this section"

Renumber the remaining subdivision

And:

Page 1, line 15, strike "2/32" and insert "1/32"

Page 1, line 18, before the period insert "; provided that this clause shall not pertain to tires that are manufactured without a tread design"

H. F. No. 225, which the committee recommends to pass with the following amendment offered by Mr. Chenoweth:

Mr. Chenoweth moved to amend the amendment to H. F. No. 225, adopted by the Senate April 2, 1973, as follows:

Page 1 of the amendment, strike line 10

Page 1, line 11, strike "690, as amended,"

Page 1 of the amendment, line 30, before "are" insert "*and Laws 1959, Chapter 690, Section 1, and Section 2 as amended by Laws 1963, Chapter 729, Section 1, as amended by Laws 1971, Chapter 599, Section 1*"

Further, amend the title of H. F. No. 225 by striking it in its entirety and inserting in lieu thereof:

"A bill for an act relating to municipal corporations; powers; providing for severance pay to employees; amending Minnesota Statutes 1971, Chapter 465, by adding a section; repealing Laws 1959, Chapter 690, Section 1, and Section 2 as amended; and Laws 1965, Chapters 621 and 690."

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

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 12:00 o'clock noon, Wednesday, April 11, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.